Page 1 Page 2 CITY OF CORAL GABLES 1 THEREUPON: LOCAL PLANNING AGENCY (LPA)/ 2 (The following proceedings were held.) PLANNING AND ZONING BOARD MEETING 3 VERBATIM TRANSCRIPT CHAIRMAN AIZENSTAT: I'd like to go ahead VIA ZOOM TELECONFERENCE 4 and call the meeting to order. WEDNESDAY, SEPTEMBER 9, 2020, COMMENCING AT 4:04 P.M. 5 Good afternoon, everybody. The Board is Board Members Present: 6 comprised of seven Board Members. Today's Eibi Aizenstat, Chairman 7 agenda item is legislative and not Robert Behar Rhonda A. Anderson 8 quasi-judicial. As such, there will be no Venny Torre 9 swearing in of speakers. We only have one Wayne "Chip" Withers 10 Rene Murai agenda item, which is F-1. This item is a Maria Velez 11 discussion report by City Staff to the Board 12 based on the Board's previous feedback. 13 As Chair, I now officially call the City of 14 Coral Gables Planning & Zoning Board virtual City Staff and Consultants: Ramon Trias, Planning Director 15 meeting of September 9th, 2020 to order. Due Devin Cejas, Deputy Development Services 16 to COVID-19, Zoom platform is being used, along Director/Zoning Official Jill Menendez, Administrative Assistant, Board Secretary 17 with a dedicated phone line. The time is 4:04. Jennifer Garcia, City Planner 18 Since all Board Members are unmuted, Jill, Ana Restrepo, Principal Planner Arceli Redila, Principal Planner 19 would you please go ahead and call the roll? Miriam Soler Ramos, City Attorney 20 THE SECRETARY: Rhonda Anderson? Elizabeth Plater-Zyberk, Consultant 21 Judith Bell, Consultant MS. ANDERSON: Here. 22 THE SECRETARY: Robert Behar? 23 MR. BEHAR: Here. 24 THE SECRETARY: Rene Murai? 25 MR. MURAI: Here. Page 3 Page 4 THE SECRETARY: Venny Torre? 1 CHAIRMAN AIZENSTAT: Okay. The first item 1 2 2 that we have -- we will have is the approval of MR. TORRE: Present. 3 3 THE SECRETARY: Maria Velez? minutes. We have two. We have the approval of 4 4 the minutes of August 12th, 2020 and August MS. VELEZ: Here. 5 5 THE SECRETARY: Chip Withers? 20th, 2020. Let's go ahead and take one at a 6 6 MR. WITHERS: Here. time. The first one is August 12th. Has 7 7 THE SECRETARY: Eibi Aizenstat? everybody had a chance to look at them and 8 8 CHAIRMAN AIZENSTAT: Here. would somebody like to make a motion? 9 9 MR. BEHAR: Motion to approve. At this time, I'd like to ask any person 10 10 wishing to speak on Agenda Item F-1 to please MS. VELEZ: Second. 11 11 CHAIRMAN AIZENSTAT: We have a second by open your chat and send a direct message to 12 12 Maria. Jill Menendez and please include your full name 13 13 when you send her that request. Jill will call Any comments? No? 14 you when it's your turn. Depending on the 14 15 15 MS. ANDERSON: Let me see, the 12th was the number of speakers, I will ask you to limit 16 your comments and remarks to about three 16 one before. No comments on that one. 17 17 CHAIRMAN AIZENSTAT: Call the roll, please. minutes. THE SECRETARY: Robert Behar? 18 Phone participants, after the Zoom platform 18 19 19 MR. BEHAR: Yes. participants are done, I will ask phone 20 THE SECRETARY: Rene Murai? 2.0 participants to comment on the agenda item 21 also, and ask you to limit your remarks to 21 MR. MURAI: Yes. 22 22 THE SECRETARY: Venny Torre? three minutes. By pressing \*9, I think you can 23 23 MR. TORRE: Yes. get to Jill. 24 THE SECRETARY: Maria Velez? 24 Is that correct, Jill? MS. VELEZ: Yes. 25 THE SECRETARY: Correct. 25

	Page 5		Page 6
1	THE SECRETARY: Chip Withers?	1	CHAIRMAN AIZENSTAT: Robert, do you second
2	MR. WITHERS: Yes.	2	it?
3	THE SECRETARY: Rhonda Anderson?	3	MR. BEHAR: Yes.
4	MS. ANDERSON: Yes.	4	CHAIRMAN AIZENSTAT: Okay. With that note,
5	THE SECRETARY: Eibi Aizenstat?	5	please call the roll, Jill.
6	CHAIRMAN AIZENSTAT: Yes.	6	THE SECRETARY: Rene Murai?
7	The next minutes to approve are the minutes	7	MR. MURAI: Yes.
8	of August 20th. Would anybody like to make a	8	THE SECRETARY: Venny Torre?
9	motion?	9	MR. TORRE: Yes.
10	MS. VELEZ: I'll move it.	10	THE SECRETARY: Maria Velez?
11	MR. BEHAR: Second.	11	MS. VELEZ: Yes.
12	CHAIRMAN AIZENSTAT: Maria moved it.	12	THE SECRETARY: Chip Withers?
13	Robert second.	13	MR. WITHERS: Yes.
14	Any comments?	14	THE SECRETARY: Rhonda Anderson?
15	MS. ANDERSON: Just a couple of notes, and	15	MS. ANDERSON: Yes.
16	I guess it was when I was not so until I	16	THE SECRETARY: Robert Behar?
17	plugged my headset in better. Page 83 Line 4,		
18	the unintelligible area should say, on Line 4,	17	MR. BEHAR: Yes.
