

MINUTES
Planning and Zoning Minutes
May 22, 2019
6:30 P.M.
Government Center
6601 Main Street, Miami Lakes, FL 33014

1. Call to Order:

Chairman Robert Julia called the meeting to order at 6:30 p.m.

2. Roll Call:

The Deputy Town Clerk, Nicole Cuellar, called the roll with the following Board Members being present: Raul De La Sierra, Juan Carlos Fernandez, Avelino Leoncio, Mariam Yanes, Vice Chairman Lynn Matos and Chairman Robert Julia.

3. Pledge of Allegiance/Moment of Silence:

Chairman Julia led the Pledge of Allegiance and the Invocation.

4. Approval of Minutes:

- April 17, 2019 Planning and Zoning Meeting minutes

Board Member Senra made a motion to approve the minutes. Board Member De la Sierra seconded the motion and all present were in favor.

5. Business Requiring Board Action:

B. AN ORDER OF THE PLANNING AND ZONING BOARD OF THE TOWN OF MIAMI LAKES, FLORIDA, PURSUANT TO SECTION 13-305(f)(1) OF THE TOWN OF MIAMI LAKES LAND DEVELOPMENT CODE; DENYING A VARIANCE REQUEST FROM SECTION 13-1508 TO PERMIT A DRIVEWAY TO EXCEED BY 10 FEET THE MAXIMUM ALLOWABLE DRIVEWAY APPROACH WIDTH OF 20 FEET FOR A TOTAL 30 FEET WIDTH AT THE SIDEWALK, FOR THE PROPERTY LOCATED AT 14850 DADE PINE AVENUE, MIAMI LAKES, FLORIDA, IN THE RU-1 ZONING DISTRICT; PROVIDING FINDINGS; PROVIDING FOR DENYING THE REQUEST; PROVIDING FOR APPEAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Deputy Town Attorney, Lorenzo Cobiella, read the Quasi-Judicial and the title of the ordinance into the record.

The Deputy Town Clerk swore in those wishing to speak.

Susana Alonso, Principal Town Planner, explained and answered questions regarding the ordinance.

Mr. Armando Bernal the Applicant, presented his request and answered questions posed by the Board.

Board Member Leoncio motioned to deny Staff's proposal with the condition to split the driveway in between with a five foot divider (median). Board Member Raul de la Sierra seconded the motion. After some discussion, Board Member Leoncio said that he wanted to withdraw his motion. The Town Attorney advised that it was better to vote on the motion because once the motion was seconded, the motion belongs to the Board. He also advised that if the motion does not pass, a new motion could be formulated. The motion did not pass; a voice vote was done and all Board Members voted in opposition.

Board Member Yanes made a motion to approve the variance and allow the driveway as is, as requested by the Applicant. The motion was seconded by Board Member Leoncio. The Deputy Town Clerk called the roll and the motion passed 6-1, with Board Member Fernandez voting in opposition.

The Deputy Clerk called the roll on the motion as amended and all present were in favor.

C. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE", AT ARTICLE XI, "FEES", AT SECTION 13-2102, RELATING TO VARIANCE APPLICATION FEES; REQUIRING ALL VARIANCE APPLICATIONS TO BE COST RECOVERY AND PROVIDING FOR INITIAL DEPOSITS; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Deputy Town Attorney, Lorenzo Cobiella, explained that this Ordinance would be deferred to the July P&Z meeting.

D. AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, RELATING TO PARKING OF COMMERCIAL VEHICLES; AMENDING CHAPTER 13, "LAND DEVELOPMENT CODE", AT ARTICLE VI, "SUPPLEMENTARY REGULATIONS", PROVIDING FOR FINDINGS OF FACT, INTENT AND PURPOSE; PROVIDING FOR DEFINITIONS AND CATEGORIES; PROVIDING FOR PARKING REGULATIONS; PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Chairman Julia read the title of the Ordinance into the record.

Susana Alonso, Principal Town Planner, explained the Ordinance and the Staff report.

Chairman Julia made a motion to approve the Ordinance but with the deletion of the word recreational in the Subsection 131607B. The motion was seconded by Board Member Fred Senra and all were in favor.

6. Director's Report:

Susana Alonso gave an update on the applicant from the April P&Z meeting, "Tutor Me School", and she stated that the Applicant found a different location. Also, she stated the Town Council approved the Street Sideyard Patios in RU-1Z lots at 3 feet, in the April P&Z Board Meeting.

7. Adjournment:

There being no further business to come before the Board, the meeting adjourned at 7:46 P.M.

Approved this 24th day of July, 2019.

Robert Julia
Chairman

Attest:

Gina M. Inganzo
Town Clerk