

ORDINANCE REGISTRY LOG 2011 TO PRESENT

2011

2011-3713

01/19/2011

Lincoln Road Sign District

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 138, Entitled "Signs", By Amending Article V, Entitled "Sign Regulations By District", By Amending Section 138-173 To Modify The Requirements For The Lincoln Road Signage District; Providing For Inclusion In The City Code; Providing For Repealer, Severability And An Effective Date.

2011-3714

01/19/2011

40th Street Religious Overlay District

An Ordinance Amending The City Code, By Amending Chapter 114 Of The City Code, "Zoning Districts And Regulations," Section 114-1, "Definitions," Defining "Religious Institution"; Amending Chapter 142, "Zoning Districts And Regulations," Article III, "Overlay Districts," Creating Division 8, "40th Street Overlay," And By Adding Sections 142-858 "Location And Purpose," 142-859 "Compliance With Regulations," Requiring Conditional Use Approval For Religious Institutions In The 40th Street Overlay District, And 142-860 "Off-Street Parking Regulations;" And Amending Article II, "District Regulations," Division 2 "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," Section 142-103 "Conditional Uses," To Add Religious Institutions As A Conditional Use For Properties In The 40th Street Overlay District; And Amending Article IV, "Supplementary District Regulations," Division 4 "Supplementary Yard Regulations," Section 142-1131(D) "Generally," To Exempt Properties In The 40th Street Overlay District From Additional 50 Feet Minimum Side Yard Requirement For Public And Semi-Public Buildings; And Amending Chapter 118 Of The City Code, "Administration And Review Procedures," Article IV, "Conditional Use Procedures," Section 118-192, "Review Guidelines," To Add Review Criteria For Religious Institutions; Providing For Codification; Repealer; Severability; And An Effective Date.

2011-3715

01/19/2011

Allow Low Impact Car Washing And Detailing In The C-PS2 Zoning District

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," Article II "District Regulations," Division 18 "PS Performance Standard District," Amending Section 142-693 "Permitted Uses," By Permitting Low Impact Car Washing And Auto Detailing In The CPS-2 District, When Completely Contained Within A Parking Garage Structure, And Not Visible From The Street Or Public Right-Of-Way; Providing For Repealer, Codification, Severability And An Effective Date.

2011-3716

02/09/2011

An Ordinance Amending Chapter 2 Of The Miami Beach City Code, Entitled "Administration," By Amending Article III Thereof, Entitled "Agencies, Boards, And Committees," By Amending Division 9 Thereof, Entitled "Health Advisory Committee," By Amending Section 2-81(d), Entitled "Composition," By Amending The Membership Of The Board To Eliminate A Member From The South Shore Hospital And Providing Under A New Subsection (D)(8) For Another Board Member Which May Be A Physician Or A Private Individual; Providing For Repealer; Codification; Severability; And An Effective Date.

2011-3717

02/09/2011

Roofing Materials

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations", Article IV, "Supplementary District Regulations," Section 142-875 "Roof Replacements" To Modify And Expand The Requirements For Roofing Materials In All Districts; Providing For Repealer, Codification, Severability And An Effective Date

2011-3718

02/09/2011

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 106, Entitled "Traffic And Vehicles," By Amending Article II, Entitled "Metered Parking," By Amending Division 1, Entitled "Generally," By Amending Section 106-47, Entitled "Freight, Commercial, And Passenger Curb Loading Zones; Hours, Deliveries" By Amending

Commercial Delivery Regulations And Providing Relief To Residential Areas In Close Proximity To Commercial Operations With Late Hour Deliveries And Similar Habitual Sources Of Noise; Providing For Codification, Repealer, Severability, And An Effective Date.

2011-3719

02/09/2011

An Ordinance Amending Chapter 70 Of The Miami Beach City Code Entitled "Miscellaneous Offenses"; By Amending Article III, Entitled "Graffiti"; By Amending Division I, Entitled "Generally"; By Amending Section 70-126, Entitled "Responsibility Of Property Owner(s) To Remove Graffiti; Graffiti Removal And Notice; Enforcement" By Amending The Responsibilities Of Property Owners With Regard To The Abatement Of Graffiti And Amending Enforcement Provisions; Providing For Repealer; Severability; Codification; And An Effective Date

2011-3720

04/13/2011

An Ordinance Amending Article III, Division 28 Of The City Code, Entitled "Capital Improvement Projects Oversight Committee;" Amending Section 2-190.127, Entitled "Establishment; Purpose; Membership," By Adding A Non-Voting Ex-Officio Member Who Is Either A Member Of The Disabled Community Or Has Special Knowledge Of Americans With Disabilities Act (ADA) Issues; And Providing For Codification; Repealer; Severability; And An Effective Date.

2011-3721

04/13/2011

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 106, "Traffic And Vehicles," Article II, "Metered Parking," Division 1, "Generally" Section 106-55 (h)(2), "Permanent Parking Space Removal" To Amend The Criteria And Procedure For Permanent Parking Space Or Loading Zone Removal, Providing For Codification, Repealer, Severability And An Effective Date.

2011-3722

04/13/2011

Adoption of Proposed Amendments To The City's Comprehensive Plan

An Ordinance Adopting Amendments To The City's Comprehensive Plan To Include New Or Revised And/Or Updated Goals, Objectives And Policies In The Following Elements; Future Land Use, Transportation, Housing, Infrastructure, Conservation/ Coastal Zone Management, Recreation And Open Space, Capital Improvements, Intergovernmental And Historic Preservation; All In Relation To Certain Items Identified In The City's 2005-2007 Evaluation And Appraisal Report (EAR) Including Responses To The Objections, Recommendation And Comments Report (ORC); And Authorizing And Directing The City Administration To Submit The Adopted Amendments To The Florida Department Of Community Affairs And Any Other Required State And Local Agencies; Providing For Repealer, Severability, Codification And An Effective Date.

2011-3723

05/11/2011

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 106, Entitled "Traffic And Vehicles," By Amending Article II, Entitled "Metered Parking," By Amending Division 1, Entitled "Generally," By Amending Section 106-55, Entitled "Parking Rates, Fees, And Penalties" To Provide Rates And Criteria For The Preferred Parking Lot Located At 18th Street And Meridian Avenue, Including Providing Penalties And Amending The Fees For The Lot For Food And Beverage Social Events At The Miami Beach Convention Center From \$15.00 To \$10.00, Providing For Codification, Repealer, Severability, And An Effective Date.

2011-3724

05/11/2011

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 2, "Administration," Article II, "City Commission," By Enacting A New Section 2-12, "Meeting Agendas," Requiring Proposed Ordinances And Charter Amendments That Appear On A City Commission Or Commission Committee Agenda To Have A Commissioner Sponsor Identified; Providing For Repealer; Codification; Severability; And An Effective Date

2011-3725

05/11/2011

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 74, Entitled "Peddlers And Solicitors," By Amending Article III, Entitled "Panhandling On Public Property," By Amending Section 74-76, Entitled "Definitions," By Providing Definitions For Financial Institution And For High Volume Intersections; And By Amending Section 74-78, Entitled "Panhandling On Public Property," By Adding Additional Locations Where Soliciting Or Panhandling On Public Property Will Be Considered Unlawful; Providing For Repealer; Severability; Codification; And An Effective Date.

2011-3726

05/11/2011

North Beach Town Center Zoning & Comprehensive Plan Amendment

1. An Ordinance Amending Part II: Goals, Objectives And Policies Of The City Of Miami Beach Comprehensive Plan, Policy 1.2 Of Objective 1: Land Development Regulations Of The Future Land Use Element, By Adding New Categories "Town Center Core" (TC-1); "Town Center Mixed Use" (TC-2); And "Town Center Residential Office" (TC-3); And Authorizing And Directing The City Administration To Submit The Adopted Amendments To The Florida Department Of Community Affairs And Any Other Required State And Local Agencies; Providing For Repealer, Severability, Codification And An Effective Date.

2011-3727

05/11/2011

An Ordinance Amending The Future Land Use Map Of The City's Comprehensive Plan For The North Beach Town Center From CD-3, "Commercial, High Intensity" To TC-1, "Town Center Core"; From CD-2, "Commercial, Medium Intensity" To TC-2, "Town Center Mixed Use"; And From RM-1, "Residential Multifamily, Low Intensity" To TC-3, "Town Center Residential Office";); And Authorizing And Directing The City Administration To Submit The Adopted Amendments To The Florida Department Of Community Affairs And Any Other Required State And Local Agencies; Providing For Repealer, Severability, Codification And An Effective Date.

2011-3728

05/11/2011

An Ordinance Amending The City's Land Development Regulations, By Amending Chapter 142, "Zoning Districts And Regulations", Article II, "District Regulations", By Creating A New Division 20, "TC North Beach Town Center Districts", Creating New Zoning Districts TC-1, Town Center Core; TC-2, Town Center Mixed Use; And TC-3, Town Center Residential Office; Providing For Purpose And Intent, Definitions, Main Permitted, Conditional, Accessory And Prohibited Uses, Development Regulations, Design Review Standards, And Parking Regulations; Amending Chapter 130, "Off-Street Parking", Article II, "Districts; Requirements", Section 130-31, "Parking Districts Established", Amending The Boundaries Of Parking District 4; Amending Article III, Section 130-68, "Commercial And Noncommercial Parking Garages," Adopting New Regulations In TC-3 And GU For Commercial And Noncommercial Parking Garages; Amending Chapter 138, "Signs", Article V, "Sign Regulations By Districts", Section 138-172, "Schedule Of Sign Regulations For Principal Use Signs"; Creating A New Section 138-174, "North Beach Town Center Signage"; Amending Chapter 142, Division 4, "Alcoholic Beverages", Sections 142-1301 And 142-1302 To Include TC Districts.

2011-3729

05/11/2011

An Ordinance Amending The Official Zoning District Map, Referenced In Section 142-72 Of The City Code, By Changing The Zoning District Classifications For The North Beach Town Center From CD-3, "Commercial, High Intensity" To TC-1, "Town Center Core"; From CD-2, "Commercial, Medium Intensity" To TC-2, "Town Center Mixed Use"; And From RM-1, "Residential Multifamily, Low Intensity" To TC-3, "Town Center Residential Office" And TC-3(C) "Town Center Conditional Neighborhood Commercial"; And Amending The Affected Portion Of The City's Official Zoning District Map To Correspond With These Changes.

2011-3730

06/01/2011

R5A An Ordinance Amending Chapter 82 Of The City Code, Entitled "Public Property," By Amending Article VI, Entitled "Naming Of Public Facilities And Establishments Of Monuments And Memorials", By Amending Section 82-501(C), To Exempt The Miami Beach Botanical Garden From The Provisions Of Said Article VI, Subject To The Terms And Conditions Contained In This Ordinance; Providing For Repealer, Severability, Codification And Effective Date. 10:15 a.m. Second Reading Public Hearing.

2011-3731

07/13/2011

R5A An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 2, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards And Committees," By Amending Division 2, Entitled "Disability Access Committee," By Amending Sec. 2-31(C) To Provide That The Chairperson Of The Committee May Designate A Committee Member To Obtain Information From And Provide Input To Other City Agencies Boards, Or Committees Relative To Accessibility Related Issues; Providing For Codification, Repealer, Severability, And An Effective Date. 10:16 a.m. Second Reading Public Hearing.

(Requested by Vice-Mayor Edward L. Tobin)

2011-3732

09/14/2011

R5A Ordinances Modifying To The Building, Fire, Planning And Public Works Department Fees Related To The Building Development Process Implemented On February 1, 2010.

An Ordinance Amending Chapter 14 Of The City Of Miami Beach Code, Renaming Articles And Divisions; Amending Fees, Clarifying Administrative Processes And Their Respective Fees; Creating A Process For Reevaluating Permit Fees; Deleting Sections 14-421 Through 14-431, And 14-466 Through 14-698 In Their Entirety; And Amending Appendix A By Modifying Inspection Fees For Building, Plumbing, Electrical, And Mechanical Work, And For Other Building Department Activities; Providing For Repealer, Severability, Codification, And An Effective Date.

2011-3733

09/14/2011

An Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, By Amending Section 50-3 Thereof, Entitled "Plans Examination, Inspection, Permits"; And Amending Appendix A, By Adding New Fees And Modifying The Fee Schedule For The Fire Department Review Process; Providing For Repealer, Severability, Codification, And An Effective Date.

2011-3734

09/14/2011

An Ordinance Amending Chapter 15 Of The City Of Miami Beach Code, Article II, Entitled "Zoning Review Fee Associated With The Building Process", By Amending 15-31 And Adding New Sections 15-38 Through 15-43, Thereof; And Amending Appendix A, Adding New Fees And Modifying The Fee Schedule For Zoning Review Associated With The Building Process; Providing For Repealer, Severability, Codification, And An Effective Date.

2011-3735

09/14/2011

An Ordinance Amending Chapter 98 Of The City Of Miami Beach Code, Article III, Division 2, Section 98-92, Entitled "Application; Amount Of Deposit; Use Of Deposit To Replace Surface; Permit Fees," By Amending Subsection (E), Adding Subsections (F) Through (I); Amending Section 98-94, Entitled "Refunds"; And Amending Appendix A By Adding New Fees And Modifying The Fee Schedule For Public Works Review Associated With The Building Process; Providing For Repealer, Severability, Codification, And An Effective Date.

2011-3736

09/14/2011

R5B An Ordinance Amending Chapter 110 Of The City Code, Entitled "Utilities," By Amending Article IV, Entitled "Fees, Charges, Rates And Billing Procedure," By Amending Division 3, Entitled "Billing Procedure," By Amending Section 110-191, Entitled "Payment Of Bills," By Amending 110-191(B) By Changing The Due Date For Utility Bills To 21 Days From 15 Days From The Date Of The Bill; Providing For Repealer, Severability, Codification And Effective Date.

(Requested by Commissioner Jonah Wolfson)

2011-3737

09/14/2011

R5C An Ordinance Amending Chapter 46 Of The Miami Beach City Code Entitled "Environment," By Amending Article IV Entitled "Noise" By Amending Section 46-151, Entitled "Definitions," By Amending The Definition Of Habitual To Conform To The Habitual Offender Language Set Forth In Subsections 46-159(A)(6) And (H); By Amending Section 46-152, Entitled "Adoption Of County Code Section By Reference; Unnecessary And Excessive Noises Prohibited," To Adopt The County's Noise Standards In Section 46-152; By Amending Section 46-158, Entitled "Enforcement By Code Inspectors; Notice Of Violation; Warnings; Responsibility To Provide Current Address," To Remove Certain Language In Subsection (B)(2) That Is No Longer Relevant Due To The Passage Of Time; By Amending Section 46-159 Entitled "Fines And Penalties For Violation; Appeals; Alternative Means Of Enforcement" To Conform The Habitual Offender Language In Subsection (H) To The Provisions In Sections 46-151 And 46-159(A)(6); And Providing For Repealer, Severability, Codification, And An Effective Date.

2011-3738

09/14/2011

R5D Parking District Boundaries And Fees In-Lieu Of Parking

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 130, "Off Street Parking", Article II, "District Requirements", By Amending Section 130-31, "Parking Districts Established", To Expand The Boundaries Of The Existing Parking Districts; By Amending Section 130-33, "Off-Street Parking Requirements For Parking Districts Nos. 2, 3 And 4," To Amend Regulations Pertaining To Parking Districts 2, 3, And 4; And By Amending Article V, "Fee In Lieu Of Parking Program," Section 130-132, "Fee Calculation", Reducing The Yearly Fee In Lieu Of Parking From The Current Three Percent Of The One-Time Payment To A Lesser Percentage; Providing For Repealer, Codification, Severability And An Effective Date. (Amended)

2011-3739

09/14/2011

R5E South Shore Hospital - Amending The Future Land Use Map And Zoning Map

An Ordinance Amending The Future Land Use Map Of The Comprehensive Plan By Changing The Future Land Use Category For The Parcel Known As The "South Shore Hospital," More Particularly Described In The Legal Description Attached As Exhibit "A" Hereto, From The Current PF-HD, "Public Facility, Hospital," To The Future Land Use Category Of CD-2, "Commercial, Medium Intensity;" Providing For Inclusion In The Comprehensive Plan, Transmittal, Repealer, Severability And An Effective Date.

2011-3740

09/14/2011

An Ordinance Amending The Official Zoning District Map, Referenced In Section 142-72 Of The Code Of The City Of Miami Beach, Florida, By Changing The Zoning District Classification For The Parcel Known As The "South Shore Hospital," More Particularly Described In The Legal Description Attached As Exhibit "A" Hereto, From The Current Zoning Classification HD, "Hospital District," To The Proposed Zoning Classification CD-2, "Commercial, Medium Intensity," Providing For Codification, Repealer, Severability And An Effective Date. (Requested by Applicant - South Beach Heights I, LLC)

2011-3741

10/19/2011

R5A Amendments To The Roofing Material Ordinance

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations", Article IV, "Supplementary District Regulations", Section 142-875 "Roof Replacements" To Modify And Expand The Requirements For Roofing Materials In All Districts; Providing For Repealer, Codification, Severability And An Effective Date

2011-3742

10/19/2011

R5B Stay Of Work And Proceedings On Appeal

An Ordinance Amending The Land Development Regulations Of The City Code By Amending Chapter 118, "Administrative And Review Procedures," Article II, "Boards," Division 5, "Board Of Adjustment," Section 118-137, "Stay Of Work And Proceedings On Appeal," Clarifying And Amending The Stay Provisions Applicable To Matters On Appeal To The Board Of Adjustment; Providing For Repealer; Codification; Severability And An Effective Date.

2011-3743

10/19/2011

R5C An Ordinance Amending Chapter 10 Of The Miami Beach City Code Entitled "Animals," By Amending Section 10-11, Entitled "Running At Large Prohibited" By Extending The Pilot Program Off-Leash Area For Dogs In South Pointe Park Until January 1, 2012 And By Adding Two (2) Hours In The Evening From 5:00 P.M. To 7:00 P.M. On Monday Through Friday; And Providing For Repealer, Severability, Codification, And An Effective Date.

2011-3744

10/19/2011

R5D Minimum Unit Size And Parking Requirements For Affordable Housing Projects

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 130 "Off-Street Parking," Section 130-32 "Off-Street Parking Requirements For Parking District No. 1," And Section 130-33 "Off-Street Parking Requirements For Parking Districts Nos. 2, 3, And 4," By Adding Parking Requirements For Housing For Low And/Or Moderate Income Non-Elderly Persons; Chapter 142 "Zoning Districts And Regulations," By Amending Article IV. "Supplementary District Regulations," By Amending Division 6. "Housing For Low And/Or Moderate Income Elderly Persons," By Including Non-Elderly Persons In The Regulations; Amending Section. 142-1181, "Purpose," Section 142-1182 "Definitions," Section 142-1183, "Unit Size," And Section 142-1184 "Mandatory Criteria;" Amending Division 3. "Residential Multifamily Districts," Subdivision II. "RM-1 Residential Multifamily Low Intensity," Subdivision IV. "RM-2 Residential Multifamily, Medium Intensity," Subdivision V. "RM-3 Residential Multifamily, High Intensity," Division 4. "CD-1 Commercial, Low Intensity District," Division 5. "CD-2 Commercial, Medium Intensity District," Division 6. "CD-3 Commercial, High Intensity District," And Division 18. "PS Performance Standard District," By Including References To Division 6. "Housing For Low And/Or Moderate Income Non-Elderly And Elderly Persons." Providing For Repealer, Severability, Codification And An Effective Date.

12/14/2011

2011-3745

R5A An Ordinance Deleting Section 2-27 Of The Miami Beach Code, Entitled "Commission Committee Draft Minutes - City Commission Approval;" Creating A New Section 2-13 Of The City Code, Entitled "Commission Committee Draft Minutes - City Commission Approval;" Providing For Codification, Repealer, Severability, And An Effective Date. 10:15 a.m. Second Reading Public Hearing

12/14/2011

2011-3746

R5B An Ordinance Amending Chapter 2, Article III, Division 26, Sections 2-190.107 And 2-190.110 Of The City Code, Establishing The City's Community Development Advisory Committee, To Amend The City Affiliation Requirements For Membership On The Community Development Advisory Committee; Providing For Repealer, Codification, Severability, And An Effective Date. 10:20 a.m. Second Reading Public Hearing

12/14/2011

2011-3747

R5C Amend Procedures For Vendor Preference

1. An Ordinance Amending Procedures To Provide Local Preference To Miami Beach-Based Vendors In The Award Of Contracts For Goods And General Services, By Amending Chapter 2 Of The Code Of The City Of Miami Beach Entitled, "Administration," By Amending Article VI Thereof Entitled, "Procurement," By Amending Division 3 Entitled, "Contract Procedures," By Amending Section 2-372 Thereof; Providing For Codification, Repealer, Severability, And An Effective Date. 10:25 a.m. Second Reading Public Hearing

12/14/2011

2011-3748

2. An Ordinance Implementing Procedures To Provide A Vendor Preference In The Award Of Contracts For Goods And Contractual Services, To Florida Small Businesses Owned And Controlled By Veterans And To State-Certified Service-Disabled Veteran Business Enterprises By Amending Chapter 2 Of The Code Of The City Of Miami Beach Entitled, "Administration," By Amending Article VI Thereof Entitled, "Procurement," By Amending Division 3 Entitled, "Contract Procedures," By Creating Section 2-374; Providing For Codification, Repealer, Severability, And An Effective Date. 10:25 a.m. Second Reading Public Hearing

2012

01/11/2012

2012-3749

R5B An Ordinance Amending Chapter 26 Of The Miami Beach City Code Entitled "Civil Emergencies," By Amending Article II, Entitled "State Of Emergency," By Repealing Section 26-32, Entitled "Automatic Emergency Measures" Due To The Preemption Of The Entire Field Of Regulation Of Firearms To The State Of Florida; By Amending Chapter 70, Entitled "Miscellaneous Offenses," By Amending Article I, Entitled "In General," By Repealing Section 70-2, Entitled "Weapons; Discharging," Due To The Preemption Of The Entire Field Of Regulation Of Firearms To The State Of Florida; By Amending Chapter 106 Of The Miami Beach City Code, Entitled "Traffic And Vehicles," By Amending Article III, Entitled "Parades," By Amending Division 2, Entitled "Permit," By Amending Section 106-375(A)(1) To Repeal Language Regarding The Regulation Of Firearms That Is Preempted By The State Of Florida, And To Provide That Weapons Shall Not Include Any Destructive Device Or Firearm As Defined Under Florida Law; Providing For Repealer, Severability, Codification, And An Effective Date. 10:20 a.m. Second Reading Public Hearing

01/11/2012

2012-3750

R5C An Ordinance Amending Chapter 10 Of The Miami Beach City Code Entitled "Animals," By Amending Section 10-10, Entitled "Animals Prohibited In Public Parks And On Beaches" To Cross-Reference Language In Section 10-11 Regarding Off-Leash Areas For Dogs; By Amending Section 10-11, Entitled "Running At Large Prohibited," By Extending The Pilot Program Off-Leash Area For Dogs In South Pointe Park Until July 15, 2012, By Providing Off-Leash Hours In The Designated Area In The Morning From Sunrise To 10:00 A.M. Daily And Between 4:00 P.M. And 7:00 P.M. Monday Through Friday, And Relocating The Off-Leash Area To The South And East Of The Washington Avenue Entry Plaza; Providing For Repealer, Severability, Codification, And An Effective Date. 10:25 a.m. Second Reading Public Hearing

02/08/2012

2012-3751

R5A An Ordinance Amending Chapter 66, "Marine Structures, Facilities And Vehicles," Article IV, "Vessels," Section 66-151, "Launching And Hauling," To Prohibit Docking, Securing, Embarking Or Disembarking Vessels At Municipal Or Public Seawalls, Wharfs, Docks Or Bulkheads In Single Family Neighborhoods, Creating Exceptions, Providing For Repealer; Codification; Severability And An Effective Date. 10:20 a.m. Second Reading Public Hearing

02/08/2012

2012-3752

R5B Temporary Removal Of Parking Spaces

An Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 82, "Public Property," Amending Section 82-384, "Permitted Sidewalk Café Frontage; Requests For Expansion," To Permit Sidewalk Cafes To Extend Into A Loading Zone Fronting A Restaurant; Providing For Repealer, Codification, Severability And An Effective Date. 10:25 a.m. Second Reading Public Hearing

02/08/2012

2012-3753

R5D RPS-4 Heights 2011

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 18, "PS Performance Standard District", Section 142-696 "Residential Performance Standard Area Requirements" To Modify The Maximum Height Requirements For Residential Apartment Structures; By Amending Section 142-697 "Setback Requirements In The R-PS 1, 2, 3, 4 District," To Modify The Setback Requirements For Oceanfront Buildings; Providing For Repealer, Codification, Severability And An Effective Date. 5:00 p.m. Second Reading Public Hearing.

02/08/2012

2012-3754

R5E An Ordinance Granting To Florida Power And Light Company, Its Successors And Assigns, An Electric Franchise Imposing Provisions And Conditions Relating Thereto, Providing For Monthly Payments To The City Of Miami Beach, And Providing For An Effective Date. 5:05 p.m. Second Reading Public Hearing

03/21/2012

2012-3755

R5D An Ordinance Amending Chapter 100 Of The Miami Beach City Code, By Creating Article II Entitled, "Energy Economic Development Zone Pilot Program;" Creating Sections 100-21 Through 100-27 Thereof, Providing For Purpose, Definitions, Energy Economic Development Zone Boundaries, Eligibility Criteria, Energy Efficiency Standards, And Program Guidelines And Review To Allow Businesses In The City To Participate In The Florida Energy Economic Development Zone Pilot Program, As Further Detailed In The Ordinance; Providing For Severability; Codification, Repealer, And An Effective Date. 10:40 a.m. Second Reading Public Hearing (Requested by the Sustainability Committee) (Economic Development) (First Reading on February 8, 2012/Referred to LUDC)

04/11/2012

2012-3756

R5A An Ordinance Amending The Following Chapters In The Code Of The City Of Miami Beach To Provide Civil Enforcement And Penalty Provisions To Replace Criminal Misdemeanor Enforcement And Penalty Provisions As Follows: Amending Chapter 70 Entitled "Miscellaneous Offenses," By Amending Article I, Entitled "In General," By Amending Section 70-6, Entitled "Penalties," To Provide Civil Penalties And Special Master Enforcement Provisions Relative To The Prohibitions In Chapter 70, Except For Violations Of Section 70-3 Entitled "Vibration"; By Amending Chapter 74 Of The Miami Beach City Code Entitled "Peddlers And Solicitors," By Amending Article I, Entitled "In General," By Amending Section 74-1 Entitled "Soliciting Business In Public From Pedestrians," By Providing That The Solicitation Of Any Food, Beverage Or Service Is Also A Prohibited Activity And Providing Civil Penalties And Special Master Enforcement Provisions; By Amending Chapter 82 Of The Miami Beach City Code Entitled "Public Property," By Amending Article I, Entitled "In General," By Amending Section 82-1, Entitled "Conducting Business On Streets, Parks Or Other Public Property," By Providing Civil Penalties And Special Master Enforcement Provisions; Providing For Repealer; Severability; Codification; And An Effective Date. 10:15 a.m. Second Reading Public Hearing

04/11/2012

2012-3757

R5B An Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 2, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards And Committees," By Amending Division 2, Entitled "Disability Access Committee," By Amending Sec. 2-31(D) To Increase The Number Of Members From Seven (7) To Fourteen (14) And Amending The Quorum Requirement; Providing For Codification, Repealer, Severability, An Effective Date, And A Sunset Date. 10:20 a.m. Second Reading Public Hearing

04/11/2012

2012-3758

R5D Short Term Rental Of Apartment Units Or Townhomes

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142 Of The City Code, "Zoning Districts And Regulations," Article IV, "Supplementary District Regulations," Division 3, "Supplementary Use Regulations," By Amending Section 142-1111, "Short Term Rental Of Apartment Units Or Townhomes," To Allow An Extension Of Time For Applications Due To Governmental Error; Providing For Repealer, Severability, Codification, And An Effective Date. 10:45 a.m. Second Reading Public Hearing

04/11/2012

2012-3759

R5E An Ordinance Amending Chapter 46 Of The Miami Beach City Code, Entitled "Environment," By Amending Article III Thereof, Entitled "Litter," By Amending Section 46-92 To Provide Comprehensive Amendments Thereto By Amending The Definition Of Litter And The Litter Prohibition Provisions In Subsections (A) And (B); Prohibiting Styrofoam Products And Plastic Straws On City Beaches; Re-Lettering And Renaming Existing Provisions In Subsections (A) Through (O) For Ease Of Reference And Creating New Provisions In Subsection (G) To Provide Prohibitions On The Distribution Of Commercial Handbills: A) In The Art Deco Historic District During High Impact Periods In The City; B) Within 20 Feet Of Sidewalk Cafes; And C) On City Beaches East Of The Dunes, Providing Fines And Penalties For The Violation Of Subsection (G) In The Re-Lettered Subsection (H); And Providing For Repealer; Severability; Codification; And An Effective Date. 11:00 a.m. Second Reading Public Hearing

04/11/2012

2012-3760

R5F1 AFSCME Local 1554 Cost-Of-Living Adjustment (COLA)

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group I, Represented By The American Federation Of State, County And Municipal Employees (AFSCME) Local 1554, In Accordance With The Negotiated Collective Bargaining Agreement, Effective The First Full Pay Period Ending April 2012, An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%) And A Three Percent (3%) Increase To The Minimum And Maximum Of Each Pay Range; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 11:30 a.m. Second Reading Public Hearing

04/11/2012

2012-3761

R5F2 FOP William Nichols Lodge No. 8 Cost-Of-Living Adjustment (COLA)

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group II, Represented By The Fraternal Order Of Police (FOP) William Nichols Lodge No. 8, In Accordance With The Negotiated Collective Bargaining Agreement, Effective The First Full Pay Period Ending April 2012, An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%) And A Three Percent (3%) Increase To The Minimum And Maximum Of Each FOP Pay Range; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 11:31 a.m. Second Reading Public Hearing

04/11/2012

2012-3762

R5F3 IAFF Local 1510 Cost-Of-Living Adjustment (COLA)

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group III, Represented By The International Association Of Firefighters (IAFF) Local 1510, In Accordance With The Negotiated Collective Bargaining Agreement, Effective The First Full Pay Period Ending April 2012, An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%) And A Three Percent (3%) Increase To The Minimum And Maximum Of Each IAFF Pay Range; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 11:32 a.m. Second Reading Public Hearing

04/11/2012

2012-3763

R5F4 CWA Local 3178 Cost-Of-Living Adjustment (COLA)

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group IV, Represented By The Communications Workers Of America (CWA) Local 3178, In Accordance With The Negotiated Collective Bargaining Agreement, Effective The First Full Pay Period Ending April 2012, An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%) And A Three Percent (3%) Increase To The Minimum And Maximum Of Each Pay Range; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification.

