Page 41 Page 43 1 MS. SUAREZ: The next item is Item 8, an 1 designations that we have. We were just 2 2 discussing Commercial Limited. That is one of Ordinance of the City Commission of Coral 3 3 Gables, Florida providing for text amendments the designations. We also have Commercial. We 4 to the City of Coral Gables Official Zoning 4 also have Mixed-Use Districts. And we have 5 Code, by amending Article 4, "Zoning 5 residential, MF2, the apartment areas and so 6 6 Districts," Section 4-201, "Mixed Use on. 7 District;" Article 5, "Development Standards," 7 And here what we're proposing is some 8 8 Section 5-604, "Coral Gables Mediterranean slight increase in the percentage. Now, what I 9 9 Style Design Standards," and Section 5-1105, would recommend, based on some conversation 10 10 "Landscape Requirements;" and Article 8, I've had with some of the Members, is that we 11 "Definitions," to increase the requirements for 11 probably need to look at this a little bit more 12 landscaped open space and clarify what 12 closely, in terms of the effect that it has on 13 constitutes open space; providing for a 13 development, and given the fact that the City 14 repealer provision, providing for a 14 Commission is not going to meet until the end 15 severability clause, codification, and 15 of August, we still have an additional meeting 16 providing for an effective date. 16 in August, potentially, if you choose to go 17 MS. MENENDEZ: Thank you. 17 that way, in which we could review this a 18 MR. TRIAS: May I have the PowerPoint, 18 little bit further, if you choose to do that. 19 19 So that is the idea. The request is that please? 20 Madam Vice Chair, this has been a request 20 we believe that the Code will be enhanced by 21 21 of the City Commission. There's some concern having ground level be more clear and more 22 22 that some of the requirements that we have for explicit. I think that's very important. And, 23 23 open space don't result in the high quality secondly, that there's an opportunity to 24 open space. That is the view of some people. 24 improve some of the percentages that are 25 25 And there are two issues related to this requested or required in the different Zoning Page 42 Page 44 designations. So that is the issue. 1 request. One is the amount of open space, the 1 2 2 percentage that is required, and the other one It's complex, it's very significant, and it 3 3 is the location. And I would like to describe really matters in terms of the quality of life 4 them separately, and I think it's probably 4 of the community and the overall appearance of 5 5 easier to think of them as two separate the City. This is one of those things that 6 6 truly can have a big impact. requests. 7 Right now open space is allowed to happen 7 MR. AIZENSTAT: And if I may --8 8 at the ground level, but also in the upper MS. MENENDEZ: Sure. 9 9 stories, for example, at a pool deck, if you do MR. AIZENSTAT: -- this would only apply to 10 10 a garden there and so on. What happens is that the Mixed-Use District? 11 that is really not the intent of open space for 11 MR. TRIAS: No. It actually applies to 12 Commercial, Commercial Limited and Mixed-Use, the creation of high quality pedestrian areas. 12 13 It really has to be at the ground level. 13 yes, and also the MF2. Yeah. 14 So one aspect of this request is that we 14 MS. BALIDO-HART: So where are we getting 15 have made some amendments to the text -- it's 15 these percentages from? And is there any 16 probably easier to look at the two displays 16 concern with the numbers? 17 that I have -- some amendments to the text, 17 MR. BEHAR: Very good question. 18 that add the word "ground level" multiple times 18 MR. TRIAS: Yeah. And I -- thank you very 19 and define some key provisions, such as the 19 much for the question, because that is exactly 20 paseo, as something that has to be open to the 20 the aspect of the request that is -- I believe 21 21 sky. So those, I think, are very clear, very requires a little bit more thinking. The 22 straight-forward, very applicable things. 22 existing percentages are here on the top, and 23 The next aspect of this is the change, in 23 the proposed are the ones that are highlighted 24 24 terms of the percentages, and this chart right in green. 25 here illustrates the different Zoning 25 So, as you can see, there's a little bit of

Page 45 Page 47 1 a difference, and the difference is towards 1 into account the proportions of the building, 2 2 the arcade, the location of different things -more percentage, but the reality is that --3 3 what I like to tell people who ask about these MS. BALIDO-HART: Right. things is that the City of Coral Gables has 4 4 MR. TRIAS: -- that is so much more 5 probably the best design and review process 5 important, in my view, than, well, it's eight 6 6 anywhere, and that is through the Board of percent, nine percent, ten percent. 7 7 Architects. No other City has seven MS. MENENDEZ: Yes. 8 8 MS. VELEZ: I see that the Commercial. professional architects review absolutely 9 9 everything that goes on for aesthetics. Commercial Limited, with the Mediterranean 10 So what happens is that we do have a great 10 Bonus has no change at all, other than removing 11 process to make sure that projects are designed 11 the elevated areas. at the highest level, and that process, I 12 12 MR. TRIAS: And that has to do with the 13 believe, is as important as the requirements 13 fact that when you do the Med Bonus, other 14 that we have. So, from my perspective, I think 14 things apply, and that's what I'm saying about 15 that we need to respect the Board of 15 the Code. The Code is very complex. It's one 16 Architects, we need to respect the Staff that 16 of the most complex Codes we have. 17 we have that reviews all of these projects, and 17 When you see Commercial -- like, for 18 allow for some flexibility, because I think 18 example, the project we just saw is Commercial, 19 19 that cities that tend to look at things in but because it's going for the Mediterranean 20 terms of percentages are not as high quality as 20 Bonus, then it doesn't have to follow some of 21 21 Coral Gables. the setback requirements. All of a sudden, the 22 22 Coral Gables is way beyond. So it's a issue of open space becomes, well, we have an simple way of looking at things, because we do 23 arcade, and then the architect, for example, in 23 24 have that process. So, anyway, that's my 24 that case, designed a landscaped area in front 25 25 of the arcade. Why? Well, because it's on answer. Page 46 Page 48 1 MS. BALIDO-HART: Right. And the reason I 1 US-1, there's a lot of traffic, it's the right 2 2 asked the question is that perhaps something design solution, and that was done through the 3 for consideration could be a range instead of a 3 current process. 4 limited number, a range, but I'll look forward 4 Now, if instead of looking at it as a 5 5 to further discussion of this and further design problem, we only look at it in terms of 6 6 a mathematical equation, are we going to get understanding. 7 The ultimate goal of this is really to have 7 the same quality? Maybe not, and that's the 8 8 greater green space, right, to increase the issue that I'd like to emphasize. 9 9 green space? MS. MENENDEZ: Yes, sir. 10 10 MR. TRIAS: At the ground level. MR. GRABIEL: My concern is that everybody 11 MS. BALIDO-HART: At the ground level. 11 is for open space, but I want to qualify it, 12 12 MR. TRIAS: Yes. open space, so that it becomes significant open 13 MS. BALIDO-HART: And it's all in the 13 space. This morning, I was walking the back 14 execution, right? So what might be right for 14 street of the Colonnade Hotel, and the way that 15 one property may not be right for another? 15 building solved their landscaping requirements, 16 MR. TRIAS: Right. 16 and we've talk about this before, is putting 17 MS. BALIDO-HART: So that's why the range 17 planters between columns, which kills the use 18 concerns me, because I don't know -- I can't 18 of an arcade, because nobody jumps over the 19 visualize what that number would mean across 19 planter to get into the arcades. So either you 20 the board. 20 walk on the sidewalk or you walk on the arcade, 21 21 MR. TRIAS: And I don't think anybody can. but there's no flow between one and the other. 22 If you ask me right now, what does that mean 22 and, yes, the building complied with the 23 exactly, in terms of a project, I cannot give 23 landscaping requirements at the time at ground 24 24 you an answer, and the reason is that we have level, but it urbanistically is a disaster. 25 such a serious process of review, that takes 25 So how do we protect the landscape and how

