



MEMORANDUM
Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
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LUDC
Agenda Item No. 6(A)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Land Use and Development
Committee

DATE: April 11, 2013

FROM: Christopher Agrippa, Division Chief
Clerk of the Board Division

SUBJECT: Approval of Commission
Committee Minutes

A handwritten signature in black ink, appearing to read "Chris Agrippa".

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Land Use and Development Committee:

March 14, 2013

Attachment
CA/jm



Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

CLERK'S SUMMARY OF Meeting Minutes

Land Use & Development Committee

Jose "Pepe" Diaz (12) Chair; Xavier L. Suarez (7) Vice Chair; Commissioners Lynda Bell (8), Barbara Jordan (1), and Audrey M. Edmonson (3)

Thursday, March 14, 2013

9:30 AM

Commission Chambers

Members Present: Lynda Bell, Jose "Pepe" Diaz, Audrey M. Edmonson, Barbara J. Jordan, Xavier L. Suarez.

Members Absent: None.

Members Late: None.

Members Excused: None.

Members Absent County Business: None.

1 MINUTES PREPARED BY:

Report: *Judy Marsh, Commission Reporter, (305) 375-1967*

1A INVOCATION AS PROVIDED IN RULE 5.05 (G)

Report: *The Invocation was presented by Chairman Diaz.*

1B ROLL CALL

Report: *The following staff members were present: Deputy Mayor Jack Osterholt; Assistant County Attorneys Dennis Kerbel and Craig Coller; and Deputy Clerks Cynthia White and Alan Eisenberg.*

Assistant County Attorney Dennis Kerbel advised that Agenda Item 3B, which was related to Item 1E1, was added to today's (3/14) agenda; and Item 2A was deferred to no date certain.

It was moved by Commissioner Suarez that the March 14, 2013 Land Use and Development Committee Agenda be approved with the changes noted in Chairwoman Sosa's memorandum entitled "Requested Changes to the Land Use and Development Committee Agenda." This motion was seconded by Chairman Diaz, and upon being put to a vote, passed by a vote of 3-0; (Commissioners Edmonson and Jordan were absent).

1C PLEDGE OF ALLEGIANCE

**1D SPECIAL PRESENTATIONS (SCHEDULED
TO BEGIN AT 9:00 AM)**

1D1

130406 Special Presentation

PRESENTATION OF SERVICE AWARDS TO THE
FOLLOWING EMPLOYEE(S):

Presented

1. JACQUELINE E. BAKARE - RER - 30 YEARS
2. GINA M. EVANS - RER - 30 YEARS

1D2

130455 Discussion Item Jose "Pepe" Diaz
DISCUSSION ITEM REGARDING PUBLIC WORKSHOPS Presented
REGARDING THE PERMITTING PROCESS

Report: *Chairman Diaz noted many people were angry with the County's permitting process, and as a result, he proposed that two workshops be held: one to receive input from architects and engineers; and the other to receive input from contractors and developers. Chairman Diaz proposed these workshops be scheduled for the week of April 8, 2013 and April 29, 2013, respectively to be held at a central location. He asked whether Committee members would prefer these workshops be held after 6:00 p.m. or during the day.*

Commissioner Suarez noted he had no preference on the time of the workshops, although evening may be more conducive to public participation.

Commissioner Suarez asked Deputy Mayor Jack Osterholt to provide the Committee members with copies of the permitting process flow chart previously prepared by Mr. Tom Marko, along with any proposed changes recommended by the Administration.

Deputy Mayor Osterholt noted the Administration would notify people on the County's mailing list of the proposed workshops when the dates were decided.

Chairman Diaz said one of the key issues was fire inspections. He noted after seven to ten years of receiving the same inspection, suddenly numerous items were issued as violations and people were upset. Chairman Diaz said he believed the issues revolved around new inspectors.

Commissioner Jordan said the permitting process was complicated. She suggested the proposed workshop could be held in one day with a morning and afternoon session, or it could be done in two days. Commissioner Jordan noted evenings would be a problem for her. She suggested the workshops be held in the Commission Chamber.

Chairman Diaz suggested the Miami-Dade Auditorium as a possible venue. He spoke in support of a full day workshop; however, pointed out that evenings would allow working people to

participate. Chairman Diaz noted he had received many complaints regarding fire inspections.

