

TOWN COUNCIL MEETING - ZONING

May 17, 2005

Miami Lakes Middle School

6425 Miami Lakeway North

Miami Lakes, Florida 33014

1. **CALL TO ORDER:** The Mayor called the meeting to order at 9:36 p.m.
2. **ROLL CALL:** In addition to the Mayor, present were Councilmember Pizzi, Councilmember Collins, Councilmember Simon, Councilmember Thomason. Vice Mayor Alonso and Councilmember Meador were absent.
3. **APPROVAL OF MINUTES:**

There was a motion to accept the minutes of the April 19, 2005 zoning meeting. It was seconded and all were in favor.

4. ORDINANCES - FIRST READING - PUBLIC HEARING:

Town Attorney, Michael Marrero read the proposed ordinance as follows:

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, PERTAINING TO THE LAND DEVELOPMENT CODE; AMENDING CHAPTER 33, ARTICLE XVA, RU-TH TOWNHOUSE DISTRICT; PROVIDING FOR PURPOSE AND INTENT, DEFINITIONS, PERMITTED USES, DEVELOPMENT REGULATIONS, SITE PLAN REVIEW; MAINTENANCE OF COMMON AREA, PLATTING REQUIREMENTS AND TREES; ALL AS INCLUDED IN EXHIBIT "A" HEREIN; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Councilmember Collins made a motion to adopt as amended at the LPA meeting. It was seconded by Councilmember Pizzi.

The Mayor asked if there was any member of the audience wishing to speak at this public hearing. There were none.

The Clerk called the role and all were in favor with Vice Mayor Alonso and Councilman Meador absent.

5. NON-USE VARIANCE – PUBLIC HEARING:

Town Attorney, Michael Marrero gave information about this quasi-judicial hearing, also stating that agendas are available, asking anyone wishing to speak to fill out a card and that their testimony will be under oath. He explained the lobbyist registration requirement. The Mayor requested that the Town Clerk give the oath to those present and intending to speak. Town Attorney, Michael Marrero read the resolution as follows:

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, APPROVING A VARIANCE FILED IN ACCORDANCE WITH DIVISION 3.5 OF THE TOWN LAND DEVELOPMENT CODE TO WAIVE SECTION 4.2(E) OF THE LAND DEVELOPMENT CODE WHICH REQUIRES A REAR SETBACK OF 25' IN ORDER TO CONSTRUCT AN ATTACHED CANOPY/TERRACE WITH A REAR SETBACK OF 17'-11" IN THE REAR OF THE EXISTING SINGLE FAMILY RESIDENCE LOCATED AT 8977 N.W. 169TH STREET, MIAMI LAKES, FLORIDA; PROVIDING FINDINGS; PROVIDING FOR APPROVAL; PROVIDING CONDITIONS OF APPROVAL; PROVIDING FOR APPEAL; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Manager, Alex Rey asked Town Planner, Armando Valdes to explain. Mr. Valdes requested that the applicant be given the opportunity to defer their request to another meeting since passage will require five votes and there were just five members of the Council in attendance. The Mayor explained that the applicant could make that request any time during the process. The Town Planner explained the details of the request and the suggested conditions of approval. The Mayor stated that he agreed with the conditions as set. There were no public comments. Councilman Thomson voiced his concerns about precedent setting. Councilmember Pizzi, Councilmember Simon and Councilmember Collins all spoke in favor.

Councilmember Collins made a motion for the approval of the variance with the conditions. It was seconded by Councilmember Pizzi. The Town Clerk called the roll and all were in favor with Vice Mayor Alonso and Councilmember Meador being absent.

There being no further business to come before the Council, the meeting adjourned at 9:55 p.m.

Approved this 21st day of June, 2005.

Wayne Slaton
Wayne Slaton, Mayor

Attest:

Debra Eastman
Debra Eastman, MMC
Town Clerk