

Frigo, Victoria (COE)

From: Centorino, Joseph (COE)
Sent: Wednesday, February 20, 2013 2:37 PM
To: 'mauricegarcia07@aol.com'
Cc: Frigo, Victoria (COE)
Subject: INQ - Maurice Garcia

Mr. Garcia,

You have inquired whether, as a recent appointee to Community Council #2, you may vote on an upcoming matter related to the development of Aventura Isles, which is proposed for the Williams Island Country Club site. The site of the development is situated in close proximity to the condominium in which you reside and which you are due to inherit from your late mother. There are 120 units in your building, 120 units in the building across the street, and hundreds of other condominium units in the immediate area that will be similarly affected by the development. You have indicated that you actively participated as a member of your homeowner's association several years ago in protesting against a prior proposed development on the same site, and that you signed a settlement with the prior developer regarding the size of the development, although that particular development did not get built. It is your understanding that the current development will be coming before your board in connection with changes to the development plan regarding size and landscaping.

It is my opinion that you may vote on this matter. Given the number of unit owners who live in the vicinity who are similarly affected by this development, this matter will not affect you in a manner distinct from the manner in which it would affect the public generally. In addition, you will not, directly or indirectly, profit or be enhanced by the action of the Community Council on this matter. Therefore, this does not involve a prohibited conflict of interest that would create a voting conflict for you pursuant to Section 2-11.1(d).

Please feel free to contact me should you have any questions.

Joseph M. Centorino

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