04/11/2012

2012-3764

R5F5 GSAF, OPEIU, Local 100 Cost-Of-Living Adjustment (COLA)

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group V, Represented By The Government Supervisors Association Of Florida (GSAF), OPEIU, Local 100, In Accordance With The Negotiated Collective Bargaining Agreement, Effective The First Full Pay Period Ending April 2012, An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%) And A Three Percent (3%) Increase To The Minimum And Maximum Of Each Pay Range; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification.

05/09/2012

2012-3765

R5A An Ordinance Amending Chapter 110 Of The City Code, Entitled "Utilities," By Amending Article IV, Entitled "Fees, Charges, Rates And Billing Procedure," By Amending Division 3, Entitled "Billing Procedure," By Amending Section 110-191, Entitled "Payment Of Bills," By Amending 110-191(B) By Changing The Penalty For Late Utility Bills From Ten Percent Of The Current Bill To 1.5% Per Month Of The Late Outstanding Balance; Providing For Repealer, Severability, Codification And Effective Date.

05/09/2012

2012-3766

R5C Rooftop Small Wind Turbines

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142 Of The City Code, "Zoning Districts And Regulations," Article II, "District Regulations," Division 2, RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts, Section 142-105(e), "Height Restrictions," By Amending The Height Regulation Exceptions To Permit Small Roof Wind Turbines Up To 10 Feet Above The Main Roofline; And Amending Article IV, "Supplementary District Regulations," Division 5, "Height Regulations," By Amending Section 142-1161," To Permit Roof Wind Turbines Subject To Certain Restrictions And Conditions; Providing For Repealer, Severability, Codification, And An Effective Date.

05/09/2012

2012-3767

R5D Vacant Storefront Screens And Signs

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 138, Entitled "Signs", By Amending Article IV, Entitled "Temporary Signs", By Creating A New Section 138-140, Entitled "Vacant Storefront Screens And Signs," Providing For Repealer, Codification, Severability And An Effective Date.

06/06/2012

2012-3768

R5B Recycling Ordinance

An Ordinance Amending Chapter 90 Of The Miami Beach City Code, Entitled "Solid Waste," By Amending The Definitions In Article I, Entitled "In General," By Amending Section 90-2, Entitled "Definitions"; By Amending Article II, Entitled "Administration" By Amending The Penalties For Solid Waste Violations And To Provide Provisions And Penalties Relative To Recycling For Multifamily Residences And Commercial Establishments; By Creating Article V, To Be Entitled "Citywide Recycling Program For Multifamily Residences And Commercial Establishments," To Provide Provisions For Recycling Requirements And Enforcement, A Public Education Program, A Warning Period, An Enforcement Date, Requirements For Recycling Contractors, Penalties, And Special Master Appeal Procedures; Providing For Repealer, Severability, Codification, And An Effective Date.

06/06/2012

2012-3769

R5C An Ordinance Amending The Land Development Regulations Of The City Code, Chapter 118, "Administration And Review Procedures," By Creating A New Article XII, "Maintenance And Security Bonds," Establishing Definitions And Requirements For Property Owners Applying For Development Review Approval For Substantial Construction Work To Ensure That Their Properties Are Properly Maintained And Secured Until Completion Of Work; Providing For Codification, Repealer, Severability, And An Effective Date.

07/18/2012

2012-3770

R5A Board Member Qualifications And Categories

An Ordinance Amending The Land Development Regulations Of The City Code By Amending Chapter 118, "Administrative And Review Procedures," Article II, "Boards," Division 2, "Planning Board," Section 118-53, "Composition;" Division 3, "Design Review Board," Section 118-72, "Membership;" Division 4, "Historic Preservation Board," Section 118-103, "Membership;" And 118-104, "Appointment;" Division 5, "Board Of Adjustment," Section 118-131, "Membership," To Clarify The Qualifications And Categories Of Members To Be Appointed To The City's Land Use Boards; Providing For

Repealer; Codification; Severability And An Effective Date. 10:15 a.m. Second Reading Public Hearing (Requested By City Commission)

(Legislative Tracking: Planning Department)(Continued from June 6, 2012/Referred to LUDC)

ACTION: Public Hearing held. Ordinance No. 2012-3770 adopted as amended. Motion made by Commissioner Góngora to approve the ordinance; seconded by Commissioner Tobin; Ballot vote: 6-0; Absent: Commissioner WolfsonAmendment

Substitute "interest" with "demonstrated"

Define "responsibility" in the preservation criteria

Add language to requirements that architects shall be registered in the State of Florida

End

07/18/2012

2012-3771

R5B Bicycle Rental Kiosk Advertising

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 82, "Public Property," Article IV, "Uses In Public Rights-Of-Way," Division 6, "Prohibited Signs Over Public Property," Section 82-414 "Permitted Signs, Shelters And Advertising In Public Rights-Of-Way", To Permit Advertising On Bicycle Rental Kiosks As Part Of A City Bike Sharing Program; Providing For Codification, Repealer, Severability And An Effective Date. 10:30 a.m. Second Reading Public Hearing (Requested by Finance & Citywide Projects Committee) (Legislative Tracking: Planning Department) (First Reading on June 6, 2012/Referred to FCWPC)

07/18/2012

2012-3772

R5C An Ordinance Amending Chapter 10 Of The Miami Beach City Code Entitled "Animals," By Amending Section 10-11, Entitled "Running At Large Prohibited," By Extending The Pilot Program Off-Leash Area For Dogs In South Pointe Park Through And Including December 31, 2012, Providing For Repealer, Severability, Codification, And An Effective Date. 10:40 a.m. Second Reading Public Hearing (Requested by Neighborhood/Community Affairs Committee) (Legislative Tracking: Parks & Recreation) (First Reading on June 6, 2012)

09/12/2012

2012-3773

R5C An Ordinance Amending The Miami Beach City Code By Amending Chapter 2, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards And Committees," By Creating Division 33, To Be Entitled "Tennis Advisory Committee," And By Creating Section 2-190.148 To Create A Tennis Advisory Committee And Provisions Establishing The Committee And Its Purpose, Powers And Duties, Composition, And Supporting Department; And Providing For Repealer, Severability, Codification, And An Effective Date. 11:10 a.m. Second Reading Public Hearing (Requested by Commissioners Michael Góngora & Jonah Wolfson)

09/12/2012

2012-3774

R5D Private Parking Facilities With Automated Payment Machines

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 106, "Traffic And Vehicles"; Article VI, "Towing And Immobilizations"; Section 262(a)(5), "Vehicles Parked On Private Property; Towing"; Requiring Notification Of Private Property And Automated Payment Machine Use; Providing For Codification, Repealer, Severability And An Effective Date. 11:20 a.m. Second Reading Public Hearing

09/12/2012

2012-3775

R5E Artificial Grass (With Restrictions)

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," Article III, "Overlay Districts," Division 2, "Dune Preservation Overlay," By Amending Section 142-774, "Uses And Structures Permitted," To Establish Policies Regarding The Installation Of Synthetic Grass; Providing For Repealer, Codification, Severability And An Effective

09/27/2012

2012-3776

R5A Ordinances Modifying The Building, Fire, Planning And Public Works Departments Fees Related To The Building Development Process Implemented On February 1, 2010.

1. An Ordinance Amending Section 14-61 "Permit Fees"; Section 14-62 "Building Permits"; And That Portion Of Appendix A Of The City Code By Modifying Inspection Fees For Building, Plumbing, Electrical, And Mechanical Work, And For

Other Building Department Activities; Providing For Repealer, Severability, Codification, And An Effective Date. 5:05 p.m. Second Reading Public Hearing

09/27/2012

2012-3777

2.An Ordinance Amending Section 50-3 "Plans Examination, Inspections, Permits" And That Portion Of Appendix A Of The City Code By Modifying Inspection Fees For Building, Plumbing, Electrical, And Mechanical Work, And For Other Fire Department Activities; Providing For Repealer, Severability, Codification, And An Effective Date. 5:05 p.m. Second Reading Public Hearing.

09/27/2012

2012-3778

3.An Ordinance Amending Section 15-40 "Refunds"; 15-42 "Adjusted Rates"; And That Portion Of Appendix A Of The City Code By Modifying Zoning Fees For Building, Plumbing, Electrical, And Mechanical Work, And For Other Planning Department Activities; Providing For Repealer, Severability, Codification, And An Effective Date. 5:05 p.m. Second Reading Public Hearing

09/27/2012

2012-3779

4.An Ordinance Amending Section 98-94 "Refunds"; And That Portion Of Appendix A Of The City Code By Modifying Inspection Fees For Building, Plumbing, Electrical, And Mechanical Work, And For Other Public Works Department Activities; Providing For Repealer, Severability, Codification, And An Effective Date. 5:05 p.m. Second Reading Public Hearing.

10/24/2012

2012-3780

R5A An Ordinance Amending Chapter 70 Of The Miami Beach City Code Entitled "Miscellaneous Offenses," By Amending Article II, Entitled "Public Places"; By Amending Division II, Entitled "Bicycling, Skateboarding, Roller Skating, In-Line Skating, And Motorized Means Of Transportation," By Amending Section 70-66, Entitled "Definitions," By Adding A Definition For Bicycle Path; And By Amending Section 70-67, Entitled "Prohibited Activities," By Amending The Prohibitions Regarding Motorized Means Of Transportation, Including Electric Personal Assistive Mobility Devices (Also Known As Segways), By Rewording The Provisions Therein And Conforming The Language To State Law; By Restricting The Speed Of Electric Personal Assistive Mobility Devices To Eight (8) MPH On All City Sidewalks, Sidewalk Areas, And Bicycle Paths; And By Prohibiting The Operation Of Electric Personal Assistive Mobility Devices On Interior Pathways Within South Pointe Park And Collins Park; By Amending Section 70-68, Entitled "Exemptions," By Exempting The Use Of Electric Personal Assistive Mobility Devices By City Police And City Contracted Services From The Restrictions Of Division II; By Amending Section 70-69, Entitled "Responsibilities Of Bicyclists And Skaters," By Adding Responsibilities For Persons Operating Electric Personal Assistive Mobility Devices; By Amending Section 70-70, Entitled "Penalties," To Provide For Responsibilities Of Businesses Providing Rentals And Tours Of Electric Personal Assistive Mobility Devices; By Creating Section 70-71, To Be Entitled "Penalties" To Provide Civil Penalties In Addition To Existing Non-Criminal Infraction Penalties For The Violation Of Certain Provisions In Chapter 70, Article II, Division II; Providing For Repealer; Severability; Codification; And An Effective Date. 10:35 a.m. Second Reading Public Hearing
(Requested by Commissioner Deede Weithorn)

10/24/2012

2012-3781

R5B An Ordinance Amending Chapter 82, Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article VI, Entitled "Naming Of Public Facilities And Establishment Of Monuments Or Memorials," By Amending Section 82-504, Entitled "Monuments Or Memorials," By Adding Criteria To Provide That: A) Only The Mayor Or A Member Of The City Commission May Propose The Establishment Of A Monument Or Memorial; B) The Mayor And City Commissioners Shall Each Be Limited To Proposing The Establishment Of One Monument Or Memorial Per Term Of Elected Office; C) Any Person To Be Recognized By The Establishment Of A Monument Or Memorial Must Be In Good Standing In The Community And If, After The Honor Is Bestowed, The Person Is Convicted Or Adjudicated Guilty Of A Felony, The Name Of The Person Shall Be Removed From Such Monument Or Memorial Or The Monument Or Memorial Itself May Be Removed, Without Any Resulting Liability To The City; And Providing For Repealer, Severability, Codification, And An Effective Date. 11:00 a.m. Second Reading Public Hearing
(Requested by the Neighborhood/Community Affairs Committee)

10/24/2012

2012-3782

R5C An Ordinance Amending The Miami Beach City Code By Amending Chapter 90, Entitled "Solid Waste," By Amending Article IV, Entitled "Private Waste Contractors," By Amending Division 3, Entitled "Franchise," By Amending

Section 90-230 Entitled "Term Of Franchise Agreements; Initial Term; Renewal Term," To Provide That Prior To The Expiration Of The Initial Term Of A Franchise Agreement, The City Commission May Agree To Renew Term Of An Existing Franchise Agreement, For Up To An Additional Three Year (3) Renewal Term; And Providing For Repealer, Severability, Codification, And An Effective Date. 11:15 a.m. Second Reading Public Hearing (Requested by City Commission)

10/24/2012

2012-3783

R5D An Ordinance Amending Chapter 12 Of The Miami Beach City Code, Entitled "Arts, Culture And Entertainment," By Amending Article II Thereof, Entitled "Special Events," By Amending Section 12-5, "Special Events Permits" To Provide Clarification To Special Event Applicants Under Provision (5); By Providing Enforcement And Penalties For The Violation Of Section 12-5 As Set Forth In Provision (9); And Providing For Repealer, Codification, Severability, And An Effective Date. 11:30 a.m. Second Reading Public Hearing

11/14/2012

2012-3784

11:14:48 a.m.

R5B Ground Floor Additions In The Architectural District

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," By Amending Division 3, "Residential Multifamily Districts," By Amending Subdivision V, "RM-3 Residential Multifamily High Intensity," To Create Additional Regulations Regarding Ground Floor Additions For Properties Located In The Architectural District; Providing For Repealer, Codification, Severability And An Effective Date. 10:30 a.m. Second Reading Public Hearing

(Requested by Land Use & Development Committee) (Legislative Tracking: Planning Department)(First Reading on October 24, 2012)

ACTION: Public Hearing held. Title of the ordinance read into the record. Ordinance No. 2012-3784 adopted. Motion made by Vice Mayor Góngora to approve the ordinance; seconded by Commissioner Tobin; Ballot vote: 5-2; Opposed: Mayor Bower and Commissioner Exposito.

12/12/12

2012-3785

7:35:33 p.m.

R5A An Ordinance Amending Chapter 10 Of The Miami Beach City Code Entitled "Animals," By Amending Section 10-11, Entitled "Running At Large Prohibited," By Extending The Pilot Program Off-Leash Area For Dogs In South Pointe Park Through And Including March 31, 2013, Providing For Repealer, Severability, Codification, And An Effective Date. 10:30 a.m. Second Reading Public Hearing

(Requested by Neighborhood/Community Affairs Committee)

(Legislative Tracking: Parks & Recreation)

(First Reading on November 14, 2012)

ACTION: Public Hearing held. Title of the ordinance read into the record. Ordinance No. 2012-3785 adopted. Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Exposito. Ballot vote: 7-0.

2013

January 16, 2013

2013-3787

11:25:47 a.m.

R5A An Ordinance Amending Chapter 2 Of The Miami Beach City Code Entitled "Administration," By Amending Article VI, Entitled "Procurement," By Amending Division 5, Entitled "Debarment Of Contractors From City Work," By Amending Section 2-397, Entitled "Purpose Of Debarment," To Provide The Purpose For Suspensions; By Amending Section 2-398, Entitled "Definitions," To Provide Additional Definitions Regarding Suspension Of Contractors; By Amending Section 2-399, Entitled "List Of Debarred Contractors," To Provide For The Additional Listing Of Suspended Contractors; By Amending Section 2-400, Entitled "Effects Of Debarment" To Provide For The Effects Of Suspension; By Amending Section 2-401, Entitled "Continuation Of Current Contracts," To Provide That Suspension May Affect The Continuation Of Current Contracts Or Bids; By Amending Section 2-402, Entitled "Restrictions On Subcontracting," To Provide For Restrictions On Suspended Contractors; By Amending Section 2-403; Entitled "Debarment," To Provide For The Mayor And City Commission, At Its Option And By Majority Vote, To Hear Debarment Or Suspension Matters, And To Provide For Procedures For The Suspension Of Contractors; By Amending Section 2-404, Entitled "Causes For Debarment," By Providing For Additional Causes For Debarment, And To Provide For Causes For Suspension; By Amending Section 2-405, Entitled "Debarment Procedures," To Amend The Procedures For Debarment And To Provide Procedures For The Suspension Of Contractors; By Amending Section 4-206, Entitled "Period Of Debarment," By Providing For Periods Of

Suspension And Requests For Reducing Periods Of Suspension; Providing For Repealer; Severability; Codification; And An Effective Date. 11:00 a.m. Second Reading Public Hearing (Requested by Mayor Matti Herrera Bower) (Legislative Tracking: City Attorney's Office) (First Reading on December 12, 2012 - Option B Version) ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. 2013-3787 adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Mayor Bower; Ballot vote: 7-0

January 16, 2013

2013-3788

1:03:59 p.m.

R5B An Ordinance Amending Ordinance No. 1605, The Unclassified Employees Salary Ordinance Of The City Of Miami Beach, Florida, By Amending The Salary Ranges And Establishing Compensation Provisions For The City Manager And The City Attorney; Providing For Repealer, Severability, Codification, And An Effective Date. 11:40 a.m. Second Reading Public Hearing (Requested by Commissioner Jonah Wolfson) (Legislative Tracking: City Attorney's Office)(Deferred from December 12, 2012) ACTION. Public Hearing held. Ordinance No. 2013-3788 adopted as amended. Item heard in conjunction with Item R7F. Motion made by Commissioner Wolfson to approve Option C of the ordinance; seconded by Commissioner Exposito; Ballot vote: 6-1; Opposed Commissioner Libbin.

January 16, 2013

2013-3789

7:23:05 p.m.

R5C Miami Heart Institute FLUM Change And Zoning Map Change

1. An Ordinance Amending The Future Land Use Map Of The Comprehensive Plan By Changing The Future Land Use Category For The Parcel Known As The "Miami Heart Institute," More Particularly Described In The Legal Description Attached As Exhibit "A" Hereto, From The Current PF-HD, "Public Facility, Hospital," To The Future Land Use Category Of RM-1, "Residential Multifamily Low Intensity;" Providing For Inclusion In The Comprehensive Plan, Transmittal, Repealer, Severability And An Effective Date. 5:01 p.m. First & Only Reading, Public Hearing 5/7th vote (Requested by Applicant - 4701 North Meridian, LLC) (Legislative Tracking: Planning Department) (Continued from December 12, 2012)

ACTION. Title of the ordinance read into the record. First and Only Public Hearing held. Ordinance No. 2013-3789 adopted. Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Wolfson; Ballot vote: 6-1; Opposed: Vice-Mayor Góngora.

January 16, 2013

2013-3790

7:58:50 p.m.

2. An Ordinance Amending The Official Zoning District Map, Referenced In Section 142-72 Of The Code Of The City Of Miami Beach, Florida, By Changing The Zoning District Classification For The Parcel Known As The "Miami Heart Institute," More Particularly Described In The Legal Description Attached As Exhibit "A" Hereto, From The Current Zoning Classification HD, "Hospital District," To The Proposed Zoning Classification RM-1, "Residential Multi-Family Low Intensity," Providing For Codification, Repealer, Severability And An Effective Date. 5:01 p.m. Second Reading, Public Hearing (Requested by Applicant - 4701 North Meridian, LLC) (Legislative Tracking: Planning Department) (Continued from December 12, 2012)

ACTION. Public Hearing held. Ordinance No. 2013-3790 adopted. Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Weithorn; Ballot vote: 6-1; Opposed: Vice-Mayor Góngora.

February 6, 2013

2013-3791

12:19:28 p.m.

R5A Second Hands Goods Stores – Precious Metals

An Ordinance Amending The City Code, By Deleting Chapter 18, "Businesses," Article XII, "Secondhand Goods," Division 3, "Pawnshops"; And Division 4, "Secondhand Dealers"; And By Amending Chapter 102, "Taxation," Article V, "Local Business Tax," Section 102-356, "Construction Of Article; Definitions"; In Order To Conform City Code Provisions On Pawnshops And Secondhand Goods With Applicable Florida Statutes; And By Amending Chapter 142, "Zoning Districts And Regulations," Article II "District Regulations," Division 4 "CD-1 Commercial, Low Intensity District," Section 142-273, "Conditional Uses" And Division 5 "CD-2 Commercial, Medium Intensity District," Section 142-303 "Conditional Uses" By Including Second Hand Dealers Of Precious Metals As A Conditional Use In The CD-1 And CD-2 Zoning Districts; And Division 6, "CD-3 Commercial, High Intensity District," Section 142-335 "Prohibited Uses" And Division 18 "PS

Performance Standard District,” Section 142-693(c) “Permitted Uses,” By Including Second Hand Dealers Of Precious Metals As Prohibited Uses In The CD-3 And PS Districts, Providing For Repealer, Severability, Codification And An Effective Date. **10:30 a.m. Second Reading Public Hearing** (Requested by Vice-Mayor Michael Góngora) (Legislative Tracking: Planning Department) (First Reading on January 16, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. 2013-3791 adopted.** Motion made by Vice-Mayor Góngora to approve the ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

February 6, 2013

2013-3792 Transmittal letter

1:21:59 pm

R5B An Ordinance Amending Chapter 102 Of The Miami Beach City Code, Entitled “Taxation,” By Creating Section 102-2, To Be Entitled “Homestead Exemption For Low-Income Senior Citizens Who Are Long-Term Residents”; Providing For An Additional Homestead Exemption For Certain Low-Income Qualifying Senior Citizens Who Are Long-Term Residents To Be Applied To Millage Rates Levied By The City Of Miami Beach; Requiring Delivery Of Ordinance To The Miami-Dade County Property Appraiser; Providing For Repealer, Severability, Codification, An Effective Date, And Requiring A Majority Plus One Vote Of The Members Of The City Commission. **10:45 a.m. Second Reading Public Hearing** (Requested by Matti Herrera Bower & Vice-Mayor Michael Góngora) (Legislative Tracking: Finance Department) (First Reading on January 16, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. 2013-3792 adopted.** Motion made by Commissioner Libbin to approve the ordinance; seconded by Vice-Mayor Góngora; Ballot vote: 5-0; Absent: Commissioners Tobin and Wolfson.

March 13, 2013

2013-3793

12:11:59 p.m.

R5A An Ordinance Amending The Miami Beach City Code By Amending Chapter 2, Entitled “Administration,” By Amending Article III, Entitled “Agencies, Boards And Committees,” By Creating Division 34, To Be Entitled “Bicycle-Pedestrian Facilities Advisory Committee,” And Sections 2-190.149 Through 2-190.153 Therein To Provide Provisions Establishing The Committee And Its Purpose, Powers And Duties, Composition, And Supporting Department; Providing For Repealer, Severability, Codification, And An Effective Date. **10:15 a.m. Second Reading Public Hearing** (Requested by Neighborhood/Community Affairs Committee) (Legislative Tracking: Public Works) (First Reading on February 6, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. 2013-3793 adopted.** Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 6-0; Absent: Commissioner Góngora.

March 13, 2013

2013-3794

12:51:17 a.m.

R5D An Ordinance Amending The Miami Beach City Code By Amending Chapter 2, Entitled “Administration,” By Amending Article III, Entitled “Agencies, Boards And Committees,” By Amending Division 29, Entitled “Debarment Committee,” By Amending The Purpose, Powers, And Duties Of The Committee To Include Authority To Consider The Suspension Of Contractors In Addition To Debarments; Providing For Repealer, Severability, Codification, And An Effective Date. **11:00 a.m. Second Reading Public Hearing** (Requested by Mayor Matti Herrera Bower) (Legislative Tracking: City Attorney’s Office) (First Reading on February 6, 2013/Referred to NCAC)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. 2013-3794 adopted.** Motion made by Commissioner Góngora to approve the ordinance; seconded by Commissioner Libbin; Ballot vote: 5-0; Absent: Commissioners Tobin and Weithorn.

March 13, 2013

2013-3795

9:30:53 p.m.

SUPPLEMENTAL (Ordinance: Revised Version Based Upon Discussion at First Reading)

R5E Hotel Parking Requirements

A Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 130 “Off-Street Parking,” Article II, “Districts; Requirements,” By Amending The Off-Street Parking Requirements For Hotels In All Districts; Providing For Repealer, Severability, Codification And An Effective Date. **5:15 p.m. Second Reading Public Hearing** (Requested by Land Use & Development Committee) (Legislative Tracking: Planning Department) (First Reading on February 6, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. 2013-3795 adopted.** Motion made by Commissioner Weithorn to approve the ordinance; seconded by Vice-Mayor Wolfson; Ballot vote: 6-1; Opposed: Mayor Bower

April 17, 2013

[2013-3796](#)

12:27:42 p.m.

R5B No Wake Zone Ordinance

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 66, Entitled "Marine Structures, Facilities And Vehicles," By Amending Article II, To Be Entitled "Restricted Wake Zones," To Create Regulations For Restricted Wake Zones; Providing For A Purpose; Providing For Definitions; Providing For Restricted Areas; Providing For Posting Of Regulatory Markers; Providing For Exemptions; Providing For Enforcement And Penalties; Providing For Repealer, Severability, Codification, And An Effective Date. 11:00 a.m. Second Reading Public Hearing (Requested by Commissioner Jorge R. Exposito) (Legislative Tracking: City Attorney's Office) (First Reading on March 13, 2013/Referred to LUDC)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3796](#) adopted. Motion made by Commissioner Exposito to approve the ordinance; seconded by Commissioner G3ngora; Ballot vote: 5-0; Absent: Vice-Mayor Wolfson and Commissioner Weithorn.

May 8, 2013

11:22:25 a.m.

R5A An Ordinance Amending Chapter 12 Of The Miami Beach City Code, Entitled "Arts, Culture And Entertainment," By Amending Article I Thereof, Entitled "Film And Print Production Permits," By Amending Section 10 Entitled "Enforcement"; And Providing For Repealer, Codification, Severability, And An Effective Date. **10:15 a.m. Second Reading Public Hearing.** (Requested by Neighborhood/Community Affairs Committee), (Legislative Tracking: Tourism & Cultural Development), (First Reading on April 17, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3797](#) adopted as amended, adding that no permit will be issued to the violator or its affiliates.** Motion made by Commissioner Libbin to approve the ordinance as amended; seconded by Commissioner G3ngora; Ballot vote: 6-1; Opposed: Vice Mayor Wolfson. Rafael E. Granado to transmit to Municode.

May 8, 2013

[2013-3798](#)

11:27:06 a.m.

