

MINUTES
LOCAL PLANNING AGENCY
VILLAGE OF KEY BISCAYNE, FLORIDA

Tuesday, January 29th, 2002

COUNCIL CHAMBER
85 WEST MCINTYRE STREET, SECOND FLOOR

1. CALL TO ORDER/ROLL CALL OF MEMBERS: The meeting was called to order by the Chairman at 7:25 p.m. Present were Councilmembers Scott Bass, Martha F. Broucek, Mortimer Fried, James L. Peters and Vice Mayor Robert Oldakowski. Councilmember Alan H. Fein and Mayor Joe I. Rasco were absent. Also present were Village Manager C. Samuel Kissinger, Village Clerk Conchita H. Alvarez and Village Attorneys Richard Jay Weiss and Nancy E. Stroud.

2. APPROVAL OF MINUTES: Councilmember Bass made a motion to approve the minutes of the June 27, 2000 Local Planning Agency Meeting. The motion was seconded by Councilmember Fried and approved by a 5-0 voice vote. The vote was as follows: Councilmembers Bass, Broucek, Fried, Peters and Vice Mayor Oldakowski voting Yes.

3. ORDINANCES: A public hearing and recommendation of Village Council sitting as the Local Planning Agency was held on the following proposed ordinance:

The Clerk read the following ordinance by title:

AN ORDINANCE OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AMENDING SECTION 30-100(f)(3) OF THE ZONING AND LAND DEVELOPMENT REGULATIONS RELATING TO THE MAXIMUM PROJECTION OF DOCKS AND RELATED MARINE STRUCTURES INTO THE ATLANTIC OCEAN AND BISCAYNE BAY; PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE.

Councilmember Bass made a motion recommending the adoption of the ordinance to the Village Council. The motion was seconded by Councilmember Peters.

Jud Kurlancheek, Director of Building, Zoning and Planning addressed the Members of the Local Planning Agency regarding this ordinance.

Councilmember Fried made an amending motion to restrict the size of the boat within the D5 triangle. Councilmember Bass seconded the motion and it was approved by a 4-1 roll call vote. The vote was as follows: Councilmembers Bass, Fried, Peters and Vice Mayor Oldakowski voting Yes. Councilmember Broucek voting No.

The Attorney addressed the Members of the Local Planning Agency regarding the process.

The Vice Mayor opened the public hearing. Richard Bunnell, President Bunnell Foundation, Miami; David Ettman, Miami Shores; Jim Taintor,

355 Harbor Drive; Ed Meyer, 100 Sunrise Drive addressed the Council.
The Vice Mayor closed the public hearing.

The motion to recommend the adoption of this ordinance, as amended, to the Village Council failed by a 3-2 roll call vote. The vote was as follows: Councilmembers Bass, Fried and Vice Mayor Oldakowski voting Yes. Councilmembers Broucek, Fein, Fried and Peters voting No.

4. **ADJOURNMENT:** The meeting was adjourned at 8:20 p.m.

Respectfully submitted:

Conchita H. Alvarez, CMC
Village Clerk

Approved this 19th day of March, 2002:

Robert Oldakowski
Chairman