Commissioner Jordan said the inspections were based on the inspectors. She noted a checklist was needed to ensure consistency in reports and inspections. Commissioner Jordan also noted that multiple departments conducted inspections during the permitting process which could affect the timing.

Commissioner Edmonson concurred with the need for workshops. She said the feedback she received was that inspections were subjective and depended on the inspectors. Commissioner Edmonson noted disparity study workshops were held recently at three different times and were all heavily attended. She suggested that more than one workshop be held.

Chairman Diaz said the proposed workshops would serve as an educational process to inform people of the permitting regulations and requirements.

Commissioner Suarez said different departments signed off on plans and this created problems. He asked whether a more unified process could be developed.

Deputy Mayor Osterholt advised that Mr. Charles Danger dealt with the technical aspects; however, most of the problems existed with the fire department or inspectors; not plans reviewers. He noted client concerns needed to be addressed and the main issue was fire safety.

Commissioner Bell commented on the complaints regarding inspections. She noted she did not believe it was difficult for departments to be consistent in their inspections, as the same rules applied across-the-board, and should not depend on the inspector's personality. Commissioner Bell also commented on missing paperwork and said there was no room for these types of errors.

Chairman Diaz said he would work with the Administration to determine a location for the proposed workshops; and provide notification to the architectural, construction and engineering industry, as well as the general public. Chairman Diaz noted he would work with his colleagues to determine the exact date of the workshops.

1E PUBLIC HEARING

1E1

130061 Ordinance County Commission

ORDINANCE CHANGING THE BOUNDARIES OF THE CITY OF NORTH MIAMI, FLORIDA, AND AMENDING THE CHARTER OF SUCH MUNICIPALITY BY PROVIDING FOR THE ANNEXATION OF CERTAIN LANDS, UNDER AND PURSUANT TO PROCEEDINGS PRESCRIBED BY SECTION 6.04(B) OF THE HOME RULE CHARTER; PROVIDING FOR RESERVATION TO THE COUNTY OF ELECTRIC FRANCHISE AND UTILITY TAX REVENUES; PROVIDING RETENTION OF GARBAGE AND REFUSE COLLECTION AND DISPOSAL; PROVIDING INTERDEPENDENCY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE AGENDA ITEM NO. 8G1]

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Suarez
Vote: 5-0

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed ordinance into the record.*

Chairman Diaz opened the public hearing and called for persons wishing to appear before the Committee in connection with this proposed ordinance. He closed the public hearing after no one appeared wishing to speak.

Commissioner Bell asked whether homeowners in the proposed incorporated area understood that an increase in property taxes would occur.

Mr. Jorge Fernandez, Office of Management and Budget, said homeowners within the proposed annexation area and those within 600 feet were notified of the proposed tax increase if the annexation moved forward.

Hearing no further comments or questions, the Committee members proceeded to vote on the foregoing proposed ordinance as presented.

1E2

130199 Ordinance

Bruno A. Barreiro,

Rebeca Sosa

ORDINANCE RELATING TO ZONING AND OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR THE PALMER LAKE METROPOLITAN CENTER DISTRICT; AMENDING STANDARD URBAN CENTER DISTRICT REGULATIONS GOVERNING NON-CONFORMITIES; CREATING SECTIONS 33-284.99.55 THROUGH 33-284.99.66 OF THE CODE OF MIAMI-DADE COUNTY (CODE); AMENDING SECTIONS 33-2 AND 33-284.89.2 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (Regulatory and Economic Resources)

Amended (pending receipt of Leg. File No. from CA)

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed ordinance into the record. He advised that Commissioner Barreiro, sponsor, was requesting the following proposed amendment: to replace the language "Other water-dependent uses not specifically enumerated in this section or in the IU-1 and IU-2 districts as determined by the director" with "Other water-dependent uses not specifically enumerated in this section or in the IU-1 and IU-2 districts as approved by resolution of the County Commission" on handwritten page 13, Subsection (B)(2) iii; and in Subsection (3)(iv).*

Chairman Diaz opened the public hearing and called for persons wishing to appear before the Committee in connection with this proposed ordinance.