R5B An Ordinance Amending Chapter 10 Of The Miami Beach City Code Entitled "Animals," By Amending Section 10-11, Entitled "Running At Large Prohibited," By Extending The Pilot Program Off-Leash Area For Dogs In South Pointe Park Through And Including December 31, 2013; By Amending The Afternoon Off-Leash Hours In The Designated Area From Between 4:00 p.m. And 7:00 p.m. To Between 6:00 p.m. And 9:00 p.m., Monday Through Friday; And Relocating The Off-Leash Area From The Area South And East Of The Washington Avenue Entry Plaza To Its Original Location In The Triangular Area South And West Of The Washington Avenue Entry Plaza; Providing For Repealer; Severability; Codification; And An Effective Date. **10:30 a.m. Second Reading Public Hearing.** (Requested by the City Commission), (Legislative Tracking: Parks & Recreation), (First Reading on April 17, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3798](#) adopted.** Motion made by Commissioner G3ngora to approve the ordinance; seconded by Commissioner Libbin; Ballot vote: 6-1; Opposed: Vice-Mayor Wolfson.

May 8, 2013

[2013-3799](#)

11:54:58 a.m.

R5C CD-2 Self-Storage

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 5, CD-2 "Commercial, Medium Intensity District," By Permitting "Self-Storage Warehouses" As A Conditional Use In This Zoning District; Providing For Repealer, Severability, Codification And An Effective Date. **10:45 a.m. Second Reading Public Hearing** (Requested by Commissioner Jerry Libbin) (Legislative Tracking: Planning Department) (Continued from April 17, 2013/Referred to LUDC)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3799](#) adopted.** Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner G3ngora; Ballot vote: 6-1; Opposed: Vice-Mayor Wolfson.

May 8, 2013

[2013-3800](#)

2:16:09 p.m.

R5D Ordinances Amending Procedures For Vendor Preference

1. An Ordinance Amending Section 2-372 Of The Miami Beach City Code, Entitled "Procedures To Provide Preference To Miami Beach-Based Vendors In Contracts For Goods And Contractual Services;" Amending Section 2-372(1)(b) Thereof, To Require That Miami Beach-Based Vendors Have A Business Tax Receipt To Provide The Goods And Services Required Under A Subject City Bid For At Least One (1) Year Prior To The Issuance Of The Bid, As Well As Have Their Business Headquarters, Or An Office Of The Business, Within The City For A Period Of At Least One (1) Year Prior To The Issuance Of The Bid; And Amending Section 2-372(2)(b) To Limit Such Preference Only To Proposers; Providing For Codification, Repealer, Severability, And An Effective Date. **11:00 a.m. Second Reading Public Hearing**

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3800](#) adopted.** Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

2:17:43 p.m.

[2013-3801](#)

2. An Ordinance Amending Section 2-374 Of The Miami Beach City Code, Entitled "Procedure To Provide Preference To Veterans In Contracts For Goods And Contractual Services;" By Amending Section 2-374(2)(b) To Limit Such Preference Only To Proposers; Providing For Codification, Repealer, Severability, And An Effective Date. **11:00 a.m. Second Reading Public Hearing** (Requested by Commissioner Jerry Libbin) (Legislative Tracking: Procurement) (First Reading on April 17, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3801](#) adopted.** Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

June 5, 2013

[2013-3802](#)

11:32:52 a.m.

R5A Sunset Harbour Residential Parking Requirements

An Ordinance Amending The Code Of The City Of Miami Beach, Florida By Amending Chapter 130, "Off-Street Parking," Article II "District; Requirements," Section 130-33 "Off-Street Parking Requirements For Parking Districts Nos. 2, 3, 4 And 5," By Amending The Parking Requirements For Sunset Harbour Parking District No. 5 For Residential And Live-Work Type Uses; Providing For Codification; Repealer; Severability; Applicability; And An Effective Date. 10:45 a.m. Second Reading Public Hearing (Requested by the Land Use & Development Committee) (Legislative Tracking: Planning Department) (First Reading on May 8, 2013) **ACTION.** Title of the Ordinance read into the record. Public Hearing held. Ordinance No. 2013-3802 adopted. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Wolfson; Ballot vote: 5-2; Opposed: Mayor Bower and Commissioner Libbin.

June 5, 2013

[2013-3803](#)

SUPPLEMENTAL AGENDA 1: Memorandum & Ordinance

R5B An Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 62, Entitled "Human Relations," By Amending Article III, Entitled "Domestic Partnerships," By Amending Section 62-128 To Add Section 62-128(d) To Provide Tax Equity To City Employees With Domestic Partners Enrolled In The City's Health And Dental Plans Who Currently Bear A Disproportionate Tax Burden Over That Of Their Married Counterparts. 12:00 p.m. Second Reading Public Hearing

(Requested by Commissioner Michael Góngora)

(Legislative Tracking: Human Resources)

(First Reading on May 8, 2013/Referred to FCWPC)

ACTION. Title of the Ordinance read into the record. Public Hearing held. Ordinance No. 2013-3803 adopted. Motion made by Commissioner Góngora to approve the Ordinance; seconded by Commissioner Libbin; Ballot vote: 7-0.

July 17, 2013 continued to July 19, 2013

1:13:11 p.m.

SUPPLEMENTAL AGENDA 3: Estimates from Miami-Dade Elections Department

R5A An Ordinance Amending Miami Beach City Code Chapter 38 Entitled "Elections," By Including Reference To Applicable Statutory Provisions Of Florida Election Code; Correcting Typographical Errors; Amending City Code Section 38-4 To Provide For Commission Canvassing Of Election Returns On The First Business Day Immediately Following The County Supervisor Of Election's Issuance Of Final Election Returns And Confirming Authorization Of Emergency Commission Action Taken At Any Commission Meeting Occurring Between General Election Date And Acceptance Of Final Run-Off Election Returns; Amending City Code Section 38-6 By Establishing The Number Of Days For Early Voting Relative To City General, Run-Off And Special Elections Upon City Commission Authorization Of Early Voting, And Authorizing City Commission To Change Early Voting Schedule For Elections Not Held In Conjunction With County Or State Elections; And Creating City Code Section 38-7 Entitled "Petitions" Establishing Information To Be Provided By Petition Circulators And Persons Signing Initiative, Referendum And/Or Recall Petitions; Providing For Repealer, Severability, Codification, And An Effective Date. 10:15 a.m. Second Reading Public Hearing. (Requested by

Neighborhood/Community Affairs Committee) (Legislative Tracking: City Attorney's Office) (First Reading on June 5, 2013)

(Estimates from the Miami-Dade Elections Department)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3804](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Góngora; Ballot vote: 7-0.

July 17, 2013

1:18:10 p.m.

R5B An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 2, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards And Committees," By Amending Division 1, Entitled "Generally," By Amending Section 2-22, Entitled "General Requirements," To Provide Procedures For The Filling Of Special Vacancies On The Board Of Adjustment, Planning Board, Design Review Board, And Historic Preservation Board; By Amending Section 2-24, Entitled "Termination Of Office Of Agency, Board And Committee Members," To Amend The Exception Provisions To Include Special Vacancies Filled Pursuant To Section 2-22 (21); And Providing For Repealer, Severability, Codification, And An Effective Date.

10:30 a.m. Second Reading Public Hearing. (Requested by Commissioner Deede Weithorn) (Legislative Tracking: City Attorney's Office) (First Reading on June 5, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3805](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Góngora; Ballot vote: 7-0.

September 11, 2013

11:51:12 a.m.

SUPPLEMENTAL AGENDA 4: Revised Actuarial Impact Statement

R5A CWA, Unclassified And Others - MBERP Pension

An Ordinance Implementing Provisions Of The 2012-2015 Collective Bargaining Agreement Between The City And The Communications Workers Of America, (CWA) Local 3178; Implementing Similar Retirement Plan Amendments For Members Who Are Not Included In Any Bargaining Unit; Amending The Miami Beach Employees' Retirement Plan Created By Ordinance 2006-3504; Amending Section 2.26 Of The Plan By Extending The Deferred Retirement Option Plan (Plan) Program From Three (3) To Five (5) Years For Eligible Members; Amending Section 5.13 To Reflect Amended Eligibility And Participation Requirements And Amended DROP Plan Features; Amending Section 4.03 By Eliminating The Purchase Of Additional Creditable Service For Certain Members; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing An Effective Date. 10:15 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on July 17, 2013)

ACTION: Title of the ordinance read into the record. Public Hearing held. Ordinance No. 2013-3806 adopted as amended. Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 6-0; Absent: Commissioner Weithorn.

September 11, 2013

12:40:31 p.m.

R5B CWA Salary Ordinance

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group IV, Represented By The Communications Workers Of America (CWA) Local 3178, In Accordance With The Negotiated Collective Bargaining Agreement, Effective October 1, 2012, There Shall Be An Increase Of Eleven Percent (11%) To The Maximum Wage For The Classifications Of Lifeguard II And Lifeguard Lieutenant; Effective The First Pay Period Ending In October Of 2014, There Shall Be An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%), And The Minimum And Maximum Of Each Pay Range Will Also Be Increased By Three Percent (3%); Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. **10:30 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on July 17, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3807](#) adopted.** Motion made by Commissioner Exposito to approve the ordinance; seconded by Vice-Mayor Tobin; Ballot vote: 6-0; Absent: Commissioner Weithorn.

September 11, 2013

12:43:22 p.m.

SUPPLEMENTAL AGENDA 2 - Ordinance

R5C Minimum Unit Sizes For Historic Hotels And RM-2 Tower Setbacks

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," By Amending Article II, "District Regulations," By Amending Division 3, "Residential Multifamily Districts," By Amending Section 142-155 To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The RM-1 District; By Amending Section 142-217 To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The RM-2 District; By Amending Section 142-218 To Modify The Tower Setback Requirements Within The RM-2 District; By Amending Section 142-246 To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The RM-3 District; Providing For Codification; Repealer, Severability And An Effective Date. **10:45 a.m. Second Reading Public Hearing**

(Requested by the Land Use & Development Committee)

(Legislative Tracking: Planning Department)

(First Reading July 17, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3808](#) adopted.** Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Góngora; Ballot vote: 6-0; Absent: Commissioner Weithorn.

September 11, 2013

12:50:44 p.m.

R5D An Ordinance Amending Chapter 90 Of The Miami Beach City Code, Entitled "Solid Waste," By Amending Article V, Entitled "Citywide Recycling Program For Multifamily Residences And Commercial Establishments," By Amending Section 90-343, Entitled "Public Education Program; Requirements For Recycling Contractors; Warning Period; Enforcement Date," By Extending The Warning Period From June 30, 2013 To December 31, 2013 And Extending The Beginning Of The Enforcement Period From July 1, 2013 To January 1, 2014; By Amending Section 90-345, Entitled "Enforcement," By Extending The Beginning Of The Enforcement Period From July 1, 2013 To January 1, 2014; Providing For Repealer, Severability, Codification, And An Effective Date. **11:00 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Jerry Libbin)

(Legislative Tracking: Public Works)

(First Reading July 17, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. 2013-3809 adopted as amended.** Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 6-0; Absent: Commissioner Weithorn.

September 11, 2013

1:09:40 p.m.

R5E An Ordinance Amending Chapter 90 Of The Miami Beach City Code, Entitled "Solid Waste," By Amending Section 90-39 Entitled "Fine Schedule For Violations Issued And Applied To Owners, Agents, Tenants, Occupants, Operators Or Managers, Or Persons Responsible For The Violation," By Amending The Fine Schedules For Violations Of Section 90-36 And 90-96 And Providing For Consistent Terminology Regarding First And Subsequent Offenses; By Amending Section 90-40, Entitled "Fine Schedule For Violations Of Sections 90-98; 90-107; 90-191 Et Seq.; 90-221 Et Seq.; And 90-228 By Private Waste Contractors," By Amending And Providing For Fine Schedules And Violations Consistent With The Provisions In The Referenced Sections And In Sections 90-36, 90-99, And 90-100, And Providing For Consistent Terminology Regarding First And Subsequent Offenses; By Amending Section 90-222, Entitled "List Of Accounts," By Providing Reporting Requirements For Discontinued Accounts Consistent With Section 90-36; Providing For Repealer, Severability, Codification, And An Effective Date. **11:15 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Public Works)

(First Reading July 17, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3810](#) adopted.** Motion made by Vice-Mayor Tobin to approve the ordinance; seconded by Commissioner Góngora; Ballot vote: 6-0; Absent: Commissioner Weithorn.

September 11, 2013

1:14:51 p.m.

R5F An Ordinance Amending Chapter 82 Of The City Code, Entitled "Public Property," By Amending Article VI, Entitled "Naming Of Public Facilities And Establishment Of Monuments Or Memorials," By Amending Section 82-503, Entitled "Naming Of Public Facilities," By Eliminating The Requirement Of A Referendum In Such Cases When The Facility To Be Named Or Renamed Is City Owned, And Not Already Named For An Individual Or Individuals Pursuant To Section 82-503(a)(4), And The Proposed Name Includes The Name Of The Physical Location Of The Facility Or The Facility To Be Named Or Renamed, Which May Include The Name Of The Park And/Or Street Where The Facility Is Located, Providing For Repealer, Severability, Codification, And An Effective Date. **11:30 a.m. Second Reading Public Hearing**

(Requested by the Neighborhood/Community Affairs Committee)

(Legislative Tracking: City Attorney's Office)

(First Reading July 17, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3811](#) adopted as amended.** Motion made by Commissioner Exposito to approve the ordinance; seconded by Commissioner Góngora; Ballot vote: 6-0; Absent: Commissioner Weithorn.

September 11, 2013

9:28:13 p.m.

R5G Alton Road Parking District No. 6

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 130 Off-Street Parking, Article II "Districts; Requirements," Section 130-31 "Parking Districts Established," Creating A New Parking District No. 6, And Section 130-33 "Off-Street Parking Requirements For Parking Districts Nos. 2, 3, 4 And 5," By Adding New Parking Regulations For Parking District No. 6, For Properties With A Lot Line On Alton Road, From 5th Street To Dade Boulevard, Including A Reduction In Off-Street Parking Requirements For Certain Land Uses And Bicycle Parking Requirements; Providing For Codification; Repealer; Severability; And An Effective Date. **5:05 p.m. Second Reading Public Hearing**

(Sponsored by Commissioner Jonah Wolfson)

(Legislative Tracking: Planning Department)

(Deferred on June 5, 2013)

ACTION: Title of the ordinance read into the record. Public Hearing held. **Ordinance No. [2013-3812](#) adopted. Item heard in conjunction with Items C7D and R9J.** Motion made by Commissioner Wolfson to approve the ordinance; seconded by Commissioner Libbin; Ballot vote: 6-1; Oppose: Mayor Bower.

September 30, 2013

7:02:33 p.m.

R5A Amend Chapter 50 And Chapter 102

1. An Ordinance Amending Chapter 50 Of The City Of Miami Beach Code, Entitled "Fire Prevention And Protection," By Amending Section 50-4 Thereof, Entitled "Enforcement By Fire Inspectors; Notice Of Violation," To Add Citations And Implement New Fine Schedule Related To Fire Code Violations; By Amending Section 50-5 Thereof, Entitled "Annual Fire Prevention And Fire Safety Inspection Permit" To Include The Night Inspection Fee Previously Adopted Under Section 102.379 Of The City Code; Providing For Repealer, Severability, Effective Date, And Codification. **5:04 p.m. Second Reading Public Hearing**

ACTION: Title of the ordinance read into the record by Rafael E. Granado, City Clerk. Public Hearing held. **Ordinance No. [2013-3813](#) adopted.** Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Góngora; Ballot vote: 6-0; Absent: Commissioner Wolfson.

September 30, 2013

7:03:36 p.m.

2. An Ordinance Amending Chapter 102 Of The Code Of The City Of Miami Beach, Entitled "Taxation," By Deleting The Nightclub Fee Set Forth In Section 102.379, Entitled "Schedule Of Taxes, Effective October 1, 2009"; Providing For Repealer, Severability, Codification, And An Effective Date. 5:04 p.m. Second Reading Public Hearing

(Requested by the Neighborhood/Community Affairs Committee)

(Legislative Tracking: Fire Department)

(First Reading on September 11, 2013)

ACTION: Title of the ordinance read into the record by Rafael E. Granado, City Clerk. Public Hearing held. Ordinance No. [2013-3814](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Góngora; Ballot vote: 6-0; Absent: Commissioner Wolfson.

September 30, 2013

7:04:34 p.m.

R5B An Ordinance Amending Chapter 50 Of The Code Of The City Of Miami Beach, Entitled "Fire Prevention And Protection," By Creating Section 50-8 Thereof, To Be Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Establish Requirements And Fines For False Fire Alarms; Providing For Repealer, Severability, And An Effective Date. **5:04 p.m. Second Reading Public Hearing**

(Requested by the Finance & Citywide Projects Committee)

(Legislative Tracking: Fire Department)

(First Reading on September 11, 2013)

ACTION: Title of the ordinance read into the record by Rafael E. Granado, City Clerk. Public Hearing held. **Ordinance No. [2013-3815](#) adopted.** Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Góngora; Ballot vote: 6-0; Absent: Commissioner Wolfson.

September 30, 2013

7:05:19 p.m.

R5C An Ordinance Amending Appendix A, Entitled "Fee Schedule" For Subsection (A) Of Section 110-168, Entitled "Sanitary Sewer Service Charge," Of Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure"; Division 2 Thereof, Entitled "Rates, Fees And Charges," To Increase The Sanitary Sewer Service Charge Imposed By The City; Providing For Codification, Repealer, Severability, And An Effective Date. **5:04 p.m. Second Reading Public Hearing**

(Requested by the Finance & Citywide Projects Committee)

(Legislative Tracking: Public Works)

(First Reading on September 11, 2013)

ACTION: Title of the ordinance read into the record by Rafael E. Granado, City Clerk. Public Hearing held.

Ordinance No. [2013-3816](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 6-0; Absent: Commissioner Wolfson.

September 30, 2013

7:07:01 p.m.

SUPPLEMENTAL MATERIAL 2: Memorandum & Ordinance

R5D An Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, IAFF Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8; Amending Section 62 Entitled "Definitions"; Amending Section 63 Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 65 Entitled "Computation Of Creditable Service; Service Record"; Amending Section 66 Entitled "Service And Disability Benefits Generally"; Amending Section 67 Entitled "Cost Of Living Adjustment"; Amending Section 79 Entitled "Deferred Retirement

Option Plan"; Amending Section 82 Entitled "Military Service"; Creating A New Section 88 Entitled "Benefits For Members Hired On Or After September 30, 2013, Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing For An Effective Date. **5:04 p.m. Second Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on September 11, 2013)

(Memorandum to be Submitted in Supplemental)

ACTION: Title of the ordinance read into the record by Rafael E. Granado, City Clerk. Public Hearing held. **Ordinance No. [2013-3817](#) adopted.** Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 6-0; Absent: Commissioner Wolfson.

October 16, 2013

11:57:48 a.m.

R5A An Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 62, Entitled "Human Relations," By Amending Article II, Entitled "Discrimination," By Amending Division 3, Entitled "Regulations," By Adding Sec. 62-92 To Require The Posting Of Notices In Every Place Of Employment, Public Accommodation, Housing Accommodation, And City Facility That Falls Subject To The Human Rights Ordinance Indicating The Applicable Substantive Provisions Of The Human Rights Ordinance, The Place Where Complaints May Be Filed, And Such Other Information As The City Of Miami Beach Deems Pertinent; Providing For Enforcement Procedures And Providing For Severability, Codification And An Effective Date. 10:30 a.m. Second Reading Public Hearing

(Sponsored by Mayor Matti Herrera Bower & Commission Michael Góngora)

(Legislative Tracking: City Clerk's Office) (First Reading on September 11, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3818](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:02:59 p.m.

R5D Palm View Hotel Uses

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3, "Residential Multifamily Districts," Subdivision IV, "RM-2 Residential Multifamily, Medium Intensity," To Limit Hotels As Hereinafter Provided In The Palm View Corridor To Those Existing As Of May 28, 2013; Defining The Palm View Corridor As All Properties Abutting The West Side Of Meridian Avenue Between 17th Street And Collins Canal; Defining The Rights Of Existing Hotels As Legal Conforming Uses; To Exclude Outdoor Entertainment Establishments And Outdoor Entertainment From Permitted Hotel Accessory Uses; To Add Hotels As A Prohibited Use Within The Boundaries Of The Palm View Corridor Of The RM-2 District; Acknowledging State Pre-Emption Of Short Term Rental Regulations; Providing Rules For Cessation And Resumption Of Hotel Uses; And Providing For Codification; Repealer, Severability And An Effective Date. 11:10 a.m. Second Reading Public Hearing

(Requested by the Land Use and Development Committee) (Legislative Tracking: Planning Department) (First Reading on September 11, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3819](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:05:52 p.m.

R5E West Avenue Hotel Uses

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3, "Residential Multifamily Districts," Subdivision IV, "RM-2 Residential Multifamily, Medium Intensity"; And By Amending Subdivision V,

“RM-3 Residential Multifamily, High Intensity,” To Limit Hotels As Hereinafter Provided In The West Avenue Corridor To Those Existing As Of May 28, 2013; Defining The West Avenue Corridor As That Area Bordered By Collins Canal To The North, Alton Road To The East, Biscayne Bay To The West And 6th Street To The South; Defining The Rights Of Existing Hotels As Legal Conforming Uses; To Exclude Outdoor Entertainment Establishments And Outdoor Entertainment From Permitted Hotel Accessory Uses; To Add Hotels As A Prohibited Use Within The Boundaries Of The West Avenue Corridor Of The RM-2 And RM-3 Districts; Acknowledging State Pre-Emption Of Short Term Rental Regulations; Providing Rules For Cessation And Resumption Of Hotel Uses; And Providing For Codification; Repealer, Severability And An Effective Date. 11:20 a.m. Second Reading Public Hearing. (Requested by the Land Use and Development Committee) (Legislative Tracking: Planning Department) (First Reading on September 11, 2013) ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3820](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Vice-Mayor Tobin; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:06:44 p.m.

R5F RM-3 Principal And Accessory Use Signage

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 138, "Signs," By Amending Article V, "Sign Regulations By District," By Amending Section 138-171, "General Provisions," To Modify The Requirements For Hotels And Apartment Buildings Within The RM-3 District, And By Amending Section 138-172, "Schedule Of Sign Regulations For Principal Use Signs," To Modify The Requirements For Hotels And Apartment Buildings Within The RM-3 District; Providing For Codification; Repealer; Severability; And An Effective Date. 11:30 a.m. Second Reading Public Hearing. (Requested by the Land Use and Development Committee)

(Legislative Tracking: Planning Department) (First Reading on September 11, 2013/HPB)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3821](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:08:29 p.m.

R5G An Ordinance Amending Chapter 100 Of The Miami Beach City Code, Entitled "Sustainability,"

By Amending Article II Entitled "Energy Economic Development Zone Pilot Program" To Include Miami-Dade County's Green Business Certification As An Additional Eligibility Criteria To Participate In The Energy Economic Development Zone Pilot Program; Providing For Severability; Codification, Repealer, And An Effective Date. 11:40 a.m. Second Reading Public Hearing

(Sponsored By Commissioner Jerry Libbin) (Legislative Tracking: Tourism, Culture & Economic Development) (First Reading on September 11, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3822](#) adopted. Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:09:25 p.m.

R5H An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 54, Entitled "Floods," By Amending Article II, Entitled "Floodplain Management," By Amending Division 1, Entitled "Generally," By Amending Section 54-35, Entitled "Definitions" By Amending And Deleting Certain Definitions Therein; By Amending Division 2, Entitled "General Provisions," By Amending Section 54-38, Entitled "Designation Of Floodplain Administrator" To Designate The Building Official, Instead Of The Building Director, As The Floodplain Administrator; By Amending Division 3, Entitled "Administration," By Amending Section 54-45, Entitled "Permit Procedures" And Section 54-46, Entitled "Duties And Responsibilities Of The Building Director Or Designee" To Change All Building Director References Therein To The Floodplain Administrator; Amending Division 4, Entitled "Provisions For Flood Hazard Reduction"; By Amending Section 54-47, Entitled "General Standards," Section 54-48, Entitled "Specific Standards," And Section 54-49, Entitled "Specific Standards For A-Zones Without Base Flood Elevations And Regulatory Floodways" To Modify Certain Flood Hazard Reduction Provisions; By Deleting The Provisions In Section 54-50, Entitled "Standards For A-O

Zones”; By Amending Division 5, Entitled “Variance Procedures,” To Change All Building Director References Therein To The Floodplain Administrator; Providing Non-Substantive, Clerical Revisions Throughout Article II Of Chapter 54; And Providing For Repealer, Severability, Codification, And An Effective Date. 11:50 a.m. Second Reading Public Hearing

(Sponsored by Mayor Matti Herrera Bower) (Legislative Tracking: Building Department)

(First Reading on September 11, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3823](#) adopted. Motion made by Commissioner Exposito to approve the ordinance; seconded by Commissioner Weithorn; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:11:40 p.m.

R5I An Ordinance Amending Miami Beach City Code Chapter 82, Entitled “Public Property,” By Amending Article IV Thereof Entitled “Uses In Public Right-Of-Way,” By Amending Section 82-383, Entitled “Permit Fee; Penalties For Late Payments; Review Of Fee,” By Amending Subsection (a) Thereof To Abate Sidewalk Café Square Footage Fees For Businesses North Of 63rd Street Through And Including September 30, 2015 And Requiring A Budget Analysis And Review By The City Administration By September 15, 2015; Providing For Repealer, Codification, Severability, And An Effective Date. 12:00 p.m. Second Reading Public Hearing

(Sponsored by Commissioner Jerry Libbin) (Legislative Tracking: Public Works)

(First Reading on September 11, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3824](#) adopted. Motion made by Commissioner Libbin to approve the ordinance; seconded by Commissioner Weithorn; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:15:53 p.m.

R5J Fire And Police Salary Ordinance

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: In Accordance With The Negotiated Collective Bargaining Agreements, Providing For The Classifications In Group II, Represented By The Fraternal Order Of Police (FOP) William Nichols Lodge No. 8., And For The Classifications In Group III, Represented By The International Association Of Fire Fighters, (IAFF), Local 1510; Effective The First Pay Period Ending In October Of 2014, There Shall Be An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%), And The Minimum And Maximum Of Each Pay Range Will Also Be Increased By Three Percent (3%); Effective April 1, 2015, Adding An Additional Step (I) To The Classifications Of Police Officer, Sergeant Of Police, Lieutenant Of Police And Firefighter I, Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 12:10 p.m. Second Reading Public Hearing. (Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources) (First Reading on September 11, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3825](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:21:10 p.m.

R5K Unclassified Salary Ordinance

An Ordinance Amending Ordinance No. 1605, The Unclassified Employees Salary Ordinance; Abolishing Pay Grade 1 And Pay Grade 2; Abolishing The Classifications Of: General Services Director, Transportation And Concurrency Manager, Neighborhood Services Director, Community/Economic Development Director, Cultural Affairs & Tourism Development Director, Procurement Division Director, Information Technology Division Director, Code Compliance Division Director, Assistant Director Procurement Division, Service Delivery Manager, And Office Associate I; Establishing The Classifications Of Tourism, Cultural Affairs And Economic Development Director, Deputy Building Director, Procurement Director, Information Technology Director, Assistant Director Human Resources, Housing And Community Development Director, Infrastructure Division Director, Assistant City Engineer, Assistant Director Procurement, Building Operations Manager, Investigator Supervisor, Community Services Division Director, Administrative Services Manager, Public Safety Special Projects Coordinator, Property Maintenance/Operations Superintendent, Director Of The Office Of

Communications, Leasing Specialist, Public Safety Management/Budget Analyst, Performance And Scheduling Analyst, Office Manager (City Attorney), Visual Communications Specialist, Constituent/Commission Aide, Financial Analyst, Public Safety Payroll Administrator, Senior GIS Analyst, And Records Supervisor; Ratifying The Pay Grade Change For The Assistant Director Parking, Assistant Director Parks And Assistant Director Recreation Classifications; And Effective The First Full Pay Period Ending In October 2014, Increasing The Minimum And The Maximum Of Each Pay Grade By Three Percent (3%); And Granting An Across The Board Cost Of Living Adjustment Of Up To Three Percent (3%) For Any Unclassified Employee Whose Base Salary Does Not Exceed The Maximum Of The Pay Range For The Comparable Job Title As Recommended By The 2009 Condrey Classification And Compensation Study "Pay Scale B", Subsequently Amended By Seven Percent (7%) In August 2013, By The Consultant; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 12:20 p.m. Second Reading Public Hearing. (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Human Resources) (First Reading on September 30, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3826](#) adopted and referred to the Finance and Citywide Projects Committee to discuss the 60 employees that are capped out. Motion made by Commissioner Exposito to approve the ordinance; seconded by Vice-Mayor Tobin; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

October 16, 2013

12:34:12 p.m.

