

**BAL HARBOUR VILLAGE**  
**LOCAL PLANNING AGENCY MEETING MINUTES**  
**JUNE 15, 2010**

A Local Planning Agency Meeting was held on Tuesday, June 15, 2010, at the Bal Harbour Village Hall Council Chambers (655 – 96<sup>th</sup> Street, Bal Harbour, Florida).

**1. CALL TO ORDER/ROLL CALL:** The meeting was called to order at 7:01 p.m. by Mayor Rosenfield. The following were present:

Mayor Jean Rosenfield  
 Assistant Mayor Joni D. Blachar  
 Councilwoman Patricia Cohen  
 Councilman Martin Packer  
 Councilman Jaime M. Sanz

Alfred J. Treppeda, Village Manager  
 Elisa Horvath, MMC, Village Clerk  
 Andrea Greenblatt, Administrative Assistant  
 Richard J. Weiss, Village Attorney

As a quorum was determined to be present, the meeting commenced.

**2. PLEDGE OF ALLEGIANCE:** The Pledge was led by Gwen Margolis.

Mayor Rosenfield introduced Gwen Margolis, who is running for the Florida Senate.

*Gwen Margolis* reviewed her resume and her decision to run again for a seat with the Florida Senate. She introduced her aide, Sydney.

Mayor Rosenfield urged the public to vote.

**3. PUBLIC HEARING:**

**Consideration of Adoption of Motion Recommending to the Village Council the Adoption of the Following Ordinance:** The following ordinance was read, by title, by Mrs. Horvath:

AN ORDINANCE OF BAL HARBOUR VILLAGE, FLORIDA, AMENDING ARTICLE II "LOCAL BUSINESS TAX" OF CHAPTER 9 "BUSINESS REGULATIONS AND BUSINESS TAX" OF THE BAL HARBOUR VILLAGE CODE OF ORDINANCES; FURTHER AMENDING ARTICLE IV "SUPPLEMENTARY DISTRICT REGULATIONS" OF CHAPTER 21 "ZONING" OF THE BAL HARBOUR VILLAGE CODE OF ORDINANCES TO PROVIDE FOR REGULATIONS OF HOME-BASED BUSINESS OCCUPATIONS WITHIN RESIDENTIAL ZONING DISTRICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE, AND PROVIDING FOR AN EFFECTIVE DATE.

**Dina Cellini, 211 Bal Cross Drive**, discussed the limitations and difficulty in policing the ordinance and requested information from the Attorney on the process that would be used to do so.

Assistant Mayor Blachar spoke against approving the ordinance, since she felt it was over-regulation.

Mayor Rosenfield agreed and noted that complaints had not been received.

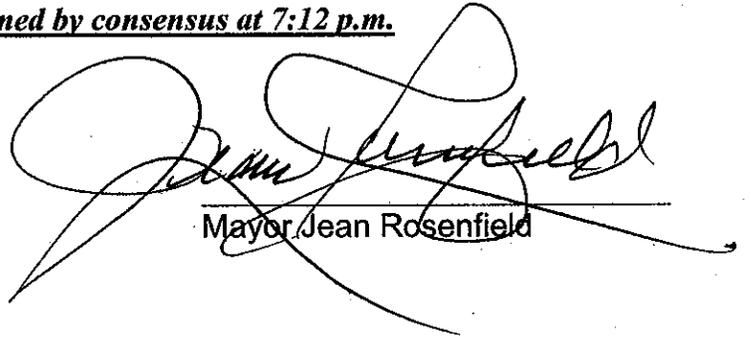
Councilman Packer spoke against ignoring the issue and noted that if people were not complying with a law, then it should be looked at. He suggested that the Village Attorney research how other municipalities are policing it. He discussed the revenue for the Village, and suggested that it be researched further.

**Doug Rudolph, 212 Bal Bay Drive**, doesn't think there have been any incidents with one neighbor affecting another. He thinks that many in the Village would be against the ordinance if they knew the Village was considering it. He spoke against approving the ordinance, since there has never been a problem.

Assistant Mayor Blachar clarified that Mr. Treppeda placed the item on the agenda, because people were questioning if they could get a license.

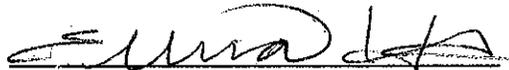
**A motion was offered by Mayor Rosenfield and seconded by Councilman Sanz to forward the Ordinance to the Village Council, with a negative recommendation. The motion carried (5-0).**

**4. ADJOURN:** There being no further business to come before the Local Planning Agency, the meeting was adjourned by consensus at 7:12 p.m.



Mayor Jean Rosenfield

Attest:



Ellisa Horvath, MMC, Village Clerk