

TOWN OF MIAMI LAKES, FLORIDA

**MINUTES
PLANNING AND ZONING BOARD MEETING
November 19, 2013
6:30 p.m.
Government Center
6601 Main Street Miami Lakes, FL 33014**

1. CALL TO ORDER:

Board Member Ameli Padron Fragetta called the meeting to order at 6:41 p.m.

2. ROLL CALL:

Town Clerk, Marjorie Tejeda-Castillo, called the roll and the following Board Members were present: Avelino Leoncio, Fred Senra, Ameli Padron-Fragetta and Edric Valdes.

3. PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE:

Interim Chairwoman Padron-Fragetta, led the Pledge of Allegiance and called for a moment of silence.

4. APPROVAL OF MINUTES:

A. Approval of Minutes

Board Member Senra made a motion to accept the minutes from July 16, 2013. The motion received a second from Board Member Leoncio and all were in favor. Board Member Valdes recused himself.

5. BUSINESS REQUIRING BOARD ACTION:

QUASI-JUDICIAL PUBLIC HEARINGS - Please be advised that the following items on the Board's agenda are quasi-judicial in nature. An opportunity for persons to speak on each item will be made available after the applicant and staff have made their presentations on each item. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you do not wish to be either cross-examined or sworn, your testimony will be given its due weight. The general public will not be permitted to cross-examine witnesses, but the public may request the Board to ask questions of staff or witnesses on their behalf. Persons

representing organizations must present evidence of their authority to speak for the organization. Any person presenting documents to the Board should provide the Town Clerk with a minimum of 10 copies. Further details of the quasi-judicial procedure may be obtained from the Clerk.

A. HEARING NUMBER: VARH2013-0010

APPLICANT: Stephen Joseph Schaffer

FOLIO: 32-2015-008-0250

LEGAL DESCRIPTION: Lot 25, Block 15, of "Third Addition to Royal Oaks", Plat Book 130, Page 64.

LOCATION: 8015 NW 164th Terrace Miami Lakes, FL 33016

Town Attorney, Steve Geller, read the Quasi-Judicial Procedures into the record.

Town Clerk, Marjorie Tejeda-Castillo, swore in anyone wishing to speak.

Brandon Schaad, Senior Planner of the Town of Miami Lakes, presented staff's recommendation and answered questions posed by the Board.

Chairwoman Padron-Fragetta opened the public hearing.

Applicant, Mrs. Schaffer, spoke on behalf of the item.

Juan Segaride, applicant's engineer, spoke in favor of the variance.

There being no one else wishing to speak, the public hearing was closed.

Board Member Leoncio made a motion to deny variance request #3 and to approve the variance requests #1, #2, #4 and #5 with the following conditions: that the existing fence beyond the top of the slope be relocated to the edge of the existing decking; to allow a nine and forty-eight one-hundredths feet (9.48') wide walkway in the required side yard (on the West side of the property), to allow a three and one half foot (3.5') wide walkway in the required side yard (on the East side of the property), and to allow a walkway in the required side yard one and twenty-two one hundredths feet (1.22') from the east property line. The motion was seconded by Board Member Valdes. The Town Clerk called the roll and all were in favor.

**B. AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA,
AMENDING ARTICLE II, SECTION 13-203, PLANNING AND ZONING**

BOARD, AMENDING ARTICLE III, SECTION 13-3110, APPEALS, AMENDING ARTICLE XI, SECTION 13-2102, APPLICATION FEES FOR PLANNING ASND ZONING APPROVALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Brandon Schaad, Senior Planner of the Town of Miami Lakes, presented the item and answered questions posed by the Board.

Board Member Senra made a motion recommending the Town Council not to adopt the proposed Ordinance. The motion was seconded by Board Member Valdes and all were in favor.

6. DIRECTOR'S REPORT:

No Director's Report.

7. ADJOURNMENT:

There being no further business to come before the Board, the meeting adjourned at 8:00 p.m.

Approved this 17th day of Dec, 2013.


Ameli Padron-Fragetta, Chairwoman

Attest:


Marjorie Tejada-Castillo, Town Clerk