19	"A recommendation not require retail."	18	THE SECRETARY: Eibi Aizenstat?
20	CHAIRMAN AIZENSTAT: Okay.	19	CHAIRMAN AIZENSTAT: Yes.
21	MS. ANDERSON: That's the only major one	20	The procedure that we will use today is as
22	that I needed to do. Okay.	21	follows: First, there will be a presentation
23	CHAIRMAN AIZENSTAT: Maria, are you okay	22	of the report by Staff; after which, I will
24	with that note?	23	open it to public comment. First to Zoom
25	MS. VELEZ: Yes. That's fine.	24	platform, then I'll open it to the phone line
	Test Times line.	25	platform. Once again, for phone line platform,
	Page 7		Page 8
1	it's *9. We will read any e-comments or	1	this effort, to explain his views on this.
2	e-mails into the record. Jill has informed me		
		2	But what I have done is, I have attached
3	that so far there are no comments. We will	3	But what I have done is, I have attached  Attachment B, which is minor and major
3 4	that so far there are no comments. We will then close it to public comment for a Board		,
		3	Attachment B, which is minor and major
4	then close it to public comment for a Board	3 4	Attachment B, which is minor and major amendments. That is the main new work product
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4 5 6 7	then close it to public comment for a Board discussion. There is no vote tonight and/or motions that will need to be done.  Ramon, if you could start, please.	3 4 5 6 7	Attachment B, which is minor and major amendments. That is the main new work product that we have. Basically, it's a summary, in bullet form, of all of the changes that are being proposed. And that's really an outline
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	Page 9		Page 10
1	public or anything?	1	very confident that it's been resolved or will
2	You're muted.	2	get resolved by Tuesday morning. So I'm very
3	CHAIRMAN AIZENSTAT: Sorry about that.	3	pleased, you know, with the progress that was
4	Well, there isn't much of a presentation so	4	made and the effort that it was you know,
5	far. Is there anything that has been Ramon,	5	that Staff made to accomplish this.
6	is there anything that has been changed, that	6	CHAIRMAN AIZENSTAT: Okay. I think one of
7	you can go over, since our last meeting?	7	the major concerns that the Board as a whole
8	MR. BEHAR: Mr. Chair, may I, for a second,	8	had was the taking of any rights with the new
9	because you know, since Ramon mentioned it?	9	Zoning Code Re-Write.
10	I want to commend Ramon and Staff, that for	10	Ramon, you can say safely that that has
11	the last three weeks, between the, for lack of	11	been accomplished?
12	a better word, the little subcommittee that was	12	MR. TRIAS: Yes. That is my professional
13	created between Mario Garcia-Serra and Jorge	13	opinion, and that's my recommendation.
14	Navarro, Willy Bermello and Hamed Rodriguez and	14	CHAIRMAN AIZENSTAT: Okay. Thank you.
15	myself, we have been working closely with Ramon	15	What I'd like to do, then, is, let's open
16	and Staff, and we probably came up with about	16	it up to the public.
17	35, 38 items, of which we've been going back	17	Jill, has anybody gone ahead and sent you
18	and forth, and I'm very pleased to say that, as	18	any request that they would like to comment?
19	of this morning, we only had two or three left,	19	THE SECRETARY: No, no request.
20	that I had a conversation with Ramon this		• •
21	morning, and those are being implemented for	20	CHAIRMAN AIZENSTAT: No request at all?
22	the submittal to Commission on Tuesday.	21	Okay. Then, at that time, let's go ahead and
23	So, everything that were brought up by this	22	close the floor to the public and I'll open it
24	group has been addressed, and we like	23	for Board discussion.
25	compromised in both ways, but I think I feel	24	It's a little quicker than usual.
		25	Venny, I'd like to ask you to go first, if
	Page 11		Page 12
1	you don't mind.	1	some extent, because I'm trying to focus on the
2	MR. TORRE: Mr. Chair, I really don't have	2	recommendations which is Attachment B, and that
3	much to comment on. I have a few questions	3	one has a list of amendments that are in the
4	regarding Amendment A, just to be clear.	4	Code. So those are the amendments that are
5	There's notes that are labeled A and notes that	5	actually being proposed.
6	are labeled N. Can you clarify what the two	6	So any other discussion, really, should
7	mean, Mr. Trias, and just so we understand what	7	focus on the actual text of the Code or on the
8	that means?	8	outline of the memo. That's really what I'm
9	MR. TRIAS: Yeah. That's really the way	9	trying to accomplish, because otherwise we're
10	that we kept track of some of the comments. I	10	going to have a very confusing conversation.
11	don't think it has any real relevance beyond	11	MS. VELEZ: But I remember last time, when
12	tracking the history of the discussion. The	12	we had our last meeting, there were several
13	memo that I want to focus on is the one that is	13	comments about open space and several concerns
14	Attachment B, which has the conclusions, and it	14	about open space. And I don't know that that
15	really has the recommendations.	15	was I mean, there is no indication of the
16	So, from a practical point of view, what is	16	Board's recommendations or of the Board's
17	being recommended is in that memo, is in	17	concerns in this memo, Attachment B.
18	Attachment B.	18	MR. TRIAS: Well, yeah, it is not organized
19	MS. VELEZ: I have a question.	19	that way, but in the Commission cover memo,
20	Will the Commission also see Attachment A?	20	there's more of a discussion to that.
21	MR. TRIAS: Yeah. We've included it just	21	Now, for example
22	for general information, yes, but I want to	22	MS. VELEZ: So the Commission is given
23	actually, my main goal here is to see how we	23	information as to what the Board's concerns and
24	can be clear, because I don't want to confuse	24	comments are?