Page 51 Page 49 1 1 Zoning District which does not see the level of do we qualify it in such a way that the 2 2 landscape becomes a significant benefit to the sort of development activity that you think 3 3 would be appropriate in re-development activity City and the residents and visitors? 4 MR. TRIAS: Yeah, we added some language 4 in certain areas, and you wonder if that is 5 that talks about that specifically, but it's 5 part of the complicating factor in 6 6 re-developing those sites. not enough. 7 7 MR. GRABIEL: Okay. Landscaped open space in the ground floor 8 8 MR. TRIAS: What does the job is the is, generally a good idea, you can't say that 9 9 process, the process that we have through the it's a bad idea, but you don't want it -- you 10 Board of Architects, and I think -- you know, 10 want it to only enhance projects and be able to 11 again, I think that's the key. The key is that 11 enable projects to happen that are going to 12 we have that process, other people don't, other overall improve the City and its neighborhoods. 12 13 cities don't. 13 The second point is the fact that this 1 4 14 change, whenever it comes, will be a change Yes. 15 MR. BELLIN: It seems like we're discussing 15 that's going to be taking place while other 16 16 projects are going through the Development this situation before we hear from the public, 17 and I would like to hear from them before it 17 Review approval process. So I think it's very 18 gets to us. 18 important. I think it's fair. I think it's 19 19 MS. MENENDEZ: Sure. Well, because he's protective of people's, you know, vested 20 still doing his presentation, but you're right, 20 interests and due process here, that this 21 21 ordinance include, as similar ordinances have we probably should have waited for our comments 22 22 until after the public spoke, and I probably included in the past, some sort of grandfathering provision, whereby if you're 23 23 should have asked Jill if there's anyone that 24 wanted to speak to this issue. 24 already at a certain point in the development 25 25 THE SECRETARY: Yes. We have three. approval process, such as the project perhaps Page 50 Page 52 1 1 that came before us, whether that be Mario Garcia-Serra. 2 2 MR. GARCIA-SERRA: Good evening, Madam preliminary Board of Architects approval 3 3 Chair, Members of the Board, Mario perhaps, that that project -- those projects 4 4 still be subjected to the rules in place when Garcia-Serra, with offices at 600 Brickell 5 5 Avenue, not representing any particular client they started being developed and proposed. 6 6 on this matter, just here of interest, of MS. MENENDEZ: I think that would be more 7 course, since I'm involved quite often in real 7 at the Commission level. 8 8 estate development projects here in the City. MR. GARCIA-SERRA: Okay. 9 9 I have two points that I would like to MS. MENENDEZ: I'm not sure that -- I mean, 10 10 you could probably get like our comments on it, make. Number One is a point that I believe has 11 already been made, I wasn't here for the whole 11 but I think that's more at the Commission 12 discussion, but the idea that perhaps something 12 level. 13 a little bit more sophisticated than just 13 MR. LEEN: Madam Chair, could I add straight formulas is what's appropriate to 14 14 something to that? 15 govern and make sure that we have the right 15 MS. MENENDEZ: Of course. 16 amount of landscaped open space on the ground 16 MR. LEEN: We have a current policy that --17 17 which the Commission has endorsed and adopted, floor of a project. 18 You know, when you look at the list right 18 that we look at the final Board of Architects 19 now, and it goes anywhere probably from about 19 review, the second one, not the preliminary, 20 ten percent to twenty-five percent, when you're 20 and that's where, in a sense -- it's not truly 21 getting up to twenty-five percent, that's 21 vested rights, because the Commission can 22 already a pretty significant number, is that 22 change it, but that's where the Commission is 23 recognizing your rights to vest, in the sense complicating design of good projects? 23 24 24 You'll note that the twenty-five percent, that we're not going to change the Code at that in part, is in the MF-2 district, which is a 25 25 point as to you. That can change, though.

