



Town of Surfside
Planning and Zoning Board Meeting
AGENDA
Wednesday, May 24, 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 **April 27, 2023 Planning and Zoning Board Meeting Minutes** - Deputy Town Clerk Evelyn Herbello
[April 27, 2023 Planning and Zoning Board Meeting Minutes.pdf](#)

4. **Ordinances**

- 4.A **Zoning Code Correction - Balcony Projections** - Town Planner Judith Frankel

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 90-47 “YARDS GENERALLY, ALLOWABLE PROJECTIONS” TO CLARIFY BALCONY OVERHANG LIMITATIONS APPLIED TO INCLINED SIDE SETBACKS IN H120; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance Re-Balcony Overhangs H120.docx](#)

- 4.B **Zoning Code Correction - Design Requirements for Front Yard Fences and Gates** - Town Planner Judith Frankel

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 90-56 “FENCES, WALLS AND HEDGES” TO MODIFY APPROVAL PROCEDURE AND REQUIREMENTS FOR FENCES AND WALLS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Sec. 90-56. Fences walls and hedges.docx](#)

[Ord Amend Section 90-56 Fences Walls and Gates.docx](#)

- 4.C **Zoning Code Correction - Garage Conversion Criteria** - Town Planner Judith Frankel

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 90-50. – “ARCHITECTURE AND ROOF DECKS” TO MODIFY REQUIREMENTS FOR GARAGE CONVERSIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance Re Garage Conversions.docx](#)

[Zoning Code with section highlighted](#)

- 4.D **Zoning Code Correction - Applicability of Planning and Zoning Board Review** - Town Planner Judith Frankel

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE,

FLORIDA AMENDING THE TOWN OF SURFSIDE CODE OF ORDINANCES BY AMENDING SECTION 90-19.7 OF SECTION 90-19 “SINGLE-FAMILY AND TWO-FAMILY DEVELOPMENT REVIEW PROCESS” TO MODIFY THE LIST OF APPLICATIONS EXEMPTED FROM PLANNING AND ZONING BOARD REVIEW; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

[Ordinance Re Applicability of PZB Review.docx](#)

5. Applications

5.A 9441 Harding Avenue - After-the-Fact Window Sign - Town Planner Judith Frankel

[9441 Harding Avenue Agenda Packet.pdf](#)

5.B 9124 Byron Avenue - Front and Rear Wall Openings, Rear Trellis - Town Planner Judith Frankel

[9124 Byron Avenue Images and Tables.pdf](#)

[9124 Bryon Agenda Packet.pdf](#)

5.C 9208 Bay Drive - Rooftop Deck with Railing and Stairs, Rooftop Mechanical Equipment and Screen and Side Yard steps with Wall Opening change. - Town Planner Judith Frankel

[9208 Bay Drive Images and Tables.pdf](#)

[9208 Bay Drive Agenda Packet.pdf](#)

[9208 Bay Drive Property Survey](#)

5.D 9540 Collins Avenue - The Shul - Signs and Fence - Town Planner Judith Franke

[9540 Collins Avenue Images and Tables.pdf](#)

[9540 Collins Agenda Packet for Sign and fence.pdf](#)

[9540 Collins Avenue Survey.pdf](#)

5.E 8801 Emerson Avenue - New Two-Story Single-Family Residence - Town Planner Judith Frankel

[8801 Emerson Avenue Images and Tables.pdf](#)

[8801 Emerson Ave Agenda Packet.pdf](#)

[8801 Emerson Avenue Survey](#)

5.F 9064 Bay Drive - New Two-Story Single-Family Home - Town Planner Judith Frankel

[9064 Bay Drive Images and Tables.pdf](#)

[9064 Bay Drive Agenda Packet.pdf](#)

[9064 Bay Drive - Signed Survey.pdf](#)

6. Next Meeting Date

6.A Next Meeting Date: June 29, 2023 at 6:00 p.m. - Deputy Town Clerk Evelyn Herbello

7. Discussion Items

8. Adjournment

Respectfully submitted,

Hector R. Gomez
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.townofsufsidefl.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.