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1 MR. TORRE: Here's where I'm lost, okay.  
 2 There's a Noise Ordinance that applies in  
 3 certain places of the City. I know a place,  
 4 that sits next to another place, and the noise  
 5 is very objectionable to one party, totally a  
 6 problem. The police gets called. Finally the  
 7 Chief comes by and says, "You either be quiet  
 8 or I'm going to shut you down." Under what  
 9 terms can he shut them down? It's Zoning. All  
 10 he can do is say, you're not following the  
 11 Zoning Code, I'm going to shut you down.  
 12 What does that mean? Until I know what  
 13 that means, I can't tell you I'm going to go  
 14 beyond that and give more power or less power.  
 15 What does that mean?  
 16 MR. TRIAS: You may recall the noise  
 17 discussion. We had a scientist here playing  
 18 noise and explaining, this is noise, et cetera.  
 19 You can endlessly micromanage. I think that,  
 20 at the end of the day, you know, my only advice  
 21 to you is that we need a document that is  
 22 practical and can be used. We cannot list --  
 23 it's impossible to list all of the possible  
 24 uses. That's just not realistic.  
 25 MR. BEHAR: You can't.

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1 order, that's the choice of the Board.  
 2 MR. BEHAR: There's a motion to deny and a  
 3 second.  
 4 MR. COLLER: Right now there's a motion to  
 5 deny.  
 6 MR. WITHERS: Yeah.  
 7 CHAIRMAN AIZENSTAT: Any other discussion?  
 8 Call the roll, please.  
 9 THE SECRETARY: Robert Behar?  
 10 MR. BEHAR: Yes.  
 11 THE SECRETARY: Claudia Miro?  
 12 MS. MIRO: Yes.  
 13 THE SECRETARY: Luis Revuelta?  
 14 MR. REVUELTA: Yes.  
 15 THE SECRETARY: Venny Torre?  
 16 MR. TORRE: Yes.  
 17 THE SECRETARY: Chip Withers?  
 18 MR. WITHERS: Yes.  
 19 THE SECRETARY: Eibi Aizenstat?  
 20 CHAIRMAN AIZENSTAT: Yes.  
 21 Next is E-5. Let's get moving.  
 22 MR. COLLER: Item E-5, an Ordinance of the  
 23 City Commission of Coral Gables, Florida  
 24 providing for a text amendment to the City of  
 25 Coral Gables Official Zoning Code by amending

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1 CHAIRMAN AIZENSTAT: We have a motion.  
 2 MS. MIRO: I just wanted to put on the  
 3 record that I'm all for giving the City more  
 4 tools to be able to do their job, but I would  
 5 have felt more comfortable if they had a  
 6 laundry list of, hey, this is an issue. But  
 7 you're coming to me and you're telling me this  
 8 is a once in a blue moon, and, then, you  
 9 know -- you should have had that information to  
 10 be ready to answer those questions as to why,  
 11 you know, we're doing this, so that we don't  
 12 have to ask the City Attorney why she's, you  
 13 know, asking for this.  
 14 CHAIRMAN AIZENSTAT: We have a motion. Is  
 15 a there a second?  
 16 MR. WITHERS: I'll second it.  
 17 CHAIRMAN AIZENSTAT: Chip seconds. Any  
 18 further discussion?  
 19 MR. WITHERS: Oh, one last thing, I think  
 20 it's a good idea what Venny said, though, of  
 21 the City Attorney coming and saying what was  
 22 the impetus to move this forward, is there an  
 23 issue out there that we're not aware of. I  
 24 mean, I don't know how the rest of you feel.  
 25 MR. COLLER: A motion to defer is always in

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1 Article 14, "Process," Section 14-103.2,  
 2 "Membership; Terms; Vacancies; Removal," to  
 3 allow certain percentage of the Board of  
 4 Architects members to not be residents or have  
 5 their principal place of business in the City  
 6 of Coral Gables; providing for severability,  
 7 repealer, codification, and an effective date.  
 8 MR. TRIAS: Mr. Chairman, currently the  
 9 Board of Architects has at least seven members  
 10 and they all need to be residents or have their  
 11 place of business in the City of Coral Gables.  
 12 This amendment says that no less than five of  
 13 the members will have to be residents or have  
 14 their principal place of business in the City,  
 15 and the idea is that that may open up the  
 16 membership more widely than right now.  
 17 CHAIRMAN AIZENSTAT: So two would be able  
 18 to be from the outside.  
 19 MR. TRIAS: Two or more, because we could  
 20 add more.  
 21 MR. BEHAR: I think this is a very good  
 22 idea. I think that it gives us the ability to  
 23 bring other architects to the Board, that may  
 24 not be residing or practicing in Coral Gables.  
 25 I think this is good.