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Page 53 Page 55 1 1 commenced the process and it may take four or What the Resolution says is that the 2 2 Commission can pick a different date, if it five months before a project comes for the 3 3 wishes, and I'm sure that they would love the final Board of Architects. 4 recommendation of the Planning and Zoning Board 4 MR. LEEN: True. 5 5 as to that. MR. BEHAR: So that may, you know --6 6 I also had one point I just wanted to make MR. LEEN: So there may be a reason to have 7 regarding open space. The way that the 7 a different point. It could be the application 8 8 proposed Ordinance is written, and I know Mayor date, it could be the first Board of 9 9 Valdes-Fauli has raised this point, and also Architects, and that could be recommended to 10 10 the Commission. Commissioner Lago, that they want open space to 11 11 be right on the ground floor. They don't want MR. BEHAR: Because, you know, going to step up or step down. And, you know, that's 12 12 through the process in the City is a lengthy 13 very important for you to know and think about 13 process. So not that we want to delay the 14 in making your recommendation. 14 project, but, you know, we have to consider an 15 I just wanted to make one point, though. 15 alternate date, not final Board of Architects. 16 There's still the legal aspect to that, which 16 MR. LEEN: It is within your authority to 17 is that -- I've given opinions in the past, 17 recommend that. 18 that the Board of Architects, for aesthetic 18 MR. BELLIN: Craig --19 19 purposes, can have some leeway to deviate from MR. LEEN: Yes. 20 that, if they're imposing a condition of 20 MR. BELLIN: -- it's always been, as far as I know, preliminary Board of Architects. 21 21 approval. Likewise, for the ADA, sometimes 22 22 things will come up where there may need to be because that's when you're given the right to 23 start construction documents, once you get the 23 a ramp or some sort of deviation from the norm, 24 24 preliminary Board of Architects, and you can't in order to address those sorts of concerns, 25 25 have a guy, you know, waiting to get to the and I just want to be clear that that still Page 54 Page 56 1 exists, all of those sorts of interpretations 1 final Board and have this problem, because then 2 2 exist, but the general idea of this proposed you can, you know, throw the plans away. 3 Ordinance would be that it would be at ground 3 MR. LEEN: But I believe the Commission 4 floor, but there could be -- Staff is going to 4 chose the second Board of Architects, right, 5 have a little bit of leeway, the Commission and 5 the final? 6 you will have leeway when you do Conditional 6 MR. TRIAS: I think so. Yes, and that's a 7 Use reviews, when you impose a condition of 7 policy choice. They could chose one or the 8 8 approval. The Board of Architects will have other, and if you want to recommend the 9 9 some leeway, as well. preliminary, that's perfectly fine, and that's 10 10 an appropriate role for the Planning and MS. MENENDEZ: Okay. Thank you. 11 MR. GARCIA-SERRA: On that point, Craig, I 11 Zoning --12 remember also when -- I think it was the Impact 12 MR. BEHAR: But Marshall makes a good 13 Fee Ordinance, which was the last Ordinance 13 point. You know, if we want to see good 14 approved by the City Commission that had a sort 14 development happen in Coral Gables, a developer 15 of grandfathering language, aside from final 15 is not going to take the chance and go through 16 Board of Architects approval, it also included 16 the whole -- spend the money in the whole 17 any project that was --17 construction document, wait six months for that 18 18 to happen, and then come back later and say, MR. LEEN: Subject to a development agreement. 19 MR. GARCIA-SERRA: -- subject to a 19 "Oh, I can't get it approved." 20 20 development agreement approved at a public MS. MENENDEZ: But what happens in the 21 21 cases where the preliminary approval of the hearing. 22 MR. LEEN: Yes. 22 Board is issued, but then the plans change? 23 23 I've seen that happen. Then the developer, all MR. BEHAR: But the problem with the final 24 24 Board of Architects, that could be months down of a sudden, decides to change the plans. Are the line and the project would have already 25 25 they grandfathered in because of the

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Page 57 Page 59 1 1 for them to pick preliminary BOA as the preliminary date or does it change? 2 MR. BEHAR: No, if it's a minor change that 2 grandfathering date. So you can recommend 3 3 is because of, you know, some minor that. 4 modification, it should not change. If a 4 MR. BEHAR: Well, my opinion, something 5 5 like this, it would be more appropriate at developer comes back with a brand new project, 6 6 completely different, well, that's a different preliminary, because when you have, for 7 7 example, a Site Plan that complies with the case. 8 8 requirements today, this would change -- this MS. MENENDEZ: Right. But to me, 9 preliminary just means that it's still 9 will alter that plan completely. So for us to 10 evolving. I mean, I've seen so many 10 go through that whole process and get it drawn 11 developments come through -- when I used to be 11 all of the way to a hundred percent and submit with Coral Gables, so many development comes 12 it, and then you've got to come back and change 12 13 through and then they change after the 13 it --14 14 preliminary and then they come in for another MS. MENENDEZ: But at what point do you 15 preliminary, you know. 15 submit after the preliminary approval? What's 16 16 the lag time? MR. BELLIN: But that's when the process 17 starts again. There's a preliminary. You 17 MR. BEHAR: Like Marshall said, the 18 change the project. You go for another 18 preliminary approval gives you the confidence 19 19 to go forward and continue the process, the preliminary. 20 20 drawings for the project. You don't submit --MS. MENENDEZ: Or they come in for the 21 you know, on a major project, you don't submit first review with some changes. I mean, it's 21 22 22 just -- I think a final is more -- I mean -the drawings within the first, you know, ninety 23 to a hundred twenty days. 23 MR. LEEN: Well, and the reason we chose 24 the final was because -- my recollection is, 24 MS. MENENDEZ: But when you go to the Board 25 25 of Architects after preliminary approval, are when you get that final approval, you have Page 58 Page 60 1 eighteen months that that's good for, then, at 1 you submitting construction documents? Are you 2 2 that point. So, you know, 1-110 -submitting so much detail that, you know, it's 3 3 MS. MENENDEZ: That makes sense to me. fixed? 4 4 MR. LEEN: -- of the Zoning Code had a real MR. BEHAR: No. 5 5 time period where that was valid. So it seemed MS. MENENDEZ: I mean, I think that you 6 6 like if you were going to go to all of the just submit the aesthetics, the architectural 7 7 trouble to get the final BOA approval, that it drawings. 8 8 would be a hardship, at that point, to then MR. BEHAR: But then you go forward, you 9 9 apply a whole new law to you, where you would move forward with the construction documents. 10 10 have to change everything that you've done. MR. TRIAS: Madam Chair. 11 Whereas, a preliminary, there seemed to be 11 MR. BEHAR: And you get your final Board of 12 12 more -- I'm just telling you the thinking. You Architects at the completion of those drawings. 13 know, you can disagree with it, certainly, but 13 MS. MENENDEZ: Okay. 14 14 the thinking was that there was more leeway MR. BEHAR: And then, during that time 15 15 could lapse, you know, six months, whatever. after preliminary BOA. You haven't even gotten 16 Zoning approval yet. There could be changes to 16 And then, if I've got to come back at that 17 the Zoning Code or something like that. 17 point and say, "Oops, you've got to apply --" 18 And a lot of times, when people go, after 18 MS. MENENDEZ: Right. I understand. I 19 preliminary BOA, to Zoning, they get some 19 understand. 20 feedback, they change it, they go back to the 20 MR. GARCIA-SERRA: If I may, just one more 21 BOA. So the thinking was that that was 21 relevant point on that point exactly. The 22 somewhat premature, but for something like 22 Ordinance which Craig and I are remembering, 23 this, if you think that that's the date it 23 that had a grandfather provision most recently, 24 24 should be, the opinion that my office gave and was the Ordinance amending the new impact fees. 25 the Resolution passed by the Commission allows 25 When you're creating the new impact fees,