Mr. Christian Larach, 3038 NW North River Drive, representing Antillean Marine Shipping, appeared in connection with the foregoing proposed ordinance. He noted he supported the position taken by the Miami River Marine Group (MRMG) and the Miami River Commission (MRC). Mr. Larach indicated he supported the proposed amendments; however, expressed concern the shipping industry would be affected if the proposed zoning changes occurred across the River.

Chairman Diaz concurred with Mr. Larach's comments, noting he understood the need of the River and the importance of trade. Chairman Diaz said he was assured by the Administration that there would be no change.

Ms. Patricia Blasi, 2000 Island Boulevard, Aventura, redeveloper, former Bertram Boatyard,

appeared in support of the foregoing proposed ordinance. She noted this proposal respected the current operations on the Miami River; provided job creation and an expansion of tax base in the Palmer Lake area; and allowed for redevelopment of the area while complementing Miami International Airport development and the Miami Intermodal Center.

Mr. Mark Bailey, Miami River Marine Group, 3033 NW North River Drive, appeared in connection with the foregoing proposed ordinance. He thanked the County Commission for its support of the Miami River dredging. Mr. Bailey expressed concern that this proposed ordinance allowed a density of up to 375 units per acre for potential hotels, motels, and transient residential use which was inconsistent with the cargo shipping industry in the Riverside Sub-District area of the Miami River. He noted the MRMG and the MRC supported the current Code's allowance of up to 75 units per acre density. Mr. Bailey also expressed concern that this proposal included potential water-dependent and water-related land use sections that were problematic to implement, lacked sufficient standards for land use evaluation, and escaped the public process for new land use determinations. He asked that the MRMG and the MRC's recommendations in support of the Miami River be included in this proposed ordinance.

Mr. Jose Bared, 3399 NW South River Drive, owner, Jones Boat Yard; and Chairman, Palmer Lake Charrette Committee, appeared in support of the foregoing proposed ordinance. He said this was a blighted area and noted the Charrette Committee's attempts to promote redevelopment of the area.

Mr. Neisen Kasdin, 1 SE 3rd Avenue, Akerman Senterfitt, attorney representing the owner of the Richard Bertram property, appeared in support of the foregoing ordinance. He noted the marine industry was well protected in the Riverside sub-element of this proposed ordinance and the amendment read into the record by Assistant County Attorney Kerbel, provided further protection for this industry. Mr. Kasdin advised the County Attorney had determined that this ordinance was consistent with the Comprehensive Plan of the Miami River sub-element. He commented on the County's investment in the Miami Intermodal Center (MIC) and noted development of the Palmer Lake area could not

occur until this ordinance was adopted. Mr. Kasdin urged the Committee members to forward this proposal to the County Commission with a favorable recommendation.

Mr. Bret Bibeau, Managing Director, Miami River Commission (MRC), 1407 NW 7th Street, read a letter into the record regarding the MRC's official statement on this proposed ordinance that pertained to the Riverside sub-district. He noted the MRC was recommending the following:

- ~ Make several revisions to become consistent with the County's adopted Miami River Greenway Action Plan;
- ~ Make the following revisions to achieve consistency with the County's adopted Comprehensive Plan "Port of Miami River" sub-element by deleting Section 33-284.99.59 (B) (4) (i-ii) regarding the increase of density from the current 75 units per acre up to 375 units per acre; and replacing Section 1 (D) under Purpose and Intent on page 1 of the proposed ordinance, with "Maintains and promotes the 'Port of Miami River' Sub-element of the adopted Comprehensive Plan."

Mr. Bibeau concurred with the amendments read into the record by Assistant County Attorney Kerbel.

Hearing no one else wishing to speak, Chairman Diaz closed the public hearing.

Commissioner Jordan requested additional information on the MRC's letter. She expressed concern regarding the increased density from 75 to up to 375 units per acre and questioned the justification for this increase.

Mr. Eric Silva, Assistant Director of Development Services, Department of Regulatory and Economic Resources (RER), said the zoning ordinance provided for a Core, Center, and Riverside area. He noted 375 units per acre were allowed in the Core and Center areas; however, a water-dependent use must be provided in order for the 375 units to be allowed in the Riverside area. Mr. Silva pointed out that water-dependent uses were now limited to shipyard, boatyard or marina.

In response to Commissioner Jordan's inquiry regarding the impact of the increased hotel density on water traffic, Mr. Silva noted water traffic should not be impacted.