1 CHAIRMAN AIZENSTAT: Do we have any  
 2 speakers?  
 3 THE SECRETARY: No.  
 4 CHAIRMAN AIZENSTAT: No speakers? I'll  
 5 close it for public comment.  
 6 Chip.  
 7 MR. WITHERS: I'm going to defer it to the  
 8 distinguished colleagues to my right that deal  
 9 with this day to day, because I have really no  
 10 opinion on this, because I don't know what the  
 11 advantages or disadvantages are. I understand  
 12 the advantage, that bringing in outside views  
 13 is good. I understand that we might need more  
 14 physical bodies. That's good.  
 15 MR. BEHAR: And, Chip, I think that's  
 16 probably one of the reasons, to be able to  
 17 bring more, you know, opportunities, that not  
 18 to just limit -- because you have the same  
 19 Board Member year after year to serve, because  
 20 there's not a bigger pool.  
 21 MR. TRIAS: And the members are appointed  
 22 by the City Manager, by the way.  
 23 CHAIRMAN AIZENSTAT: Say that again,  
 24 please.  
 25 MR. TRIAS: The members are appointed by

1 something. So I hear what you're saying about,  
 2 you know, opening up the pool to a larger, I  
 3 guess, talent of architects, right, but at the  
 4 same time, I also wanted to say that I think  
 5 that those of us who live in Coral Gables live  
 6 in Coral Gables because there's certain things  
 7 about the characteristics of Coral Gables,  
 8 whether it be, you know, the architecture or  
 9 the quality of life that we enjoy, and so I  
 10 tend to lean towards the side that I would like  
 11 people who sit on the Board of Architecture to  
 12 have that kind of affinity, but at the same  
 13 time, I also see that limited real estate in  
 14 Coral Gables can affect that, and I'm also --  
 15 I'm open to some outside talent.  
 16 MR. BEHAR: Claudia, and I'm going to use  
 17 the example, you know, and this is -- Mr. Trias  
 18 will probably agree with me, if you have a  
 19 Robert Stern, you know, a very distinguished  
 20 architect, who would want to serve on the Board  
 21 today, and he does, you know, not reside, he  
 22 wouldn't be able to do it.  
 23 MS. MIRO: We're missing out. I  
 24 understand.  
 25 MR. BEHAR: And that's what this --

1 the City Manager. That's the process.  
 2 CHAIRMAN AIZENSTAT: Understood.  
 3 MR. BEHAR: If you close the public --  
 4 CHAIRMAN AIZENSTAT: I already did.  
 5 MR. BEHAR: I'll make a motion to approve  
 6 it.  
 7 MR. WITHERS: Second.  
 8 MS. MIRO: I didn't get a chance to say  
 9 anything.  
 10 MR. TORRE: So we want to remove the  
 11 provision of the City Manager being allowed --  
 12 MR. BEHAR: That's the way it is today.  
 13 CHAIRMAN AIZENSTAT: We have a motion by  
 14 Robert. Who made the second?  
 15 Venny made the second.  
 16 MR. BEHAR: I'm going to accept --  
 17 MR. REVUELTA: I don't know. Wait. Is  
 18 this going to be open for discussion?  
 19 CHAIRMAN AIZENSTAT: Yes. Claudia.  
 20 MS. MIRO: Okay.  
 21 MR. REVUELTA: Go ahead.  
 22 Venny seconded it.  
 23 CHAIRMAN AIZENSTAT: Claudia, you wanted  
 24 to --  
 25 MS. MIRO: Oh, yeah, I just wanted to say

1 MR. TRIAS: Maybe Robert Stern wants to  
 2 move part-time to Coral Gables.  
 3 MR. BEHAR: Maybe.  
 4 MR. TRIAS: Maybe. No, but certainly  
 5 that's an option that I think makes it easier  
 6 to find people. Anybody who wants to serve on  
 7 the Board should be commended, because,  
 8 frankly, it's every week, it's several hours a  
 9 week and so on and so on.  
 10 MR. BEHAR: I did it for ten years and it's  
 11 very difficult, you know, and takes a lot of  
 12 time, and I think this just gives the  
 13 opportunity to have a bigger pool.  
 14 MR. REVUELTA: Is there a maximum right now  
 15 of outside architects that can serve?  
 16 CHAIRMAN AIZENSTAT: It's zero right now,  
 17 so the idea is to have two out of the seven  
 18 minimum.  
 19 MR. TRIAS: Yeah, two or more, if needed.  
 20 MR. REVUELTA: I think there should be a  
 21 cap, because at some point, if you don't put a  
 22 cap, there could be seven architects from  
 23 somewhere else.  
 24 MR. TRIAS: Well, five have to be from  
 25 here.