Page 61 Page 63 1 1 you're not affecting design. In other words, effort over here. 2 when they adopted that Ordinance, your plan was 2 The proposed Landscaping Ordinance that 3 3 still good. You're going to have to pay more we're discussing tonight, in our view, is not 4 in impact fees now than what you did 4 workable. Presently, if we were to develop a 5 previously, but your plan is still good. 5 piece of property in the MF-2 zone, and we used 6 This Ordinance, on the other hand, if 6 the existing setback standards, development 7 adopted ---7 standards, we would be required to allocate 8 8 MENENDEZ: Affects it. I understand. about ten percent green space ground level. 9 9 However, I want you all to know that we are Okay. 10 10 MR. GARCIA-SERRA: -- would potentially very much in favor of enhancing green space in 11 render plans useless. 11 North Ponce. We think it's consistent with the 12 MR. BELLIN: I just want to make clear 12 overall attitudes in the City, and it's also 13 that, you know, we've gone through the process 13 consistent with the intent of the 14 many times, and it's got to be preliminary 14 re-development effort in the North Ponce 15 Board of Architects, because once the 15 corridor. 16 16 preliminary Board of Architects is approved, But as Ramon said, and I don't always agree 17 then that starts the process of construction 17 with Ramon, but when I do, it's a pleasure, I 18 documents, structural, mechanical, plumbing, 18 think you're going to have to tweak the numbers 19 electrical and architectural, and you don't go 19 a bit. I don't believe that you can 20 back to the Board of Architects for final until 20 successfully develop a property in the MF-2 21 21 you have got all of the documents in place. zone requiring 25 percent green space, whether 22 22 So you can't then go for final approval and it is green-green or open green or -- we all 23 23 have them say, "Listen, fellows, you don't have know what we're talking about. I don't think 24 enough landscape." So the effect essentially 24 you can do that successfully and build a 25 25 means you can throw the drawings away. building at 25 percent. Page 62 Page 64 1 1 I think it's got to be something less than MS. MENENDEZ: I see. Okay. Got it. 2 2 MR. LEEN: Thank you, Thank you, Madam 25 percent. Maybe it's a bit more than the 3 3 current requirement of 10 percent ground floor, Chair. 4 4 and maybe you make up the 25 percent in other MS. MENENDEZ: Good points. 5 5 Do we have any other comments? areas of the building, maybe you have planters, 6 6 Mari, do you -- no? maybe the amenities areas are addressed, maybe 7 7 you have green walls. There's a lot of Oh, public speakers. Sorry. 8 8 MR. PAPER: Good evening. Henry Paper, facilities that you can reach in a development 9 9 Alliance Starlight Companies. I know most of world and get to the point that you want to 10 10 you; not the new members. So congratulations. get, but I think all of the comments we had 11 It's a pleasure to meet you. 11 tonight are very well-placed and are very good, 12 and the Board should take them under By way of a historical perspective, we 12 13 13 consideration in addressing this, taking own --14 MR. AIZENSTAT: Sir, would you state your 14 particular care not to throw the baby out with 15 15 address, for the record? the bath water. 16 MR. PAPER: 340 Minorca Avenue -- I forgot 16 We spent a lot of time getting this Infill 17 17 that -- in Coral Gables. regulation approved and passed. It was almost 18 By way of perspective, the Board should 18 unanimously supported from its inception, from 19 know that we either own outright or control the 19 the Charrettes we had three summers ago, all of 20 20 development of about 200,000 square feet of the way through the Planning Board, to the 21 land in the North Gables. North Ponce corridor. 21 Commission. There was not one -- incidentally, 22 We've been there since the early 2000s. We've 22 not one negative comment from the community, 23 23 been involved with the Rezoning and the Overlay not one person came out to oppose it. And as I 24 24 efforts for the last three years. We're very, recall, and the Board can correct me, as I 25 very much aware of the peculiarities of the 25 recall, there was only one who showed up in all

Page 65 Page 67 1 1 of the hearings, and that was to ask that their I'm confident, at the end of the day, you're 2 2 property was included in the Overlay. It was going to come out with the right solution. 3 3 the lady who was on the north side of Calabria Thank you very much. THE SECRETARY: Jorge Navarro. 4 that came in. 4 5 5 MR. NAVARRO: Good evening, Board Members. So, once again, I don't want to take too 6 6 much time, I would like you to take into For the record, Jorge Navarro, office at 333 7 consideration the comments that were made by 7 Southeast 2nd Avenue. I'd like to welcome the 8 8 new Board Members. I'm looking forward to Ramon, and by Mario, and the other people who 9 9 have been up here tonight, and take special working with all of you. 10 10 I think there's been a lot of good comments care on what you do in the ground level, echoed tonight. As your Director said, I think 11 because as you increase the requirement at 11 12 12 this is an important issue for the City. We're ground level, you're impacting the parking 13 requirements, impacting the building envelope 13 generally supportive of providing a greater quantity and a greater improvement to the 14 requirements and you're really eviscerating the 14 15 total intent of what this Infill regulation was 15 ground floor open space, but it's something 16 16 that has to be studied and it has to be looked meant to be. 17 17 at carefully, because by adding to the ground Thank you very much. 18 MR. AIZENSTAT: Thank you. 18 floor open space, you're actually impacting or 19 MR. PAPER: Oh, one other thing, too. 19 you may impact the ability for a particular 20 You might find that there are parcels that 20 property to be able to re-develop and provide 21 21 parking and to accomodate the building can accommodate more on the ground floor. This 22 22 can't be one size fits all, as Jolie mentioned footprint. So I believe that there needs to be some 23 23 earlier. It cannot be one size fits all; 24 however, you might find sites that can 24 allowances and some flexibility built into the 25 25 accommodate greater percentages of green space, Code, in case you have a particular property Page 66 Page 68 1 1 and, maybe in order to encourage that, you that cannot meet these requirements. 2 2 might want to offer some kind of an incentive You know, I think this was also said, and 3 3 to the developer. it may have been by Jolie, but there has to be, 4 I'll give you two quick examples and then 4 I think, a sliding scale. I mean, it's much 5 I'll sit down. We have one site on Santillane 5 easier for larger properties to be able to 6 6 that's 30,000 square feet. There's no way -provide additional open space than it is when 7 7 it's 211 Santillane. It's just to the west of you have a 10,000 square foot. By providing 15 8 8 Ponce. There is no way we can develop that percent on a 10,000 square feet lot, you're 9 9 property with a 25 percent green space automatically taking away 1,500 square feet 10 10 requirement on the ground floor. No way. from that lot, and it could affect, A, your 11 Right now we're at about 11 percent, and that's 11 parking pedestal or, B, your ability to provide 12 12 the necessary parking requirements, and it maxing what we can do. 13 But we have another site across the street, 13 could also impact the quality and design of the 14 across the Women's Club. It's 912 East Ponce 14 building, which is something that, as your 15 15 Director said, the Board of Architects really and 100 Calabria. It's a corner piece. There 16 we can do much more. Maybe we give you 30 or 16 strives to get the best design possible. 17 17 40 percent green space. This is just Another comment that was made is that even 18 hypothetically. And for an incentive, maybe 18 though you may not be able to provide all of 19 you give me another 20 units an acre incentive 19 the open space at the ground level, there 20 20 to do that. In those cases, we'd have no should be some flexibility to either provide it 21 by either improving the abutting right-of-way, 21 problem giving the City more than 25 percent 22 ground level. 22 or by providing a percentage of that in the 23 23 So, you know, you've got to think it upper levels. I mean, by providing open space 24 24 in the upper levels, it improves the quality of through carefully, listen to Ramon, listen to 25 the professionals, follow their guidance, and 25 the life of the residents. So it's actually