R5L Others Salary Ordinance

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group VI, Not Represented By A Collective Bargaining Unit And Commonly Referred To As "Others"; Amending All Of The Pay Grades By Abolishing Pay Grade 1; Establishing The Classifications Of Fire Inspector I And Seasonal Recreation Aide; And Effective The First Full Pay Period Ending In October 2014, Increasing The Minimum And The Maximum Of Each Pay Grade, By Three Percent (3%); And Granting An Across The Board Cost Of Living Adjustment Of Up To Three Percent (3%) For Any "Others" Employee Whose Base Salary Does Not Exceed The Maximum Of The Pay Range For The Comparable Job Title As Recommended By The 2009 Condrey Classification And Compensation Study "Pay Scale B" And Subsequently Amended By Seven Percent (7%) In August 2013 By The Consultant; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 12:29 p.m. Second Reading Public Hearing. (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Human Resources) (First Reading on September 30, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3827](#) adopted. Motion made by Commissioner Weithorn to approve the ordinance; seconded by Commissioner Exposito; Ballot vote: 5-0; Absent: Commissioners Góngora and Wolfson.

December 11, 2013

R5C An Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 62, Entitled "Human Relations," By Amending Article II, Entitled "Discrimination," By Amending Division 1, Entitled "Generally," By Amending Sec. 62.31 Entitled "Definitions" To Define Intersexuality And Add That Term As A Protected Classification Category; To Amend Sections 62-33 Entitled "Purpose; Declaration Of Policy," 62-37(b) Entitled "Duties And Powers," 62-88.1 Entitled "Discrimination In Public Services," 62-90 Entitled "Use Of Municipal Facilities," 62-91 Entitled "Municipal Funds," And 62-112(c) Entitled "Housing" To Include Intersexuality As A Protected Classification Category; And Providing For Severability, Codification And An Effective Date. 11:15 a.m. Second Reading Public Hearing. (Sponsored by Former Mayor Matti Herrera Bower) (Legislative Tracking: City Attorney's Office) (First Reading on October 16, 2013)

ACTION. Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3828](#) adopted. Motion made by Vice-Mayor Weithorn to approve the ordinance; seconded by Commissioner Steinberg; Ballot vote: 6-0; Absent: Commissioner Malakoff.

December 11, 2013

11:32:45 a.m.

R5D GSAF Classified Salary Ordinance

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group V, Represented By The

Government Supervisors Association Of Florida, OPEIU, Local 100 (GSAF), In Accordance With The Negotiated Collective Bargaining Agreement; Effective The First Pay Period Ending In October Of 2014, There Shall Be An Across The Board Cost-Of-Living Adjustment (COLA) Of Three Percent (3%), And The Minimum And Maximum Of Each Pay Range Will Also Be Increased By Three Percent (3%); Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 11:30 a.m. Second Reading Public Hearing (Sponsored by Vice-Mayor Deede Weithorn) (Legislative Tracking: Human Resources) (First Reading on October 16, 2013)

ACTION: Title of the ordinance read into the record. Public Hearing held. Ordinance No. [2013-3829](#) adopted. Motion made by Vice-Mayor Weithorn to approve the ordinance; seconded by Commissioner Wolfson; Ballot vote: 6-0; Absent: Commissioner Malakoff.

2014

January 15, 2014

R5A An Ordinance Amending Chapter 42 Of The Miami Beach City Code, Entitled "Emergency Services," By Amending Article II Thereof, Entitled "Alarm Systems," By Amending Section 42-86, Entitled "False Alarms," To Prohibit Three (3) Or More False Intrusion Alarms; By Amending Section 42-89 Entitled "Notification Of False Alarms," Which Shall Be Entitled "Enforcement," And Sets Forth The Enforcement Authority Of The Miami Beach Police Department And The Issuance Of A Notice Of Violation For Section 42-86; By Amending Section 42-90 Entitled "Initial Review Upon Notification," Which Shall Be Entitled "Rights Of Violators; Payment Of Fine; Right To Appear; Failure To Pay Civil Fine Or To Appeal," And Specifically Delineates The Rights Of Violators, Payment Of Fine, Right To Appear, And Failure To Pay The Civil Fine Or Appeal; By Amending Section 42-91 Entitled "Appeal Of False Alarm Designation," Which Shall Be Entitled "Penalties," By Providing For Penalties Regarding A False Intrusion Alarm; By Deleting Section 42-92 Entitled "Penalty For Violation Of Division"; Providing For Repealer, Codification, Severability, And An Effective Date. 10:20 a.m. Second Reading Public Hearing. (Sponsored by the Finance & Citywide Projects Committee) (Legislative Tracking: Police) (First Reading on December 11, 2013)

ACTION: Ordinance No. [2014-3830](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Weithorn to approve the ordinance; seconded by Mayor Levine; Ballot vote: 7-0.

January 15, 2014

R5B An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 106, Entitled "Traffic And Vehicles," By Amending Article XI, Entitled "Adoption Of The Mark Wandall Traffic Safety Act And Program," By Amending Section 106-480, Entitled "Adoption Of State Act And Program," That Delineates The Statutory Authority For Using Traffic Infraction Detectors In The City Of Miami Beach; By Amending Sections 106-481 Through 106-484, Entitled "Reserved" By Adding Section 106-481, Entitled "Local Hearing Officer," Which Authorizes A Local Hearing Officer To Conduct Hearings For A Violation Of Section 316.0083 Of The Florida Statutes; By Providing The Process For The Selection Of A Local Hearing Officer; By Authorizing The Miami Beach Clerk's Office To Serve As Staff For The Local Hearing Officer; By Limiting The Authority Of The Local Hearing Officer; And Setting Forth Penalties And Costs To Be Imposed By The Local Hearing Officer; Providing For Codification; Severability; Repealer; And An Effective Date. 10:25 a.m. Second Reading Public Hearing (Sponsored by Finance & Citywide Projects Committee. Requested by Former Commissioner Góngora) (Legislative Tracking: Police) (First Reading on December 11, 2013)

ACTION: Ordinance No. [2014-3831](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Weithorn to approve the ordinance; seconded by Commissioner Tobin; Ballot vote: 7-0.

January 15, 2014

R5C Temporary Business Signs on Public Property

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 82, "Public Property," Article IV, "Uses In Public Rights-Of-Way," Division 6, "Prohibited Signs Over Public Property," Section 82-411, "Prohibited Signs Generally; Exemptions; Banners; Removal," To Permit The Placement Of Temporary Business Signs On City Rights-Of-Way During Public Construction Projects; Providing For Codification; Repealer; Severability And An Effective Date. 10:30 a.m. Second Reading Public Hearing (Sponsored by the Land Use & Development Committee/Requested by Administration) (Legislative Tracking: Planning Department) (First Reading on December 11, 2013)

ACTION: Ordinance No. [2014-3832](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Weithorn to approve the ordinance; seconded by Commissioner Steinberg; Ballot vote: 7-0.

January 15, 2014

R5D Accessory Setback Encroachments

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," Article IV, "Supplementary District Regulations," Section 142-1132, "Allowable Encroachments Within Required Yards," To Modify The Setbacks For Allowable Encroachments Including Driveways, Carports And Mechanical Equipment; And By Amending Section 142-1133, "Swimming Pools," To Modify The Setback Requirements For Swimming Pools And The Requirements For The Construction Of Swimming Pools On Corner And Thru Lots Within Single Family Districts; Providing For Codification; Repealer; Severability; And An Effective Date. 10:35 a.m. Second Reading Public Hearing (Sponsored by the Land Use & Development Committee/ Requested by Former Commissioner Góngora) (Legislative Tracking: Planning Department) (Continued from December 11, 2013)

ACTION: Ordinance No. [2014-3833](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the ordinance; seconded by Vice-Mayor Weithorn; Ballot vote: 6-0; Absent: Commissioner Wolfson.

January 15, 2014

R5H An Ordinance Amending Chapter 10 Of The Miami Beach City Code, Entitled "Animals," By Amending Section 10-11, Entitled "Running At Large Prohibited," By Extending The Pilot Program Off-Leash Area For Dogs In South Pointe Park Through And Including April 30, 2014; Providing For Repealer; Severability; Codification; And An Effective Date. 11:30 a.m. Second Reading Public Hearing (Sponsored by Neighborhood/Community Affairs Committee) (Legislative Tracking: Parks & Recreation) (First Reading on December 11, 2013)

ACTION: Ordinance No. [2014-3834](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Weithorn to approve the ordinance; seconded by Commissioner Grieco; Ballot vote: 7-0.

February 12, 2014

R5A Single Family Development Regulations

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Division 2, "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," By Amending The Criteria And Procedures For The Review And Approval Of Single-Family Residential Construction, By Replacing The Single-Family Residential Review Panel, By Clarifying And Amending The Standards And Procures For Reviewing New Construction And Additions In Single Family Districts, Including Modifications To Lot Coverage, Unit Size And Overall Height, By Clarifying The Below Flood Level Construction Requirements For Affected Properties In High Flood Zones, And By Clarifying Setback And Lot Coverage Requirements; Providing Codification; Repealer; Severability; And An Effective Date. 10:10 a.m. Second Reading Public Hearing (Sponsored by the Planning Board) (Legislative Tracking: Planning Department) (First Reading on January 15, 2014/Referred to LUDC)

ACTION: Ordinance No. [2014-3835](#) adopted. Title of the ordinance read into the record. Public Hearing held. Option No. 1 with the two staff recommendations. Motion made by Vice-Mayor Weithorn to approve the

ordinance, Option No. 1 with the staff's recommendations; seconded by Commissioner Grieco; Ballot vote: 6-1; Opposed: Commissioner Tobin.

February 12, 2014

R5B Architecturally Significant Single Family Home Retention Incentives

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 2, "Single-Family Residential Districts," By Revising The Standards And Review Requirements For New Construction, Additions And Modifications To Properties That Contain An Architecturally Significant Single Family Home Not Located Within A Designated Historic District; Providing For Repealer, Codification, Severability And An Effective Date. 10:25 a.m. Second Reading Public Hearing (Sponsored by the Land Use & Development Committee/Requested by Former Mayor Bower) (Legislative Tracking: Planning Department) (First Reading on January 15, 2014)

ACTION: Ordinance No. [2014-3836](#) adopted with the recommendation from staff. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the ordinance with the staff's recommendation; seconded by Commissioner Wolfson; Ballot vote: 6-1; Opposed; Vice Mayor Weithorn.

February 12, 2014

R5D Mechanical Parking Systems

An Ordinance Amending The Land Development Regulations Of The City Code By Amending Chapter 130 "Off-Street Parking," Article II "Districts, Requirements," Section 130-38, "Mechanical And Robotic Parking Systems," By Modifying The Requirements For Mechanical Parking Devices And Robotic Parking Systems; Providing For Repealer; Codification; Severability And An Effective Date. 10:55 a.m. Second Reading Public Hearing (Sponsored by the Land Use & Development Committee) (Legislative Tracking: Planning) (First Reading on January 15, 2014)

ACTION: Ordinance No. [2014-3838](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Tobin to approve the ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

February 12, 2014

R5E Talmudic University - RM-2 Heights

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Subdivision IV, "RM-2 - Residential Multifamily, Medium Intensity," Section 142-217, "Area Requirements," To Modify The Requirements For Maximum Building Height And Maximum Number Of Stories Within The RM-2 District Along Alton Road Between Arthur Godfrey Road And West 34th Street; Providing For Codification; Repealer; Severability; And An Effective Date. 11:05 a.m. Second Reading Public Hearing (Sponsored by the Land Use and Development Committee) (Legislative Tracking: Planning) (First Reading on January 15, 2014)

ACTION: Ordinance No. [2014-3839](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Weithorn to approve the ordinance; seconded by Commissioner Grieco; Ballot vote: 7-0.

February 12, 2014

R5F An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 54, Entitled "Floods," By Amending Article II, Entitled "Floodplain Management," By Amending Division 1, Entitled "Generally," By Amending Section 54-35, Entitled "Definitions" By Amending The Definition Of "Substantial Improvement" To Apply To Improvements Taking Place During A One Year Period Instead Of During A Five Year Period; And Providing For Repealer, Severability, Codification, And An Effective Date. 11:15 a.m. Second Reading Public Hearing (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Building) (First Reading on January 15, 2014)

ACTION: Ordinance No. [2014-3840](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the ordinance; seconded by Commissioner Tobin; Ballot vote: 7-0.

February 12, 2014

R5G An Ordinance Amending Chapter 2 Of The City Code, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards And Committees" To Streamline The City's Boards By Expanding The Powers, Duties And/Or Membership Of Certain Agencies, Boards And Committees And Abolishing Those That Are Superseded By The Enhanced Agencies, Boards, And Committees; Providing For Repealer, Severability, Codification, And An Effective Date. 11:25 a.m. Second Reading Public Hearing (Sponsored By Commissioner Joy Malakoff) (Legislative Tracking: City Attorney's Office) (First Reading on January 15, 2014/Referred to NCAC)

ACTION: Ordinance No. [2014-3841](#) adopted as amended. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the ordinance; seconded by Vice-Mayor Weithorn; Ballot vote: 7-0.

February 12, 2014

R5I An Ordinance Amending Chapter 2 Of The Miami Beach City Code Entitled "Administration," By Amending Article IV Entitled "Officers And Employees," By Amending Section 2-191 Entitled "Enumeration Of Organizational Units," By Creating The Office Of Communications, Office Of Budget And Performance Improvement, Information Technology Department, Procurement Department, Tourism, Culture And Economic Development Department, Planning Department, Office Of Housing And Community Development, And Office Of Capital Improvement Projects; Eliminating The Divisions Under Offices And Departments; And Further Providing Amendments To The Names Of Certain Departments And Offices; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing For An Effective Date. 11:45 a.m. Second Reading Public Hearing (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Human Resources) (First Reading on January 15, 2014)

ACTION: Ordinance No. [2014-3842](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff Weithorn to approve the ordinance; seconded by Vice-Mayor Weithorn Ballot vote: 6-0; Absent: Commissioner Grieco.

February 12, 2014

R5J MBERP For GSAF

An Ordinance Implementing Provisions Of The 2012-2015 Collective Bargaining Agreement Between The City And The Government Supervisors Association Of Florida, OPEIU, Local 100 (GSAF); Amending The Miami Beach Employees' Retirement Plan Created By Ordinance 2006-3504; Amending Section 2.26 Of The Plan By Extending The Deferred Retirement Option Plan (DROP) Program From Three (3) To Five (5) Years For Eligible Members; Amending Section 5.13 To Reflect Amended Eligibility And Participation Requirements And Amended DROP Plan Features; Amending Section 4.03 By Eliminating The Purchase Of Additional Creditable Service For Certain Members; Amending Section 6.03 Requiring The City To Contribute At Least The Normal Cost To Pension Each Year, Requiring An Experience Study At Least Every Three (3) Years And Requiring Five (5), Ten (10) And Twenty (20) Year Projections Of Required Pension Contributions As Part Of The Annual Actuarial Valuation; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing An Effective Date. 11:55 a.m. Second Reading Public Hearing (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Human Resources) (First Reading on January 15, 2014)

ACTION: Ordinance No. [2014-3837](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Weithorn to approve the ordinance; seconded by Commissioner Tobin; Ballot vote: 7-0.

March 5, 2014

R5A 4000 Alton Road - Talmudic University FLUM Amendment And Zoning Map Change

1. Talmudic Site - FLUM Change

An Ordinance Amending The Future Land Use Map Of The Comprehensive Plan By Changing The Future Land Use Category For Parcels Of Land Adjacent To What Is More Commonly Known As The "Talmudic University," More Particularly Described In The Legal Description Attached As Exhibit "A" Hereto, From The Current ROS, "Recreation And Open Space," To The Future Land Use Category Of RM-2, "Residential Multifamily Medium Intensity;" Providing For Inclusion In The Comprehensive Plan, Transmittal, Repealer, Severability And An Effective Date. 10:05 a.m. Second Reading Public Hearing (Sponsored by the Land Use and Development Committee) (Legislative Tracking: Planning) (Continued from January 15, 2014)

ACTION: Ordinance No. [2014-3843](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

March 5, 2014

2. Talmudic Site - Zoning Map Change

An Ordinance Amending The Official Zoning District Map, Referenced In Section 142-72 Of The Code Of The City Of Miami Beach, Florida, By Changing The Zoning District Classification For Parcels Of Land Adjacent To What Is More Commonly Known As The "Talmudic University," More Particularly Described In The Legal Description Attached As Exhibit "A" Hereto, From The Current Zoning Classification GU, "Government Use District," To The Proposed Zoning Classification RM-2, "Residential Multi-Family Medium Intensity," Providing For Codification, Repealer, Severability And An Effective Date. 10:10 a.m. Second Reading Public Hearing (Sponsored by the Land Use and Development Committee) (Legislative Tracking: Planning) (First Reading on January 15, 2014)

ACTION: Ordinance No. [2014-3844](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Wolfson; Ballot vote: 7-0.

March 5, 2014

R5B Alton Road Historic District Buffer Overlay

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article III, "Overlay Districts," Creating Division 8 "Alton Road - Historic District Buffer Overlay," By Including Section 142-858 "Location And Purpose," And Section 142-859 "Development Regulations," Including Among Other Provisions Regulations On Maximum Floor Area Ratio; Maximum Building Height; Minimum Setbacks; Building Separation; Demolition Or Additions To Contributing Buildings In An Historic District; And Land Use Regulations For Location Of Retail Uses, Restaurants, Bars, Entertainment Establishments, Alcoholic Beverage Establishments And Similar Uses; Requiring Conditional Use Approval Of Such Uses In Excess Of 10,000 Sq. Ft.; And Prohibiting Alcoholic Beverage And Entertainment Establishments In Open Areas With Exceptions As Prescribed In The Ordinance; Providing For Codification; Repealer; Severability; And An Effective Date. 10:25 a.m. Second Reading Public Hearing (Sponsored by the Land Use & Development Committee/Requested by City Commission) (Legislative Tracking: Planning Department) (First Reading Public Hearing on February 12, 2014)

ACTION: Item opened and continued to April 23, 2014 after 5:00 p.m. Motion made by Commissioner Weithorn to open and continue to April 23, 2014 after 5:00 p.m.; seconded by Commissioner Grieco; Voice vote: 7-0.

March 5, 2014

R5C Building Department Permit Fees

An Ordinance Amending Chapter 14 Of The City Code, Entitled "Building Regulations," By Amending Article II, Entitled "Construction Standards," By Amending Division 2, Entitled "Permit Fees," By Amending The Following Sections Therein, To Wit: Section 14-61, Entitled "Permit Fees, Generally"; Section 14-62, Entitled "Building Permits"; Section 14-63, Entitled "Plumbing Permits"; Section 14-64, Entitled "Electrical Permits"; Section 14-65, Entitled "Mechanical Permits"; Section 14-66, Entitled "Annual Facility Permit"; Section 14-67, Entitled "Forty-Year Building Recertification Program"; Section 14-68, Entitled "Occupant Content Sign"; Section 14-70, Entitled "General Information"; Section 14-71, Entitled "Temporary Structure"; To Provide For Express Permits, Phase Permits, Private Provider Fee Discounts, Permit Fee Reductions And Refunds, And To Provide For A More Efficient, Effective, And Transparent Way To Assess Fees For Building Permit Services, And By Amending Corresponding Portions Of Division 2 Of Appendix A Of The City Code, Entitled "Permit Fees," Relating To Building, Plumbing, Electrical, And Mechanical Work, And Other Building Department Activities; Providing For Repealer, Severability, Codification, And An Effective Date. 10:40 a.m. Second Reading Public Hearing (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Building) (First Reading on February 12, 2014)

ACTION: Ordinance No. [2014-3845](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 6-0; Absent: Commissioner Wolfson.

March 5, 2014

SUPPLEMENTAL MATERIAL 1 – Resolution and Attachment
R5D Resort Tax Ordinance

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 102 Entitled “Taxation,” By Amending Article IV Entitled “Resort Tax,” By Amending Division 4 Entitled “Tax,” By Amending Section 102-314 Entitled “Penalties And Interest,” By Amending Subsection (f) Thereof (And Including The Corresponding Amendment To Appendix “A” Thereto), Regarding The Establishment Of A Fixed Late Reporting Penalty For Annual Returns Filed Late, Where No Tax Is Due; Providing For Codification; Repealer; Severability; And An Effective Date. 10:50 a.m. Second Reading Public Hearing (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Finance Department) (First Reading on February 12, 2014)

ACTION: Ordinance No. [2014-3846](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

March 5, 2014

R5E An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 2, Entitled “Administration,” By Amending Article III, Entitled “Agencies, Boards And Committees,” By Amending Section 2-27, Entitled “Reserved,” To Create A 5/7th Vote Requirement For The Creation Of Agencies, Boards And Committees; Providing Exceptions Thereto; And Providing For Repealer, Severability, Codification, And An Effective Date. 11:00 a.m. Second Reading Public Hearing (Sponsored By Commissioner Deede Weithorn) (Legislative Tracking: City Attorney’s Office) (First Reading on February 12, 2014)

ACTION: Ordinance No. [2014-3847](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Steinberg; Ballot vote: 7-0.

March 5, 2014

R5F Fire And Police Pension Ordinance

An Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled “Pension System For Disability And Retirement Of Members Of Police And Fire Departments”; Implementing Provisions Of The 2012-2015 Collective Bargaining Agreements Between The City And Fire Fighters Of Miami Beach, (IAFF) Local 1510, And Miami Beach Fraternal Order Of Police, William Nichols Lodge No. 8 (FOP); Implementing Recommendations Of The Budget Advisory Committee, A Memorandum Of Understanding And Other Changes; Amending Section 63 Entitled “Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund”; “Service Record”; And Amending Section 66 Entitled “Service And Disability Benefits Generally”; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing For An Effective Date. 11:10 a.m. Second Reading Public Hearing (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Human Resources) (First Reading on February 12, 2014)

ACTION: Ordinance No. [2014-3848](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Wolfson; Ballot vote: 7-0.

March 5, 2014

R5G RM-2 Hotel Office Uses

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, “Zoning Districts And Regulations” Article II “District Regulations,” Division 3 “Residential Multifamily Districts,” Subdivision IV “Residential Multifamily, Medium Intensity,” Section 142-212, “Main Permitted Uses,” To Expand The Allowable Uses In The RM-2 District To Include Certain Types Of Office Uses That Are Associated With Nearby Hotels On Collins Avenue; Providing For Repealer; Severability; Codification; And An Effective Date. 11:30 a.m. Second Reading Public Hearing (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Planning) (First Reading Public Hearing on February 12, 2014)

ACTION: Ordinance No. [2014-3849](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Tobin.

April 23, 2014

R5B An Ordinance Amending Chapter 10 Of The Miami Beach City Code Entitled "Animals," By Amending Section 10-11, Entitled "Running At Large Prohibited," By Extending The Pilot Program Off-Leash Area For Dogs In South Pointe Park Through And Including December 31, 2014; Providing For Repealer; Severability; Codification; And An Effective Date. 10:35 a.m. Second Reading Public Hearing (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Parks & Recreation) (First Reading on March 5, 2014)

ACTION: Ordinance No. [2014-3850](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-0; Absent: Commissioner Wolfson.

April 23, 2014

R5C Minimum Unit Sizes For Historic Hotels In Commercial Districts
An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations", Article II, "District Regulations", Section 142-306, "Development Regulations" To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The CD-2 District; And By Amending Section 142-337, "Development Regulations And Area Requirements" To Modify The Requirements For Minimum Hotel Room Size For Historic Hotels Within The CD-3 District; Providing For Codification; Repealer; Severability; And An Effective Date. 10:45 a.m. Second Reading Public Hearing (Sponsored by the Land Use and Development Committee) (Legislative Tracking: Planning) (First Reading on March 5, 2014)

ACTION: Ordinance No. [2014-3851](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-0; Absent: Commissioner Wolfson.

April 23, 2014

R5D Boat Docks And Marine Structures
An Ordinance Amending Chapter 66, "Marine Structures, Facilities And Vehicles," Article IV, "Vessels," Section 66-113, "Limitation On Projection Of Structures; Public Hearing," And Chapter 142, "Zoning Districts And Regulations," Section 142-1132, "Allowable Encroachments Within Required Yards," Modifying The Procedures For Approval Of Docks That Extend Beyond The Permitted Distance Into A Waterbody; Providing For Repealer; Codification; Severability And An Effective Date. 10:55 a.m. Second Reading Public Hearing (Sponsored by the Land Use and Development Committee) (Legislative Tracking: Planning) (First Reading on March 5, 2014)

ACTION: Ordinance No. [2014-3852](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 5-0; Absent: Commissioners Grieco and Wolfson.

April 23, 2014

R5F RM-3 Oceanfront Setbacks for Detached Structures and ADA Walkways
An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3 "Residential Multifamily Districts" By Amending Section 142-247, "Setback Requirements," Regarding Setback Requirements For Detached Additions In Oceanfront Lots Located Within The Miami Beach Architectural District; By Amending Chapter 142, "Zoning Districts And Regulations," Article IV, "Supplementary District Regulations," Division 4 "Supplementary Yard Regulations," Section 142-1132, "Allowable Encroachments In Required Yards," Regarding Americans With Disabilities Act (ADA) Walkways And Ramp Structures With Awnings In Side Yards; Providing For Codification; Repealer; Severability; And An Effective Date. 11:15 a.m. Second Reading Public Hearing (Sponsored by the Land Use and Development Committee) (Legislative Tracking: Planning) (First Reading on March 5, 2014)

ACTION: Ordinance No. [2014-3853](#) adopted with modified language. Title of the Ordinance read into the record. Public Hearing held Motion made by Commissioner Malakoff to approve the Ordinance with the modification suggested by the Planning Director and that notices go out to affected property owners before it goes to HPB; seconded by Commissioner Grieco; Ballot vote: 5-1; Opposed: Commissioner Tobin

MODIFIED LANGUAGE:

"Notwithstanding the above, for oceanfront lots located in the Miami Beach Architectural District, the Historic Preservation Board may approve detached additions at a height not to exceed 25 feet, and setback requirements as follows: provided that the Board determines that the Certificate Of Appropriateness criteria in Article X of the Land Development Regulations have been addressed, and then they list the setbacks."

April 23, 2014

SUPPLEMENTAL MATERIAL 1: Memorandum & Ordinance

R5G Prohibit Advertisement Of Short Term Rentals/Commercial Use In Residential Zoning Districts

An Ordinance Amending The Code Of The City Of Miami Beach, Subpart B, Entitled "Land Development Regulations," Of Chapter 142, Entitled "Zoning Districts And Regulations," By Amending Article II, Entitled "District Regulations," By Amending Division 2, Entitled "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," By Amending Section 142-109, Entitled "Commercial Use Of Single-Family Homes Prohibited," By Amending The Definitions Therein, And By Adding New Subsection (c)(1)d, Which Prohibits Advertising Of Unlawful Occupancy And Use; By Amending Subsection (c)(2), Which Removes The Limitations On Enforcement; By Amending Article IV, Entitled "Supplementary District Regulations," By Amending Division 2, Entitled "Accessory Uses"; By Amending Section 142-905, Entitled "Permitted Accessory Uses In Single-Family Districts," By Adding New Subsection (b)(5)a Which Prohibits The Advertisement For The Lease Of Single Family Homes For Less Than Six Months And One Day, By Adding New Subsection (b)(5)b, Which Provides The Enforcement For A Violation Of Section (b)(5); By Amending Article IV, Entitled "Supplementary District Regulations," By Amending Division 3, Entitled "Supplementary Use Regulations," By Amending Section 142-1111, Entitled "Short-Term Rental Of Apartment Units Or Townhomes," By Amending Section (a) To Prohibit The Advertisement Of Short Term Rental Of Apartments Units Or Townhomes; And Providing For Repealer, Severability, Codification, And An Effective Date. 11:25 a.m. Second Reading Public Hearing (Sponsored by Commissioner Edward L. Tobin) (Legislative Tracking: City Attorney's Office) (First Reading on March 5, 2014/Referred to LUDC) (Memorandum to be Submitted in Supplemental)

ACTION: Ordinance No. [2014-3854](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Tobin to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 6-0; Absent: Commissioner Wolfson.

April 23, 2014

R5H No Wake Zone Ordinance

An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 66, Entitled "Marine Structures, Facilities And Vehicles," By Amending Article II, Entitled "Restricted Wake Zones," By Amending Section 66-43, Entitled "Restricted Areas," By Amending Subsection C Thereof Regarding The Slow Speed, Minimum Wake Zone By Amending The Boundaries Thereof And Amending Area C On The Appendix Thereto; Providing For Repealer, Severability, Codification, And An Effective Date. 11:35 a.m. Second Reading Public Hearing (Sponsored by Mayor Philip Levine) (Legislative Tracking: City Attorney's Office) (Continued from February 12, 2014)

ACTION: Ordinance No. [2014-3855](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Tobin; Ballot vote: 6-0; Absent: Commissioner Wolfson.