1 MS. MIRO: Right, but he's saying, what if  
 2 we have a hundred architects and only five are  
 3 from here.  
 4 MR. REVUELTA: Then there is an automatic  
 5 cap.  
 6 MR. TRIAS: Right.  
 7 MR. REVUELTA: Five have to be from here  
 8 and two --  
 9 MR. TRIAS: You could have a hundred  
 10 members, yes, that is true. So we don't have  
 11 that, and the idea is that right now I think we  
 12 have eight. I think that's the number. I  
 13 mean, it's never been more than that. So we  
 14 could change that if --  
 15 MR. BEHAR: To fifty percent.  
 16 MR. REVUELTA: I could see 50 percent --  
 17 MR. TRIAS: Yeah. It's just that it was  
 18 easier to say, five, so we can count, as  
 19 opposed to fifty percent, because, oh, two of  
 20 them resigned, so now it's not 50 percent  
 21 anymore, so --  
 22 MR. WITHERS: The Board of Architects has,  
 23 what, a three person hearing and then a full  
 24 Board hearing? Is that how it works?  
 25 MR. TRIAS: Yes.

1 I'm in agreement with Robert, that it  
 2 shouldn't be fifty percent, but I think a  
 3 percentage, between 25 and 30 --  
 4 MR. BEHAR: Listen --  
 5 MR. TRIAS: When I bring something to you,  
 6 it's from a point of view of making it easy to  
 7 implement. That's why it's written that way.  
 8 MR. BEHAR: I will go ahead -- for  
 9 clarification, make a motion for approval with  
 10 a condition as presented to us.  
 11 MR. TORRE: Second.  
 12 CHAIRMAN AIZENSTAT: We have a second.  
 13 Okay. Any other discussion? No?  
 14 Call the roll.  
 15 THE SECRETARY: Claudia Miro?  
 16 MS. MIRO: Yes.  
 17 THE SECRETARY: Luis Revuelta?  
 18 MR. REVUELTA: Yes.  
 19 THE SECRETARY: Venny Torre?  
 20 MR. TORRE: Yes.  
 21 THE SECRETARY: Chip Withers?  
 22 MR. WITHERS: Yes.  
 23 THE SECRETARY: Robert Behar?  
 24 MR. BEHAR: Yes.  
 25 THE SECRETARY: Eibi Aizenstat?

1 MR. WITHERS: So is there going to be  
 2 restrictions on the three? Does it have to be  
 3 one of the three?  
 4 MR. TRIAS: I don't think so, at this  
 5 point.  
 6 MR. WITHERS: So it could be, two of the  
 7 three can be out of town?  
 8 MR. TRIAS: Possibly, foreigners from other  
 9 countries. Who knows. Maybe Robert Stern  
 10 comes from New York over the weekend.  
 11 CHAIRMAN AIZENSTAT: Any other discussion?  
 12 We have a motion and a second. No?  
 13 MR. BEHAR: I made a motion.  
 14 CHAIRMAN AIZENSTAT: Right. We have a  
 15 motion and a second.  
 16 MR. REVUELTA: Is your motion saying that  
 17 at least a certain percentage of the Board  
 18 needs to be residents or we're leaving it up  
 19 to --  
 20 MR. TORRE: It says, "Five minimum."  
 21 MS. MIRO: But then you guys just said 50  
 22 percent.  
 23 MR. REVUELTA: Sometimes it's seven and  
 24 sometimes it's eight. There will never be a  
 25 case that there's ten members.

1 CHAIRMAN AIZENSTAT: Yes.  
 2 MR. BEHAR: Then, for the record, I want to  
 3 nominate Mr. Revuelta to serve on the Board of  
 4 Architects.  
 5 MR. REVUELTA: What? There are no  
 6 vacancies.  
 7 MR. TRIAS: What a great idea that is,  
 8 Robert.  
 9 CHAIRMAN AIZENSTAT: Okay. Let's go on to  
 10 the next item. The next item is E-6. Mr.  
 11 Coller.  
 12 MR. COLLER: Item E-6, an Ordinance of the  
 13 City Commission of Coral Gables, Florida  
 14 providing for a text amendment to Article 14,  
 15 "Process," Section 14-214 "Protection of  
 16 Landowners' Rights; Relief from Inordinate  
 17 Burdens" of the City of Coral Gables Official  
 18 Zoning Code to clarify procedures to resolve  
 19 disputes and provide relief from the  
 20 application of the Zoning Code, including the  
 21 granting of variances; providing for  
 22 severability, repealer, codification, and an  
 23 effective date.  
 24 Item E-6, public hearing.  
 25 Ramon, do you want to explain this or I