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not lost. It's actually given back to the residents of that project.

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In terms of improving the right-of-way, I know that when the MXD regulations were originally created, the idea was to promote paseos and to promote the improvement of the alleys and the public right-of-ways. So I think this is like an amenity that could be promoted as part of the open space, and to count the paseos, because you want to provide covered walkways, you want to provide improved hardscapes, lighting, landscaping elements, seating elements that could be incorporated, and this also improves connectivity and access throughout the area.

The last comment that I'll make is regarding the vesting language. I think that's very, very important, as Mr. Bellin said, and I think Mr. Behar echoed, as well. By the time you go in for preliminary Board of Architects, that's the springboard, that from there you have a set of plans that you're moving forward through the process. At that point, you're doing your mechanical, your electrical, your plumbing and your structural drawings.

You don't go to final BOA until you submit

area in the MF-2. 25 percent, really makes a project of 10,000 square feet undoable. You can't develop it.

The Code now provides for that situation, and I don't know why we're going to change it. Certain percentage goes to the ground, then you can improve the right-of-way, and then you can use balconies, you can use amenities next to pick up the extra square footage.

So I think a reasonable number, maybe we use 12, 13 percent of green on the ground, at ground level, and then we're able to use the right-of-way to give us part of the additional green that we need, and then we can use the balconies, as well.

And what happens is, the balconies can be considered as green if we put planters and the planters are permanently connected to the slab, bolted to the slab, so they can't just, you know, after we get the building approved, move them.

And the Code, as it stands now, makes provisions for those things. One of the -what happened was, and I'm not really quite sure why, but the ability to put green space on

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amenity decks and balconies was stricken in

1 2 this proposal, and I think what we need to do 3 is make recommendations that that not be taken 4 5 MS. MENENDEZ: Okay. Any other comments? MR. BEHAR: I do. I have several. And,

you know, I want to start by saying that I agree with everything the speakers have said, you know, with the Director, and even Marshall. I think that we're not looking at this correctly. I think that there is an opportunity to increase the open space, not green space. To me, I look at it as a combination, open and green.

To give you an example, if you wanted to do a plaza, and right now, based on my understanding, a plaza would not be considered green space, but yet you could provide an open area that the public would benefit from it.

The elimination of the elevated areas, I agree with Marshall, I think it's a mistake, because what we want to do by requiring some of the open space at the elevated areas, you're reducing the massing of the project. Otherwise you could -- if you eliminate it, I can do a

2 your building permit. By that time, any kind 3 of change to the ground floor by having to 4 provide additional open space could change your 5 entire drawings and it's a significant cost to 6 the developer. So I think there should be a 6 7 recommendation, whether it's preliminary Board 7 8 8 of Architects, or some other point, that allows 9 9 the developer to be comfortable and preserves 10 their rights and allows them to expend, you 10 11 know, time and resources in developing the 11 12 plans and doesn't hold projects back. 12 13 13 So these are just some recommendations that 14 I hope you'll consider here this evening. 14 15 Thank you very much. 15 16 MS. MENENDEZ: Thank you. 16 17 17 THE SECRETARY: No more speakers. 18 MS. MENENDEZ: Okay. Do we have comments? 18 19 19 MR. BELLIN: Yeah. I'll start. 20 20 MS. MENENDEZ: Okay. 21 MR. BELLIN: To give you some perspective 21 22 as to really what happens when you're looking 22 23 23 for 25 percent on the ground, if you just 24 conform to the setbacks that are required by 24