April 23, 2014

R5I An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Florida, Entitled "Miscellaneous Offenses," By Amending Section 70-2, Entitled "Reserved" To Create Regulations That Define Nicotine Vaporizer And Liquid Nicotine And That Prohibit The Sale, Barter, Providing Directly Or Indirectly, Gifting, Making Available For Use Or Possession, Or The Furnishing Of Nicotine Vaporizers And Liquid Nicotine To Persons Under The Age Of Eighteen (18); Moreover, Making The Possession Of Nicotine Vaporizers And Liquid Nicotine Illegal For Persons Under The Age Of Eighteen (18); And Providing Penalties For Violations; Providing For Repealer; Severability; Codification; And An Effective Date. 11:45 a.m. Second Reading Public Hearing (Sponsored by Vice-Mayor Micky Steinberg) (Legislative Tracking: City Attorney's Office) (First Reading on March 5, 2014)

ACTION: Ordinance No. [2014-3856](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice Mayor Steinberg to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 6-0; Absent: Commissioner Wolfson.

April 23, 2014

R5J Alton Road Historic District Buffer Overlay

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article III, "Overlay Districts," Creating Division 8 "Alton Road - Historic District Buffer Overlay," By Including Section 142-858 "Location And Purpose," And Section 142-859 "Development Regulations," Including Among Other Provisions Regulations On Maximum Floor Area Ratio; Maximum Building Height; Minimum Setbacks; Building Separation; Demolition Or Additions To Contributing Buildings In An Historic District; And Land Use Regulations For Location Of Retail Uses, Restaurants, Bars, Entertainment Establishments, Alcoholic Beverage Establishments And Similar Uses; Requiring Conditional Use Approval Of Such Uses In Excess Of 10,000 Sq. Ft.; And Prohibiting Alcoholic Beverage And Entertainment Establishments In Open Areas With Exceptions As Prescribed In The Ordinance; Providing For Codification; Repealer; Severability; And An Effective Date. 5:05 p.m. Second Reading Public Hearing (Sponsored by the Land Use & Development Committee/Requested by City Commission) (Legislative Tracking: Planning) (Continued from March 5, 2014)

ACTION: Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance as amended; seconded by Commissioner Malakoff; Ballot vote: 5-1: Opposed: Commissioner Tobin; Absent: Commissioner Wolfson. *Vote to be reconsidered at the May 21, 2014 Commission Meeting.*

Clerk's Note: On the April 30, 2014 Presentations & Awards/City Commission Meeting, Commissioner Joy Malakoff placed the following item on the Agenda:

R9D - Reconsideration Of My Vote On The Alton Road Buffer Overlay (R5J) From The April 23rd Commission Meeting. See the April 30, 2014 and the May 21, 2014 agendas for additional information.

April 23, 2014

R5K RM-2 Accessory Office Uses For Bay Front Apartments

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations" Article II "District Regulations," Division 3 "Residential Multifamily Districts", Subdivision IV "Residential Multifamily, Medium Intensity," Section 142-213, "Conditional Uses," To Expand The Conditional Uses In The RM-2 District To Include Certain Types Of Non-Medical Office Uses For Bay Front Apartment Buildings; Providing For Repealer; Severability; Codification; And An Effective Date. 5:10 p.m. Second Reading Public Hearing (Sponsored by the Land Use and Development Committee) (Legislative Tracking: Planning) (First Reading Public Hearing on March 5, 2014/Referred to LUDC)

ACTION: Title of the Ordinance read into the record. Public Hearing held. Ordinance rejected. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 3-3; Opposed: Mayor Levine, Vice Mayor Steinberg and Commissioner Tobin; Absent: Commissioner Wolfson. Motion failed.

April 30, 2014

R5A RM-2 Oceanfront Height Regulations

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3 "Residential Multifamily Districts" By Amending Section 142-217, "Area Requirements," Regarding Maximum Building Height And Maximum Number Of Stories For Oceanfront Lots With A Property Line Within 250 Feet Of North Shore Open Space Park; Providing For Codification; Repealer; Severability; And An Effective Date. 5:45 p.m. Second Reading Public Hearing (Sponsored by Commissioner Jonah Wolfson) (Legislative Tracking: Planning) (Continued from April 23, 2014 - R5E)

ACTION: Title of the ordinance read into the record. Public Hearing held. Ordinance [2014-3857](#) adopted on second reading. Motion made by Commissioner Weithorn to adopt the ordinance; seconded by Commissioner Wolfson; Ballot vote: 7-0.

May 21, 2014

10:02:59 a.m.

R5A An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article I, Entitled "In General," By Creating Section 2-1, To Be Entitled "Reasonable Opportunity To Be Heard," To Provide Rules Regarding Public Participation In City Meetings; Providing For Repealer, Severability; Codification; And An Effective Date.

10:00 a.m. Second Reading Public Hearing

(Sponsored by Neighborhood/Community Affairs Committee)

(Legislative Tracking: Office of the City Attorney)

(First Reading on April 23, 2014)

Amendments:

1. Commissioner Malakoff's amendment:

(d) An individual speaker's time to provide public comment shall be limited to three (3) minutes; however; by the Chair, Mayor or a majority vote of the board's membership the board may provide additional time for further public comment on any proposition.

2. Commissioner Tobin's amendment:

(e) When a large number of individuals wish to be heard on a proposition, the Mayor or board Chairperson may request that a representative of the group or faction speak on behalf of said group or faction, rather than all members of such group or faction so long as reasonable time is provided for rebuttal to all sides. In such event, the representative shall be limited to five (5) minutes to speak; however, by a majority vote of the board's membership, the board may provide additional time to speak.

3. Commissioner Weithorn suggested giving speakers reasonable and equal time, based on the circumstances.

4. Mayor Levine suggested having equal number of people per side when there are groups and allow equal amount of time to speak.

ACTION: Title of the Ordinance read into the record. Public Hearing held. Item Opened and continued to June 11, 2014. Motion made by Vice-Mayor Steinberg to open and continue the item; seconded by Commissioner Tobin; Ballot vote: 7-0.

May 21, 2014

R5B An Ordinance Amending Miami Beach City Code Chapter 2 Entitled "Administration," Article VII "Standards Of Conduct," Section 2-458 Thereof Entitled "Supplemental Abstention And Disclosure Requirements" By Providing That A City Of Miami Beach Elected Or Appointed Public Officer With A Conflict Of Interest On A Particular Matter Shall Absent Himself From The Agency Meeting On Which He Serves During Said Agency's Discussion Of That Matter; Providing For Repealer, Severability, Codification, And An Effective Date. 10:05 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Joy Malakoff)

(Legislative Tracking: Office of the City Attorney)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3858](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 21, 2014

R5C An Ordinance Amending Chapter 10 Of The Miami Beach City Code, Entitled "Animals," By Creating Section 10-17, To Be Entitled "Certain Techniques And Devices Prohibited; Enforcement; Penalties"; And By Amending Sections 10-2 And 10-3 To Cross-Reference The New Provisions In Section 10-17; Providing For Repealer; Severability; Codification; And An Effective Date. 10:10 a.m. Second Reading Public Hearing (Sponsored by Mayor Philip Levine)

(Legislative Tracking: Office of the City Attorney)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3859](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Wolfson to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-0; Absent: Commissioner Weithorn.

May 21, 2014

R5D An Ordinance Amending Chapter 10 Of The Miami Beach City Code, Entitled "Animals," By Creating Section 10-18, To Be Entitled "Requirements For Sales Of Dogs And Cats; Definitions; Permitted Sources; Certificate Of Source; Penalties"; And By Amending Sections 10-2 And 10-3 To Cross-Reference The New Provisions In Section 10-18; Providing For Repealer; Severability; Codification; And An Effective Date. 10:15 a.m. Second Reading Public Hearing

(Sponsored by Mayor Philip Levine)

(Legislative Tracking: Office of the City Attorney)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3860](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-0; Absent: Commissioner Weithorn.

May 21, 2014

R5E Alcohol in Movie Theaters

An Ordinance Amending The City Code, By Amending Chapter 6, "Alcoholic Beverages," Article I, "In General," Section 6-4, "Location And Use Restrictions," By Permitting Alcohol Beverages To Be Sold In Motion Picture Theaters, Establishing Criteria, Standards And Procedures For Eligible Theaters And Where Alcohol Can Be Sold And Consumed; And Amending Section 6-5, "Patron Age Restrictions," Exempting Motion Picture Theaters From The Code's Patron Age Restrictions; Providing For Codification; Repealer; Severability; And An Effective Date. 10:20 a.m. Second Reading Public Hearing

(Sponsored by Mayor Philip Levine)

(Legislative Tracking: Office of the City Attorney)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3861](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Item referred to the Planning Board to define movie theaters. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-1; Opposed: Vice-Mayor Steinberg.

May 21, 2014

R5F An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Entitled "Miscellaneous Offenses," By Amending Article II, Entitled "Public Places," By Amending Division 2, Entitled "Bicycling, Skateboarding, Roller Skating, In-Line Skating, And Motorized Means Of Transportation," By Amending Section 70-67 Thereof, Entitled "Prohibited Activities," To Prohibit The Operation Of Motorized Means Of Transportation In, On, Or Upon Any Portion Of A) The Beachwalk Between 15th And 23rd Streets, Between 64th And 79th Streets, And South Of 5th Street; B) The Lummus Park Promenade (Also Known As The Lummus Park Serpentine Walkway) Between 5th And 15th Streets; C) The Sidewalks On The East Side Of Ocean Drive Between South Pointe Drive And 15th Street; D) The South Pointe Park Cutwalk Adjacent And Parallel To Government Cut; And E) The Marina Baywalk Adjacent And Parallel To Biscayne Bay And South Of 5th Street; Providing For Repealer, Severability, Codification, And An Effective Date. 10:25 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Jonah Wolfson)

(Legislative Tracking: Office of the City Attorney/Transportation Management)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3862](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Recommendations referred to the Neighborhood/Community Affairs Committee (NCAC). Motion made by Commissioner Wolfson to approve the Ordinance and to refer Henry Stolar's recommendations to the NCAC; seconded by Commissioner Grieco; Ballot vote: 7-0.

May 21, 2014

R5G An Ordinance Amending Chapter 106 Of The Miami Beach City Code, Entitled "Traffic And Vehicles," By Amending Article II, Entitled "Metered Parking," By Amending Division I, Entitled "Generally," By Amending Section 106-55, Entitled "Parking Rates, Fees, And Penalties," By Amending Subsection (N), Entitled, "Hybrid/ILEV (Inherently Low Emissions Vehicles) Vehicles Incentive," By Amending Vehicle Participation Criteria For The Hybrid/ILEV Vehicles Incentive Program To Substitute Vehicles With An EPA (Environmental Protection Agency) Smartway Designation; And Establishing An Annual Miami Beach Resident Permit Fee For Scooters And Motorcycles; Providing For Codification, Repealer, Severability, And An Effective Date. 10:30 a.m. Second Reading Public Hearing

(Sponsored By Mayor Philip Levine)

(Legislative Tracking: Parking)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3863](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-1; Opposed; Commissioner Malakoff.

May 21, 2014

R5H An Ordinance Amending Chapter 106 Of The Miami Beach City Code, Entitled "Traffic And Vehicles," By Amending Article II, Entitled "Metered Parking," By Amending Division I, Entitled "Generally," By Amending Section 106-47, Entitled "Freight, Commercial, And Passenger Curb Loading Zones; Hours, Deliveries"; Creating Subsection (f), Permit Required; Further Amending Section 106-55; Establishing Subsection (o), Entitled, "Freight Loading Zone (FLZ) Permit"; And Subsection (p), Entitled, Alley Loading (AL) Permit; Providing For Codification, Repealer, Severability, And An Effective Date. 10:35 a.m. Second Reading Public Hearing

(Sponsored By Commissioner Michael Grieco)

(Legislative Tracking: Parking)

(First Reading on April 23, 2014)

ACTION: Title of the Ordinance read into the record. Public Hearing held. Item opened and continued to May 28, 2014 at 5:40 p.m. Motion made by Commissioner Grieco to open and continue the item; seconded by Commissioner Weithorn; Ballot vote: 7-0.

May 21, 2014

R5I AFSCME MBERP Ordinance

An Ordinance Implementing Provisions Of The 2013-2016 Collective Bargaining Agreement Between The City And The American Federation Of State, County And Municipal Employees, (AFSCME) Local 1554; Amending The Miami Beach Employees' Retirement Plan Created By Ordinance 2006-3504; Amending Section 2.26 Of The Plan By Extending The Deferred Retirement Option Plan (DROP) Program From Three (3) To Five (5) Years For Eligible Members; Amending Section 5.13 To Reflect Amended Eligibility And Participation Requirements And Amended DROP Plan Features; Amending Section 4.03 By Eliminating The Purchase Of Additional Creditable Service Effective April 23, 2015; Amending Section 6.02 Of The Plan By Reinstating An Additional Two Percent Member Contribution For Members Of The AFSCME Bargaining Unit Hired Prior To September 30, 2010; And Eliminating The Additional Two Percent Member Contribution When The Plan Actuary Confirms That The City's Annual Required Contribution To The Retirement Plan Is 23.5% Of Payroll Or Less; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing An Effective Date. 10:40 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on April 30, 2014)

ACTION: Ordinance No. [2014-3864](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 7-0.

May 21, 2014

R5J An Ordinance Amending Chapter 2 Of The Miami Beach City Code Entitled "Administration," By Amending Article IV Entitled "Officers And Employees," By Amending Section 2-191 Entitled "Enumeration Of Organizational Units," By Creating The Office Of Housing And Community Services And Transportation Department; And Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing For An Effective Date. 10:45 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3865](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 21, 2014

R5K An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group I, Represented By The American Federation Of State, County And Municipal Employees (AFSCME) Local 1554, In Accordance With The Negotiated 2013-2016 Collective Bargaining Agreement; Effective Upon Ratification Of The Collective Bargaining Agreement, The 2009 Condrey Classification And Compensation Study, Inclusive Of Subsequent Amendments, Will Be Implemented, Establishing The Minimum Salary For All Bargaining Unit Classifications In Accordance With "Scale C" Of The Study, And Establishing The Maximum Salary For All Bargaining Unit Classifications In Accordance With "Scale B" Of The Study; Effective April 1, 2014, There Shall Be An Across The Board Cost-Of-Living Adjustment (COLA) Of Two Percent (2%), And The Minimum And Maximum Of Each Pay Range, Including The Pay Ranges In The 2009 Condrey Classifications And Compensation Study, As Amended, Will Also Be Increase By Two Percent (2%); Further, Effective April 1, 2015, There Shall Be An Across The Board Cost-Of-Living Adjustment (COLA) Of One Percent (1%), For Employees Whose Base Salary Does Not Exceed The Maximum Of Their Pay Ranges As Recommended By The 2009 Condrey Classification And Compensation Study "Pay Scale B," Inclusive Of Subsequent Amendments, And The Minimum And Maximum Of Each Pay Range, Including The Pay Ranges In The 2009 Condrey Classification And Compensation Study, As Amended, Will Also Be Increased By One Percent (1%); Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 10:50 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3866](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 21, 2014

R5L Others Salary Ordinance

An Ordinance Amending Ordinance No. 789, The Classified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group VI, Not Represented By A Collective Bargaining Unit And Commonly Referred To As "Others"; Effective April 23, 2014, Adopting The 2009 Condrey Classification And Compensation Study, Amended By Seven Percent (7%) In August 2013, By The Consultant, Establishing The Minimum Salary For All "Others" Salary Group Classifications In Accordance With "Scale C" Of The Study, And Establishing The Maximum Salary For All "Others" Salary Group Classifications In Accordance With "Scale B" Of The Study; Adopting The Classification Titles As Recommended Therein, Amending The Minimum And Maximum Of Each Range By Two Percent (2%) Effective April 23, 2014 And One Percent (1%) Effective April 1, 2015; Changing The Title Of The Human Resources Technicians I, II And III To Human Resources Technician; Deleting The Following Obsolete

Classifications: Administrative Aide II/Risk And Employee Benefits Specialist; And Establishing The Newly Created Classification Of Case Worker Assistant And Recreation Attendant; Repealing All Ordinances In Conflict; Providing For Severability, An Effective Date And Codification. 10:55 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3867](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 21, 2014

R5M Unclassified Salary Ordinance

An Ordinance Amending Ordinance No. 1605, The Unclassified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group VII, Comprised Of At-Will Employees Commonly Referred To As "Unclassified Employees," Effective April 23, 2014; Adopting The 2009 Condrey Classification And Compensation Study, Amended By Seven Percent (7%) In August 2013, By The Consultant; Establishing The Minimum Salary For All Unclassified Salary Group Classifications, In Accordance With "Scale C" Of The Study, And Establishing The Maximum Salary For All Unclassified Salary Group Classifications, In Accordance With "Scale B" Of The Study; Amending The Minimum And Maximum Of Each Range By Two Percent (2%), Effective April 23, 2014, And One Percent (1%), Effective April 1, 2015; Adopting The Following Classification Titles: From Chief Structural Plans Examiner To Chief Structural Engineer; From Expenditure/Treasury Manager To Treasury Manager; From Executive Assistant To The City Manager To Assistant To The City Manager; From Utility Superintendent To Water And Sewer Superintendent; From Property Management Contracts Coordinator To Maintenance Management Coordinator; From Tourism And Convention Director To Marketing And Tourism Manager; From Labor Relations Division Director To Labor Relations Manager; From Chief Engineering Inspector To Governmental Compliance Coordinator; From Field Supervisor To Field Inspections Supervisor-CIP/Planning And Zoning Inspector; From Police Financial Assistant To Business Manager; From Community Development Specialist To Housing And Community Development Specialist; From Field Agent To Tax Auditor; From Constituent/Commission Aide To Commission Aide; From Call Center/Customer Service Manager To Community Outreach Manager; From Truancy Prevention Program Coordinator To Truancy Coordinator; From Assistant Director Parks/Assistant Director Recreation To Assistant Director Parks And Recreation; From Departmental ADA Coordinator To ADA Coordinator; From Urban Forrester To Parks Superintendent - Urban Forrester; Creating The Following New Classification Titles: Asset Specialist; Assistant City Attorney I; Educational Aide; Parks And Recreation Administrative Specialist; Planner I And Planner II; Development And MBTV Director; Public Arts Coordinator; Program Coordinator (Youth Empowerment Network); Project Manager; Senior Legal Secretary; Tutoring Supervisor; Incorporating The Following Additional Classification Changes: From Assistant Director - Code Compliance To Code Compliance Assistant Director; From Housing And Community Development Division Director To Housing And Community Services Director; Deleting The Following Obsolete Classifications: Account Manager – Finance; Assistant For Labor Relations; Office Of Child Development Director; Real Estate Housing And Community Development Director; Labor Relations Director; Housing, Community And Economic Development Division Director; Office Of Community Services Division Director; Public Safety Special Projects Coordinator; Registrar; And Establishing The Following Newly Created Classifications Since The 2009 Condrey Study: Building Official; Recreation Supervisor II; Code Compliance Director; Senior Code Compliance Administrator; Senior Media Specialist; Senior Business Manager; Capital Improvement Projects Division Director; Chief Learning And Development Officer; Emergency Management Specialist; Intern; Housing And Community Services Department Director; Management And Budget Analyst I; Mayor And Commission Branding Manager; Mayor And Commission Office Manager; Planning Department Deputy Director; Public Safety Communications Unit Director; Secretary; Senior Human Resources Specialist; Transportation Analyst; Transportation Operations Supervisor; Transportation Director; Permitting The Recognition Of Those Unclassified Employees Over The Maximum Of Their Respective Salary Ranges, By Allowing For A One-Time, Non-Recurring, Non-Pensionable Adjustment Of Up To Two Percent (2%) Of Their Salaries (Based On Whether They Met, Exceed Or Significantly Exceed Performance Expectations, As Reflected By The Ratings On Their Individual Performance Evaluations); Repealing All Ordinances In Conflict

Therewith; Providing For Severability, An Effective Date, And Codification. 11:00 a.m. Second Reading Public Hearing

(Sponsored by Finance & Citywide Projects Committee)

(Legislative Tracking: Human Resources)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3868](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 5-2; Opposed: Commissioners Tobin and Weithorn.

May 21, 2014

R5N Religious Uses Ordinance - Religious Land Use And Institutionalized Persons Act (RLUIPA)

An Ordinance Amending The City Of Miami Beach Code, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," And Article IV, "Supplementary District Regulations," To Provide For The Equal Treatment Of Religious Institutions In Multifamily, Commercial And Industrial Districts, Allowing Religious Institutions As A Matter Of Right Up To 199 Occupancy, As Either Main Permitted Or Accessory Uses As Set Forth In The Respective Zoning Districts, And Requiring Conditional Use Approval For Such Uses With Higher Occupancy, Providing For Repealer; Severability; Codification; And An Effective Date. 11:15 a.m. Second Reading Public Hearing

(Sponsored by the Land Use and Development Committee)

(Legislative Tracking: Planning)

(First Reading Public Hearing on April 23, 2014)

ACTION: Ordinance No. [2014-3869](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 21, 2014

11:41:58 a.m.

R5O Single Family Parking Space Removal

An Ordinance Amending The City Code, By Amending Chapter 106, "Traffic And Vehicles," Article II, "Metered Parking," Division 1, "Generally," Section 106-55, "Parking Rates, Fees And Penalties," To Modify On-Street Parking Space Removal Requirements For Single Family Uses; Providing For Repealer; Severability; Codification; And An Effective Date. 11:25 a.m. Second Reading Public Hearing

(Sponsored by Vice-Mayor Micky Steinberg)

(Legislative Tracking: Planning)

(First Reading on April 23, 2014)

ACTION: Ordinance No. [2014-3870](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Steinberg to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 21, 2014

R5Q Alton Road Historic District Buffer Overlay

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article III, "Overlay Districts," Creating Division 89 "Alton Road - Historic District Buffer Overlay," By Including Section 142-858 863 "Location And Purpose," And Section 142-859 864 "Development Regulations," Including Among Other Regulations On Maximum Floor Area Ratio; Maximum Building Height; Minimum Setbacks; Building Separation; Demolition Or Additions To Contributing Buildings In An Historic District; And Land Use Regulations For Location Of Retail Uses, Restaurants, Bars, Entertainment Establishments, Alcoholic Beverage Establishments And Similar Uses; Requiring Conditional Use Approval Of Such Uses In Excess Of 10,000 Sq. Ft.; And Prohibiting Alcoholic Beverage And Entertainment Establishments In Open Areas With Exceptions As Prescribed In The Ordinance; Providing For Codification; Repealer; Severability; And An Effective Date. 5:05 p.m. Second Reading Public Hearing

(Sponsored by the Land Use & Development Committee/Requested by City Commission)

(Legislative Tracking: Planning)

(Reconsidered on April 30, 2014)

ACTION: Ordinance No. [2014-3871](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

May 28, 2014

R5A An Ordinance Amending Chapter 10 Of The Miami Beach City Code, Entitled "Animals," By Amending Section 10-10, Entitled "Animals Prohibited In Public Parks And On Beaches" By Providing An Exception Thereto For Beaches Within Public Park Areas; By Amending Section 10-11, Entitled "Running At Large Prohibited," By Amending The Exceptions To The Running At Large Prohibitions To Allow Dogs In: A) The Designated Beach Area In North Shore Open Space Park Between 80th And 82nd Streets From 3:00 P.M. To 7:00 P.M. On Friday, Saturday, And Sunday, And B) An Area Of A Public Park, Or Beach Area Therein, Specifically Designated By The City Manager And During Such Days And Hours As May Be Specifically Designated By The City Manager; Providing For Repealer; Severability; Codification; And An Effective Date.

5:30 p.m. Second Reading Public Hearing

(Sponsored by Mayor Philip Levine)

(Legislative Tracking: Parks & Recreation)

(First Reading on May 21, 2014)

ACTION: Ordinance [2014-3872](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Wolfson to adopt the Ordinance; seconded by Commissioner Tobin; Ballot vote: 7-0.

May 28, 2014

R5B An Ordinance Amending Chapter 106 Of The Miami Beach City Code, Entitled "Traffic And Vehicles," By Amending Article II, Entitled "Metered Parking," By Amending Division 2, Entitled "Generally," By Amending Section 106-47, Entitled "Freight, Commercial, And Passenger Curb Loading Zones; Hours, Deliveries"; By Creating Subsections 106-47(f) Through 106-47(n) That Establishes Strict Regulations For Parking In Freight Loading Zones; Authorizing Freight Vehicle Parking; Implementing A Permit Application Requirement And Setting Forth Types Of Permits Applicable To Commercial Vehicles; Imposing A Requirement For The Display Of A Permit And/Or Electronic (License Plate) Permit; Providing An Alternative To The Permit Requirement By Utilizing Parking Meters; Mandating Compliance With Other Laws; Establishing Permit Fees; Further Amending Section 106-55; By Creating Subsection (p), Entitled, "Freight Loading Zone (FLZ) Permit"; And Creating Subsection (q), Entitled, "Alley Loading (AL) Permit"; Providing For Codification, Repealer, Severability, And An Effective Date. 5:40 p.m. Second Reading Public Hearing

(Sponsored By Commissioner Michael Grieco)

(Legislative Tracking: Parking)

(Continued from May 21, 2014)

ACTION: Ordinance [2014-3873](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to adopt the Ordinance as amended; seconded by Commissioner Tobin; Ballot vote: 7-0.

June 11, 2014

R5A Alcoholic Beverages - Correct Section 6-3 Hours of Sale

An Ordinance Amending Chapter 6, "Alcoholic Beverages," Of The Code Of The City Of Miami Beach, Florida, By Amending Section 6-3, "Hours Of Sale," To Correct Scrivener's Errors Concerning On-Premises And Off-Premises Regulations, To Reflect The Action Of The City Commission In Previous Amendments To Such Chapter, Restoring To The Code The On-Premises Consumption Regulation Between 8:00 a.m. And 5:00 a.m., And Restoring To The Code The Off-Premises Consumption Regulation Allowing The Sale Of Alcoholic Beverages Until Midnight; Providing For Codification; Repealer; Severability; And An Effective Date. 10:05 a.m. Second Reading Public Hearing

(Sponsored by Land Use & Development Committee)

(Legislative Tracking: City Attorney's Office)

(First Reading on May 21, 2014 - R5V)

ACTION: Ordinance No. [2014-3874](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Tobin.

June 11, 2014

R5B An Ordinance Amending Chapter 82 Of The Miami Beach City Code, Entitled "Public Property," By Amending Article VI, Entitled "Naming Of Public Facilities And Establishment Of Monuments And Memorials," By Amending The Definitions In Section 82-502; Amending The Criteria For The Naming Of Public Facilities And The Co-Naming Of Streets In Section 82-503; Deleting The Provisions In Section 82-505 Regarding The Acceptance Of Monetary Donations In Consideration For The Naming Or Renaming Of Public Facilities; And Amending Section 82-501 To Cross Reference Amended Subsection 82-503(c); Providing For Codification, Repealer, Severability, And An Effective Date. 10:10 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: City Attorney's Office)

(First Reading on May 21, 2014 - R5R)

ACTION: Ordinance No. [2014-3875](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 6-0; Absent: Commissioner Tobin.

June 11, 2014

R5C Below Grade Floor Area

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 114, "General Provisions," By Amending The Definition Of Floor Area; Providing For Repealer, Severability, Codification And An Effective Date. 10:15 a.m. Second Reading Public Hearing

(Sponsored by the Planning Board)

(Legislative Tracking: Planning)

(First Reading on May 21, 2014 - R5S)

ACTION: Ordinance No. [2014-3876](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Tobin.

June 11, 2014

10:30:52 a.m.

R5D Bed And Breakfast Inns

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations" Article V "Specialized Use Regulations," Division 7 "Bed And Breakfast Inns," Section 142-1401, "Conditions For Bed And Breakfast Inns," To Address And Clarify The Eligibility For Contributing Buildings In Historic Districts To Be Converted To Bed & Breakfast Inns Within The City Of Miami Beach; Providing For Repealer; Severability; Codification; And An Effective Date. 10:20 a.m. Second Reading Public Hearing

(Sponsored by the Land Use and Development Committee)

(Legislative Tracking: Planning)

(First Reading on May 21, 2014 - R5T)

ACTION: Ordinance No. [2014-3877](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Tobin.

June 11, 2014

R5E North Beach National Register District Parking Ordinance

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 130, "Off-Street Parking," Article II, "Districts; Requirements," Section 130-32, "Off-Street Parking Requirements For Parking District No. 1," By Adding New Parking Regulations For Apartment And Apartment-Hotel Buildings In Parking District No. 1, Including A Reduction In Off-Street Parking Requirements For Contributing Buildings In National Register Historic Districts; By Amending Section 130-33, "Off-Street Parking Requirements For Parking Districts No. 2, 3, 4 And 5" By Adding New Parking Regulations For Apartment And Apartment-Hotel Buildings In Parking District No. 4, Including A Reduction In Off-Street Parking Requirements For Contributing Buildings In National Register Historic Districts; By Amending Chapter 130, "Off-Street Parking," Article V, "Fee In Lieu Of Parking Program", Section 130-131 "Generally", By Creating A New Parking Impact Fee Category

For Additions To Contributing Buildings In National Register Historic Districts; Providing For Codification; Repealer; Severability; And An Effective Date.