25	people, and, clearly, this is confusing, to	25	MR. TRIAS: Yeah. The Commission memo has
1		I	

	Page 13		Page 14
1	actually a history of the different meetings	1	MR. MURAI: Okay. Never mind.
2	that we've had and eventually gets to the	2	CHAIRMAN AIZENSTAT: Go ahead and continue,
3	Planning & Zoning meetings, yes.	3	Ramon.
4	CHAIRMAN AIZENSTAT: Does it include the	4	MR. TRIAS: Yeah. No, I let's keep in
5	I think what Maria is asking is, does it	5	mind that the purpose of this discussion the
6	include the changes, so you see what was	6	purpose of the discussion is just an update on
7	originally presented and the track history?	7	the way things are going. There's no action
8	MR. TRIAS: The track we have a track	8	that needs to be taken. So, basically, the
9	history, but that was a little bit confusing to	9	update that I'm giving you is the same update
10	provide in the overall Code. So what happens	10	that I'm going to give the Commission.
11	is, for example, in the required open spaces,	11	It has this memo, Attachment B, as the main
12	Item Number 1 in the memo	12	outline, the outline that we should follow, and
13	MR. MURAI: Ramon?	13	that outline, like I said, for example, if you
14	MR. TRIAS: Yes, sir.	14	look at required open space, one of the issues
15	MR. MURAI: Yeah, excuse me for	15	was that MF3 had a requirement of 30 percent.
16	interrupting. Where are these attachments?	16	Well, we made one minor change, based on
17	I'm having trouble locating them right now.	17	the input from the subcommittee, to say that 25
18	MR. TRIAS: In the Legistar item, in the	18	percent and the other five percent could be in
19	agenda, all of the attachments are there in the	19	the upper stories. 25 percent had to be at the
20	item.	20	ground level, for example. So there's a lot of
21	MR. MURAI: Okay. Let me look at that.	21	minor changes like that.
22	MR. TRIAS: I do have a printed copy, but	22	In terms of the big picture, in terms of
23	that's the only one I have. So if you need	23	the big ideas, for example, the use of
24	one, we can probably get you one. It's a very	24	Mixed-Use, as opposed to Commercial, all of
25	thick copy. It's about three inches thick.	25	that remains. That was not controversial.
			7. 16
	Page 15		Page 16
1	None of the recommendations were there were	1	meeting.
2	not recommendations of those topics. The	2	meeting.  MR. TRIAS: But what was your concern,
2 3	not recommendations of those topics. The issues had to do with minor details, from my	2 3	meeting.  MR. TRIAS: But what was your concern, though?
2 3 4	not recommendations of those topics. The issues had to do with minor details, from my perspective.	2 3 4	meeting.  MR. TRIAS: But what was your concern, though?  MS. VELEZ: Several of us spoke about
2 3 4 5	not recommendations of those topics. The issues had to do with minor details, from my perspective.  MS. VELEZ: I have another comment. On the	2 3 4 5	meeting.  MR. TRIAS: But what was your concern, though?  MS. VELEZ: Several of us spoke about keeping open space. I know that there's a push
2 3 4 5 6	not recommendations of those topics. The issues had to do with minor details, from my perspective.  MS. VELEZ: I have another comment. On the Article 2, Zoning Districts, there was a chart	2 3 4 5 6	meeting.  MR. TRIAS: But what was your concern, though?  MS. VELEZ: Several of us spoke about keeping open space. I know that there's a push by the Commission, as well, to maintain open
2 3 4 5 6 7	not recommendations of those topics. The issues had to do with minor details, from my perspective.  MS. VELEZ: I have another comment. On the Article 2, Zoning Districts, there was a chart that was incorporated into the package that we	2 3 4 5 6 7	meeting.  MR. TRIAS: But what was your concern, though?  MS. VELEZ: Several of us spoke about keeping open space. I know that there's a push by the Commission, as well, to maintain open space in the City. So we're reducing what was
2 3 4 5 6 7 8	not recommendations of those topics. The issues had to do with minor details, from my perspective.  MS. VELEZ: I have another comment. On the Article 2, Zoning Districts, there was a chart that was incorporated into the package that we received in July.	2 3 4 5 6 7 8	meeting.  MR. TRIAS: But what was your concern, though?  MS. VELEZ: Several of us spoke about keeping open space. I know that there's a push by the Commission, as well, to maintain open space in the City. So we're reducing what was a 30 percent, and now on the new table it's
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	Page 17		Page 18
1	step up have open space that is visible from	1	consultant was to leave it at 30 percent, I
2	the street, so you have a break in the facade,	2	believe.
3	you don't have a solid building going up, like	3	MR. TRIAS: That was the original proposal,
4	I'm looking across the street, for the total	4	yes.
5	height of the building. And that was the	5	MS. VELEZ: By the consultant, was 30
6	intent of putting the five percent on the upper	6	percent?
7	level, going from 20 to 25 percent.	7	MR. TRIAS: Yes. Yes.