the Code, you provide around 12 percent green

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Page 73 Page 75 1 rectangle box and I don't provide any relief. 1 surface parking, then you run into that 2 2 I think that's a mistake. I think we should problem. Then you have to set the building 3 3 leave the elevated areas. back, because it's not -- that applies if it's 4 What I also agree with is that if we 4 a surface parking lot. 5 5 MR. BELLIN: But in the smaller buildings, increase the requirement on the ground floor, 6 where maybe it is 12 percent, in some cases, 6 that's all you can do. 7 you know, it could be a little bit more, but we 7 MR. BEHAR: Right. But don't look at it in 8 8 the smaller -- look at it as a big picture for should be able to count the public 9 9 right-of-way, some of the ground floor, and the the whole area. 10 10 upper areas as part of the total. So we should MR. BELLIN: But that's why it's different 11 not say 25 percent on the ground floor. That's 11 according to the design of the project and the 12 scope of the project. not the right thing to do. 12 13 When I looked at it and when I analyzed it 13 MR. BEHAR: Okay. I think there are some 14 in different lot sizes. I think in some cases 14 good proposals that we could do. I don't have 15 the setback that is being imposed is the 15 a problem increasing a little bit the open 16 16 space. I don't want to call it just green problem, because where is the most beneficial 17 to have open space? It's really at the public 17 space, because I'll give you an example; the 18 right-of-way, at the public realm, at the 18 project on Ponce and Le Jeune Road. There was 19 street level. If I have in some cases, where, 19 a big plaza in the corner. 20 you know, I might use an MF-2, and I'm abutting 20 Well, technically that's not green space. 21 21 an MF-2, I'm required to do a 15-foot It's open space. And then you have to -- that 22 22 setback -- and you can correct me if I'm wrong percentage, you have to take into consideration -- on the sides and on the rear, somewhere in 23 23 such space, not just green. And I think that 24 the front, but where I benefit the most is on 24 this is one that the Planning Director has to 25 25 go back and do precise numbers, not just throw the streetfront, that's where you get the Page 74 Page 76 1 relief, because if you've got two projects 1 numbers in the air, because it's going to hurt 2 2 abutting each other, you don't get the benefit a lot of the projects. 3 of that relief. You want to do that on the 3 MS. MENENDEZ: Well, I think he already 4 4 street facade. committed to coming back before -- or for our 5 5 MR. TRIAS: And if you'll recall, in the next meeting. 6 6 North Ponce MF-2, we made that requirement, the Let me ask you, what is the definition of 7 10-foot front requirement for green 7 green space? 8 8 specifically for that. MR. TRIAS: Well, all of that, and that's 9 9 MR. BEHAR: Right, but if you had an option the issue -- the issue is that it's complex. 10 10 to say, you know what, on the rear, instead of MS. MENENDEZ: Do we have a definition in 11 fifteen feet, I'll take it to five and I add 11 our Zoning Code of green space? 12 12 those ten feet to the front, the public benefit MR. TRIAS: Open space is defined, right, 13 will be greater if it's in the front of the 13 open space, not green space. MS. MENENDEZ: Okay. I would suggest we 14 14 15 15 MR. BELLIN: Robert, what happens is, it's try to define it. 16 not the building that causes the problem. It's 16 MR. TRIAS: Yeah. But, for example, the 17 the parking. The building setback in the rear 17 point that Mr. Behar was raising of the plaza, 18 and the sides is ten feet, but the parking 18 the plaza counts 75 percent, and we were 19 setback is only three feet. So if you just 19 thinking maybe count only 50 percent, meaning a 20 take the perimeter of the three-foot parking 20 hardscaped paver plaza. Those are the issues 21 21 requirement and the front setback, which is that we need to get a grasp on, because some 22 twenty feet, you come up with around twelve 22 people believe that there should be more green, 23 23 more lawns and trees, other people believe that percent.

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MR. BEHAR: But, Marshall, if you do a

pedestal building and the parking is not a

the balance between the building arcade and the

plaza and the green space is more important.

Page 77 Page 79 1 1 scientific method, but certainly it does have So that's the discussion, and my 2 2 perspective on this, my professional some data. 3 3 perspective on this, is that I have never had MR. AIZENSTAT: Is there a way to do it on the opportunity to work with such a great City, 4 4 a sliding scale --5 that has such a great process. I mean, this is 5 MS. BALIDO-HART: Right. 6 6 the best process I know, in terms of dealing MR. AIZENSTAT: -- as opposed to a direct 7 7 with design, by far. So to somehow assume that percentage that equates to every project across 8 8 things are not going well is wrong. Things are the board? 9 9 MR. TRIAS: Yes. Yes, that can be done. going very well. 10 10 Now, we can make them better, sure, and I MS. BALIDO-HART: Right. 11 MS. MENENDEZ: Okay. So you're going to --11 think one of the issues is, the ground level 12 MR. BEHAR: To answer -- one more, to 12 discussion, emphasize ground level. I think 13 that the upper level landscape is good, from a 13 answer your question --14 14 design point of view, like Mr. Behar and Mr. MS. BALIDO-HART: Yes. 15 Bellin explained, but I think that the public 15 MR. BEHAR: -- I think the intent, both, to 16 interest really is to create that pedestrian 16 have more open space, more relief at the 17 area at the ground level. That is the most 17 pedestrian level, okay. Not necessarily -- I 18 effective way to help the discussion. So 18 don't think it goes to having green areas. 19 19 It's to having more relief so the buildings are that's the issue. 20 20 And the other issue is, maybe with set back. They're not as close to --21 21 MS. MENENDEZ: Massive. Break up the massing. examples, maybe we can have a discussion and 22 22 MR. BEHAR: Yes, breaking up the massing. show some examples. 23 23 I think that's the intent of this Ordinance. MS. MENENDEZ: I think that's a great idea. 24 24 MS. BALIDO-HART: Right. And I think, at Yeah. 25 25 the same time, we all agree that we want to MR. TRIAS: What does this mean, versus --Page 80 Page 78 1 1 MS. MENENDEZ: Show the existing versus the make sure that we don't create problems with 2 2 proposed. projects that are proposed and that we don't 3 3 unnecessarily create issues, and I think we all MS. VELEZ: That would help. 4 MS. BALIDO-HART: Yeah. The examples would 4 recognize that each property is different. So 5 5 be very beneficial, because, again, the I think we need to give some consideration to 6 percentages just seem like they've been pulled 6 the fact that each property is different, and 7 7 out of thin air. And I think -- I want to make we all share the same spirit, that each 8 8 sure we're clear on something. What is the property needs to be the best it can be. 9 9 intent? What is the goal? Is the goal here to So I'm just concerned, again, by the 10 increase more open space? Is it to increase 10 rigidity of these proposed percentages and I'm 11 more -- to have more green space or a 11 in favor of the sliding scale concept and 12 12 combination thereof? ranges, perhaps. 13 I just really want to make sure we 13 MR. TRIAS: Very good. 14 understand the heart behind this. 14 MS. MENENDEZ: Julio wants to speak. 15 MR. TRIAS: The goal of the sponsor of this 15 MR. GRABIEL: A couple of comments. I 16 area, which is Commissioner Lago, was to 16 agree with my fellow architects. An owner, 17 increase the green areas. Now, that doesn't 17 developer, once he goes through the first 18 have to be the only goal, but that was the goal 18 approval of the Board of Architects, he commits 19 that he expressed. 19 in some cases millions and millions of dollars 20 MR. AIZENSTAT: How did the percentages 20 to get a project through. It would be totally 21 come about? How did the numbers come about? 21 unfair to have an owner spend that kind of 22 How did you get those? 22 money and then, when he comes to the final 23 MR. TRIAS: They are some existing numbers, 23 Board of Architects, say, "Oh, by the way, we 24 and we increased them based on the experience 24 can't, you need an additional ten percent." 25 of looking at projects. So it's not a very 25 MS. MENENDEZ: So you're advocating the

