



The Village of Biscayne Park

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Community and Board Workshop on Chapter 5 Changes

Thursday January 15, 2015 6:30PM

Summary Points

The following is a summary of the **proposed** changes to Chapter 5 of the Village's Code. These items will be discussed by the Code Review Board jointly with the Parks and Parkways Board at this workshop. Input from the community is requested at this meeting. Following the meeting, the proposed changes and board & community feedback will be forwarded to the Village Commission for their consideration. For more information, to ask a question, or to provide feedback if you cannot attend the meeting, please contact Village Manager, Heidi Shafran at villagemanager@biscayneparkfl.gov or 305-899-8000.

Section 5.3.4 – Changes to landscaping and objects in the swale right-of-way language.

- The Code Review Board is proposing the following language:
 - All objects (i.e., markers, domes, reflectors are some examples) and the landscaping in the right-of-way, with exception of mailboxes, shall be the property of the Village. This applies to all existing and future objects and landscaping in the right-of-way.
 - Swales shall only have grass, plant material (in acceptable locations) and approved driveway surfaces.
 - If your mailbox is in the swale, it may only be located five (5) feet or farther from the paved edge of the street. Residents will have one year from enactment of the ordinance to come into compliance.
 - The creation of 3 zones for swale landscaping:
 - The Clear Zone – an area of 5 feet deep and immediately adjacent to the edge of the paved road. No plant material other than grass is permitted in the clear zone.
 - The Low Zone – between 5 and 8 feet from the edge of pavement. Plant materials not exceeding 3 feet in height at maturity will be permitted.

- The High Zone – area that is more than 8 feet from the edge of pavement. Plant materials of unlimited height shall be permitted.
- Requirement of a permit from the Village for the installation and removal of trees in the swale.
- Mulch – only organic mulch is proposed to be permitted with the exception of cypress and red mulch made from recycled wood.
- Requires each property to provide a clear area free of plant material for visitor and/or service vehicle parking.
- States that the Village will remove any object or tree placed in the swale if it creates an emergency situation involving potential danger to the health, safety and welfare of the community. This cost may be assessed to the adjacent property.
- Property owners have one year to remove non-conforming trees and plants in the swale that violate the clear visibility zone.
- Property owner is responsible for the maintenance of the swale area including grass, trees and landscaping. The Board is proposing that property owners are responsible for the removal of diseased and dead trees except for certain trees which may fall to the responsibility of the Village.
- The Board clarifies the visibility site triangles for corner properties by providing a diagram.
- Requires all on-property (off-street) parking to be on an approved driveway surface of concrete, paver, brick, gravel, asphalt, cut stone or turf block and all non-conforming properties have one year to come into compliance. A multi-family property may get a variance from this regulation.
- Requires all driveways to be located at least 30 inches from the side property line and all non-conforming properties have one year to come into compliance.

The above changes are at the DRAFT/PROPOSED stage only. These changes, and any other edits following this workshop, will be submitted to the Commission in DRAFT form at the February commission meeting. Followed by a first and second reading of the ordinance in March and April. The public is provided an opportunity to speak at each and every meeting, and to provide input and feedback throughout the process.