8	Isn't that the discussion that we had,	8	MS. VELEZ: But, see, that doesn't appear
9	Ramon?	9	anywhere and that's my concern, that the
10	MR. TRIAS: Yes. Yes. That was my	10	Commission is seeing Exhibit B and
11	recollection. Now, if anybody feels very	11	MR. TRIAS: The Commission is going to
12	strongly about a topic, I will be happy to	12	receive the recommendation from Staff, and it's
13	forward that to the Commission, if Ms. Velez	13	going to receive the comments and the minutes
14	believes that	14	from the Planning & Zoning, and it's going to
15	MS. VELEZ: What is it presently, Ramon?	15	have the consultant there to have any
16	What is it presently? What is our requirement?	16	discussions. Keep in mind, there are many,
17	MR. TRIAS: 20 percent. 20 percent, yes.	17	many people that have many different views on
18	MS. VELEZ: On MF2 or would be now MF2? Is	18	this topic. So that's what the Commission is
19	it 20 percent only?	19	going to receive and then they'll make a
20	MR. TRIAS: Yes. Let me see if we wrote	20	decision.
21	that in the we probably should write that in	21	MS. ANDERSON: So I do mirror Maria's
22	the memo, so it's clear, but, yes. So the	22	concerns about the open space requirements, and
23	increase is less than it was originally	23	mostly for open space that's also usable to the
24	proposed.	24	public. In some areas, where we have like a
25	MS. VELEZ: So the proposal by our	25	park nearby, there might not be as much stress
	1 1 7		
	Page 19		
	<u>-</u>		Page 20
1	in that issue, but in some of these areas,	1	Page 20 (Unintelligible.) I'm hoping this helps to get
1 2		1 2	
	in that issue, but in some of these areas,		(Unintelligible.) I'm hoping this helps to get
2	in that issue, but in some of these areas, where you have very dense building populations,	2	(Unintelligible.) I'm hoping this helps to get the smaller projects to happen, to have the
2	in that issue, but in some of these areas, where you have very dense building populations, such as in the area south of Bird Road bordered	2 3	(Unintelligible.) I'm hoping this helps to get the smaller projects to happen, to have the variety of buildings, to have Downtown to have
2 3 4	in that issue, but in some of these areas, where you have very dense building populations, such as in the area south of Bird Road bordered by the Le Jeune and Ponce area that we	2 3 4	(Unintelligible.) I'm hoping this helps to get the smaller projects to happen, to have the variety of buildings, to have Downtown to have something a little bit more articulated and
2 3 4 5	in that issue, but in some of these areas, where you have very dense building populations, such as in the area south of Bird Road bordered by the Le Jeune and Ponce area that we discussed a couple of meetings ago, that area	2 3 4 5	(Unintelligible.) I'm hoping this helps to get the smaller projects to happen, to have the variety of buildings, to have Downtown to have something a little bit more articulated and something a little bit more pedestrian friendly
2 3 4 5 6	in that issue, but in some of these areas, where you have very dense building populations, such as in the area south of Bird Road bordered by the Le Jeune and Ponce area that we discussed a couple of meetings ago, that area is lacking some much green space, until you go	2 3 4 5 6	(Unintelligible.) I'm hoping this helps to get the smaller projects to happen, to have the variety of buildings, to have Downtown to have something a little bit more articulated and something a little bit more pedestrian friendly and more urban in that sense.
2 3 4 5 6 7	in that issue, but in some of these areas, where you have very dense building populations, such as in the area south of Bird Road bordered by the Le Jeune and Ponce area that we discussed a couple of meetings ago, that area is lacking some much green space, until you go all of the way down to the Rail.	2 3 4 5 6 7	(Unintelligible.) I'm hoping this helps to get the smaller projects to happen, to have the variety of buildings, to have Downtown to have something a little bit more articulated and something a little bit more pedestrian friendly and more urban in that sense.  The second thing is, from a Residential
2 3 4 5 6 7 8	in that issue, but in some of these areas, where you have very dense building populations, such as in the area south of Bird Road bordered by the Le Jeune and Ponce area that we discussed a couple of meetings ago, that area is lacking some much green space, until you go all of the way down to the Rail.  So I do have concerns there, and I don't	2 3 4 5 6 7 8	(Unintelligible.) I'm hoping this helps to get the smaller projects to happen, to have the variety of buildings, to have Downtown to have something a little bit more articulated and something a little bit more pedestrian friendly and more urban in that sense.  The second thing is, from a Residential perspective, I was hoping to get more variety
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	Page 21		Page 22
1	_	1	
1	Plan. As much as we have changed the Zoning,	1	further, but it's really interesting, really,
2	there's a lot of red and dark red put next to	2	actually, revealing, that the fact that we
3	each other. That makes absolutely no sense,	3	placed the information that was there in the
4	why Downtown, across the street, you have	4	Code more clearly has led to a lot of the
5	buildings that are, you know, recommended two	5	frustration and a lot of the comments and a lot
6	different heights, when they're just across the	6	of the concerns.
7	street from another Downtown building. That	7	MS. RAMOS: Mr. Chair, if I may. I was
8	makes absolutely no sense. So that, I think,	8	muted before.
9	needs some tweaking along the way.	9	CHAIRMAN AIZENSTAT: Yes.
10	Overall, it's been a good process, and I'm	10	MS. RAMOS: I wanted to speak to the 30
11	happy with where we are.	11	percent open space. That change came about,
12	MR. TRIAS: Mr. Torre, if I could follow-up	12	because it was brought up by interested
13	on your point.	13	counsel, included in that group might be Mario
14	Ms. Velez and you are pointing out	14	Garcia-Serra, Jorge Navarro and others that
15	something very interesting, which I have	15	represent developers in Coral Gables often, as
16	realized recently, which is, because we have	16	what they viewed as a potential taking. So
17	put things in tables and because we have	17	that's where the compromise from 20, to the 30
18	actually done an honest translation of the Comp	18	that our consultant initially suggested, to now
19	Plan into Zoning, we realized that there's a	19	coming back to this 25 and allowing for the
20	lot of things that don't make any sense, and	20	other five percent to be slightly above grade
21	before, that was not as clear.	21	as a compromise with those individuals.
