

12.10.08 Verbatim Excerpts of PZB Meeting Minutes

Exhibit C

17

1 MS. HERNANDEZ: Right.
2 CHAIRMAN KORGE: So why would there
3 be anything in here dealing with your
4 final -- you as final authority?
5 MS. HERNANDEZ: Because only on
6 specific -- there are certain specific
7 legal issues that are raised by the
8 Code, and then what happens is, if they
9 stick just to the legal issue, then they
10 can go into court and appeal it, you
11 know, just like at the County, just like
12 at the City of Miami, and the other
13 cities. But what's happening is, we're
14 seeing that because we didn't put in
15 what the remedy was once the City
16 Attorney's Office ruled on the legal,
17 what they were doing was getting
18 piecemeal information from our office,
19 then going back to Staff, then coming
20 back to Legal, and we just want that to
21 stop.
22 CHAIRMAN KORGE: Okay.
23 MS. HERNANDEZ: Thank you.
24 CHAIRMAN KORGE: Any more
25 discussion? Is there a motion?

18

1 MR. FLANAGAN: I'll move it.
2 CHAIRMAN KORGE: Second?
3 MR. AIZENSTAT: Yes.
4 CHAIRMAN KORGE: It's been seconded
5 by Bibi.
6 Any discussion? None?
7 Let's call the roll.
8 MS. HERNANDEZ: Bibi Aizenstat?
9 MR. AIZENSTAT: Yes.
10 MS. HERNANDEZ: Robert Behar?
11 MR. BEHAR: Yes.
12 MS. HERNANDEZ: Jeff Flanagan?
13 MR. FLANAGAN: Yes.
14 MS. HERNANDEZ: Tom Korge?
15 CHAIRMAN KORGE: Yes.
16 Number 9, Item Number 9, Zoning
17 Code Text Amendment, Article 8,
18 "Definitions," relating to the
19 definition of "Family" to reflect the
20 appropriate constitutional requirements.
21 MS. ALFONSIN: It is by adding into
22 the definition of Article 8, "Family,"
23 adding that three or less persons that
24 are unrelated may also live in
25 single-family residences.



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1 CHAIRMAN KORGE: What does it
2 provide now?
3 MS. ALFONSIN: Now it provides that
4 one or more persons occupying a single
5 residential unit when all members are
6 related by blood, adoption, marriage or
7 foster care. It did not have any
8 section talking about unrelated people.
9 In our old Code, before January of
10 2007, we did, in fact, have a section
11 that said three or more -- more than
12 three unrelated people are not allowed
13 to live in single-family residential
14 areas.
15 CHAIRMAN KORGE: Okay. Any
16 discussion on this, any questions?
17 Is there a motion to approve?
18 MR. FLANAGAN: Moved.
19 CHAIRMAN KORGE: A second?
20 MR. BEHAR: Second.
21 CHAIRMAN KORGE: Seconded. Any
22 more discussion? None?
23 Let's call the roll on this one,
24 please.
25 MS. HERNANDEZ: Robert Behar?

20

1 MR. BEHAR: Yes.
2 MS. HERNANDEZ: Jeff Flanagan?
3 MR. FLANAGAN: Yes.
4 MS. HERNANDEZ: Bibi Aizenstat?
5 MR. AIZENSTAT: Yes.
6 MS. HERNANDEZ: Tom Korge?
7 CHAIRMAN KORGE: Yes.
8 Item Number 10, Zoning Code Text
9 Amendment, Article 8, Division 19,
10 "Signs."
11 MS. ALFONSIN: This, again, goes to
12 the constitutionality of signs on --
13 political signs on residential
14 properties, and we have been following
15 the Miami-Dade County ordinance and we
16 wanted to have something in place in the
17 City's ordinance.
18 It also goes beyond that by giving
19 a duration period for the maintaining of
20 signs, both in campaign headquarters and
21 in residential properties.
22 CHAIRMAN KORGE: Does this
23 generally conform to the County
24 ordinance?
25 MS. ALFONSIN: Yes, it does.