10:25 a.m. Second Reading Public Hearing

(Sponsored by the Land Use and Development Committee)

(Legislative Tracking: Planning)

(First Reading on May 21, 2014 - R5U)

ACTION: Ordinance No. [2014-3878](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Tobin.

June 11, 2014

R5F Rooftop Additions In Morris Lapidus / Mid-20th Century Historic District

An Ordinance Amending Chapter 142, "Zoning Districts And Regulations," By Amending Article IV, "Supplementary District Regulations," Division 5 "Height Regulations," By Amending Section 142-1161, "Height Regulations Exceptions", By Modifying The Prohibition Of Rooftop Additions Of More Than One Story In The Morris Lapidus/Mid-20th Century Historic District To Allow Additional Stories; By Amending Chapter 142, "Zoning Districts And Regulations," By Amending Article II, "District Regulations," Division 3 "Residential Multifamily Districts," Subdivision V "RM-3 Residential Multifamily, High Intensity," By Amending Section 142-247, "Setback Requirements", By Modifying The Setback Requirements For Rooftop Additions In The Morris Lapidus/Mid-20th Century Historic District; Providing For Codification; Repealer; Severability; And An Effective Date. 10:30 a.m. Second Reading Public Hearing

(Sponsored By Commissioner Deede Weithorn)

(Legislative Tracking: Planning)

(First Reading on May 21, 2014 - R5Z)

ACTION: Ordinance No. [2014-3879](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Public hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Tobin.

June 11, 2014

R5G Accessory Structures, FPL Transformers, ADA Walkways and Height Encroachments

An Ordinance Amending Chapter 142, "Zoning Districts And Regulations," By Amending Article IV, "Supplementary District Regulations," Division 4 "Supplementary Yard Regulations," By Amending Section 142-1132, "Allowable Encroachments Within Required Yards", To Modify Setback Requirements And Development Regulations For Accessory Buildings And FPL Transformers In Single Family Districts, And Americans With Disabilities Act (ADA) Walkways; By Amending Chapter 142, "Zoning Districts And Regulations," By Amending Article IV, "Supplementary District Regulations," Division 5 "Height Regulations," By Amending Section 142-1161, "Height Regulations Exceptions", To Modify Height Exceptions To Add Bathrooms On Roof Decks Required Under The Building Code; Providing For Codification; Repealer; Severability; And An Effective Date. 10:35 a.m. Second Reading Public Hearing

(Sponsored By Commissioner Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading on May 21, 2014 - R5Y)

ACTION: Ordinance No. [2014-3880](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Tobin.

June 11, 2014

Handouts or Reference Materials:

R5H An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Entitled "Miscellaneous Offenses," By Amending Article II Entitled "Public Places," By Amending Division 2, Entitled "Bicycling, Skateboarding, Roller Skating, In-Line Skating, And Motorized Means Of Transportation," By Amending The Definition Provisions In Section 70-66; By Amending Section 70-67, Entitled "Prohibited Activities," By Prohibiting Bicycling On Lincoln Road Mall Between 9:00 A.M. And 2:00 A.M.; By Amending Section 70-68, Entitled "Exemptions," By Amending And Clarifying The Exemptions In Division 2 And Correcting A Scrivener's Error Therein; By Amending Section 70-71, Entitled "Penalties," By Clarifying The Penalties For Violations Of

Sections 70-67 And 70-69(A)-(C); By Amending Chapter 106 Of The Code Of The City Of Miami Beach, Entitled "Traffic And Vehicles," By Amending Article I, Entitled "In General," By Amending Section 106-3, Entitled "Vehicles And Non-Motorized Vehicles Prohibited On Portion Of Lincoln Road And Exemptions; Non-Motorized Vehicles For Hire Prohibited On Ocean Drive" To Include Bicycle Restrictions On Lincoln Road Mall And To Incorporate Applicable Definitions, Exemptions, And Penalties; Providing For Repealer, Severability, Codification, And An Effective Date. 10:40 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Transportation)

(First Reading on May 21, 2014 - R5W)

ACTION: Ordinance No. [2014-3881](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Tobin.

June 11, 2014

R5I An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article I, Entitled "In General," By Creating Section 2-1, To Be Entitled "Reasonable Opportunity To Be Heard," To Provide Rules Regarding Public Participation In City Meetings; Providing For Repealer, Severability; Codification; And An Effective Date.

11:10 a.m. Second Reading Public Hearing

(Sponsored by Neighborhood/Community Affairs Committee)

(Legislative Tracking: City Attorney's Office)

(Continued from May 21, 2014)

ACTION: Ordinance No. [2014-3882](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 5-1; Opposed: Commissioner Wolfson; Absent: Commissioner Tobin.

July 23, 2014

R5A An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Entitled "Miscellaneous Offenses," By Amending Article II, Entitled "Public Places," By Amending Division 2, Entitled "Bicycling, Skateboarding, Roller Skating, In-Line Skating, And Motorized Means Of Transportation," By Amending Section 70-67, Entitled "Prohibited Activities" To Prohibit Motorized Devices Defined As A Vehicle In Section 316.003, Fla. Stat., And Motorized Means Of Transportation On Any Street Or Road Closed To Motor Vehicles By The Police Department For Events During High Impact Periods; By Amending Section 70-69, Entitled "Responsibilities Of Bicyclists, Skaters, And Persons Operating Electric Personal Assistive Mobility Devices," By Amending The Responsibilities Set Forth Therein; By Amending Section 70-70, Entitled "Responsibilities Of Persons And Business Entities Providing Rentals, Leases, And/Or Tours Of Electric Personal Assistive Mobility Devices," By Amending The Responsibilities Set Forth Therein; By Amending Section 70-71, Entitled "Enforcement; Penalties," To Amend And Provide Additional Penalties For Violations Of Sections 70-69(d)-(e) And 70-70, And Amending The Time To Appeal Violations; Providing For Repealer, Severability, Codification, And An Effective Date.

10:05 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Jonah Wolfson)

(Legislative Tracking: City Attorney's Office/Transportation)

(First Reading on June 11, 2014 - R5N)

ACTION: Ordinance No. [2014-3883](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Item referred to the Neighborhood/Community Affairs Committee. Motion made by Commissioner Wolfson; seconded by Vice-Mayor Grieco to adopt the Ordinance on second reading, refer to NCAC for further amendments and bring back in October. Ballot vote: 7-0.

July 23, 2014

R5B An Ordinance Amending Chapter 46 Of The Code Of The City Of Miami Beach, Entitled "Environment," By Amending Article III, Entitled "Litter," By Amending Division 1, Entitled "Generally," By Amending Section 46-92 Thereof, Entitled "Litter; Definitions; Prohibitions On Litter; Penalties For Litter And Commercial Handbill Violations; Commercial Handbill Regulations, Fines, And Rebuttable Presumptions; Seizure And Removal Of Litter By The City; Enforcement; Appeals; Liens" To Amend The Definition Of Litter In Subsection (a) By Substituting The Word "Polystyrene" For The Word "Styrofoam" And To Amend Subsection (c) To Prohibit Any Person From Carrying Any Expanded Polystyrene Product Into Any Park Within The City; Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article I, Entitled "In General," By Creating Section 82-7 Thereof, Entitled "Prohibitions Regarding Sale Or Use Of Expanded Polystyrene Food Service Articles By City Contractors And Special Event Permittees," To Prohibit The Sale, Use, And Offering Of Expanded Polystyrene Food Service Articles By City Contractors And Special Event Permittees In City Facilities And On City Property; Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article IV, Entitled "Uses In Public Rights-Of-Way," By Amending Division 5, Entitled "Sidewalk Cafes," By Amending Subdivision II, Entitled "Permit," By Amending Section 82-385 Thereof, Entitled "Minimum Standards, Criteria, And Conditions For Operation Of Sidewalk Cafes," To Provide Prohibitions Regarding Expanded Polystyrene Food Service Articles On The Right-Of-Way; And Providing For Repealer, Severability, Codification, And An Effective Date. 10:10 a.m. Second Reading Public Hearing

(Sponsored by Vice-Mayor Michael Grieco)

(Legislative Tracking: City Attorney's Office)

(First Reading on June 11, 2014 - R5Q)

ACTION: Ordinance No. [2014-3884](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Grieco to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

July 23, 2014

R5C An Ordinance Amending Chapter 82 Of The City Code, Entitled "Public Property," By Amending Article I, Entitled "In General," By Repealing Section 82-5, Entitled "City Signs To Be Obeyed"; Providing For Repealer, Severability, Codification, And An Effective Date. 10:15 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Jonah Wolfson)

(Legislative Tracking: City Attorney's Office)

(First Reading on June 11, 2014 - R5R)

ACTION: Ordinance No. [2014-3885](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Wolfson to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 6-1; Opposed Commissioner Malakoff.

July 23, 2014

R5D An Ordinance Amending Chapter 90 Of The Miami Beach City Code, Entitled "Solid Waste," By Amending Article V, Entitled "Citywide Recycling Program For Multifamily Residences And Commercial Establishments," By Amending Section 90-340, Entitled "Recycling Program And Separation Of Recyclable Materials From Solid Waste Stream Required For Multifamily Residences Of Nine (9) Dwelling Units Or More; Owner/Association Liability; Recycling Contractors' Assistance," To Apply Recycling Requirements To Multifamily Residences Of Two (2) To Eight (8) Dwelling Units As Of November 1, 2014; Providing For Repealer, Severability, Codification, And An Effective Date. 10:20 a.m. Second Reading Public Hearing

(Sponsored by Vice-Mayor Michael Grieco)

(Legislative Tracking: Environmental)

(First Reading on June 11, 2014 - R5P)

ACTION: Ordinance No. [2014-3886](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Grieco to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-1; Opposed: Commissioner Tobin.

July 23, 2014

R5E Concurrency Exemptions

An Ordinance Amending The City Code, By Amending Chapter 122, "Concurrency Management," By Amending Section 122-5, "Exemptions From Concurrency," To Add Temporary Uses In The Public Rights Of Way As An Additional Exemption From Concurrency Requirements, Providing A Procedure To Determine Eligibility For Such Exemption; Providing For Repealer; Codification; Severability And An Effective Date. 10:25 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Edward L. Tobin)

(Legislative Tracking: Planning)

(First Reading on June 11, 2014 - R5J)

ACTION: Ordinance No. [2014-3887](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Grieco; Ballot vote: 7-0.

July 23, 2014

R5F Board Member Removal Criteria

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 118, "Administrative And Review Procedures," Article II, "Boards," Division 2, "Planning Board," Section 118-52, "Meetings And Procedures;" Division 3, "Design Review Board," Section 118-74, "Removal;" Division 4, "Historic Preservation Board," Section 118-105, "Removal;" Division 5, "Board Of Adjustment," Section 118-133, "Removal," By Modifying And Expanding The Removal Criteria Of The Planning Board, Design Review Board, Historic Preservation Board, And Board Of Adjustment, Providing For Repealer; Codification; Severability And An Effective Date. 10:30 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading on June 11, 2014 - R5K)

ACTION: Ordinance No. [2014-3888](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

July 23, 2014

R5G Time Frame Limitations For Deferrals, Continuances, And Withdrawals

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 118, "Administrative And Review Procedures," Article VIII, "Procedure For Variances And Administrative Appeals," Section 118-352, "Procedure;" Article IV, "Conditional Use Procedure," Section 118-193, "Applications For Conditional Uses;" Amending The Procedures For The Board Of Adjustment And For The Planning Board By Placing Timeframe Limitations On Applications For Purposes Of Deferrals, Continuances, Withdrawals And Submittal Of Applications And Exhibits; Providing For Repealer; Codification; Severability And An Effective Date. 10:35 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading on June 11, 2014 - R5L)

ACTION: Ordinance No. [2014-3889](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Grieco; Ballot vote: 7-0.

September 10, 2014

R5A RM-3 Accessory Uses

An Ordinance Amending The Land Development Regulations Of The City Code By Amending Chapter 142, "Zoning Districts And Regulations," Article IV "Supplementary District Regulations," Division 2, "Accessory Uses," Section 142-902, "Permitted Accessory Uses," Amending Criteria For Accessory Uses In Apartment Buildings; Providing For Repealer; Codification; Severability And An Effective Date. 10:15 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading Public Hearing on July 23, 2014 - R5H)

ACTION: Ordinance No. [2014-3890](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

September 10, 2014

R5B Building Heights

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 114, "General Provisions," Section 114-1, "Definitions," By Including Definitions For Minimum Finished Floor And City Of Miami Beach Freeboard, And By Amending The Definition Of Height Of Building; Providing For Repealer; Severability; Codification; And An Effective Date. 10:20 a.m. Second Reading Public Hearing (Sponsored By Commissioner Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading on July 23, 2014 - R5I)

ACTION: Ordinance No. [2014-3891](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to approve the Ordinance; seconded by Vice-Mayor Grieco; Ballot vote: 7-0.

September 10, 2014

R5E An Ordinance Amending Chapter 2 Of The Miami Beach City Code Entitled "Administration," By Amending Article IV Entitled "Officers And Employees," By Amending Section 2-191 Entitled "Enumeration Of Organizational Units," By Creating The Department Of Emergency Management, Correcting Re-Lettering And Scrivener's Errors; And Providing For Repealer Severability; Codification And An Effective Date. 10:35 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on July 23, 2014 - R5L)

ACTION: Ordinance No. [2014-3893](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Grieco; Ballot vote: 7-0.

September 10, 2014

R5F An Ordinance Amending Chapter 110 Of The Miami Beach City Code, Entitled "Utilities;" Amending Article III Thereof, Entitled "Stormwater Utility;" Amending Section 110-109 Thereof Entitled "Stormwater Utility Fees," By Amending Appendix A Thereto Entitled "Fee Schedule," To Increase The Stormwater Utility Service Charge Imposed By The City As Of October 1, 2014; Providing For Codification, Repealer, Severability, And An Effective Date. 10:40 a.m. Second Reading Public Hearing

(Sponsored by the Finance & Citywide Projects Committee)

(Legislative Tracking: Finance)

(First Reading on July 23, 2014 - R5M)

ACTION: Ordinance No. [2014-3894](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Wolfson; Ballot vote: 7-0.

September 10, 2014

R5G An Ordinance Amending Chapter 2 Of The City Code, Entitled "Administration," By Amending Article VI, Entitled "Procurement," By Amending Division 3, Entitled "Contract Procedures," By Repealing Section 2-372, Entitled "Procedure To Provide Preference To Miami Beach-Based Vendors In Contracts For Goods And Contractual Services"; Providing For Repealer, Severability, Codification, And An Effective Date. 10:50 a.m. Second Reading Public Hearing

(Sponsored by the Finance & Citywide Projects Committee)

(Legislative Tracking: Procurement)

(First Reading on July 23, 2014 - R5N)

ACTION: Ordinance No. [2014-3895](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-1; Opposed: Commissioner Steinberg.

September 17, 2014

R5A An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article VI, Entitled "Procurement," By Amending Division 3, Entitled "Contract Procedures," By Amending Section 2-366, Entitled "Generally," and Section 2-367, Entitled "Rejection Of Bids; Negotiation; Waiver Of Competitive Bidding," and Section 2-369, Entitled "Award Of Contract," And Section 2-370, Entitled "Award Of Contract To Other Than Low Bidder," By Increasing The Threshold For Formal Bids And The City Manager's Authority To Award A Contract From \$25,000 To \$50,000, As Well As Participate In Cooperative Purchases; By Further Amending Section 2-371, Entitled "Authority To Resolve Protested Bids And Awards," By Amending The Procedure For Protested Bids And Proposed Awards; By Further Amending Division 4, Entitled "Purchases," By Amending Section 2-395, Entitled "Open Market Procedures," By Increasing The Threshold For Open Market Purchases From \$25,000 To \$50,000 And Amending Terminology Therein; And Providing For Repealer, Severability, Codification, And An Effective Date. 5:30 p.m. Second Reading Public Hearing

(Sponsored by Finance & Citywide Projects Committee)

(Legislative Tracking: Procurement)

(First Reading on September 10, 2014 - R5J)

ACTION: Ordinance No. [2014-3892](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Malakoff to adopt the Ordinance on second reading. Ballot vote: 7-0.

September 30, 2014

R5A Unclassified Salary Ordinance

An Ordinance Amending Ordinance No. 1605, The Unclassified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group VII, Comprised Of At-Will Employees Commonly Referred To As "Unclassified Employees"; Deleting The Obsolete Management And Budget Analyst I; Revising The Pay Range For The Director Of The Office Of Communications, Building Records Supervisor And Management And Budget Analyst; Establishing The Following Newly Created Classifications: Emergency Management Director; Deputy Director Parks And Recreation; Management And Budget Manager; Marketing, Tourism And Development Manager; CMBPD Chief Of Staff; Information Technology Division Director; Grants Specialist; CMB Media Ambassador; Chief Roofing Inspector And Procurement Contracting Officer; Requiring That The City Commission Be Informed Whenever An Unclassified Employee Is Hired At An Annual Salary Of \$150,000 Or More; And Providing For Repealer, Severability, And An Effective Date. 5:05 p.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Human Resources)

(First Reading on September 17, 2014 - R5C)

ACTION: Ordinance No. [2014-3896](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Grieco to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-0; Absent: Commissioner Weithorn.

September 30, 2014

R5B An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article VI, Entitled "Procurement," By Amending Division 6, Entitled "Living Wage Requirements For Service Contracts And City Employees," By Amending Section 2-408, Entitled "Living Wage," By Increasing The Living Wage Rate By 3% For Fiscal Year 2014-2015 And Deleting Phase In Language That Is Outdated Due To The Passage Of Time; Providing For Repealer, Severability, Codification, And An Effective Date.

5:06 p.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Procurement)

(First Reading on September 10, 2014 - R5K)

ACTION: Ordinance No. [2014-3897](#) adopted. Title of the Ordinance read into the record. Item referred to FCWPC to discuss the cost of living index and to be placed back on the Commission Agenda in November 19, 2014 for discussion. Public Hearing held. Motion made by Commissioner Tobin to approve the Ordinance; seconded by Commissioner Wolfson; Ballot vote: 6-0; Absent: Commissioner Weithorn.

September 30, 2014

R5C An Ordinance Amending Chapter 110 Of The Miami Beach City Code Entitled "Utilities," Amending Article IV, Entitled "Fees, Charges, Rates And Billing Procedure," Amending Division 2, Entitled "Rates, Fees And Charges," By Amending Section 110-166, Entitled "Schedule Of Water Rates And Tapping Charges," And Section 110-168, Entitled "Sanitary Sewer Service Charge," To Adjust Water And Sanitary Sewer Rates By The Same Percentage Enacted By Miami-Dade Water And Sewer Department (WASD); And Also Amending Appendix A To Chapter 110, Entitled "Fee Schedule" To Increase The Water Rates And Sanitary Sewer Service Charges Imposed By The City Pursuant To Sections 110-166 And 110-168; Providing For Codification, Repealer, Severability, And An Effective Date. 5:07 p.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Public Works)

(First Reading on September 10, 2014 - R5L)

ACTION: Ordinance No. [2014-3898](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Grieco to approve the Ordinance; seconded by Commissioner Malakoff; Ballot vote: 6-0; Absent: Commissioner Weithorn.

October 22, 2014

R5A Tree Preservation And Protection Ordinance

An Ordinance Amending Chapter 46 Of The Miami Beach City Code, Entitled "Environment," By Amending Article II, "Care And Maintenance Of Trees And Plants," By Amending Division 2, "Trees"; To Amend The Definitions, Purpose And Intent; Scope, Applicability And Exemptions; Permitting Application Requirements, Notice And Procedures For Obtaining Permits; Imposing Criteria And Conditions For Tree Removal And Relocation; Tree Replacement; Tree Preservation And Protection Requirements; Defining And Protecting Heritage And Specimen Trees; Establishing A Miami Beach Tree Preservation Trust Fund; ~~Regulating Tree Services And Arborists~~; Defining Trees Constituting A Public Nuisance; Providing For Appeals; Enforcement And Civil Remedies; Prohibited Species; Duties And Authority Of The Urban Forester; And Providing For Repealer; Codification; Severability; And An Effective Date. 10:30 a.m. Second Reading Public Hearing

(Sponsored by the Neighborhood/Community Affairs Committee)

(Legislative Tracking: Public Works)

(Continued from September 17, 2014 - R5B)

ACTION: Title of the Ordinance read into the record. Motion made by Commissioner Wolfson to open and continue the item to November 19, 2014; seconded by Commissioner Weithorn; Voice vote: 7-0.

October 22, 2014

R5B Definition Of Motion Picture Theater

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 114, "General Provisions," Section 114-1, "Definitions," By Adding A Definition Of Motion Picture Theatre; Providing For Repealer; Codification; Severability; And An Effective Date. 10:40 a.m. Second Reading Public Hearing

(Sponsored By City Commission)

(Legislative Tracking: Planning)

(First Reading on September 10, 2014 - R5H)

ACTION: Ordinance No. [2014-3899](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Steinberg to approve the Ordinance; seconded by Commissioner Tobin; Ballot vote: 7-0.

October 22, 2014

R5C Collins Waterfront Historic District Parking Garage Heights Ordinance

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 130, "Off-Street Parking," Article III, "Design Standards," Section 130-68, "Commercial And Non-Commercial Parking Garages," By Amending The Maximum Height And Requirements For Allowable Accessory Commercial And Residential Uses Of Main Use Parking Garages Located Within The Collins Waterfront Local Historic District; Providing For Codification; Repealer; Severability; And An Effective Date. 10:50 a.m. Second Reading Public Hearing

(Sponsored By Commissioner Jonah Wolfson)

(Legislative Tracking: Planning)

(First Reading on September 10, 2014 - R5I)

ACTION: Ordinance No. [2014-3900](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Wolfson to approve the Ordinance; seconded by Vice-Mayor Grieco; Ballot vote: 7-0.

October 29, 2014

R5A An Ordinance Amending Ordinance No. 93-2836 Of The City Of Miami Beach, Regarding The Establishment Of A Trust Fund For The "City Center/Historic Convention Village Redevelopment And Revitalization Area," By Amending Section 4 Thereof To Extend The Period Of Funding The Trust Fund; Providing For Repealer, Severability, And An Effective Date. 5:30 p.m. Second Reading Public Hearing

(Sponsored by Mayor Philip Levine)

(Legislative Tracking: Tourism, Culture & Economic Development)

(First Reading on October 22, 2014 - R5M)

ACTION: Ordinance No. [2014-3901](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Malakoff to adopt the Ordinance on second reading. Ballot vote: 7-0.

November 19, 2014

R5A An Ordinance Amending Chapter 74 Of The Code Of The City Of Miami Beach, Florida, Entitled "Peddlers And Solicitors," By Amending Article I, Entitled "In General," By Amending Section 74-1, Entitled "Soliciting Business In Public From Pedestrians," To Prohibit Commercial Solicitation In Certain Areas; Providing For Repealer, Severability, Codification, And An Effective Date. 10:20 a.m. Second Reading Public Hearing

(Sponsored by Mayor Philip Levine)

(Legislative Tracking: Office of the City Attorney)

(First Reading on September 30, 2014 - R5E)

ACTION: Ordinance No. [2014-3902](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Malakoff; Ballot vote: 7-0.

November 19, 2014

R5B An Ordinance Amending Chapter 46 Of The Code Of The City Of Miami Beach, Florida, Entitled "Environment," By Amending Article III, Entitled "Litter," By Amending Division 1, Entitled "Generally," By Amending Section 46-92(a), Entitled "Definitions," By Adding A Definition For The Term "Right-Of-Way," By Amending Section 46-92(g), Entitled "Prohibition On Commercial Handbill Distribution," By Amending The Regulations And Prohibitions For The Distribution Of Commercial Handbills; Providing For Repealer, Severability, Codification, And An Effective Date. 10:25 a.m. Second Reading Public Hearing

(Sponsored by Mayor Philip Levine)

(Legislative Tracking: Office of the City Attorney)

(First Reading on September 30, 2014 - R5F/Referred to NCAC)

ACTION: Ordinance No. [2014-3903](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Malakoff; Ballot vote: 7-0.

November 19, 2014

R5C Tree Preservation And Protection Ordinances

An Ordinance Of The Mayor And City Commission Of The City Of Miami Beach, Florida, Amending Chapter 46 Of The Miami Beach City Code, Entitled "Environment," By Amending Article II, "Care And Maintenance Of Trees And Plants," By Amending Division 2, "Trees"; To Amend The Definitions, Purpose And Intent; Scope, ~~Applicability And Exemptions~~ And Prohibited Species; Permitting Application Requirements, Notice And Procedures For Obtaining Permits; Imposing Criteria And Conditions For Tree Removal And Relocation; Tree Replacement; Tree Preservation And Protection Requirements; Defining And Protecting Heritage And Specimen Trees; Establishing A Miami Beach Tree Preservation Trust Fund; ~~Regulating Tree Services And Arborists~~; Defining Trees Constituting A Public Nuisance; Providing For Appeals; Enforcement And Civil Remedies; ~~Prohibited Species~~; Duties And Authority Of The Urban Forester; And Providing For Repealer; Codification; Severability; And An Effective Date. 10:30 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Jonah Wolfson And Vice-Mayor Joy Malakoff)

(Legislative Tracking: Public Works)

(Continued from October 22, 2014 - R5A)

ACTION: Ordinance No. [2014-3904](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Malakoff to approve the Ordinance; seconded by Commissioner Wolfson; Ballot vote: 7-0.

November 19, 2014

R5D Parking District No. 5 - Sunset Harbour

An Ordinance Amending The Code Of The City Of Miami Beach, Florida By Amending Chapter 130, "Off-Street Parking," Article II "District; Requirements," Section 130-33, "Off-Street Parking Requirements For Parking Districts Nos. 2, 3, 4, 5 And 6," By Amending The Sunset Provision For Parking District No. 5; Providing For Codification; Repealer; Severability; Applicability; And An Effective Date. 10:40 a.m. Second Reading Public Hearing

(Sponsored by Vice-Mayor Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading on October 22, 2014 - R5J)

ACTION: Ordinance No. [2014-3905](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Malakoff; Ballot vote: 7-0.

November 19, 2014

R5F RPS Heights And Lot Aggregation

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142, "Zoning Districts And Regulations" Article II, "District Regulations" Division 18, "PS Performance Standard District," Amending Section 142-696 "Residential Performance Standard Area Requirements," By Amending The Maximum Building Height And Lot Aggregation Requirements In The R-PS1, R-PS2, R-PS3 And R-PS4 Zoning Districts; Providing For Codification, Repealer, Severability And An Effective Date. 10:50 a.m. Second Reading Public Hearing

(Sponsored by Vice-Mayor Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading on October 22, 2014 - R5I)

ACTION: Ordinance No. [2014-3906](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 6-0; Absent: Commissioner Wolfson.

November 19, 2014

R5G Single Family Home Development Regulations

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 114, "General Provisions," Section 114-1, "Definitions," By Including Definitions For 'Interior Side Yard Open Space', 'Internal Courtyard', 'Terrace' And 'Roof Deck'; By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 2, "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," By Amending The Criteria And Procedures For The Review And Approval Of Single-Family Residential Construction To Include The Requirement That All Homes On Lots Resulting From A Lot Split Shall Be Reviewed By The Design Review Board Or Historic Preservation Board, As May Be Applicable; By Amending And Clarifying The Calculation Of Lot Coverage And Unit Size; By Amending And Clarifying The Calculation Of The Physical Volume Of The Second Floor; By Amending And Clarifying The Regulations Regarding Roof Decks; By Modifying The Procedures Pertaining To The Issuance Of Emergency Demolition Orders And The Review And Approval Of Demolition Requests For Single Family Homes Not Located Within A Designated Historic District; And By Amending And Clarifying The Posting And Mail Notice Requirements For The Formal Determinations Of Architectural Significance Of An Eligible Single-Family Home That Is Proposed To Be Substantially Retained; Providing For Repealer; Codification; Severability; And An Effective Date. 10:55 a.m. Second Reading Public Hearing

(Sponsored by Vice-Mayor Joy Malakoff)

(Legislative Tracking: Planning)

(First Reading on October 22, 2014 - R5K)

ACTION: Ordinance No. [2014-3907](#) adopted with referral to LUDC. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

November 19, 2014

R5I An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Entitled "Miscellaneous Offenses," By Amending Article II, Entitled "Public Places," By Amending Division 2, Entitled "Bicycling, Skateboarding, Roller Skating, In-Line Skating, And Motorized Means Of Transportation," By Amending Section 70-66, Entitled "Definitions" To Incorporate The Exemption For Motorized Wheelchairs And Similar Devices Used By Disabled Persons Into The Definition Of "Motorized Means Of Transportation," Making Corresponding Amendments Throughout Division 2, And Adding A Definition For High Impact Periods; By Amending Section 70-67, Entitled "Prohibited Activities," To Amend The Locations Where Motorized Means Of Transportation Are Prohibited; By Amending Section 70-69, Entitled "Responsibilities Of Bicyclists, Skaters, And Persons Operating Electric Personal Assistive Mobility Devices," By Amending The Responsibilities Set Forth Therein And To Include Persons Operating Motorized Means Of Transportation; By Amending Section 70-70, Entitled "Responsibilities Of Persons And Business Entities Providing Rentals, Leases, And/Or Tours Of Electric Personal Assistive Mobility Devices," By Amending The Responsibilities Set Forth Therein; And By Amending Section 70-71, Entitled "Enforcement; Penalties," To Provide Housekeeping Amendments; Providing For Repealer, Severability, Codification, And An Effective Date. 11:05 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Jonah Wolfson)

(Legislative Tracking: Transportation)

(First Reading on October 22, 2014 - R5L)

ACTION: Ordinance No. [2014-3908](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Wolfson to approve the Ordinance with the addition of page two of the handouts distributed by Henry Stolar amending Section 70-67; seconded by Commissioner Grieco; Ballot vote: 7-0.