22	So, you're absolutely right, but I think	22	MR. TRIAS: And in addition, I do believe
23	that what we have here, that doesn't make	23	that it's a better regulation. Regardless of
24	sense, is the legacy ideas that have been built	24	the legal ramifications, I think that this is a
25	up on each other and we need to work on it	25	better way to deal with the issue.
	Page 23		- 04
	rage 25		Page 24
1	MR. WITHERS: Can I ask our attorney a	1	know, to get this amount of Med 1, whatever,
1 2		1 2	
	MR. WITHERS: Can I ask our attorney a		know, to get this amount of Med 1, whatever,
2	MR. WITHERS: Can I ask our attorney a question?	2	know, to get this amount of Med 1, whatever, you have to give this much more green space. For 2, this much more, for 3, this much more.
2	MR. WITHERS: Can I ask our attorney a question? MS. RAMOS: Sure. MR. WITHERS: Can we add a condition to	2 3	know, to get this amount of Med 1, whatever, you have to give this much more green space.  For 2, this much more, for 3, this much more.  This is just from a purely legal perspective,
2 3 4	MR. WITHERS: Can I ask our attorney a question?  MS. RAMOS: Sure.  MR. WITHERS: Can we add a condition to bonuses, that if a developer wants to obtain a	2 3 4	know, to get this amount of Med 1, whatever, you have to give this much more green space. For 2, this much more, for 3, this much more. This is just from a purely legal perspective, in terms of defending it. Whether that's good
2 3 4 5	MR. WITHERS: Can I ask our attorney a question?  MS. RAMOS: Sure.  MR. WITHERS: Can we add a condition to bonuses, that if a developer wants to obtain a bonus, they have to add another five percent	2 3 4 5	know, to get this amount of Med 1, whatever, you have to give this much more green space. For 2, this much more, for 3, this much more. This is just from a purely legal perspective, in terms of defending it. Whether that's good or bad policy, I can't speak to.
2 3 4 5 6	MR. WITHERS: Can I ask our attorney a question?  MS. RAMOS: Sure.  MR. WITHERS: Can we add a condition to bonuses, that if a developer wants to obtain a bonus, they have to add another five percent green space?	2 3 4 5 6	know, to get this amount of Med 1, whatever, you have to give this much more green space.  For 2, this much more, for 3, this much more.  This is just from a purely legal perspective, in terms of defending it. Whether that's good or bad policy, I can't speak to.  MR. WITHERS: You know, I mean, here the
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1	problematic, but like I say, I don't know if	1	bonuses, they provided more green space. And
2	it's good policy, in terms of, you know, how	2	you guys, you know, made it without even being
3	you develop a city. I would leave that to	3	on a policy, just by the fact that when you
4	Ramon and to Elizabeth Plater-Zyberg.	4	approved the project, you know, you requested
5	MR. WITHERS: Ramon, what do you think?	5	to have additional green space, right?
6	MR. TRIAS: I think the City Manager and	6	MR. TRIAS: Right. And that happens
7	Staff have discussed the idea of refining some	7	through the design process and the different
8	of the bonus processes that we have as a second	8	reviews that we have, and typically more green
9	phase of this effort. So I think what you're	9	space and more open space is provided than the
10	saying makes sense. It's just that tweaking	10	minimum requirement.
11	that bonus program is not a simple task, as you	11	MS. RAMOS: Yeah, and I think it's
12	know.	12	important to note, too, that for PADs, there's
13	MR. WITHERS: All right.	13	a lot of flexibility being given to the
14	MR. TRIAS: So I do think that we	14	developer, in exchange for more public benefit.
15	anticipate looking at it in the future, and	15	And so that's where that conversation occurs.
16	that could be one of the outcomes.	16	MR. BEHAR: Right.
17	MR. BEHAR: And, Ramon, may I say	17	MR. TRIAS: And it's a very extensive
18	something? In the past, whenever we had a	18	conversation, Mr. Behar, and you've been in
19	project that has a PAD, the open space has been	19	many of them. As you know, it's takes months
20	up to like 30 percent, so	20	to figure that out.
21	MR. TRIAS: The minimum is 20 percent, yes.	21	So, I think, Mr. Withers' recommendation is
22	MR. BEHAR: Right. But in some projects,	22	a very good one for that second phase of the
23	you have requested, you know, green space, and	23	review that we have to take after we get done
24	the example is, One, The Regency in the North	24	with this.
25	Gables, that in order to get additional	25	MS. ANDERSON: How soon can we do that?
23	Gables, that in order to get additional	23	Mis. ANDERSON. How soon can we do that:
	Page 27		Page 28
1	MR. WITHERS: And how do you feel about the	1	I remember when the first iteration of the
2	placement of the green space?	2	Old Spanish Village came into play, and it was
3	MR. TRIAS: Well, that's the key. The key	3	a Planned Area Development, the City already
4	is that it has to be meaningful and well	4	had swales, but in return, the City asked the
5	designed and it has to be a square or a plaza	5	developer to expand the swales by ten feet, to
6	or something that matters or a park.	6	give it a richer, deeper swale look as part of
7	MR. WITHERS: It just can't be a hedge	7	a trade.
8	along the side of the building.	8	MR. TRIAS: Well, I mean, those kinds of
9	MR. TRIAS: Absolutely. That's the biggest	9	very precise design choices happen all of the
10	issue by far. And I have to say that the	10	time, but they're in the Zoning Code per se.
