

Page 101

1 I find E is a, yes -- or 5 is a, yes, and
 2 six is a, no. So I find four -- that's why I
 3 asked the question. I find four out of the six
 4 of the criteria were met. So I would second
 5 the motion.
 6 MR. LEEN: Mr. Bellin, do you agree with
 7 those four, I would ask, as part of your
 8 motion? Are those the four that you would
 9 find?
 10 MR. BELLIN: I wouldn't agree with the
 11 four, no. I would agree with three.
 12 MR. LEEN: It's out of order, though, Mr.
 13 Bellin. You can't make a motion based on three
 14 out of six. It violates the Code.
 15 MR. BELLIN: Then I'll withdraw my motion.
 16 MR. RODRIGUEZ: How about if I make the
 17 motion for approval, based on my finding that
 18 four out of six criteria have been met?
 19 MS. MENENDEZ: Is there a second?
 20 MR. WU: Can I clarify that? Is that based
 21 on the condition, Number 1, to release the
 22 covenant? Would that be the ultimate
 23 condition, is to release the covenant?
 24 MR. RODRIGUEZ: Yes.
 25 MR. WU: And Number 2, the applicant has

Page 102

1 disagreed to condition Number 2, that the homes
 2 face San Vicente, do you take a position?
 3 MR. RODRIGUEZ: I take no position on that.
 4 MR. LEEN: On Number 2? I thought you said
 5 that you didn't --
 6 MR. RODRIGUEZ: No. No. I'm sorry, that's
 7 not what you said. You were asking about where
 8 the homes would face.
 9 MR. RODRIGUEZ: Correct.
 10 MR. LEEN: Okay. I'm sorry.
 11 MR. WU: Do you agree with the applicant or
 12 do you agree with Staff? I just want to
 13 clarify how the condition is written.
 14 MR. RODRIGUEZ: I'm sorry, you're talking
 15 about a Staff recommendation --
 16 MR. WU: Yes.
 17 MR. RODRIGUEZ: Okay. I would go along
 18 with the Staff's recommendation.
 19 MR. LEEN: But your motion finds that four
 20 of the six exist and you've stated those four,
 21 and your motion includes Staff's conditions?
 22 MS. MENENDEZ: Right.
 23 MR. LEEN: Okay.
 24 MR. WU: Plus releasing the covenant.
 25 MR. LEEN: With the condition that the

Page 103

1 covenant be released.
 2 MS. MENENDEZ: Is there a second?
 3 MR. PEREZ: So is the motion to comply with
 4 all of Staff's recommendation or just the ones
 5 fronting San Vicente?
 6 MS. MENENDEZ: All of them.
 7 MR. PEREZ: All of them.
 8 I would second it.
 9 MS. MENENDEZ: Can you call the roll,
 10 please?
 11 THE SECRETARY: Anthony Bello?
 12 MR. BELLO: Yes.
 13 THE SECRETARY: Maria Menendez?
 14 MS. MENENDEZ: No.
 15 THE SECRETARY: Alberto Perez?
 16 MR. PEREZ: Yes.
 17 THE SECRETARY: Frank Rodriguez?
 18 MR. RODRIGUEZ: Yes.
 19 THE SECRETARY: Marshall Bellin?
 20 MR. BELLIN: Yes.
 21 MR. GARCIA-SERRA: Thank you very much. We
 22 appreciate it. Have a good night.
 23 MR. WU: Just for the record, the motion
 24 fails on a three-two vote.
 25 MR. LEEN: I thought there were four. It

Page 104

1 was four to one.
 2 MR. WU: I'm sorry, four-one. Motion
 3 passes four-one.
 4 MR. GARCIA-SERRA: I would thank you
 5 nonetheless either way. Thank you very much.
 6 Have a good night.
 7 MS. MENENDEZ: Okay. I think we have one
 8 last item. Charles, can you read it into the
 9 record?
 10 MR. WU: Yes, Madam Chair. This is Item
 11 Number 8, an Ordinance of the City Commission
 12 of Coral Gables, Florida requesting conditional
 13 use with site plan review pursuant to Zoning
 14 Code Article 3, "Development Review," Division
 15 4, "Conditional Uses" and Article 4, "Zoning
 16 Districts," Division 2, "Overlay and Special
 17 Purpose Districts," Section 4-204, "Special Use
 18 District," for an amendment to an approved site
 19 plan and previous conditions of approval,
 20 Ordinance 2009-47, for an existing country club
 21 located within a Special Use zoning district,
 22 for the property commonly referred to as the
 23 "Coral Gables Country Club," and as legally
 24 described as Lots 1-9 and Lots 37-39, Block 32,
 25 Coral Gables Section B, that's at 997 North