Responding to Commissioner Jordan's question regarding the MRC's issue, Mr. Bibeau noted the definition of water-dependent in the proposed ordinance was not the same definition read by staff. He stated that 75 units per acre were acceptable; however, 375 units per acre would be incompatible in use.

Assistant County Attorney Kerbel advised that the 375 units per acre was not automatic and was based on the Director's determination. He read Section 33-284.99.59 (B) (4) which addressed that requirement. Assistant County Attorney Kerbel noted the Administration would make a determination on the number of requested units based on the zoning application, and if the neighboring property owners or the MRC had a concern, an appeal of the Director's determination could be made to the County Commission.

Commissioner Edmonson inquired and Mr. Silva confirmed that this proposal was consistent with the Comprehensive Development Master Plan. He also confirmed that the MRMG and the MRC participated in the charrette.

Commissioner Edmonson said she was satisfied with the proposed ordinance.

In response to Commissioner Suarez' inquiry as to whether this proposed ordinance could be amended to address the MRC's recommendations, Mr. Mark Bailey, Miami River Marine Group, suggested the Riverside Sub-district be carved out and the current 75 units per acre be maintained. He opined that hotels or motels at the 375 units per acre density would be incompatible with the marine industry.

Commissioner Suarez said this proposed ordinance did not appear as if it was compatible with the River uses that the County wanted to maintain. He noted his willingness to support this proposal if the amendment could be made.

Mr. Silva pointed out that the current zoning was industrial and included non-marine uses such as auto repairs and bakeries. He noted the increased density would only apply to a water-dependent use, and this proposed ordinance maintained the marine uses.

Chairman Diaz said he was supportive of this ordinance; however, the issue was placing

residential facilities next to a loud industry, and ensuring a blend of both uses. He asked whether a hotel could be built on top of a shipyard without approval from the County Commission, and Mr. Silva confirmed this could be done.

Chairman Diaz asked whether residential buildings would be allowed to which Mr. Silva responded that residential buildings were not allowed under the current zoning, and would not be allowed along the river under the new zoning. He noted residential units would be permitted along the Tamiami Canal if a water-dependent use was provided; however, residential uses would not be allowed along the Okeechobee portion of the river.

Chairman Diaz suggested that for commercial uses such as hotels, a certain decibel level of soundproofing be provided, and that encroachment by any potential residency and requested zoning changes to accomplish this, be addressed.

Mr. Silva noted everyone in the area must comply with the airport soundproofing requirements; however, he would provide additional details to the Committee.

Chairman Diaz suggested Mr. Silva review the soundproofing issue further and provide information when this item came back to the County Commission. He also suggested Mr. Silva discuss this issue with the affected stakeholders.

Responding to Commissioner Jordan's inquiry regarding the MRC's concern, Mr. Bailey asked that the Riverside Sub-district be carved out. He expressed concern regarding hotel development along the Miami River, and asked that the 75 units per acre be maintained.

Chairman Diaz concurred with Mr. Bailey's concerns.

Mr. Jose Bared said a high density hotel would not increase traffic on the river; rather the traffic would decrease and allow his business to thrive. He noted the noise level from the industry was less than planes landing overhead.

Chairman Diaz noted Mr. Bared's use was different than the loading/unloading of ships along the river. He noted the Committee's concern that whatever was done would be amenable to

everyone. Chairman Diaz pointed out that traffic in the area would increase, although perhaps not on the River itself.

It was moved by Commissioner Edmonson that the foregoing proposed ordinance be amended to require soundproofing for any residential type facilities on the river. This motion was seconded by Commissioner Bell.

Commissioner Jordan noted she believed additional traffic on the river would be an economic advantage. She suggested forwarding this proposed ordinance to the County Commission without recommendation, which was not accepted by Commissioner Edmonson.

Chairman Diaz concurred with the industry's concern regarding the water use compliance requirement. He noted he did not wish the developer to circumvent this requirement by saying canoes were compliant.

Assistant County Attorney Kerbel clarified that under the IU-1 zoning district, a hotel could be built up to 75 units per acre without any water-dependent use requirement. He noted the foregoing proposed ordinance was amended to:
~ to replace the language "Other water-dependent uses not specifically enumerated in this section or in the IU-1 and IU-2 districts as determined by the director" with "Other water-dependent uses not specifically enumerated in this section or in the IU-1 and IU-2 districts as approved by resolution of the County Commission" on handwritten page 13, Subsection (B) (2) iii; and in Subsection (3) (iv); and
~ to require as a condition of any hotel, motel or apartment hotel developed for transient residential use, that appropriate soundproofing above the level currently required in the Airport ordinance be included.