11	consultant, at the very beginning of this	11	The Zoning Code allows and encourages the
12	process, did prepare some diagrams to go with	12	process, but the actual design depends on the
13	that idea of open space.	13	location, of course.
14	So I think the question was, how soon can	14	MR. WITHERS: I got it. Okay. Thank you.
15	we start? Well, I think we can start very	15	CHAIRMAN AIZENSTAT: Any other comments,
16	soon. As soon as we finish this process, my	16	Chip?
17	intent is to continue with the refinement of	17	MR. WITHERS: No, I'm good.
18	the open space, Med Bonus design oriented	18	MR. TORRE: I have a comment to that, and,
19	regulations that we have.	19	again, this is maybe a question for the
20	MR. WITHERS: And one last question, did we	20	urbanist, for the professional. I mean,
	ever look at amplifying maybe our you know,	21	there's one thing to ask for open space on very
21	our swale area, by allowing the developer to	22	large buildings, and they become sort of pocket
21 22	our swale area, by anowing the developer to		
	I mean, if they adding to an existing green	23	parks and so on, but when you're trying to do
22		23 24	parks and so on, but when you're trying to do multiple buildings and they're all small, to

	Page 29		Page 30
1	have green space, I'm not sure to the	1	currently.
2	amount, let's say, the City would get with	2	So I don't think that it's a penalty, in
3	pocket parks and things like that, I'm not sure	3	that sense, and most of the townhouses
4	they equal out, and I don't know that the rule	4	residents have if they have a hundred foot
5	being across the board makes as much sense as	5	deep lot, they meet that space internally
6	the bigger buildings.	6	anyway.
7	You know, I don't know if it's different	7	MR. TORRE: You know, I was talking more
8	Liz, what do you think? If it's more than a	8	about the Downtown core and how that setback
9	10,000 square foot lot, they're made to go back	9	you know, multiple pockets and so on, with
10	ten feet across the entire, you know, Aragon or	10	having (inaudible) or does it help the street
11	one of these other streets. Does that make a	11	when you start doing that quite often in a
12	lot of sense?	12	smaller sense.
13	MS. PLATER-ZYBERG: You know, we've looked	13	MS. PLATER-ZYBERG: You know, it doesn't
14	at these, in particular, in three dimensional	14	have to be along the streetfront. It can be in
15	drawings quite a bit, and by asking for the	15	the building, as well. So, you know, I think
16	space to be of a meaningful dimension, we	16	there were a couple of buildings we were
17	imagine that it would be broader as a courtyard	17	looking at Downtown. I'm not exactly sure
18	entry or a courtyard within the building,	18	which one. I think one (unintelligible)
19	rather than a setback the full length of the	19	Miracle Mile, the newer buildings that have
20	building, for instance, which doesn't make	20	that kind of open space. Some of it is
21	sense, because then you have the blank walls of	21	relating to the street, and, in fact, I think
22	the building next door or whatever. And in	22	it's part of the enrichment of the City, but,
23	some cases, it could also have a cross-block	23	you know, they're saying, you know, this is
24	past it, and that can be landscaped and more	24	something that can be looked into further, but
25	amenable than some of the ones that exist	25	I think at this point, if we don't do it now, I
	Page 31		Page 32
1	don't think it's going to come back. I worry	1	on further.
1 2	don't think it's going to come back. I worry that it won't come back as a further	1 2	on further.  MR. TRIAS: And the intent is to have Liz
2	that it won't come back as a further	2	MR. TRIAS: And the intent is to have Liz
2	that it won't come back as a further refinement.	2 3 4 5	MR. TRIAS: And the intent is to have Liz as our consultant for the second phase, by the way, and that's something that the City Manager has already committed to.
