

MINUTES

**CITY OF HIALEAH GARDENS
TUESDAY, DECEMBER 02, 2014
CITY COUNCIL CHAMBERS
10001 NW 87 AVENUE**

- 1. Call to Order:** Chairman Garcia called the meeting to order at 7:30 p.m.
- 2. Roll Call:** Present were Chairman Luciano Garcia, Councilman Jorge A. Merida, Councilman Rolando Piña, Mayor Yiozet De La Cruz, and Mr. Charles A. Citrin, City Attorney. Councilman Jorge Gutierrez and Councilman Elmo L. Urra were absent.
- 3. Invocation:** Chairman Garcia gave the invocation.
- 4. Pledge of Allegiance:** Mayor De La Cruz led the Pledge of Allegiance.
- 5. Deletions / Emergency Additions:** None were offered.
- 6. Review of Minutes: November 18, 2014.** Chairman Garcia made a motion to approve the minutes of November 18, 2014 seconded by Councilman Merida. The motion was unanimously approved.
- 7. Public Comments:** None were offered.

8. First Reading for consideration of the following ordinances:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SITE PLAN FOR BONITA PLAZA SHOPPING CENTER, CONCERNING PROPERTY LEGALLY DESCRIBED AS: THE SOUTH ½ OF THE EAST 386.50 FEET OF THE WEST 786.66 FEET OF TRACT 51, LESS THE SOUTH 30.00 FEET THEREOF OF SECTION 3, TOWNSHIP 53 SOUTH, RANGE 40 EAST OF FLORIDA FRUITLAND COMPANY'S SUBDIVISION NO. 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 17, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA. SAID LANDS LYING AND BEING IN THE CITY OF HIALEAH GARDENS, FLORIDA, FOLIO: 27-3003-001-0631, APPROXIMATE LOCATION: NE CORNER OF NW 79th AVENUE AND NW 95th STREET, HIALEAH GARDENS, FL., PROVIDING FOR CONDITIONS; PROVIDING FOR EFFECTIVE DATE. **(TRC Vote: 4-0; P&Z Vote 3-0)**

Mr. Citrin read the full title of the ordinance into the record. The architect of the project Mr. Alvin Cohen, on behalf of the applicant, came forward for the record. Chairman Garcia stated that this was a first reading and as such an opportunity for public input would be provided upon second reading. He then made a motion to approve, seconded by Councilman Merida. The motion was unanimously approved by individualized voice vote. **(3-0)**.

9. Second Reading / Public Hearing for consideration and final adoption of the following ordinance:

- A) ORDINANCE OF THE CITY OF HIALEAH GARDENS, FLORIDA, APPROVING A SPECIAL EXCEPTION FOR ADRIAN FISH MARKET & RESTAURANT, LOCATED AT 13115 W. OKEECHOBEE ROAD, SUITES 115-116, HIALEAH GARDENS, FLORIDA, TO PERMIT THE SALE OF ALCOHOLIC BEVERAGES 2COP (WINE AND BEER) TO BE CONSUMED ON THE PREMISES; PROVIDING FOR CONDITIONS, PROVIDING FOR EFFECTIVE DATE **(TRC Vote: 5-0; P&Z Vote 3-0)**

Mr. Citrin swore in all those who would be providing testimony on items for Second Reading / Public Hearing. Mr. Citrin read the full title of the ordinance into the record. At this time the applicant Adolfo Benitez-Garcia came forward. Chief Zoning Official Mirtha S. Gonzalez came forward and read staff recommendation for approval of a special exception to permit the sale of alcoholic beverages to be consumed on the premises where the structure or place of business intended for this use is located less than 1,500 feet from a place of business having an existing, unabandoned, legally established alcoholic beverage use which permits consumption on or off the premises.

Also, for a special exception to permit the sale of alcoholic beverages to be consumed on the premises where the structure or place of business intended for this use is located less than 2,500 feet a church or place of religious worship or school. On 09-18-14, TRC recommended the approval (5-0) with the condition that the consumption of alcohol must be inside the establishment, and Police Department has the right to go into the establishment at any time and check to make sure that is complying with the city's ordinances. The alcohol must be served with a full course meal. On 11-10-14, Planning & Zoning recommended the approval (3-0). Chairman Garcia asked if anybody in staff has received any objection concerning this item, to which Mrs. Gonzalez stated that until now she has not received any objection from anyone regarding this item. The applicant stated that he was in agreement with all the conditions set forth by staff. Chairman Garcia then opened the public hearing at 7:38. No one came forward. He then closed at 7:38. He then made a motion to approve, seconded by Councilman Merida. The motion was approved unanimously. **(3-0)**

- 10. City Attorney's Report:** No comments.
- 11. Mayor's Report – Miscellaneous –** Mayor Yioiset De La Cruz thanked everyone that attended his father's mass and appreciated everyone being there for him and his family.
- 12. Council Members Concerns / Reports / Board Appointments –** No comments.
- 13. Adjournment -** The meeting was adjourned at 7:40 p.m.

Respectfully submitted by:

Maria L. Joffee
City Clerk

Any person desiring to appeal any decision made by the Council with respect to any matter considered at this meeting will need a record of the proceedings, and it will be their responsibility to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."

SCHEDULE OF MEETINGS

CITY COUNCIL

Tuesday, January 6, 2015, 7:30 P.M.

PLANNING AND ZONING BOARD

Monday, January 12, 2015, 7:30 P.M.

TECHNICAL REVIEW COMMITTEE

Thursday, January 8, 2015, 11:30 A.M.

WATER AND SEWER BOARD

Wednesday, January 28, 2015, 7:00 P.M.

POLICE PENSION BOARD

Tuesday, February 3, 2015, 5:30 P.M.