Commissioner Suarez offered an amendment to exclude the Port of Miami River sub-element as requested by the MRC, which was not accepted by Commissioner Edmonson.

There being no further discussion, it was moved by Commissioner Edmonson that the foregoing proposed ordinance be amended as noted by Assistant County Attorney Kerbel. This motion was seconded by Commissioner Bell, and upon being put to a vote, passed by a vote of 3-2, (Commissioners Jordan and Suarez voted "no").

1E3

130102 Ordinance **Lynda Bell**

ORDINANCE AMENDING SECTION 24-5 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING A DEFINITION FOR AGRICULTURAL FALLOWING PERIOD; AMENDING SECTION 24-48(1) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; CREATING EXCEPTION FROM WETLANDS PERMIT REQUIREMENTS FOR WORK IN WETLANDS DURING AN AGRICULTURAL FALLOWING PERIOD; AMENDING SECTION 24-48.9 OF THE CODE OF MIAMI-DADE COUNTY; EXTENDING THE TIME FOR COMPLETION OF WORK FOR CLASS IV PERMITS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Forwarded to BCC with a favorable recommendation

Mover: Bell

Seconder: Edmonson

Vote: 5-0

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed ordinance into the record.*

Commissioner Bell spoke in support of this proposed ordinance.

Chairman Diaz opened the public hearing and called for persons wishing to appear before the Committee in connection with this proposed ordinance. He closed the public hearing after no one appeared wishing to speak.

Hearing no further comments or questions, the Committee members proceeded to vote on the foregoing proposed ordinance as presented.

1E4

130177 Ordinance **Sen. Javier D. Souto**

ORDINANCE PERTAINING TO ZONING; AMENDING SECTIONS 33-20, 33-50, AND 33-202.3 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING RU-TH, TOWNHOUSE DISTRICT TO PERMIT FENCES AND ACCESSORY STRUCTURES WITHIN THE SIDE YARD SETBACK; AMENDING PROCEDURES FOR ADMINISTRATIVE APPROVAL OF SITE PLAN CHANGES FOR INDIVIDUAL TOWNHOUSE UNITS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE (Regulatory and Economic Resources)

Amended

Report: *(See Agenda Item 1E4 Amended; Legislative File No. 130537)*

1E4 Amended

130537 Ordinance**Sen. Javier D. Souto**

ORDINANCE PERTAINING TO ZONING; AMENDING SECTIONS 33-20, 33-50, AND 33-202.3 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING RU-TH, TOWNHOUSE DISTRICT TO PERMIT FENCES AND ACCESSORY STRUCTURES WITHIN THE SIDE YARD SETBACK; AMENDING PROCEDURES FOR ADMINISTRATIVE APPROVAL OF SITE PLAN CHANGES FOR INDIVIDUAL TOWNHOUSE UNITS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 130177] (Regulatory and Economic Resources)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Suarez

Seconder: Jordan

Vote: 4-0

Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed ordinance into the record.*

Mr. Eric Silva, Assistant Director of Development Services, Department of Regulatory and Economic Resources (RER), requested this proposed ordinance be amended to delete the language "... except that chain link fences shall be prohibited" on handwritten page 7, item (o). He noted this would provide consistency with other sections of the Code.

Chairman Diaz opened the public hearing and called for persons wishing to appear before the Committee in connection with this proposed ordinance.

Ms. Mayra Santana, 13000 SW 50 Lane, appeared in support of the foregoing ordinance. She commented on her experience with denial of her application for a fence permit in May 2011, while her neighbor's permit application was approved in April 2011. Ms. Santana noted the fence would provide privacy and safety, and she believed a precedent was set by allowing her neighbor, as well as 29 other residents within a five block radius to keep their fences, and she should receive the same privilege. Ms. Santana said approval of her application would not impact the County financially, would allow for uniformity throughout her community and would generate revenues through payment of permit fees. She expressed appreciation to Commissioner Souto, sponsor of this proposed ordinance and to Mr. Silva.