2 3 4	that it won't come back as a further refinement.  CHAIRMAN AIZENSTAT: Thank you.	2 3 4	MR. TRIAS: And the intent is to have Liz as our consultant for the second phase, by the way, and that's something that the City Manager has already committed to.  MR. MURAI: But generally speaking, you
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	that it won't come back as a further refinement.  CHAIRMAN AIZENSTAT: Thank you.  MR. TRIAS: The advice that I would give is, to think in terms of percentage only is not going to do the job, and that's the concern that I think Mr. Torre was expressing, that that by itself is not enough. So we need to think in terms of design implications of that open space and have some criteria.  CHAIRMAN AIZENSTAT: Rene.  MR. MURAI: Yeah. I have a question. Are there any significant recommendations that Liz made that you are not incorporating?  MR. TRIAS: I don't think so, but you can ask Liz. I don't believe so.  MR. MURAI: Liz?  MS. PLATER-ZYBERG: You know, this is the one that we felt that we had some reason to say, but if it's going to continue the discussion will continue, perhaps, as Ramon is pointing out, it can be worked on further, but	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	MR. TRIAS: And the intent is to have Liz as our consultant for the second phase, by the way, and that's something that the City Manager has already committed to.  MR. MURAI: But generally speaking, you have followed Liz's recommendation, generally speaking? Liz?  MS. PLATER-ZYBERG: Yes. Rene, you know, I think that we've made — when I think back to the beginnings of this and how messy it all seemed to us, not being — using the Code on a daily basis to begin with at that time, I think that we've made enormous strides in bringing it into a much more coherent format. It's something that, if you — at some point, if certain aspects of it wanted to be worked on further, it's not going to be a kind of piecemeal addition to the Code. There's now logical places for that kind of work to happen, as people's ideas and the conditions evolve, and so we're actually very pleased that there's a kind of format for these sorts of things to

Page 33 Page 34 1 think a lot of strides were made. 1 On this one, the prior one had the rear 2 MR. MURAI: So you're pleased with the 2 setback at the alley as five feet across the 3 3 content? board, and it's no longer that way, and I do 4 MS. PLATER-ZYBERG: Yes. 4 have concerns about that, as well. Once you 5 MR. MURAI: Okay. The second question, 5 have an alley, I think that adds expansion to 6 6 Ramon, we discussed in Mixed-Use projects, the rear setback, by virtue of the alley. I 7 7 whether to make it a Mixed-Use project, you think that, particularly in the MF1, where most 8 8 have to have retail on the ground floor, as of those properties are investment properties, 9 opposed to perhaps office use. 9 and I know Chip commented the last time about 10 10 MR. TRIAS: Either works, office or retail. perhaps having a look at the Ponce de Leon 11 11 MR. MURAI: Okay. Because we said that, area, where most of those MF1s are, and they 12 12 you know, sometimes to try to get a Mixed-Use have alleys -- I believe they have alleys all 13 project, we put retail where it doesn't belong. 13 along the side. I was asking to see if we had 14 14 a map of alleys. I have not been able to see It's a waste. 15 15 MR. TRIAS: No. No. We have expanded the that yet. 16 16 definition, so it's more flexible. That, again, I think that should go back to 17 17 MR. MURAI: Okay. That's all. No more five. I saw somewhere else we were changing 18 18 comments. the pool setback in Single-Families can be five 19 CHAIRMAN AIZENSTAT: Okay. Thank you, 19 feet, so pool and equipment could be five feet, 20 Rene. 20 but, yet, when you have an alley in the rear, 2.1 21 Maria, did you have any further comments? you're still requiring a ten-foot setback both, 22 22 on Single-Family and on MF1. I think that MS. VELEZ: The other comment, again, going 23 23 back to the chart, because I noticed that, you needs to be looked at a little more. 24 know, the Mixed-Use, there were no changes from 24 MR. TRIAS: That is the required rear 25 25 setback, the ten feet, whether you have an the prior one. Page 35 Page 36 1 1 alley or you don't have an alley. So what experience there, and he could give us a lot 2 you're saying is that if you have an alley, you 2 more help on that. 3 want to have a smaller setback? 3 MR. TRIAS: The related issue is the open 4 4 MS. VELEZ: I think that should be the same space requirements for the townhouse, and if 5 5 across the board. Say you have a four or six you have one parking space, it's easier to do 6 unit building in an MF3 or an MF2 area, and it 6 it at the ground level. If you have two, then 7 7 backs onto an alley, and then you've got a you're able to do it upstairs, at the second 8 8 Single-Family building on the other side of the level. So it's a little bit complicated. I'll 9 9 alley. There are a lot of five-foot setback. be happy to discuss it further with Mr. Torre. 10 MR. TRIAS: Okay. I understand your issue. 10 MS. VELEZ: Thank you. 11 11 That's it for me, Eibi. Let me see if we can show it better in the 12 12 chart CHAIRMAN AIZENSTAT: Thank you, Maria. 13 MS. VELEZ: Yeah. Other than that, I know 13 14 we had also discussed townhouse parkings and 14 MS. ANDERSON: Yes. I agree with the 15 15 the requirement that it's only one now, as a comments that have been made thus far. With 16 minimum, and I understand that is a minimum, 16 regard to encouraging smaller townhomes, I 17 17 think we do need to limit the size of the unit, but we had also talked about perhaps gearing 18 that to the size of the townhouse. The concern 18 in order to do so for that one parking space, 19 being that we have too many cars parking on the 19 because if you don't say that it's just a one 20 street, parking on the swale. Once we do 20 bedroom townhome, and you have one space 21 bump-outs, we're also limiting parking that's 21 parking on those, I don't think we're going to 22 available in front of the townhouses. So I 22 get what we are really looking for and then 23 23 think that's another issue that needs a little we'll end up with a lack of parking, and some 24 24 more work, and I know Venny has a lot of of these areas don't have off-street parking 25 25 comments that he could -- you know, he has readily available. Then our swales will begin