Page 81 Page 83 1 issue of -- at the preliminary, okay. 1 hardship, where we're going to deter potential 2 2 MR. GRABIEL: Preliminary. Yeah, that's good projects from developers coming to the 3 3 North Ponce corridor area. So we've got to one. 4 Two, we've been fighting very much to try 4 carefully look into those numbers. 5 to get affordable housing in the City, and 5 MR. TRIAS: Yes. 6 6 specifically on North Ponce. I would hate to MR. BELLIN: Ramon, I think we need a 7 think that some of these requirements would be 7 starting point, and the Code is very specific 8 8 impacting the possibility of developers to do about what the setbacks are. And because of 9 9 those setbacks, what the Code specifies, we that. 10 10 MR. BEHAR: Absolutely. know what the green space is going to be to 11 MR. GRABIEL: And I don't know the 11 start, and that's about twelve percent. Now, if we want to get to 25 percent, I 12 specifics. I've never developed a project 12 13 there. I don't know how we would do it, but I 13 think you let the developer get to the other 13 14 think I would like the Staff and the City to 14 percent, whatever it is, any way that he can. 15 take a look at that and see, by increasing the 15 If he's got green space in the right-of-way, 16 16 and he can use that towards what he's lacking, percentage of green, how does that impact the 17 opportunity for development, and is it going to 17 that's fine. Some lots don't, some do. 18 make it such an affordable project, that then 18 And then you can use the elevated, the 19 19 we lose the baby with the bath water, okay. balconies, and the roof decks. 20 And Number Three, we have not talked about 20 MR. TRIAS: Well, that's the way that I 21 21 it in this body, but how about the idea of interpret the sliding scale that Ms. 22 22 green roofs. Coral Gables has not pushed for Balido-Hart proposed. Some requirement at the 23 23 green roofs, but it is something that if you ground level and then some others optional 24 see, all over the country, it is being adopted 24 areas ---25 25 by major cities and minor cities, and I don't MR. BELLIN: But the Code gives us that Page 82 Page 84 1 know if going to green roofs as a benefit to 1 now. I don't know why we're changing it. It 2 2 the developer by increasing maybe the ability gives us that option. 3 of them to build additional units or whatever, 3 MR. TRIAS: As I said, I think we have one 4 is something we can look at, which in addition 4 of the best Codes and certainly the best 5 5 to that we can tie it into the open green process anywhere. I don't think anybody should 6 6 space, and I don't know -- we've never talked think that that is not true. 7 about it. I don't even know if you've looked 7 Now, the only thing that is not clear, I 8 8 at it, but I think that's something, as this think, is the ground level requirements or the 9 9 body, we should be looking at. thing that could be better. I do agree with 10 10 MR. TRIAS: And I think that that's a that statement. 11 separate issue, to some extent, in the sense 11 Now, for me, a sliding scale would be, 12 that the critical issue right now is the ground 12 okay, something is required at the ground level pedestrian areas. There's a belief. 13 13 level, and then it's optional whether you do it 14 which I agree with, that they can be better. 14 at the ground level or somewhere else, that 15 If we find a way to do that, I think we've done 15 additional green space. For example, that 16 something very, very valuable. 16 would be one option. We can propose that to 17 In addition, we can look at the 17 you next time, among other options, and see 18 environmental benefits of green roofs and so on 18 where that goes. MS. BALIDO-HART: Among ranges, as well, 19 as an additional aspect of the discussion, but 19 20 I do think, though, that there's a need to 20 and, as I said, some visual illustrations would 21 21 focus on the ground level areas in the front be helpful. 22 and in the areas that shape the City. I mean, 22 MR. AIZENSTAT: Yeah, that would be great. 23 23 that really matters. MR. BEHAR: Marshall, I have a question for 24 24 MR. BEHAR: I agree with Mr. Grabiel's you. Do you, on projects -- and just a

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second point. We don't want to create a

