

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?

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1 MR. FLANAGAN: I'll move it.  
2 CHAIRMAN KORGE: Second?  
3 MR. AIZENSTAT: Yes.  
4 CHAIRMAN KORGE: It's been seconded  
5 by Eibi.  
6 Any discussion? None?  
7 Let's call the roll.  
8 MS. MENENDEZ: Eibi Aizenstat?  
9 MR. AIZENSTAT: Yes.  
10 MS. MENENDEZ: Robert Behar?  
11 MR. BEHAR: Yes.  
12 MS. MENENDEZ: Jeff Flanagan?  
13 MR. FLANAGAN: Yes.  
14 MS. MENENDEZ: 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. MENENDEZ: Robert Behar?

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1 MR. BEHAR: Yes.  
2 MS. MENENDEZ: Jeff Flanagan?  
3 MR. FLANAGAN: Yes.  
4 MS. MENENDEZ: Eibi Aizenstat?  
5 MR. AIZENSTAT: Yes.  
6 MS. MENENDEZ: Tom Korge?  
7 CHAIRMAN KORGE: Yes.  
8 Item Number 10, Zoning Code Text  
9 Amendment, Article 5, 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.

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1 CHAIRMAN KORGE: Any -- What are  
2 the differences?  
3 MS. ALFONSIN: Campaign  
4 headquarters is about the only  
5 difference. The County doesn't have a  
6 section specific to campaign  
7 headquarters. The City has had that  
8 section in place for a number of years.  
9 CHAIRMAN KORGE: Okay.  
10 MR. AIZENSTAT: Does it state the  
11 amount of time that signage can be  
12 placed and must be taken --  
13 MS. ALFONSIN: Yes. The duration  
14 of the signs, both campaign or political  
15 signs, is permitted no earlier than six  
16 months prior to the date of election and  
17 shall be removed within seven days after  
18 the election which is the subject matter  
19 of the sign.  
20 MR. AIZENSTAT: And how would you  
21 enforce it after that, if it's not  
22 removed?  
23 MS. ALFONSIN: They're removed by  
24 the City.  
25 MR. AIZENSTAT: And do you go after

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1 the people that have placed the signs if  
2 they don't remove it, or does the City  
3 just --  
4 MS. ALFONSIN: No, the City just  
5 removes them. Code Enforcement officers  
6 remove the signs.  
7 CHAIRMAN KORGE: And then it  
8 prohibits any signs, basically, on  
9 public property.  
10 MS. ALFONSIN: Correct. That  
11 section was just reworded. That was  
12 contained in our Code previously.  
13 CHAIRMAN KORGE: Right.  
14 MR. BEHAR: And under the political  
15 signs, you're saying that the maximum  
16 height for a sign cannot be more than 12  
17 feet above the ground. Is that in a  
18 residential neighborhood?  
19 MS. ALFONSIN: No, that is for  
20 campaign headquarter signs.  
21 MR. BEHAR: Oh, okay.  
22 MS. ALFONSIN: That's Al(d).  
23 For the political signs in  
24 single-family residential, it's  
25 Subsection 2.

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1 MR. BEHAR: Okay.  
2 MS. ALFONSIN: And they are limited  
3 to 22 by 28 inches in size, based on the  
4 Miami-Dade County Code, which we had  
5 been following for a number of years.  
6 CHAIRMAN KORGE: Perfect, because  
7 we don't want to end up with different  
8 standards.  
9 MS. ALFONSIN: No.  
10 MR. BEHAR: Motion to approve,  
11 Mr. Chairman.  
12 CHAIRMAN KORGE: There's a motion  
13 on the floor. Is there a second?  
14 MR. AIZENSTAT: (Nods head).  
15 CHAIRMAN KORGE: There's a second.  
16 Any discussion? No discussion?  
17 Let's call the roll on this,  
18 please.  
19 MS. MENENDEZ: Jeff Flanagan?  
20 MR. FLANAGAN: Yes.  
21 MS. MENENDEZ: Elbi Aizenstat?  
22 MR. AIZENSTAT: Yes.  
23 MS. MENENDEZ: Robert Behar?  
24 MR. BEHAR: Yes.  
25 MS. MENENDEZ: Tom Korge?

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1 CHAIRMAN KORGE: Yes. Item Number  
2 11, Zoning Code Text Amendment, Article  
3 2, Division 5, "Historic Preservation  
4 Board."  
5 MR. BOLDYARD: Good evening,  
6 Mr. Chairman, Members of the Board. For  
7 the record, Scot Bolyard, with the  
8 Planning Department.  
9 This text amendment is, the  
10 Historical Resources Department has  
11 requested a text amendment to increase  
12 the required amount of architects or  
13 preservation architects for the Historic  
14 Preservation Board. The majority of  
15 Board members don't have architectural  
16 background, so they rely on the review  
17 of the sole architect for their  
18 expertise.  
19 This amendment will provide for a  
20 secondary architect on the Board and  
21 that way it will relieve the burden from  
22 some of the other Board members.  
23 MR. AIZENSTAT: But you're not  
24 increasing the amount of appointments,  
25 you're just making --