November 19, 2014

R5M Conditional Uses In Collins Waterfront District

An Ordinance Amending The Land Development Regulations Of The Code, By Amending 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3, "Residential Multifamily Districts," Subdivision II, "RM-1 Residential Multifamily Low Intensity," To Modify The Conditional Use Requirements For Properties Located Within The Collins Waterfront Local Historic District; Providing For Repealer; Severability; Codification; And An Effective Date. 5:05 p.m. Second Reading Public Hearing

(Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(First Reading on October 22, 2014 - R5D)

ACTION: Ordinance No. [2014-3909](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

December 17, 2014

R5A An Ordinance Amending Chapter 82 Of The Code Of The City Of Miami Beach, Florida, Entitled "Public Property," By Amending Article VI, Entitled "Naming Of Public Facilities And Establishment Of Monuments And Memorials," By Amending Section 82-503 Thereof, Entitled "Naming Of Public Facilities; Co-Naming Of Streets," To Prohibit The Co-Naming And Renaming Of Certain Major Streets Within The City, Identified Herein As 5th Street, 41st Street, 71st Street, Collins Avenue, Washington Avenue, Alton Road, And Ocean Drive, Or Any Portions Thereof; Providing For Codification, Repealer, Severability, And An Effective Date. 10:15 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Office of the City Attorney)

(First Reading on November 19, 2015 - R5Q)

ACTION: Ordinance No. [2014-3910](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Wolfson.

December 17, 2014

R5B An Ordinance Amending Chapter 2 Of The Miami Beach City Code Entitled "Administration", Article VII "Standards Of Conduct", Division 2 "Officers, Employees And Agency Members", Section 2-462 Thereof Entitled "Prohibiting Members Of City Commission From Having Certain Post-Service Contracts With City" To Clarify Eligibility Requirements Related To A City Commission Member's Post-Service Contract With The City Of Miami Beach And To Specify That Waiver Requests Of Said Post-Service Contract Proscription Shall Be Limited To Former City Commission Members And/Or Sitting City Commission Members Who Have Submitted An Irrevocable Letter Of Resignation, Effective Immediately Upon Such Grant Of Waiver; Providing For Repealer, Severability, Codification, And An Effective Date. 10:20 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Micky Steinberg)

(Legislative Tracking: Office of the City Attorney)

(First Reading on November 19, 2015 - R5R)

ACTION: Ordinance No. [2014-3911](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Steinberg to approve the Ordinance; seconded by Vice-Mayor Malakoff; Ballot vote: 5-0; Absent: Commissioner Wolfson; Abstained: Commissioner Tobin.

December 17, 2014

R5C Short Term Rentals In Collins Waterfront District

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142, "Zoning Districts And Regulations," Article IV, "Supplementary District Regulations," Division 3, "Supplementary Use Regulations," To Modify The Regulations And Requirements For Short Term Rentals To Include Properties Located Within The Collins Waterfront Local Historic District; Providing For Repealer; Severability; Codification; And An Effective Date. **11:20 a.m. First Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(Continued from November 19, 2014 - R5J)

ACTION: Item opened and continued. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Grieco to open and continue the item to **January 14, 2015**; Voice-vote: 6-0; Absent: Commissioner Wolfson. Rafael E. Granado to notice. Lilia Cardillo to place on the Commission Agenda if received.

December 17, 2014

R5D1 226 87th Terrace - Parking Category Comprehensive Plan And Rezoning

Comprehensive Plan - Parking Category

An Ordinance Amending Policy 1.2 Of The Future Land Use Element Of The Comprehensive Plan Pursuant To The Procedures In Section 163.3184(3), Florida Statutes, By Modifying The Parking (P) Future Land Use Category To Allow For Residential Uses When Abutting A Land Use Category That Permits Such Uses; Providing For Inclusion In The Comprehensive Plan; Transmittal; Repealer; Severability; And An Effective Date. **2:00 p.m. First Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Planning)

(Continued from November 19, 2014 - R5K1)

ACTION: Item opened and continued. Title of the Ordinance read into the record. Motion made by Commissioner Weithorn to open and continue the item to February 11, 2015; seconded by Commissioner Steinberg. Rafael E. Granado to notice. Lilia Cardillo to place on the Commission Agenda if received.

December 17, 2014

R5D2. Rezoning - 226 87th Terrace

An Ordinance Amending The Official Zoning District Map, Referenced In Section 142-72 Of The Code Of The City Of Miami Beach, Florida, By Changing The Zoning District Classification For The Parcel Located At 226 87th Terrace, From The Current Zoning Classification Of GU, "Government Use District", To The Proposed Zoning Classification Of RM-2, "Multifamily Residential, Medium Intensity;" Providing For Codification; Repealer; Severability; And An Effective Date. **2:00 p.m. First Reading Public Hearing**

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Planning)

(Continued from November 19, 2014 - R5K2)

ACTION: Item opened and continued. Motion made by Commissioner Weithorn to open and continue the item to February 11, 2015; seconded by Commissioner Steinberg. Rafael E. Granado to notice. Lilia Cardillo to place on the Commission Agenda if received.

December 17, 2014

R5E1 RM-2 Regulations, Parking Regulations And Signage Regulations Within 250 Of North Shore Open Space Park (NSOSP)

RM-2 Regulations Within 250 Feet Of NSOSP

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3 "Residential Multifamily Districts," Subdivision IV, "RM-2 Residential Multifamily, Medium Intensity," By Amending Sections 142-215, "Prohibited Uses," And 142-218, "Setback Requirements," In Order To Permit Outdoor Bar Counters As Accessory Uses In Oceanfront Hotels In The RM-2 District; Allowing For Modification Of Interior Side Setback Requirements For Drives Or Sidewalks; Providing Access Between Parcels In The RM-2 District; Modifying The Interior Side Tower Setback Requirements For Oceanfront RM-2 Parcels Within 250 Feet Of North Shore Open Space Park; By Amending Chapter 142, "Zoning Districts And Regulations," Article IV, "Supplementary District Regulations," Division 3 "Accessory Uses," By Amending Section 142-902, "Permitted Accessory Uses," To Permit Neighborhood Impact Establishments, As Conditional Uses For Oceanfront Hotels In The RM-2 District Within 250 Feet Of North Shore Open Space Park; Providing For Codification; Repealer; Severability; And An Effective Date. 2:05 p.m. First Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Planning)

(Continued from November 19, 2014 - R5L1)

ACTION: Item opened and continued. Motion made by Commissioner Weithorn to open and continue the item to February 11, 2015; seconded by Commissioner Steinberg. Rafael E. Granado to notice. Lilia Cardillo to place on the Commission Agenda if received.

December 17, 2014

R5E2 Parking Regulations Within 250 Feet Of NSOSP

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 130, "Off-Street Parking," Article III, "Design Standards," By Amending Section 130-68, "Commercial And Noncommercial Parking Garages," To Establish Regulations For Main Use Parking Garages Located On Non-Oceanfront Lots In The RM-2 District With A Property Line Within 250 Feet Of North Shore Open Space Park; Providing For Codification; Repealer; Severability; And An Effective Date. 2:05 p.m. First Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Planning)

(Continued from November 19, 2014 - R5L2)

ACTION: Item opened and continued. Motion made by Commissioner Weithorn to open and continue the item to February 11, 2015; seconded by Commissioner Steinberg. Rafael E. Granado to notice. Lilia Cardillo to place on the Commission Agenda if received.

December 17, 2014

3. Signage Regulations Within 250 Feet Of NSOSP

An Ordinance Amending The Code Of The City Of Miami Beach, Florida, By Amending Chapter 138, "Signs," Article V, "Sign Regulations By District" And Article VI, "Specific Use Signs," By Amending Section 138-172, "Schedule Of Sign Regulations For Principal And Accessory Use Signs," In Order To Establish Sign Criteria For Ground Floor Commercial Uses In Parking Garages Located On Non-Oceanfront Lots In The RM-2 District, With A Property Line Within 250 Feet Of North Shore Open Space Park; And Creating Section 138-206, Entitled "City Identification Signs At City Entrance And Exit Points," In Order To Establish The Process By Which The City May Erect City Identification Signs Near The City's Entry And Exit Points; Providing For Codification; Repealer; Severability; And An Effective Date. 2:05 p.m. First Reading Public Hearing

(Sponsored by Commissioner Deede Weithorn)

(Legislative Tracking: Planning)

(Continued from November 19, 2014 - R5L3)

ACTION: Item opened and continued. Motion made by Commissioner Weithorn to open and continue the item to February 11, 2015; seconded by Commissioner Steinberg. Rafael E. Granado to notice. Lilia Cardillo to place on the Commission Agenda if received.

December 17, 2014

R5F Faena District Comprehensive Plan And District Overlay

1. Comprehensive Plan – Faena District Overlay

An Ordinance Amending Policy 1.2 Of The Future Land Use Element Of The Comprehensive Plan Pursuant To The Procedures In Section 163.3184(3), Florida Statutes, By Modifying The Medium Density Multi Family Residential (RM-2) Future Land Use Category To Establish The “Faena District Overlay” In Order To Allow For Place Of Assembly, Restaurant, Retail And General Office As Main Permitted Uses Within Its Boundaries; Providing For Inclusion In The Comprehensive Plan, Transmittal; Repealer; Severability; And An Effective Date. **5:01 p.m. Second Reading Public Hearing**

(Sponsored by Vice-Mayor Joy Malakoff)

(Co-sponsored by Commissioner Grieco)

(Legislative Tracking: Planning)

(First Reading Public Hearing on October 22, 2014 - R5F1)

ACTION: Ordinance No. [2014-3912](#) adopted. Title of the Ordinance read into the record. Public Hearing held. See action with R5F-2. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Vice-Mayor Malakoff; Ballot vote: 6-0; Absent: Commissioner Wolfson.

December 17, 2014

2. Faena District Overlay

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, By Amending Chapter 142, "Zoning Districts And Regulations" Article III "Overlay Districts," Creating Division 9 "Faena District Overlay," To Expand The Allowable Uses In The Faena District Overlay To Include Place Of Assembly, Retail And General Office As A Main Permitted Use In Limited Circumstances; Providing For Repealer; Severability; Codification; And An Effective Date. **5:01 p.m. Second Reading Public Hearing**

(Sponsored by Vice-Mayor Joy Malakoff)

(Co-sponsored by Commissioner Grieco)

(Legislative Tracking: Planning)

(First Reading Public Hearing on October 22, 2014 - R5F2)

ACTION: Ordinance No. [2014-3913](#) adopted as Amended. Title of the Ordinance read into the record. Heard in conjunction with R5F-1. Public Hearing held. Motion made by Vice-Mayor Malakoff to approve as amended on the floor; seconded by Commissioner Grieco; Ballot vote: 6-0; Absent: Commissioner Wolfson.

December 18, 2014

R5A Transfer Of Authority To Grant Variances To Land Use Boards

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 118, "Administrative And Review Procedures," By Amending Article II, "Boards"; By Amending Division 3, "Design Review Board"; By Amending Section 118-71, "Powers And Duties;" And Section 118-75, "Quorum And Voting," To Create, Clarify And Expand The Role And Jurisdiction Of The Design Review Board Regarding Variances; By Amending Division 4, "Historic Preservation Board," By Amending Section 118-102, "Powers And Duties," And Section 118-106, "Quorum," To Create, Clarify And Expand The Role And Jurisdiction Of The Historic Preservation Board Regarding Variances; By Amending Division 5, "Board Of Adjustment," Section 118-136, "Powers And Duties," To Amend The Role And Jurisdiction Of The Board Of Adjustment; By Amending Article VI, "Design Review Procedures," Section 118-252, "Applicability And Exemptions," By Modifying And Clarifying The Role Of The Design Review Board Pertaining To Single Family Homes; By Amending Article VIII, "Procedure For Variances And Administrative Appeals"; By Amending Sections 118-351, "Determination Of Jurisdiction"; Section 118-352, "Procedure;" Section 118-353, "Variance Applications;" 118-354, "Variance Conditions And Safeguards;" Section 118-355 "Variance Time Limits, Decisions Establishment Of Parking Impact Fees;" Section 118-356, "Revocation Or Modification Of Variances" And Creating Section 118-358, "Appeal Of Variance Decision" To Modify, Expand And Delineate The Applicable Jurisdiction Of The Design Review Board, Historic Preservation Board And Board Of Adjustment, As It Pertains To Variances And Appeals; To Further Clarify All Applicable Sections Of Article VIII, To Ensure Consistency In All Variance Provisions, And Further Clarifying All Applicable Rules, Procedures And Regulations For Variances; Providing For Repealer; Codification; Severability And An Effective Date. 5:01 p.m. Second Reading Public Hearing (Sponsored By Vice-Mayor Joy Malakoff)

(Legislative Tracking: Planning)

(Continued from December 17, 2014 - R5G)

ACTION: Ordinance [2014-3914](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Item heard in conjunction with R5B. Motion made by Vice-Mayor Malakoff, seconded by Commissioner Grieco; Ballot vote: 7-0.

December 18, 2014

R5B Transfer Of Variance And Flood Plain Waiver Authority To The Design Review Board And Historic Preservation Board

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 118, "Administrative And Review Procedures," Article VIII, "Procedure For Variances And Administrative Appeals," Section 118-351, "Determination Of Jurisdiction," Section 118-352, "Procedure;" Article II, "Boards," Division 3, "Design Review Board," Section 118-71, "Powers And Duties;" Division 4, "Historic Preservation Board," Section 102, "Powers And Duties;" Division 5, "Board Of Adjustment," Section 118-136, "Powers And Duties;" To Amend The Jurisdiction Of The Boards Of Adjustment, Design Review, And Historic Preservation By Authorizing The Design Review And Historic Preservation Boards To Grant Variances Presented In Applications Within Their Respective Jurisdictions, Amending The Authority Of The Board Of Adjustment To Reflect That Changed Authorization, And To Transfer The Authority Of The Board Of Adjustment Acting As The Flood Plain Management Board To The Design Review And Historic Preservation Boards, To Authorize Such Boards To Grant Variances From The Flood Plain Ordinance For Applications Within Their Respective Jurisdictions; Providing For Repealer; Codification; Severability And An Effective Date. 5:02 p.m. Second Reading Public Hearing

(Sponsored by Vice-Mayor Joy Malakoff)

(Legislative Tracking: Planning)

(Continued from December 17, 2014 - R5H)

ACTION: Ordinance [2014-3915](#) adopted. Title of the Ordinance read into the record. Item heard in conjunction with R5A. Public Hearing held. Motion made by Vice-Mayor Malakoff; seconded by Commissioner Grieco; Ballot vote: 7-0.

December 18, 2014

R5C Clarifying And Modifying Conditional Uses In CD-2 Zoning Districts

An Ordinance Amending The Code Of The City Of Miami Beach, Florida By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 5, "CD-2 Commercial Medium Intensity District," By Amending Section 142-303, "Conditional Uses," By Modifying And Clarifying Conditional Uses In All CD-2 Districts And Adding Stand Alone Alcohol, Dance Hall And Entertainment Establishments As A Conditional Use In North Beach; Providing For Codification; Repealer; Severability; Applicability; And An Effective Date. 5:03 p.m. Second Reading Public Hearing

(Sponsored by Vice-Mayor Joy Malakoff)

(Legislative Tracking: Planning)

(Continued from December 17, 2014 - R5I)

ACTION: Ordinance [2014-3916](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Vice-Mayor Malakoff; Ballot vote: 7-0.

January 14, 2015

R5A An Ordinance Amending Chapter 18 Of The City Code, Entitled "Businesses," By Creating Article XVI Thereof, To Be Entitled "Nude Dance Establishments," To Provide Regulations Regarding Identification Requirements For All Workers And Performers In Such Establishments; Providing For Repealer; Severability; Codification; And An Effective Date. 10:05 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Edward L. Tobin)

(Legislative Tracking: Office of the City Attorney)

(First Reading on December 17, 2014 - R5M)

ACTION: Ordinance No. [2015-3917](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Tobin to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

January 14, 2015

R5B An Ordinance Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article IV, Entitled "Uses In Public Rights-Of-Way," By Amending Division 5 Thereof, Entitled "Sidewalk Cafes," By Amending Subdivision II Thereof, Entitled "Permit," By Amending Section 82-387 Thereof, Entitled "Prohibited "No Table" Zones," By Correcting Scrivener's Errors In Subsection (a) And Adding A New Subsection (b) Prohibiting Sidewalk Café Operations/Permittees Within The City's Right-Of-Way On Euclid Avenue Between Lincoln Road And Lincoln Lane South; Providing For Repealer, Severability, Codification, And An Effective Date. 10:10 a.m. Second Reading Public Hearing

(Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Tourism, Culture & Economic Development)

(First Reading on December 17, 2014 - R5L)

ACTION: Ordinance No. [2015-3918](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Vice-Mayor Malakoff; Ballot vote: 7-0.

January 14, 2015

R5D An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 130, "Off-Street Parking," Article II, "Districts; Requirements," Section 130-32, "Off-Street Parking Requirements For Parking District No. 1," To Establish Parking Requirements For The "CCC Convention Center District;" And By Amending Chapter 142, "Zoning Districts And Regulations," Article 2, "District Regulations," Division 7, "CCC Civic And Convention Center District," Section 142-365, "Development Regulations And Area Requirements," To Modify And Increase Regulations For Height And Number Of Stories For Hotels Within The CCC District; Providing For Repealer; Codification; Severability And An Effective Date.

10:20 a.m. Second Reading. Public Hearing

(Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(First Reading on December 18, 2014 SCM - R5A)

ACTION: Ordinance No. [2015-3919](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Tobin; Ballot vote: 6-1; Opposed: Commissioner Wolfson.

February 11, 2015

R5A An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Entitled "Miscellaneous Offenses," By Amending Article II, Entitled "Public Places," By Amending Division 2, Entitled "Bicycling, Skateboarding, Roller Skating, In-Line Skating, And Motorized Means Of Transportation"; By Amending Section 70-67, Entitled "Prohibited Activities," By Prohibiting Bicycling, Roller Skating, In-Line Skating, And Skateboarding On The East Side Of Ocean Drive From 5th To 15th Streets; By Amending Section 70-70, Entitled "Responsibilities Of Persons And Business Entities Providing Rentals, Leases, And/Or Tours Of Electric Personal Assistive Mobility Devices," By Amending The Responsibilities Set Forth Therein And To Include Persons And Business Entities Providing Rentals, Leases, And/Or Tours Of Other Motorized Means Of Transportation, And Correcting Scrivener's Errors Therein; By Amending Section 70-71, Entitled "Enforcement; Penalties," By Amending The Enforcement And Penalty Provisions Therein; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:10 a.m. Second Reading Public Hearing**

(Sponsored by Commissioners Jonah Wolfson & Michael Grieco)

(Legislative Tracking: Transportation)

(Continued from January 14, 2015 – R5C)

ACTION: Ordinance No. [2015-3920](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance as amended; seconded by Vice-Mayor Malakoff; Ballot vote: 7-0.

February 11, 2015

SUPPLEMENTAL MATERIAL 1: Ordinance

R5B Nonconforming Buildings - Balconies

An Ordinance Amending The Code Of The City Of Miami Beach, Florida By Amending Chapter 118, "Administrative And Review Procedures", Article IX, "Nonconformances," By Amending Section 118-395, "Repair And/Or Rehabilitation Of Nonconforming Buildings And Uses," By Modifying And Clarifying Allowable Additions To Non-Conforming Buildings; Providing For Codification; Repealer; Severability; Applicability; And An Effective Date. **10:15 a.m. Second Reading Public Hearing**

(Sponsored by Vice-Mayor Joy Malakoff & Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(First Reading on January 14, 2015 – R5F)

ACTION: Ordinance No. [2015-3921](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

February 11, 2015

R5C An Ordinance Amending Subpart A – General Ordinances, Chapter 106 “Traffic And Vehicles”, At Article I, Division 1 Entitled “Generally”, To Clarify That A Parking Enforcement Specialist May Issue Code Compliance Violations Under Section 106-116 Through 106-126, With Enforcement Through The Special Master; And At Article II Entitled “Metered Parking; Creating Division 3 Entitled “Construction Parking And Traffic Management Plan”; And Creating Sections 106-116 Through 106-130; Providing For Legislative Intent; Definitions; Creating A Requirement That All Contractors Provide Traffic Plan To The Building And Parking Department(s) Prior To Obtaining A Building Or Grading And Shoring Permit For All Projects Over A Certain Construction Threshold; To Ensure That All Employees, Contractors, And Subcontractors Are Part Of A Traffic Management And Parking Plan For Parking Of Vehicles; Providing For Penalties, Enforcement Procedures And Appeals; Providing For Repealer; Severability; Codification; And An Effective Date. **10:20 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Parking)

(First Reading on January 14, 2015 - R5G)

ACTION: Ordinance No. [2015-3922](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Vice-Mayor Malakoff; Ballot vote: 7-0.

February 11, 2015

R5D An Ordinance Amending Chapter 46 Of The Code Of The City Of Miami Beach, Entitled “Environment,” By Amending Article III, Entitled “Litter,” By Amending Division 1, Entitled “Generally,” By Amending Section 46-92 Thereof, Entitled “Litter; Definitions; Prohibitions On Litter; Penalties For Litter And Commercial Handbill Violations; Commercial Handbill Regulations, Fines, And Rebuttable Presumptions; Seizure And Removal Of Litter By The City; Enforcement; Appeals; Liens” To Amend Subsection (a) To Define The Terms “Polystyrene” And “Expanded Polystyrene” And To Amend Subsection (c) To Prohibit Any Person From Carrying Any Expanded Polystyrene Product Onto Any City Marina, Pier, Dock, Or Boat Ramp; Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled “Public Property,” By Amending Article I, Entitled “In General,” By Amending Section 82-7 Thereof, Entitled “Prohibitions Regarding Sale Or Use Of Expanded Polystyrene Food Service Articles By City Contractors And Special Event Permittees,” To Amend The Definition Of “City Contractor,” Define The Term “Polystyrene,” Amend The Definition Of “City Facility” To Include City Marinas, Piers, Docks, And Boat Ramps, Amend The Definitions Of “City Facility” And “City Property” To Include Property Leased To The City, And Clarify The Effective Date Of Section 82-7; Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled “Public Property,” By Amending Article IV, Entitled “Uses In Public Rights-Of-Way,” By Amending Division 5, Entitled “Sidewalk Cafes,” By Amending Subdivision I, Entitled “Generally,” By Amending Section 82-366 Thereof, Entitled “Definitions,” To Define The Terms “Polystyrene,” “Expanded Polystyrene,” And “Expanded Polystyrene Food Service Articles”; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:25 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Office of the City Attorney/Environment & Sustainability)

(First Reading on January 14, 2015 - R5I)

ACTION: Ordinance No. [2015-3923](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Commissioner Grieco; Ballot vote: 7-0.

February 11, 2015

R5E Telecommunications Rights Of Way

An Ordinance Amending The City Code, Chapter 104, "Telecommunications," Article I, "Communications Rights Of Way," By Amending And Providing Definitions; Amending The Registration Process; Amending The Permit Application Process To Require The Issuance Of Permits; To Require Design And Appropriateness Review And Approval By The Design Review Board And Historic Preservation Board; Creating Standards For Communications Facilities Design, Location And Collocation; Adding Standards For Site Improvements, Use Of And Restoration Of Sites And Rights-Of-Way, Including Distance Separation Between Communications Facilities And Between Such Facilities And Residential Uses And Contributing Buildings In Historic Districts; To Provide For Compensation To The City For The Use Of Public Rights-Of-Way For These Purposes; And Amending Such Other Sections As Are Appropriate To Protect The Public Health, Safety And Welfare; And Amending The Land Development Regulations Of The City Code, Chapter 118, Article II, "Boards," Divisions 3 And 4, "Design Review Board" And "Historic Preservation Board," Sections 118-71 And 118-102, "Powers And Duties," To Add Review And Approval Of Improvements In The Rights-Of-Way As Being Within The Jurisdiction Of The Design Review Board And Historic Preservation Board Respectively; And Chapter 118, Article VI, "Design Review Procedures," Section 118-251, "Design Review Criteria," And Article X, "Historic Preservation," Division 3, "Issuance Of Certificate Of Appropriateness/ Certificate To Dig/Certificate Of Appropriateness For Demolition," Section 118-564, "Decisions On Certificates Of Appropriateness," Adding Criteria For Such Review For Telecommunications Equipment And Facilities; Providing For Codification; Repealer; Severability And An Effective Date. **10:30 a.m. Second Reading Public Hearing**

(Sponsored by Vice-Mayor Joy Malakoff)

(Legislative Tracking: Office of the City Attorney)

(First Reading on December 17, 2014 - R5K)

ACTION: Ordinance No. [2015-3924](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Malakoff to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

February 11, 2015

R5F Short Term Rentals In Collins Waterfront District

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142, Entitled "Zoning Districts And Regulations," Article IV, Entitled "Supplementary District Regulations," Division 3, Entitled "Supplementary Use Regulations," To Modify The Regulations And Requirements For Short Term Rentals To Include Properties Located Within The Collins Waterfront Local Historic District; Providing For Repealer; Severability; Codification; And An Effective Date. **5:01 p.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(First Reading Public Hearing on January 14, 2015 - R5E)

ACTION: Ordinance No. [2015-3925](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Commissioner Tobin; Ballot vote: 5-0; Absent: Mayor Levine and Commissioner Steinberg.

March 11, 2015

R5A An Ordinance Amending Chapter 18 Of The City Code, Entitled "Businesses," By Amending Article XVI Titled "Nude Dance Establishments," By Creating Section 18-914 Thereof To Be Entitled "Compensation Standards For Workers And Performers," Which Provides Requirements Regarding The Method Of Compensation For Those Workers And Performers In Nude Dance Establishments; And Amending Section 18-915 Entitled "Enforcement; Penalties," By Setting Forth Penalties For A Violation Of Section 18-914; Providing For Repealer; Severability; Codification; And An Effective Date. **10:20 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Edward L. Tobin)

(Legislative Tracking: Office of the City Attorney)

(First Reading on February 11, 2015 - R5J)

ACTION: Ordinance No. [2015-3926](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Tobin to approve the Ordinance; seconded by Commissioner Weithorn; Ballot vote: 7-0.

April 15, 2015

R5B An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article II, Entitled "City Commission," By Amending Section 2-12, Entitled "Meeting Agendas" By Providing Requirements For Meeting Agenda Items And The Effect Of Noncompliance, Adding Subsection Headings, And Re-Lettering Subsections; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:05 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Micky Steinberg) (Legislative Tracking: Office of the City Attorney) (First Reading on March 11, 2015 - R5B)

ACTION: Ordinance [2015-3927](#) adopted. Title of the Ordinance read into the record. Public hearing held. Motion made by Commissioner Steinberg; seconded by Commissioner Malakoff; Ballot vote: 7-0.