Page 37 Page 38 1 1 to deteriorate as a result of that. this project, and I look forward to following 2 2 And, you know, working in certain areas, we 3 3 CHAIRMAN AIZENSTAT: Thank you, Rhonda. need to do that visioning, so that we have 4 4 meaningful open space. So that, you know, I 5 think we can work with the bonus programs, as 5 MR. BEHAR: Mr. Chair, like I said, and I 6 6 Chip has mentioned, but, you know, if there's stated before, I feel very confident that we 7 7 will continue working with Liz and Ramon to things that the developer does, where we can 8 8 make sure everything is done correctly, to the have additional open space, either on-site or 9 9 best of -- to what would be the best possible off-site, through some visioning, that would be 10 10 beneficial. Code. The fundamental concern here was to make 11 11 sure that we did not lose -- the owners of I'm glad to see that you had more bike 12 12 parking spaces. I'm still a little concerned, properties did not lose any development rights, 13 when you have family units, that, you know, one 13 and I think that, at this point, we feel like, 14 14 parking space to four units is maybe you know, we're almost there. There's a couple 15 15 problematic. So it might require a little more of little more tweakings that has to be done, 16 16 but I think it's important -- I think it needs study on that. 17 17 And TDRs, I'm in favor of them. I do think to be a process, just an evolution that is 18 18 we need to look at each area, though, and see going to continue, and this is not the end. 19 if perhaps we need to look at whether there's a 19 We're going to have to amend it and I'm sure 20 reasonable -- a park within a reasonable 20 Liz and Ramon and everybody who has been 21 21 distance, if we're going to be, you know, working on it will follow-up to make sure it's 22 22 done correctly. reducing the amount of green space on the 23 23 I am very pleased where we are today, and I ground level. 24 So those are my comments. And thank you, 24 feel very confident we're going to end up with 25 again, all of you, for all of your hard work on 25 a very good -- a much better Code than what we Page 39 Page 40 1 1 had before. Thank you. everybody for doing that. 2 CHAIRMAN AIZENSTAT: Thank you. 2 Any other comments from anybody? 3 I would very much encourage, Ramon, that 3 MR. WITHERS: I have one comment. 4 4 you work also closely with the City Attorney's CHAIRMAN AIZENSTAT: Yes, Chip. 5 5 Office. I know Miriam and Craig have really MR. WITHERS: You know, each one of us has 6 worked hard on this, and it's important to make 6 different thoughts and feelings and it seems 7 7 sure that we don't take owner's rights and it's that we all kind of have the thread -- the 8 8 common vision and thread to this, and I don't important to really get a good Code. 9 9 I also look forward to the second stage of know if it would help our esteemed Planning and 10 this, where we can look at bonuses and how we 10 Zoning Director, if he can put it together, but 11 11 almost like a brief vision statement or can possibly get additional items for the City, 12 12 such as the open spaces, possibly, where it's something that kind of outlines what our 13 13 not determined to be a taking of right or so feelings are. 14 forth. 14 I mean, I think we all had a concern about, 15 15 I want to very much thank Liz for working you know, more green space, better quality of 16 on this and putting all of the hard efforts, 16 life, by protecting, you know, the 17 17 the City Staff, Ramon and his entire Staff, Single-Family residences across Le Jeune Road, 18 Development Services, Dennis, basically, you 18 so that the Commission could get the feel of 19 19 know, the group of architects that have come our Board and the direction we were going. 20 together with the attorneys, also, to work on 20 It's just a thought. I think it might help 21 this, and I think it's really come -- I don't 21 them understand some of the direction in which 22 want to say a long way, but they've actually 22 we were, you know, coming from. So that's just 23 23 made quite a bit of strides since even a month a thought. 24 24 CHAIRMAN AIZENSTAT: Okay. Any other ago that we'd initially seen this, and that 25 25 shows dedication and I just want to thank comments? No?

	Page 41		Page 42
1	Ramon, once again, talk about just what	1	MS. ANDERSON: Thank you.
2	your next steps will be going forward.	2	CHAIRMAN AIZENSTAT: There you go, Rhonda.
3	MR. TRIAS: The next step is, on Tuesday,	3	MS. ANDERSON: Thank you. Thank you.
4	the 15th, we'll have a meeting with the	4	I was just going to second your comments.
5	Commission for First Reading, obviously a	5	The hard work is evident. So that's when I
6	public meeting under the Zoom format, and at	6	noticed I was muted.
7	that time, we'll finalize policy discussions	7	CHAIRMAN AIZENSTAT: Thank you very much.
8	and then we will finalize the text for the	8	Again, thank you also to the entire Board for
9	Second Reading yet to be scheduled.	9	putting all of their efforts, their questions,
10	CHAIRMAN AIZENSTAT: Okay.	10	their concerns and really making this happen.
11	MR. TRIAS: And I want to thank the City	11	It's important. It's important when citizens
12	Attorney's Office, Miriam, and, of course,	12	care about the City where they live and it
13	Craig. They've been very helpful throughout	13	makes it actually a better place.
14	the whole process.	14	I guess, if there's nothing further, we
15	CHAIRMAN AIZENSTAT: Okay. And, also, the	15	only had one item on the agenda, is there a
16	Deputy of Development Services Director	16	motion to adjourn?
17	MR. TRIAS: Devin Cejas, of course, and our	17	MR. MURAI: So moved.
18	consultant, Jennifer and Arceli and Ana from my	18	MS. ANDERSON: Second.
19	Staff.	19	CHAIRMAN AIZENSTAT: We have a second. Any
20	CHAIRMAN AIZENSTAT: Okay. Thank you,	20	comments? No?
21	everybody.	21	All right. Thank you, everybody, for
22	Is there anything else?	22	attending.
23	MS. VELEZ: I just saw a note from Rhonda	23	(Thereupon, the meeting was concluded at
24	that says that she's been muted and she could	24	4:50 p.m.)
25	not comment.	25	4.50 p.m.)
	not comment.		
	Page 43		
1	CERTIFICATE		
2			
3	STATE OF FLORIDA:		
4	SS.		
5	COUNTY OF MIAMI-DADE:		
6			
7			
8			
9	I, NIEVES SANCHEZ, Court Reporter, and a Notary		
10	Public for the State of Florida at Large, do hereby		
11 12	certify that I was authorized to and did		
13	stenographically report the foregoing proceedings and that the transcript is a true and complete record of my		
14	stenographic notes.		
15	senographic notes.		
16	DATED this 14th day of September, 2020.		
17			
18			
19	SIGNATURE ON FILE		
20			
	NIEVES SANCHEZ		
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