

MINUTES

LOCAL PLANNING AGENCY  
VILLAGE OF KEY BISCAIYNE, FLORIDA

TUESDAY, MAY 23, 2006

COUNCIL CHAMBER  
560 CRANDON BOULEVARD

1. **CALL TO ORDER/ROLL CALL OF MEMBERS:** The meeting was called to order by the Chairman at 7:10 p.m. Present were Councilmembers Enrique Garcia, Steve Liedman, Jorge E. Mendia, Thomas Thornton, Patricia Weinman, Vice Mayor Robert L. Vernon and Chairman Robert Oldakowski. Also present were Village Manager Jacqueline R. Menendez, Village Clerk Conchita H. Alvarez and Village Attorney Stephen P. Helfman.
2. **PLEDGE OF ALLEGIANCE:** Mr. Carlos Deschappelles led the Pledge of Allegiance.
3. **APPROVAL OF MINUTES:** Councilmember Liedman made a motion to approve the minutes of the April 25, 2006 Local Planning Agency Meeting. The motion was seconded by Councilmember Weinman and approved by a 7-0 voice vote. The vote was as follows: Councilmembers Garcia, Liedman, Mendia, Thornton, Weinman, Vice Mayor Vernon and Mayor Oldakowski voting Yes.
4. **ORDINANCES:** A public hearing and recommendation of the Village Council sitting as the Local Planning Agency on the following proposed ordinance:

**AN ORDINANCE OF THE VILLAGE OF KEY BISCAIYNE, FLORIDA, AMENDING  
CHAPTER 30 "ZONING AND LAND DEVELOPMENT REGULATIONS " OF THE CODE**

**OF KEY BISCAYNE, FLORIDA, BY CREATING SECTION 30 -114 "PUD - PLANNED UNIT DEVELOPMENT" TO ESTABLISH PROCEDURES AND REVIEW CRITERIA FOR REVIEW AND APPROVAL OF APPLICATIONS FOR NEW OR AMENDED PUD DISTRICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

Vice Mayor Vernon and Councilmember Garcia recuse from the discussions due to a possible conflict of interest.

Carter McDowell, representing SBR-Fortune Associates, LLLP, Miami and Edgardo Defortuna requested the withdrawal of the request for a PUD -Planned Unit Development.

Councilmember Weinman made a motion to accept the withdrawal of the PUD. The motion was seconded by Councilmember Mendia and approved by a 5 -0 voice vote. The vote was as follows: Councilmembers Liedman, Mendia, Thornton, Weinman and Mayor Oldakowski voting Yes.

Michael Kelly, 395 Gulf Road; Tucker Gibbs, Attorney representing a group called "Preserve Our Key Biscayne Inc." and Adai Chartouni, 328 Crandon Boulevard addressed the Council.

Mayor Oldakowski addressed the Council and the public explaining the role of the Council as elected officials and as a quasi judicial body.

There was extensive discussion from Council regarding this project.

5. **ADJOURNMENT:** The meeting was adjourned at 7:55 p.m.

*Respectfully submitted:*

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*Conchita H. Alvarez, CMC*  
*Village Clerk*

*Approved this 10th day of April, 2007:*

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*Robert L. Vernon*  
*Chairman*

**IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE VILLAGE COUNCIL WITH**

***RESPECT TO ANY MATTER CONSIDERED AT A MEETING OR HEARING, THAT PERSON WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.***