Hearing no one else wishing to speak, Chairman Diaz closed the public hearing and the Committee members proceeded to vote on the foregoing

proposed ordinance as amended to delete the language ". . . except that chain link fences shall be prohibited" on handwritten page 7, item (o).

2 COUNTY COMMISSION

2A

130334 Resolution

Lynda Bell

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S
DESIGNEE TO REFRAIN FROM FURTHER
ENVIRONMENTAL ENFORCEMENT IN THE FEW
REMAINING CASES AGAINST PROPERTY OWNERS
FOR MULCHED HURRICANE DEBRIS DEPOSITED
DURING THE AFTERMATH OF HURRICANE WILMA

Deferred to no date certain

Mover: Suarez

Seconder: Diaz

Vote: 3-0

Absent: Edmonson, Jordan

Report: *The foregoing proposed resolution was deferred to no date certain at the request of Commissioner Bell, Prime Sponsor.*

2B

130355 Resolution**Jean Monestime,
Sally A. Heyman**

RESOLUTION DIRECTING THE COUNTY MAYOR TO INCLUDE NORTH MIAMI BEACH'S TAYLOR PARK IN THE LIST OF FORMER LANDFILL SITES TO BE CLEANED UP UNDER THE COMPREHENSIVE LANDFILL CLEANUP PLAN; TO SET ASIDE SUFFICIENT FUNDS TO EFFECT THE CLEANUP OF TAYLOR PARK; TO BEGIN NEGOTIATION WITH THE CITY OF NORTH MIAMI BEACH FOR THE CREATION OF A GRANT AGREEMENT ALONG WITH ANY NECESSARY EXTENSIONS OF ANY DISPOSAL INTER-LOCAL AGREEMENT

Forwarded to BCC with a favorable recommendation

Mover: Edmonson

Seconder: Suarez

Vote: 4-0

Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed resolution into the record.*

It was moved by Commissioner Suarez that this proposed resolution be forwarded to the County Commission with a favorable recommendation. This motion was seconded by Commissioner Jordan.

In response to Chairman Diaz' question regarding the responsible party for cleanup of Taylor Park, Mr. Michael Goldstein, Goldstein Environmental Law Firm, representing the City of North Miami Beach, noted the City was seeking to implement, administer and manage the Grant Agreement for cleanup of Taylor Park. He advised the City would initiate site closure activities pursuant to oversight by the County's Regulatory and Economic Resources (RER) Department. Mr. Goldstein said the City was looking forward to working immediately with the County to implement site closure immediately.

Responding to questions from Commissioner Edmonson, Mr. Paul Mauriello, Assistant Director for Waste Operations, Public Works and Waste Management Department, said the closure projects were funded through the Utility Service Fee which was charged on water bills. He noted part of this fee was allocated to the Department for landfill remediation and closure projects. Mr. Mauriello said the Cleanup Plan was a funding source with approximately \$20 million to \$22 million per year, from which reimbursements were made to the Department. He noted all of the proposed sites were under the RER's jurisdiction for cleanup.

Commissioner Jordan asked whether other sites could be included for cleanup and whether there was a size restriction.

Mr. Mauriello said an amendment would be required to include additional sites and no size restrictions existed. He noted the properties must be in Miami-Dade County and under regulatory action by RER; must be a publicly-owned facility; and the city involved must have a long term Interlocal Agreement for waste disposal with the County.

Responding to Commissioner Jordan's inquiry whether the properties could be identified in order to make them viable to be on the tax rolls, Mr. Mauriello noted citations and enforcement issues were addressed by RER.

Commissioner Jordan asked Deputy Mayor Jack Osterholt to provide her with a list of the properties located in Commission District 1 that would be eligible for inclusion in the Comprehensive Landfill Cleanup Plan.

Deputy Mayor Osterholt noted Mr. Mauriello and Assistant Director Lee Hefty, Regulatory and Economic Resources, would meet with Commissioner Jordan to explain the process to include properties in the Comprehensive Landfill Cleanup Plan.

Hearing no further comments or questions, the Committee members proceeded to vote on the foregoing proposed resolution as presented.

2C

130393 Resolution Jean Monestime

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO PREPARE A REPORT REGARDING COUNTY CONVEYANCES OF PROPERTY IN PAST TWENTY YEARS

Forwarded to BCC with a favorable recommendation
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed resolution into the record.*

In response to Commissioner Edmonson's inquiry as to why the report being requested was for 20 years, Assistant County Attorney Debra Herman noted Commissioner Monestime, sponsor of this proposal, requested the 20-year timeframe.

Commissioner Suarez noted a recent study of County-owned properties identified 4,500 properties, and suggested consulting with Commissioner Monestime, to require a report of the conveyances of property within the past ten or five years.

Hearing no further comments or questions, the Committee members proceeded to vote on the foregoing proposed resolution as presented.

2D

130198 Resolution Sen. Javier D. Souto

RESOLUTION DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO PROVIDE NOTICE TO MOBILE VENDORS OF MIAMI-DADE COUNTY'S REQUIREMENTS ON CERTIFICATES OF USE AND OTHER APPLICABLE COUNTY REGULATIONS.

Forwarded to BCC with a favorable recommendation
Mover: Suarez
Seconder: Jordan
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed resolution as presented.

3 DEPARTMENT

3A

130329 Resolution

RESOLUTION RATIFYING THE MAYOR'S EXECUTION OF A STATE OF FLORIDA GRANT AGREEMENT TO PROVIDE UP TO \$75,064.65 TO MIAMI-DADE COUNTY FOR FINANCIAL ASSISTANCE TO THE SMALL QUANTITY GENERATOR COMPLIANCE ASSISTANCE, EDUCATION AND OUTREACH PROGRAM; AND AUTHORIZING THE MAYOR OR MAYOR'S DESIGNEE TO EXPEND THESE OR ANY ADDITIONAL FUNDS FROM THE STATE AND TO EXECUTE ANY NECESSARY AMENDMENTS TO THE AGREEMENT (Regulatory and Economic Resources)

Forwarded to BCC with a favorable recommendation
Mover: Suarez
Seconder: Edmonson
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed resolution as presented.

3B

130473 Resolution

Jean Monestime

RESOLUTION APPROVING AN INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE CITY OF NORTH MIAMI IN CONNECTION WITH THE PROPOSED ANNEXATION BY THE CITY OF NORTH MIAMI; AUTHORIZING THE COUNTY MAYOR OR DESIGNEE TO EXECUTE THE AGREEMENT IN SUBSTANTIALLY THE FORM ATTACHED AND TAKE ANY ACTION REQUIRED BY THE COUNTY HEREIN [SEE AGENDA ITEM NO. 1(E)1] (Office of Management and Budget)

Forwarded to BCC with a favorable recommendation
Mover: Edmonson
Seconder: Suarez
Vote: 5-0

Report: *Assistant County Attorney Dennis Kerbel read the foregoing proposed resolution into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed resolution as presented.

4 COUNTY MAYOR

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

130407 Report

CLERK'S SUMMARY OF MEETING MINUTES FOR THE
LAND USE & DEVELOPMENT COMMITTEE
MEETING(S): FEBRUARY 14, 2013 (Clerk of the Board)

Approved
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7 REPORTS

7A

130214 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
AGRICULTURAL PRACTICES ADVISORY BOARD

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7B

130218 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
WEST KENDALL COMMUNITY COUNCIL 11

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7C

130219 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
NORTH CENTRAL COMMUNITY COUNCIL 8

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7D

130221 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
BISCAYNE SHORES COMMUNITY COUNCIL 7

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7E

130222 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
COUNTRY CLUB OF MIAMI COMMUNITY COUNCIL 5

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7F

130223 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
NORTHEAST COMMUNITY COUNCIL 2

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7G

130224 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
SOUTH BAY COMMUNITY COUNCIL 15

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7H

130225 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
REDLAND COMMUNITY COUNCIL 14

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7I

130226 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
KENDALL COMMUNITY COUNCIL 12

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

7J

130227 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
WESTCHESTER COMMUNITY COUNCIL 10

Report Received
Mover: Jordan
Seconder: Suarez
Vote: 4-0
Absent: Bell

Report: *Assistant County Attorney Dennis Kerbel read the foregoing report into the record.*

Hearing no comments or questions, the Committee members proceeded to vote on the foregoing proposed report as presented.

8 ADJOURNMENT

Report: *There being no further business to come before the Land Use and Development Committee, the meeting adjourned at 11:20 a.m.*