



Town of Cutler Bay

Town Hall
10720 Caribbean Blvd
Cutler Bay, FL 33189

Meeting Minutes Local Planning Agency

MAYOR AND COUNCIL MEMBERS

Mayor Peggy R. Bell

Vice Mayor Sue Ellen Loyzelle

Council Member Mary Ann L. Mixon

Council Member Michael P. Callahan

Council Member Roger Coriat

CHARTER OFFICIALS

Town Attorney Mitchell Bierman

Town Attorney Chad Friedman

Town Manager Rafael G. Casals

Town Clerk Debra E. Eastman, MMC

Wednesday, June 21, 2017

7:00 PM

Council Chambers

1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

Mayor Bell called the meeting to order at 7:08PM. Town Clerk Debra Eastman called the roll. Mayor Bell led the Pledge of Allegiance.

Present: 4 - Peggy Bell, Mary Ann Mixon, Sue Ellen Loyzelle and Michael P. Callahan

Absent: 1 - Roger Coriat

2. Ordinance – First Reading Requiring a Public Hearing

- A.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING THE TOWN'S COMPREHENSIVE PLAN FUTURE LAND USE ELEMENT MIXED USE CATEGORY LAKES-BY-THE-BAY TO PERMIT RESIDENTIAL USES AS A PART OF A MIXED USE PROJECT; PROVIDING FOR TRANSMITTAL; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Applicant Attorney Juan Mayol with Holland & Knight requested deferral of items 2A and 2B to a date certain of July 19, 2017. A motion was made by Council Member Mixon, seconded by Council Member Callahan to deny deferral of the item. Council Member Mixon spoke in opposition of granting a deferral. Applicant Attorney Juan Mayol spoke in favor of deferral. At the request of Vice Mayor Loyzelle, Town Attorney Mitchell Bierman provided clarification on the reasons for an applicant request for deferral, and recommended support of the requested deferral. Mayor Bell spoke in support of deferral of the item. After discussion, the motion failed by the following vote:

Yes: Council Member Mary Ann Mixon and Council Member Michael Callahan

No: Mayor Peggy Bell and Vice Mayor Sue Ellen Loyzelle

A motion was made by Vice Mayor Loyzelle to honor the applicant deferral of the item. Mayor Bell passed the gavel to Vice Mayor Loyzelle and seconded the motion. At the request of Council Member Mixon, Town Attorney Mitchell

Bierman provided clarification on the potential grounds for appeal on a denied application. Applicant Attorney Juan Mayol explained reason for the request of deferral and informed the Council that they would not be ready to proceed with the presentation of the item at this time.

After discussion, the motion failed by the following vote:

Yes: Mayor Peggy Bell and Vice Mayor Sue Ellen Loyzelle

No: Council Member Mary Ann Mixon and Council Member Michael Callahan

Town Clerk Debra Eastman read the title of the Ordinance. Mayor Bell opened the public hearing.

Applicant Attorney Juan Mayol spoke in favor of the item.

Steve Zarzecki spoke in favor of denial to defer the item, and spoke in opposition of the item.

Carol Paul spoke in opposition of the item.

Barbara Condon spoke in favor of denial to defer the item and spoke in opposition of the item.

There being no one else wishing to speak, Mayor Bell closed the public hearing.

A motion was made by Vice Mayor Loyzelle, seconded by Council Member Mixon, that this Ordinance be carried forward to the Regular Town Council Meeting. The motion carried by the following vote:

Yes: 4 - Mayor Bell, Council Member Mixon, Vice Mayor Loyzelle and Council Member Callahan

Absent: 1 - Council Member Coriat

- B.** AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING SECTION 3-58 OF THE CODE OF ORDINANCES NC, NEIGHBORHOOD CENTER DISTRICT REGARDING RESIDENTIAL USES AND RELATED LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Debra Eastman read the title of the Ordinance. A motion was made by Council Member Mixon, seconded by Vice Mayor Loyzelle, that this Ordinance be carried forward to the Regular Town Council Meeting. The motion carried by the following vote:

Absent: 1 - Council Member Coriat

3. Other Business

There was no Other Business.

4. ADJOURNMENT

The meeting adjourned at 7:35PM.

For complete audio recording of this meeting, please visit www.cutlerbay-fl.gov or contact the Town Clerks Office at (305) 234-4262.