



Town of Surfside
Planning and Zoning Board Meeting
AGENDA
Thursday, February 23, 2023
6:00 PM
Town Commission Chambers

Rule 7.05 Decorum. Any person making impertinent or slanderous remarks or who becomes boisterous while addressing the commission shall be barred from further appearance before the commission by the presiding officer, unless permission to continue or again address the commission is granted by the majority vote of the commission members present. No clapping, applauding, heckling or verbal outbursts in support or opposition to a speaker or his or her remarks shall be permitted. Signs or placards may be disallowed in the commission chamber by the presiding officer. Persons exiting the commission chambers shall do so quietly.

Rule 6.06 (a)3 Agenda. The good and welfare portion of the agenda set for 8:15 p.m. shall be restricted to discussion on subjects not already specifically scheduled on the agenda for discussion and debate. In no event shall this portion of the agenda be allotted more than 45 minutes with each speaker to be given no more than three minutes, unless by vote of a majority of the members of the commission present, it is agreed to extend the time frames. Likewise, commission members shall be restricted to speaking three minutes each unless an extension is granted in the same manner as set forth in the prior sentence.

Any person who received compensation, remuneration or expenses for conducting lobbying activities is required to register as a lobbyist with the Town Clerk prior to engaging in lobbying activities per Town Code Sec. 2-235. "Lobbyist" specifically includes the principal, as defined in this section, as well as any agent, officer or employee of a principal, regardless of whether such lobbying activities fall within the normal scope of employment of such agent, officer or employee. The term "lobbyist" specifically excludes any person who only appears as a representative of a not-for-profit community-based organization for the purpose of requesting a grant without special compensation or reimbursement for the appearance; and any person who only appears as a representative of a neighborhood, homeowners or condominium association without compensation for the appearance, whether direct or indirect or contingent, to express support of or opposition to any item.

Per Miami Dade County Fire Marshal, the Commission Chambers has a maximum capacity of 99 people. Once this capacity has been reached, people will be asked to watch the meeting from the first floor.

1. **Call to Order/Roll Call**
2. **Town Commission Liaison Report**
3. **Approval of Minutes**
 - 3.A **January 26, 2023 Planning and Zoning Board Meeting Minutes and January 31, 2023 Joint Town Commission and Planning and Zoning Board Meeting Minutes** - Deputy Town Clerk Evelyn Herbello
[January 26, 2023 Planning and Zoning Board Meeting Minutes.pdf](#)
[January 31, 2023 Joint Town Commission and Planning and Zoning Board Meeting Minutes.pdf](#)
4. **Ordinances**
 - 4.A **Ordinance Amending Seawall Height** - Hector Gomez, Acting Town Manager

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AMENDING SECTIONS 90-60 "CONSTRUCTION NEXT TO SEA WALLS" AND 90-63 "MISCELLANEOUS ELEVATIONS FOR SEA WALLS, AND GROINS" OF CHAPTER 90, "ZONING," OF THE TOWN CODE TO MODIFY THE MINIMUM ELEVATION OF SEA WALLS AND ESTABLISH OTHER CRITERIA; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.
[Attachment A: Zoning Code Sections on Seawall Heights.docx](#)
[Attachment B: Seawall Height Criteria Report prepared by Nova Consulting Ordinance - Height of Sea Wall.DOCX](#)
5. **Applications**
 - 5.A **9564 Harding Avenue - Wall Sign** - Town Planner Judith Frankel
[9564 Harding Avenue Agenda Packet.pdf](#)
 - 5.B **516 Surfside Blvd. - Fence and Gate** - Town Planner Judith Frankel
[Attachment A: Site Condition Images](#)
[516 Surfside Blvd Agenda Packet.pdf](#)
 - 5.C **1404 Biscaya Drive - Front Yard Gates** - Judith Frankel, Town Planner
[1404 Biscaya Drive gate agenda packet.pdf](#)
 - 5.D **9165 Abbott Avenue - Front Yard Gate** - Town Planner Judith Frankel
[9165 Abbott Avenue Agenda Packet.pdf](#)
 - 5.E **601 88th Street - Enclosure of Carport** - Town Planner Judith Frankel
[601 88th Street Images.pdf](#)
[601 88th Street Agenda Packet.pdf](#)
 - 5.F **8951 Hawthorne Avenue - Garage Conversion and Wall Openings Changes** - Town Planner Judith Frankel
[8951 Hawthorne Images and Table](#)
[8951 Hawthorne Ave Agenda Packet.pdf](#)

5.G 9433 Byron Avenue - New Two-Story Home - Town Planner Judith Frankel
[9433 Byron Avenue Tables 1 2 and 3.pdf](#)
[9433 Byron Ave Agenda Packet.pdf](#)

5.H 501 95th Street - New Two-Story Single-Family House - Judith Frankel, Town Planner
[501 95th Street Tables and Images.pdf](#)
[501 95th Street Agenda Packet.pdf](#)

6. Next Meeting Date

6.A Next Meeting Date: March 30, 2023 at 6:00 p.m. - Deputy Town Clerk Evelyn Herbello

7. Discussion Items

7.A Front Yard Fences and Gates - Town Planner Judith Frankel
[Appendix A: Code section on Front Yard Fences.docx](#)

7.B Applicability of Planning and Zoning Board Review - Town Planner Judith Frankel

8. Adjournment

Respectfully submitted,

Hector R. Gomez
Acting Town Manager

THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS THAT ARE DISABLED; WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE TOWN CLERK AT 305-861-4863 EXT. 226 NO LATER THAN FOUR DAYS PRIOR TO SUCH PROCEEDING.

IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE TOWN OF SURFSIDE COMMISSION, WITH RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING OR HEARING, 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 SHALL INCLUDE THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE TOWN CLERK, TOWN OF SURFSIDE TOWN HALL, 9293 HARDING AVENUE. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE TOWN CLERK AT 305-861-4863. A COMPLETE AGENDA PACKET IS ALSO AVAILABLE ON THE TOWN WEBSITE AT www.townofsurfsidefl.gov.

TWO OR MORE MEMBERS OF THE TOWN COMMISSION AND/OR TOWN BOARDS MAY ATTEND THIS MEETING.

THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY, A TELEPHONE CONFERENCE CALL. THE LOCATION 9293 HARDING AVENUE, SURFSIDE, FL 33154, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT FOR SUCH COMMUNICATION.