April 15, 2015

R5C An Ordinance Amending Divisions 1-4, Of Article III, "Safe Neighborhood Improvement Districts," Contained In Chapter 34, Entitled "Community Development" To Repeal The Following Three Districts: The Miami Beach Safe Neighborhood Improvement District No. 1, Within An Area Containing Approximately 820 Acres And Comprised Of The South Pointe Redevelopment Area And By The Nationally Recognized Architectural District Including Lincoln Road; District No. 2 For The North Shore Commercial District, Consisting Of 280 Acres; And District No. 3, Consisting Of 620 Acres In An Area Comprised Of The North Shore Residential District; And Codifying Ordinance 93-2881, Creating District No 4, Consisting Of 234 Acres Of Residential Property Known As The Normandy Shores Neighborhood Improvement District (District 4); Providing For A Repealer; Providing For Severability; Providing For Codification; And Providing For An Effective Date. **10:10 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Office of the City Attorney)

(First Reading on March 11, 2015 - R5C)

ACTION: Ordinance [2015-3928](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Grieco; Ballot vote: 7-0.

April 15, 2015

R5D An Ordinance Amending Chapter 62 Of The City Code, Entitled "Human Relations," By Amending Article II, Entitled "Discrimination," By Amending Division 4, Entitled "Exceptions," By Amending Section 62-113 Thereof, Entitled "Public Accommodations," By Repealing Section 62-113(a)(1) To Remove The Exception To The Nondiscrimination Provisions Of The City's Human Rights Ordinance For Certain Public Accommodations; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:15 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Micky Steinberg) (Legislative Tracking: Office of the City Attorney) (First Reading on March 11, 2015 - R5D)

ACTION: Ordinance [2015-3929](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Steinberg; seconded by Commissioner Grieco; Ballot vote: 7-0.

April 15, 2015

R5E An Ordinance Amending Chapter 66, "Marine Structures, Facilities And Vehicles," Article IV, "Vessels," Section 66-151, "Launching And Hauling," To Prohibit Docking, Securing, Embarking Or Disembarking Vessels At Municipal Or Public Seawalls, Wharfs, Docks Or Bulkheads In Residential Neighborhoods, Creating Exceptions, Providing For Repealer; Codification; Severability And An Effective Date. **10:20 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Office of the City Attorney) (First Reading on March 11, 2015 - R5E)

ACTION: Ordinance [2015-3930](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Malakoff; Ballot vote: 7-0.

April 15, 2015

R5F An Ordinance Amending Chapter 2, Article 111, Of The Miami Beach City Code, Entitled "Agencies, Boards And Committees," Division 32, Entitled "Gay, Lesbian, Bisexual And Transgender (GLBT) Business Enhancement Committee," And Sections 2-190.144 Through 2-190.147 Thereto To Change The Name Of The Committee To The "LGBT Advisory Committee;" And Providing For Codification, Repealer, Severability, And An Effective Date. **10:25 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Office of the City Attorney) (First Reading on March 11, 2015 - R5G)

ACTION: Ordinance [2015-3931](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Weithorn; Ballot vote: 6-0; Absent: Vice-Mayor Wolfson.

April 15, 2015

R5G An Ordinance Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article IV, Entitled "Uses In Public Rights-Of-Way," By Amending Division 2, Entitled "Temporary Obstructions," By Amending Section 82-151 Thereof, Entitled "Permit Required," To Amend The Permit Requirements And To Amend The Enforcement And Penalty Provisions For Temporary Obstructions Of The Public Right-Of-Way In Violation Of Permit Requirements; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:30 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Parking) (First Reading on March 11, 2015 - R5F)

ACTION: Ordinance [2015-3932](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Weithorn; Ballot vote: 7-0.

May 6, 2015

R5A1 1100 15th Street - FLUM Change And Zoning Map Change
1100 15th Street – FLUM Change

An Ordinance Amending The Future Land Use Map Of The Comprehensive Plan Pursuant To Section 118-166 Of The City And Sections 163.3181, And 163.3187, Florida Statutes, By Changing The Future Land Use Designation For A Parcel Of Land Located At 1100 15th Street, Which Parcel Is Comprised Of Less Than 10 Acres, From The Current "Low Density Multifamily Residential Category (RM-1)," To The Future Land Use Category Of "Low Intensity Commercial Category (CD-1);" Providing For Inclusion In The Comprehensive Plan, Transmittal, Repealer, Severability And An Effective Date. **10:00 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff)

(Co-Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(First Reading Public Hearing on April 15, 2015 - R5A)

ACTION: Ordinance [2015-3933](#) adopted. Title of the Ordinance read into the record. Public hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Weithorn; Ballot vote: 7-0.

May 6, 2015

R5A2. 1100 15th Street - Zoning Map Change

An Ordinance Pursuant To Section 118-162, "Petitions For Changes And Amendments," Amending The Official Zoning District Map, Referenced In Section 142-72 Of The City Code By Changing The Zoning District Classification For A Parcel Of Land Located At 1100 15th Street, And Which Is Comprised Of Less Than 10 Acres, From The Current RM-1, "Residential Multifamily Low Intensity District," To CD-1, "Commercial, Low Intensity District;" Providing For Codification, Repealer, Severability And An Effective Date. **10:00 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff)

(Co-Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(First Reading Public Hearing on April 15, 2015 - R5A)

ACTION: Ordinance [2015-3934](#) adopted. Title of the Ordinance read into the record. Public hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 6, 2015

R5B Unsafe Structures Board

An Ordinance Amending Chapter 14 Entitled "Building Regulations" Of The City Code By Creating Division 4 Entitled "Unsafe Structures"; Creating Sections 14-500 Through 14-502 Relating To Notice And Process For Unsafe Structures And Creating A Municipal Unsafe Structure Panel; And Appeal Process; Providing For Codification; Repealer; Severability; Applicability; And An Effective Date. **10:05 a.m. Second Reading Public Hearing**

(Sponsored by Vice-Mayor Jonah Wolfson)

(Co-Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Building/Office of the City Attorney)

(First Reading on April 15, 2015 - R5K)

ACTION: Ordinance [2015-3935](#) adopted as amended. Title of the Ordinance read into the record. Public hearing held. Motion made by Vice-Mayor Wolfson; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 6, 2015

R5C Single Family Home Development Regulations Unit Size And Lot Coverage For Accessory Structures An Ordinance Amending The Land Development Regulations (LDR) Of The City Code, At Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 2, "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," By Amending And Modifying The Unit Size And Lot Coverage Exceptions For Accessory Structures, And By Clarifying And Amending The Requirements For Skylights; Providing For Repealer; Codification; Severability; And An Effective Date. **10:10 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff)

(Co-Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(First Reading on April 15, 2015 - R5L)

ACTION: Ordinance [2015-3936](#) adopted. Title of the Ordinance read into the record. Public hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot vote: 5-1; Opposed: Commissioner Tobin; Absent: Vice-Mayor Wolfson.

May 6, 2015

R5E Demolition Procedures For Historic Structures

An Ordinance Amending The Land Development Regulations (LDR) Of The City Code, By Amending Chapter 118, "Administration And Review Procedures," Article X, "Historic Preservation," Division 3, "Issuance Of Certificate Of Appropriateness/Certificate To Dig/Certificate Of Appropriateness For Demolition," Section 118-563, "Review Procedure;" And By Amending Section 118-564, "Decisions On Certificates Of Appropriateness;" By Amending The Procedures For The Issuance Of A Demolition Permit, By Establishing Criteria To Obtain A Demolition Permit Prior To The Issuance Of A Full Building Permit For Structures That Are Located Within Local Historic Districts, Individually Designated As A Historic Site Or Individually Designated As A Historic Structure; Providing For Codification; Repealer; Severability; And An Effective Date. **10:20 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff)

(Co-Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning)

(First Reading on April 15, 2015 - R5N)

ACTION: Ordinance [2015-3937](#) adopted. Title of the Ordinance read into the record. Public hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot vote: 7-0.

May 20, 2015

R5A Amend Chapter 6 - Alcoholic Beverages And Chapter 82 - Public Property Sidewalk Café Ordinance - Alcohol Regulations

1. Chapter 6 - Alcoholic Beverages

An Ordinance Amending Chapter 6, Entitled "Alcoholic Beverages," Of The Code Of The City Of Miami Beach, Florida, Article I, Entitled "In General," Section 6-3 Thereof, Entitled "Hours Of Sale," To Terminate The Sale And Consumption Of Alcoholic Beverages At Sidewalk Cafes At 2:00 a.m., Prohibit The Granting Of Variances From The Provisions Of Section 6-3(3)(d), And Provide For Penalties; And Providing For Repealer, Severability, Codification, And An Effective Date. **5:15 p.m. Second Reading Public Hearing**

(Sponsored by Mayor Philip Levine) (Co-Sponsored by Commissioner Michael Grieco)
(Legislative Tracking: Office of the City Attorney) (First Reading on May 6, 2015 - R5K1)

ACTION: Ordinance [2015-3938](#) adopted as amended. Title of the Ordinance read into the record. Public hearing held. Item heard in conjunction with R5A-2. Motion made by Commissioner Grieco as amended; seconded by Commissioner Malakoff; Ballot vote: 7-0.

May 20, 2015

R5A2. Chapter 82 - Public Property Sidewalk Café Ordinance - Alcohol Regulations

An Ordinance Amending Chapter 82, Entitled "Public Property," Of The Code Of The City Of Miami Beach, Florida, By Amending Article IV, Entitled "Uses In Public Rights-Of-Way," Division 5, Entitled "Sidewalk Cafes," Subdivision II, Entitled "Permit," By Creating Section 82-388 Thereof, Entitled "Hours Of Sale Of Alcoholic Beverages; Enforcement," To Terminate The Sale And Consumption Of Alcoholic Beverages At Sidewalk Cafes At 2:00 a.m., And Provide That Section 82-388 Shall Be Enforced Pursuant To Section 6-3(8) Of The City Code; And Providing For Repealer, Severability, Codification, And An Effective Date. **5:15 p.m. Second Reading Public Hearing** (Sponsored by Mayor Philip Levine)

(Co-Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Office of the City Attorney)
(First Reading on May 6, 2015 - R5K2)

ACTION: Ordinance [2015-3939](#) adopted. Title of the Ordinance read into the record. Public hearing held. Item heard in conjunction with R5A-1. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot vote: 7-0.

June 10, 2015

R5A Fence Heights

An Ordinance Amending The Land Development Regulations (LDR) Of The City Code, Chapter 142, "Zoning Districts And Regulations," Article IV, "Supplementary District Regulations," Division 4, "Supplementary Yard Regulations," At Section 142-1132, "Allowable Encroachments Within Required Yards," By Amending And Clarifying The Measurement Of Fences, Walls, And Gates Within A Required Yard; Providing Codification; Repealer; Severability; And An Effective Date. **10:20 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning)
(Continued from May 6, 2015 - R5D)

ACTION: Ordinance [2015-3940](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff, applicable specifically to RS1 and RS2; seconded by Commissioner Grieco; Ballot-vote: 7-0.

June 10, 2015

R5B Definition Of Unified Development Site

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 118, "Administration And Review Procedures," Article I, "In General," Section 118-5, "Unity Of Title; Covenant In Lieu Thereof," By Amending The Requirements And Standards For A Covenant In Lieu And By Providing A Definition For Unified Development Site; Providing For Codification, Repealer, Severability And An Effective Date. **10:25 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Edward L. Tobin) (Co-Sponsored by Commissioner Michael Grieco)
(Legislative Tracking: Planning) (First Reading on May 6, 2015 - R5G)

ACTION: Ordinance [2015-3941](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Tobin; seconded by Commissioner Grieco; Ballot-vote: 7-0.

June 10, 2015

R5C Revision To Lot Split/Form Of Ownership

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 118, "Administration And Review Procedures," Article IV, "Division Of Land/Lot Split," At Section 118-321, Entitled "Purpose, Standards And Procedure" In Order To Clarify The Requirements And Standards For A Lot Split To Allow A Change In The Form Of Ownership Of Building Sites Or Unified Development Sites To Allow Ownership By An Individual, Or Via A Covenant In Lieu Of Unity Of Title Without Requiring A Lot Split; Providing For Codification, Repealer, Severability And An Effective Date. **10:30 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Edward L. Tobin) (Co-Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning) (First Reading on May 6, 2015 - R5H)

ACTION: Ordinance [2015-3942](#) adopted as amended. Title of the Ordinance read into the record. See comments with R5B. Public Hearing held. Motion made by Commissioner Tobin; seconded by Commissioner Grieco; Ballot-vote: 6-0; Absent: Vice-Mayor Wolfson.

June 10, 2015

R5D Parking Plan For Construction Workers

An Ordinance Amending Section 114-4 Entitled "Compliance With Regulations Required;" Creating Subsection (12) Providing That No Building Permit Or Board Order Shall Be Issued For Any Lot Or Site With A Building Permit Valued At \$250,000 Or More Without A Construction Parking And Traffic Management Plan (CPTMP) Approved By The Parking Director Pursuant To Chapter 106, Article II, Division 3, Entitled "Construction Management Plan"; And Modifying Chapter 130, Article IV Entitled "Fee In Lieu Of Parking" By Amending Section 130-134, Entitled "Deposit Of Funds/Account"; By Authorizing The Placement Of The Fines Or Penalties Collected From Enforcement Of Chapter 106 CPTMP, Into This Account To Be Utilized For The Purposes Provided Therein; Providing For Repealer; Severability; Codification; And An Effective Date. **10:35 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco)

(Legislative Tracking: Planning) (First Reading on May 6, 2015 - R5I)

ACTION: Ordinance [2015-3943](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Malakoff; Ballot-vote: 6-0; Absent: Vice-Mayor Wolfson.

June 10, 2015

R5E Single Family Development Regulations - Adjusted Grade

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, Florida, By Amending Chapter 114, "General Provisions," Section 114-1, "Definitions," By Including Definitions For Adjusted Grade And Average Grade; By Amending Chapter 142, "Zoning Districts And Regulations," Division 2, "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," By Amending And Clarifying The Maximum Elevation Within A Required Yard, And By Amending And Clarifying When The Water Portion Of A Pool Is Counted Towards The Open Space Pervious Requirements; Providing Codification; Repealer; Severability; And An Effective Date. **10:40 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning)

(First Reading on May 6, 2015 - R5J)

ACTION: Ordinance [2015-3944](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Vice-Mayor Wolfson; Ballot-vote: 7-0.

June 10, 2015

R5F An Ordinance Amending The Firefighters' Relief And Pension Fund To Comply With Applicable Provisions Of The Internal Revenue Code And Regulations Thereunder; Amending The "Related Special Acts," Of The City By Amending Article VII, Entitled "Firefighters' Relief And Pension Fund," By Amending Sections 36 Through 48; Providing For Severability; Repealing All Ordinances In Conflict Therewith; Providing For Codification; And Providing An Effective Date. **10:45 a.m. Second Reading Public Hearing**

(Sponsored by Deede Weithorn) (Legislative Tracking: Human Resources)

(First Reading on May 20, 2015 - R5C)

ACTION: Ordinance [2015-3945](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Grieco; Ballot-vote: 7-0.

June 10, 2015

R5G An Ordinance Amending And Restating The Miami Beach Employees' Retirement Plan Created By Ordinance No. 2006-3504, As Subsequently Amended, By Amending Sections 2, 4, 5, 11, And 12 Of The Plan To Comply With Applicable Provisions Of The Internal Revenue Code And Regulations Thereunder, And Deleting Outdated Language; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing An Effective Date. **10:50 a.m. Second Reading Public Hearing**

(Sponsored by Deede Weithorn) (Legislative Tracking: Human Resources)

(First Reading on May 20, 2015 - R5D)

ACTION: Ordinance [2015-3946](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Tobin; Ballot-vote: 7-0.

June 10, 2015

R5H 36 Ocean Drive - Historic Site Designation

An Ordinance Amending The City's Land Development Regulations By Amending Section 118-593(e), Entitled "Delineation On Zoning Map" By Designating One Or More Buildings At 36 Ocean Drive As An Historic Site To Be Known As "36 Ocean Drive Historic Site"; And Amending The City's Zoning Map To Include 36 Ocean Drive As An Historic Site; Adopting The Designation Report Attached To The Staff Report As Appendix "A"; Providing For Inclusion In The Land Development Regulations Of The City Code; Repealer; Severability; And An Effective Date. **5:01 p.m. Second Reading Public Hearing**

(Requested by a Private Application - 36 Ocean Drive Holdings, LLC.)

(Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning)

(First Reading on May 6, 2015 - R5F)

ACTION: Ordinance [2015-3947](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot-vote: 7-0.

July 8, 2015

R5A CPS-2 Entertainment

An Ordinance Amending Chapter 142 "Zoning Districts And Regulations;" Article II, "District Regulations", Division 18, "PS Performance Standard District" To Modify Permitted Uses Within The CPS-2 District To Include Non-Amplified Piano And String Instruments Within Restaurant Interiors; Providing For Repealer; Severability; Codification; And An Effective Date. **10:20 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning)

(First Reading Public Hearing on June 10, 2015 - R5K)

ACTION: Ordinance [2015-3948](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Malakoff; Ballot-vote: 6-0; Absent: Commissioner Wolfson.

July 8, 2015

R5B Bed And Breakfast Prohibition In Palm View Historic District

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 3, "Residential Multi-Family Districts," Subdivision II, "RM-1 Residential Multifamily Low Intensity," To Prohibit Bed And Breakfast Inns Within The Palm View Local Historic District; By Amending Article V, "Specialized Use Regulations," Division 7, "Bed And Breakfast Inns," To Prohibit Bed And Breakfast Inns Within The Palm View Local Historic District; Providing For Codification, Repealer, Severability And An Effective Date. **10:25 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning)

(First Reading Public Hearing on June 10, 2015 - R5L)

ACTION: Ordinance [2015-3949](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Malakoff; Ballot-vote: 6-0; Absent: Commissioner Wolfson.

July 8, 2015

R5D An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Florida, Entitled "Miscellaneous Offenses," By Amending Article I, Entitled "In General," By Amending Section 70-1, Entitled "State Misdemeanors," By Creating Subsection (c) Which Provides Civil Penalties For The Possession Of Cannabis (Marijuana) For Amounts Under 20 Grams And Possession Of Drug Paraphernalia; And Setting Forth Penalties And Enforcement Responsibilities For A Violation Of Subsection 70-1(c)(1) And (2); Providing For Repealer; Severability; Codification; And An Effective Date. **10:35 a.m. Second Reading Public Hearing** (Sponsored by Mayor Philip Levine) (Legislative Tracking: Office of the City Attorney) (First Reading on June 10, 2015 - ~~R9Q~~ R5S)

ACTION: Ordinance [2015-3950](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Grieco; Ballot-vote: 5-0; Absent: Vice-Mayor Tobin and Commissioner Wolfson.

July 8, 2015

R5E An Ordinance Amending Chapter 66, "Marine Structures, Facilities And Vehicles," Article IV, "Vessels," Section 66-151, "Launching And Hauling," To Authorize The Installation Of "Tow-Away Zone" Signs Along Public Seawalls And To Authorize Towing; Providing For Repealer; Codification; Severability And An Effective Date. **10:40 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco & Mayor Philip Levine) (Legislative Tracking: Police) (First Reading on June 10, 2015 - R5O)

ACTION: Ordinance [2015-3951](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Steinberg; Ballot-vote: 6-0; Absent: Commissioner Wolfson.

July 8, 2015

R5F Stormwater Pump Stations - DRB Exemption

An Ordinance Amending The Land Development Regulations (LDRs) Of The City Code, At Chapter 118, Entitled "Administrative And Review Procedures," Article VI "Design Review Procedures, By Modifying Section 118-252, Entitled "Applicability And Exemptions" To Exclude From Design Review Board Review City Applications Relating To Stormwater Pump Stations; Providing For Codification, Repealer, Severability And An Effective Date. **10:45 a.m. Second Reading Public Hearing** (Sponsored by Mayor Philip Levine)

(Legislative Tracking: Office of the City Attorney & Planning) (First Reading on June 10, 2015 - R5P)

ACTION: Ordinance [2015-3952](#) as written. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot-vote: 7-0. Bring back to the July 29, 2015 Commission Meeting additional items regarding location procedures.

July 8, 2015

R5G An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Entitled "Miscellaneous Offenses," Article II, Entitled "Public Places," Division 3, Entitled "Alcoholic Beverages," By Amending Section 70-87 Thereof To (1) Clarify That The Consumption, Service, Sale, Or Possession Of Open Containers Of Alcoholic Beverages At Sidewalk Cafes Is Only Permitted During The Hours Set Forth In Chapter 6 Of The City Code, (2) Clarify That Alcoholic Beverage Establishments Shall Not Allow Any Person To Take From The Premises Any Opened Alcoholic Beverage Container Or Any Open Or Unsealed Container Of Alcoholic Beverages, And (3) Amend The Enforcement And Penalty Provisions; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:50 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Office of the City Attorney) (First Reading on June 10, 2015 - R5Q)

ACTION: Ordinance [2015-3953](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Vice-Mayor Tobin; Ballot-vote: 7-0.

July 8, 2015

R5H An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration,"

By Amending Article II, Entitled "City Commission," By Amending Section 2-11, Entitled "Time Of Regular Meetings" And Section 2-12, Entitled "Meeting Agendas," By Amending The Requirements And Procedures Relating To City Commission Meetings And Agendas; Providing For Repealer, Codification, And An Effective Date. **10:55 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Jonah Wolfson) (Legislative Tracking: Office of the City Attorney) (First Reading on June 10, 2015 - R5R)

ACTION: Ordinance [2015-3954](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Wolfson; Ballot-vote: 5-2; Opposed: Commissioners Tobin and Weithorn.

July 31, 2015

R5A Required Enclosures for Rental Car Facilities

An Ordinance Amending Chapter 114 "General Provisions," Section 114-1, "Definitions," By Modifying The Definition Of Commercial Vehicle; By Amending Chapter 142 "Zoning Districts And Regulations;" Article IV, "Supplementary District Regulations," Division 1, "Generally" To Modify The Requirements For Required Enclosures To Create An Allowance For The Outdoor Exposure Of Rental Car Vehicles; Providing For Repealer; Severability; Codification; And An Effective Date. **4:11 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Jonah Wolfson) (Legislative Tracking: Planning) (Continued from July 8, 2015 - R5C)

ACTION: Ordinance [2015-3955](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Wolfson; seconded by Commissioner Grieco; Ballot-vote: 6-0; Absent: Vice-Mayor Tobin.

July 31, 2015

R5C An Ordinance Amending Chapter 46 Of The Miami Beach City Code, Entitled "Environment," Article II, "Care And Maintenance Of Trees And Plants," Division 2, "Trees"; At Section 46-59 Entitled "Tree Work Permit Application Processing, Requirements, And Review" To Authorize The City Commission To Adopt By Resolution, A Fee Schedule Relating To Implementing The Tree Code; Providing For Repealer; Codification; Severability; And An Effective Date. **4:13 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Public Works) (First Reading on July 8, 2015 - R5S)

ACTION: Ordinance [2015-3956](#) adopted. Title of the Ordinance read into the record. See action with R7B. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Weithorn; Ballot-vote: 7-0.

September 2, 2015

R5A Incentives For Architecturally Significant Single Family Homes

An Ordinance Amending The Land Development Regulations (LDRs) Of The City Code, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 2, "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," Section 142-108, "Provisions For The Demolition Of Single-Family Homes Located Outside Of Historic Districts;" By Amending The Requirements And Procedures For The Retention Of Architecturally Significant Single-Family Homes; Providing For Codification; Repealer; Severability; And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on July 8, 2015 - R5K)

ACTION: Ordinance [2015-3957](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Weithorn; Ballot-vote: 7-0.

September 2, 2015

R5B Demolition Procedures For Pre-1942 SF Homes

An Ordinance Amending The Land Development Regulations (LDRs) Of The City Code, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 2, "RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts," Section 142-108, "Provisions For The Demolition Of

Single-Family Homes Located Outside Of Historic Districts;” By Amending The Requirements And Procedures For The Issuance Of A Demolition Permit Prior To The Issuance Of A Full Building Permit For Architecturally Significant Pre-1942 Single Family Homes; Providing For Codification; Repealer; Severability; And An Effective Date. **10:05 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on July 8, 2015 - R5L)

ACTION: Ordinance [2015-3958](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Weithorn; Ballot-vote: 7-0.

September 2, 2015

R5C Single Family Home Development Regulations For Lot Splits

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142, “Zoning Districts And Regulations,” Article II, “District Regulations,” Division 2, “RS-1, RS-2, RS-3, RS-4 Single-Family Residential Districts,” By Amending The Maximum Unit Size And Lot Coverage For All Homes On Lots Resulting From A Lot Split; Providing For Repealer; Codification; Severability; And An Effective Date. **10:10 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on July 8, 2015 - R5M)

ACTION: Ordinance [2015-3959](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Weithorn; Ballot-vote: 7-0.

September 2, 2015

R5D CD-3 Architectural District Parking Garage Heights

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, Florida, By Amending Chapter 142, “Zoning Districts And Regulations,” Article II, “District Regulations,” Division 6, “CD-3 Commercial High Intensity District,” By Amending Section 142-337, “Development Regulations And Area Requirements”, To Clarify And Amend The Maximum Height Requirements; Providing Codification; Repealer; Severability; And An Effective Date. **10:15 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning)

(First Reading on July 8, 2015 - R5N)

ACTION: Ordinance [2015-3960](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Malakoff to approve the Ordinance without the height increase, and add clean up language; Ballot-vote: 7-0.

September 2, 2015

R5F An Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 66, Entitled “Marine Structures, Facilities And Vehicles,” By Amending Article II, Entitled “Restricted Wake Zones,” By Amending Section 66-43, Entitled “Restricted Areas,” By Amending Subsection B Thereof Regarding The Idle Speed, No Wake Zones By Adding An Idle Speed, No Wake Zone In The Area Of The Miami Beach Marina And Amending The Appendices To Section 66-43, Accordingly; Providing For Repealer, Severability, Codification, And An Effective Date.

10:25 a.m. Second Reading Public Hearing

(Sponsored by Mayor Philip Levine) (Legislative Tracking: Environment & Sustainability)

(First Reading on July 8, 2015 - R5O)

ACTION: Ordinance [2015-3961](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Grieco; Ballot-vote: 6-0; Absent: Commissioner Wolfson.

September 2, 2015

R5G An Ordinance Amending Chapter 46 Of The Code Of The City Of Miami Beach, Entitled "Environment," By Creating Article VI, To Be Entitled "Expanded Polystyrene Sale And Use Restrictions," To Provide Regulations For The Sale And Use Of Expanded Polystyrene Food Service Articles, And To Provide For Enforcement, Penalties, And Waivers For Financial Hardship; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:30 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Environment & Sustainability) (First Reading on July 8, 2015 - R5P)

ACTION: Ordinance [2015-3962](#) adopted as amended without exemption for non-for profit. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Malakoff; Ballot-vote: 7-0.

September 2, 2015

SUPPLEMENTAL MATERIAL 2: ORDINANCE

R5H An Ordinance Amending Chapter 18 Of The Miami Beach City Code, Entitled "Businesses," By Amending Article VIII, Entitled "Parking Lot," By Amending Division I, Entitled "Generally," By Amending Section 18-310, Entitled, "Requirements For Issuance Of License," By Requiring A Notarized Letter Before Issuance Of Valet Parking License; By Deleting Section 18-311, Entitled, "Employers And Valet Operators Code Of Conduct," And Creating A New Section 18-311, Entitled "Operation Of Service," By Removing Language That Allowed The Leasing Of Municipal Spaces; By Removing Section 18-312, Entitled, "Operation Of Service;" By Deleting Section 18-313, Entitled, "Special Event Permit;" By Deleting Section 18-314, Entitled, "Enforcement, Fine Schedule, And Right Of Appeal;" By Deleting Section 18-315, Entitled, "Compliance Date;" By Amending Division 2, Entitled, "Valet Parking Permits For Use Of Public Property," By Amending Section 18-336, Entitled, "Separate Permit Required," Authorizing Consolidation Of Valet Parking Ramps And Identifying The Types Of Uses For Space Rental Valet Parking; By Amending Section 18-337, Entitled, "Requirements," Which Establishes Submission Standards For A Valet Parking Operational Plan; By Deleting Section 18-339, Entitled, "Cancellation And Revocation;" And Creating A New Section 18-339, Entitled, "Private Storage Of Valet Vehicles," Which Requires The Parking Director To Confirm Sufficient Rental Storage Capacity; By Creating A New Section 18-340, Entitled, "Employees And Valet Operators Code Of Conduct" That Establishes The Code Of Conduct Standards For Valet Operators And Their Employees; By Creating A New Section 18-341, Entitled, "Operation Of Service," Which Requires The Identification Of Rented Spaces, Ramping, On-Call Valet Ramps, Storage And Valet Parking Street Furniture; By Creating A New Section 18-342, Entitled, "Exceptions," That Permits Valet Service In Residential Zoned Areas; By Creating A New Section 18-343, Entitled, "Penalties And Enforcement, Fine Schedule, Right Of Appeal," And Further Amending Division 3, Entitled, "Rentals," By Amending Section 18-361, