



DRAFT
Miami-Dade Board of County Commissioners
Minutes
CDMP

Wednesday, October 02, 2013
9:30:00 AM
Commission Chambers

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Members Present: Jean Monestime; Audrey M. Edmonson; Sally A. Heyman; Rebeca Sosa; Xavier L. Suarez; Lynda Bell; Juan C. Zapata; Jose "Pepe" Diaz; Esteban L. Bovo, Jr.

Members Absent: None

Members Late: Barbara J. Jordan; Bruno A. Barreiro; Dennis C. Moss; Sen. Javier D. Souto

Members Excused: None

Members Absent County Business: None

- 1 MINUTES PREPARED BY:**
- REPORT:** *Alicia Stephenson,*
Commission Reporter (305) 375 - 1475
- 1A INVOCATION AS PROVIDED IN**
RULE 5.05(H)
- 1B PLEDGE OF ALLEGIANCE**
- 1C ROLL CALL**

OCTOBER 2012 CDMP
AMENDMENT CYCLE:
REGULAR APPLICATIONS

PUBLIC HEARING(S)

Special Item No. 1

[130955](#) Ordinance

Jean
Monestime
Dennis C.
Moss

ORDINANCE RELATING TO MIAMI-
 DADE COUNTY COMPREHENSIVE
 DEVELOPMENT MASTER PLAN;

Withdrawn

PROVIDING DISPOSITION OF APPLICATIONS FILED IN OCTOBER 2012 CYCLE TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE (Regulatory and Economic Resources)

REPORT: *Withdrawn-See Substitute Special Item No. 1, Legislative File No. 131871.*

6/18/2013 *Adopted on first reading by the Board of County Commissioners*

6/18/2013 *Tentatively scheduled for a public hearing by the Board of County Commissioners*

Substitute Special Item No. 1

[131871](#)  **Ordinance Clerk's Official Copy** **Jean Monestime**
Dennis C. Moss

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING DISPOSITION OF APPLICATIONS FILED IN OCTOBER 2012 CYCLE TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 130955](Regulatory and Economic Resources)

*Adopted
Ordinance 13-95
Mover: Jose "Pepe" Diaz
Seconder: Dennis C. Moss
Vote: 13 - 0*

REPORT: *Application No. 2
It was moved by Commissioner Moss that Application No. 2 be adopted as transmitted, with the acceptance of the proffered covenant, as recommended by the department. This motion was seconded by Commissioner Bell and upon being put to a preliminary vote, passed by a vote of 13-0 (Commissioner Souto was absent).*

*Application No. 4
It was moved by Commissioner Diaz that Application No. 4 be adopted as transmitted, with change as noted by the department. This motion was seconded by Commissioner Heyman and upon being put to a preliminary vote, passed*

by a vote of 13-0.

Application No. 5

It was moved by Commissioner Diaz that Application No. 5 be adopted as transmitted, as recommended by the department. This motion was seconded by Commissioner Moss, and upon being put to a preliminary vote, passed by a vote of 13-0.

Upon the closing of the public hearing, the Board by motion duly made, seconded, and carried, adopted the foregoing ordinance, incorporating therein preliminary votes taken on Applications Nos. 2, 4 and 5.

**OCTOBER 2012 CDMP
AMENDMENT CYCLE:
EVALUATION AND APPRAISAL
REPORT (EAR)-BASED
AMENDMENTS**

PUBLIC HEARING(S)

Special Item No. 2

[130957](#) Ordinance Rebeca Sosa

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING DISPOSITION OF APPLICATIONS FILED IN OCTOBER 2012 CYCLE BASED ON THE ADOPTED 2010 EVALUATION AND APPRAISAL REPORT TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE (Regulatory and Economic Resources)

Withdrawn

REPORT: See Substitute Special Item No. 2, Legislative File No. 131873.

5/22/2013 Adopted on first reading by the Board of County Commissioners

Substitute Special Item No. 2

[131873](#) Ordinance Rebeca Sosa

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN;

Amended

PROVIDING DISPOSITION OF APPLICATIONS FILED IN OCTOBER 2012 CYCLE BASED ON THE ADOPTED 2010 EVALUATION AND APPRAISAL REPORT TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 130957](Regulatory and Economic Resources)

REPORT: See Substitute Special Item No. 2 Amended (Legislative File No. 132031).

Substitute Special Item No. 2 Amended

Ordinance
132031  **Clerk's Official Copy** **Rebeca Sosa**

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING DISPOSITION OF APPLICATIONS FILED IN OCTOBER 2012 CYCLE BASED ON THE ADOPTED 2010 EVALUATION AND APPRAISAL REPORT TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 131873](Regulatory and Economic Resources)

*Adopted as amended
 Ordinance 13-96
 Mover: Lynda Bell
 Seconder: Xavier L. Suarez
 Vote: 12 - 0
 Absent: Edmonson*

REPORT: *It was moved by Commissioner Bell that the foregoing proposed ordinance be adopted as amended to remove Parcels 292, 293, 294, 295, and 296 and to create a separate ordinance for each of those parcels. This motion was seconded by Commissioner Suarez and upon being put to a vote, passed 12-0 (Commissioner Edmonson was absent).*

The foregoing proposed ordinance was assigned Ordinance No. 13-96.

Upon the closing of the public hearing, the Board by motion duly made, seconded, and carried adopted the foregoing proposed ordinance,

incorporating changes to the applications as recommended by staff.

The Board took preliminary votes on Parcels 292, 293, 294, 295, and 296 and then voted on ordinances proposed for each parcel, as follows:

Parcel 292

It was moved by Commissioner Bell that staff's recommendation regarding Parcel 292 be denied. This motion was seconded by Commissioner Edmonson and upon being put to a preliminary vote, passed by a vote of 12-1 (Commissioner Suarez voted "No").

The proposed ordinance for parcel 292 failed due to lack of a mover or a seconder.

Parcel 293

It was moved by Commissioner Moss that staff's recommendation regarding Parcel 293 be denied and that a change to correct the Comprehensive Development Master Plan Land Use Plan Map to connect the Urban Expansion Area to the Urban Development Line at SW 352 Street and SW 132 Avenue be approved. This motion was seconded by Commissioner Bell and upon being put to a preliminary vote, passed by a vote of 10-2 (Commissioners Sosa and Suarez voted "No"; Commissioner Zapata was absent).

The proposed ordinance for parcel 293 failed due to lack of a mover or a seconder.

Parcel 294

It was moved by Commissioner Zapata that staff's recommendation regarding Parcel 294 be amended. This motion was seconded by Commissioner Bell and upon being put to a preliminary vote, failed 4-7 (Commissioners Monestime, Zapata, Bell, and Sosa voted "Yes"; Commissioners Bovo, Diaz, Heyman, Jordan, Moss, Suarez, and Barreiro voted "No"; Commissioners Edmonson and Souto were absent).

It was moved by Commissioner Zapata that staff's recommendation regarding Parcel 294 be adopted. This motion was seconded by Commissioner Jordan and upon being to a preliminary vote, failed by

a vote of 5-6 Commissioners Jordan, Suarez, Zapata, Barreiro, and Sosa voted "Yes"; Commissioners Diaz, Heyman, Monestime, Moss, Bovo, and Bell voted "No"; Commissioners Edmonson and Souto were absent).

It was moved by Commissioner Bovo that the recommendation of the Planning Advisory Board regarding Parcel 294 be adopted. This motion was seconded by Commissioner Heyman and upon being put to a preliminary vote, failed by a vote of 5-6 (Commissioners Heyman, Monestime, Souto, Barreiro, Bovo, and Diaz voted "Yes"; Commissioners Jordan, Moss, Suarez, Zapata, Bell, and Sosa voted "No"; Commissioners Edmonson and Souto were absent).

It was moved by Commissioner Zapata that Parcel 294 be adopted. This motion was seconded by Commissioner Jordan and upon being put to a vote, failed by a vote of 6-5 (Commissioners Suarez, Zapata, Barreiro, Jordan, Bell, and Sosa voted "Yes"; Commissioners Moss, Bovo, Diaz, Heyman, and Monestime voted "No"; Commissioners Souto and Edmonson were absent).

Assistant County Attorney Craig Collier clarified that the motion failed because State law required that the item receive seven "yes" votes in order to pass.

Parcel 295

It was moved by Commissioner Diaz that staff's recommendation regarding Parcel 295 be adopted. This motion was seconded by Commissioner Heyman and upon being put to a preliminary vote, passed by a vote of 11-0 (Commissioners Edmonson and Zapata were absent).

It was moved by Commissioner Diaz that Parcel 295 be adopted. This motion was seconded by Chairwoman Sosa and upon being put to a vote, passed by a vote of 11-1 (Commissioner Suarez voted "No"; Commissioner Edmonson was absent).

The foregoing proposed ordinance was assigned Ordinance No. 13-97 (See Substitute Special Item No. 2D Amended-Legislative File No. 132033).

Parcel 296

It was moved by Commissioner Diaz that

staff's recommendation regarding Parcel 296 be adopted. This motion was seconded by Commissioner Monestime, and upon being put to a preliminary vote, passed by a vote of 11-1 (Commissioner Suarez voted "No"; Commissioner Edmonson was absent).

It was moved by Commissioner Diaz that Parcel 296 be adopted. This motion was seconded by Commissioner Monestime and upon being put to a vote, passed by a vote of 11-1 (Commissioner Suarez voted "No"; Commissioner Edmonson was absent).

The foregoing proposed ordinance was assigned Ordinance No. 13-98.

Substitute Special Item No. 2D Amended

Ordinance
[132033](#)  **Clerk's Official Copy** Rebeca Sosa

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING DISPOSITION OF APPLICATIONS FILED IN OCTOBER 2012 CYCLE BASED ON THE ADOPTED 2010 EVALUATION AND APPRAISAL REPORT TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE (SEE ORIGINAL ITEM UNDER FILE NO. 131873)(Regulatory and Economic Resources)

*Adopted as amended
 Ordinance 13-97
 Mover: Jose "Pepe" Diaz
 Seconder: Rebeca Sosa
 Vote: 11 - 1
 No: Suarez
 Absent: Edmonson*

REPORT: *The foregoing ordinance was adopted as amended to address the disposition of pending Parcel 295 of Application No. 1, Part C.*

Substitute Special Item No. 2E Amended

Ordinance
[132034](#)  **Clerk's Official Copy** Rebeca Sosa

ORDINANCE RELATING TO MIAMI-DADE COUNTY COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING DISPOSITION OF APPLICATIONS FILED IN OCTOBER

*Adopted as amended
 Ordinance 13-98
 Mover: Jose "Pepe" Diaz
 Seconder: Jean Monestime
 Vote: 11 - 1*

2012 CYCLE BASED ON THE ADOPTED 2010 EVALUATION AND APPRAISAL REPORT TO AMEND, MODIFY, ADD TO OR CHANGE COMPREHENSIVE DEVELOPMENT MASTER PLAN; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE AND AN EFFECTIVE DATE (SEE ORIGINAL ITEM UNDER FILE NO. 131873)(Regulatory and Economic Resources)

No: Suarez
Absent: Edmonson

REPORT: *The foregoing ordinance was adopted as amended to address the disposition of pending Parcel 296 of Application No. 1, Part C.*

3 CONSENT AGENDA

10/25/2013

Agenda Key: 3383

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