hypothetical project -- that you do have a

Page 85 Page 87 1 parking pedestal, because some projects will 1 I'm proposing is that we look for an option to 2 2 require you to do that, the setback required is be able to do that, because, at the end of the 3 3 greater than three feet, right? day, you're going to get the benefit at the 4 MR. BELLIN: If you have above ground 4 street level. 5 parking. If you have a parking garage, yes. 5 MS. BALIDO-HART: What's the down side to 6 6 MR. BEHAR: Yes. Let's say that, because that? 7 in this area I think the Code has allowed up to 7 MR. TRIAS: No, there's no down side. And 8 8 a hundred units per acre, if I'm not mistaken. that's allowed if you're doing a Mixed-Use 9 9 MR. TRIAS: That's the latest change. building and get Mediterranean Bonus, et 10 MR. BELLIN: It's the Infill. 10 cetera, you do have some flexibility with 11 11 MR. BEHAR: Okav. So if we do that, I setbacks already in some other aspect of the would venture to say that a hundred percent of 12 12 13 those projects will require an above ground 13 MR. BEHAR: In some other aspect. 14 parking structure. At that point, you have to 14 MR. TRIAS: What Mr. Behar is speaking of 15 do a garage, so your setback is going to be 15 is MF-2, a straight MF-2 project, right? 16 greater than three feet. Correct? Right? 16 MR. BEHAR: Correct. 17 MR. BELLIN: But that's --17 MR. TRIAS: Which doesn't have all of the 18 MR. BEHAR: We agree to that. Let's 18 benefits that some of the other projects have. 19 19 MS. BALIDO-HART: Right. iust --20 20 MR. TRIAS: So we could propose applying MR. BELLIN: If it's a parking garage, the 21 setback is the same as the building. 21 those same benefits perhaps to MF-2. 22 22 MR. BEHAR: Okay. MR. BELLIN: Robert, in an MF-2, you can go 23 23 MR. BELLIN: Okay. to within eight feet of the front property line 24 MR. BEHAR: Thank you. That's the point. 24 for the first two stories. So you're 25 25 If the intent here is to create, in my eliminating a lot of green area. Page 86 Page 88 1 1 opinion, based on conversation I had with MR. BEHAR: See, I don't think that's a 2 2 Mr. Trias and with the Commissioner, is to good thing to do. I rather push a building 3 3 back and get more green in the front. create a more open area that the public will 4 4 MR. BELLIN: Go and look at projects that benefit from, so I think that a reduction of 5 5 have been built that way, designed that way, some setback, if -- to give you an example, 6 6 and I think you'll find that having -- you again, like I said before, if I reduce the rear 7 setback by five feet, I should be able to put 7 know, townhouse projects are perfect examples, 8 8 those five feet in the front to create more of but we've done a number of them. Go and look 9 9 an open space at the street level, and that's at them and then tell me if you think that it's 10 10 reasonable or not, where you bring the living what we need to look at, I think, also, 11 reducing -- be able to modify the setback and 11 units as a buffer to the parking, and --12 not say that -- you know, because, whether my 12 MR. BEHAR: Okay. 13 13 colleagues agree or not, every building that MS. BALIDO-HART: I mean, again, I can't has a hundred units per acre will have a 14 14 visualize this without an illustration. 15 parking pedestal, which is the same setback as 15 MR. BEHAR: I think you got the message. 16 the building. 16 MS. MENENDEZ: I think he's got the 17 17 My opinion is, we should look at those message, he's going to come back and the only 18 buildings, because if I have those two projects 18 thing I wanted to point out --19 abutting -- you know, back to back, I should be 19 MR. TRIAS: My instructions are clear. 20 20 able to get them closer, so I could get the MS. MENENDEZ: -- Ramon, is, in your memo, 21 21 in the last paragraph, that has nothing to do benefit at the street level. 22 MS. BALIDO-HART: What's the down side to 22 with the topic, so make sure we don't include 23 23 that next time. You saw that one, too? doing that? 24 24 MR. BEHAR: Right now we're not allowed to MR. TRIAS: As you know, all of my staff 25 do that. You're not allowed to do that. What 25 has resigned, and I have a new staff person

Page 89 Page 91 1 1 right here. We have Jennifer. So she's the for the record? 2 full department right now in terms of Planning. 2 MS. KELLER: That's okay. I'm Jessica 3 3 MS. MENENDEZ: Okay. Welcome, Jennifer. Keller. I'm the Assistant Public Works 4 MR. GRABIEL: That's your department? 4 Director. I oversee transportation 5 MS. MENENDEZ: Staff resigning might be an 5 sustainability. As I mentioned, these are 6 6 indication of something, Ramon. You have to be pretty straight-forward. Most of the items 7 7 careful. that are identified in the policy are captured 8 8 in the Comprehensive Plan, but we want to take MR. TRIAS: No. No. It has to do with. 9 9 this a step further, particularly in light of they have better options elsewhere. So that's 10 10 the fact that in 2016 Smart Growth America what happens. 11 MS. MENENDEZ: I doubt that. I doubt that. 11 released its annual report, that once again put 12 MR. TRIAS: But, anyway, what has happened 12 our state in the top spot as the most dangerous 13 is that this is very complicated and we're 13 state for pedestrians, and placed our region as 14 trying to get it through the process. We're at 14 the eleventh most dangerous in the country. 15 the very beginning of the process. My advice 15 Over 1,000 jurisdictions in the U.S. have 16 is that it's not ready. That's what I would 16 made formal commitments to streets that are 17 say. And hopefully we can look at it again in 17 safe and convenient for everyone, no matter 18 18 their age, income, race, ethnicity, physical August. 19 19 MS. MENENDEZ: Okay. ability or how they choose to travel, by 20 MR. GRABIEL: Thank you, Ramon. 20 passing Complete Streets Policy. 21 MS. MENENDEZ: Let's go to the last item. 21 As part of our multi-modal transportation 22 22 MR. TRIAS: Thank you. planning process, we've developed the City's Sustainable Complete Streets Policy, and our 23 The last item is to be presented by Public 23 24 Works, Jessica Keller is here, and she has a 24 goal is that our policy receive national 25 25 recognition as one of the strongest and most PowerPoint, I think. Page 90 1 1 MS. KELLER: I'm waiting for my PowerPoint. comprehensive that truly reflects who we are as 2 2 MS. MENENDEZ: Okay. Ready? a community. 3 3 MS. KELLER: I'm waiting for my PowerPoint. What makes this particular policy stand out 4 We can go. This is very straight-forward. 4 is this commitment to sustainability and 5 5 Most of the elements -- my name is Jessica resiliency, Historic Preservation, storm modern 6 6 management practices, accessibility and Keller. I'm the Assistant Public Works 7 7 Director. attention to aesthetics. 8 8 MS. MENENDEZ: Can you read the item for MR. BELLIN: Maria, before he goes, don't 9 9 the record, please, Item 9 -- do you have that we have to make a motion with respect to the 10 with you -- on the agenda? It's Sustainability 10 last item? 11 Complete Streets Policy. 11 MS. MENENDEZ: No, I think - he's coming 12 12 MS. KELLER: I don't have the agenda in back. I'm sorry. 13 13 front of me. I have the actual --MS. KELLER: That's okay. 14 MS. MENENDEZ: This is a Resolution of the 14 MR. BELLIN: I know, but don't we have to 15 15 make a motion for him to bring it back or --City Commission of Coral Gables, Florida 16 providing for a Sustainable Complete Streets 16 MS. MENENDEZ: I don't think so. Do we 17 17 Policy and directing Staff to develop have to make a motion to bring the previous 18 implementation strategies to increase the 18 item? I think we gave directions to Staff to 19 livability of all streets, implementation 19 come back in the future, but I don't think that 20 20 strategies to increase the liability -- oh, requires a motion of our Board Members. 21 this is duplicated here -- of all streets for 21 MR. TRIAS: No, it doesn't. We'll schedule 22 all modes of travel for residents -- or for 22 it for our next meeting. 23 citizens of all ages and abilities in Coral 23 MS. MENENDEZ: Right. That's what I thought. 24 24 Gables. MR. BELLIN: Okay. 25 25 MS. KELLER: All that we're doing is, we're I'm sorry, can you state your name again,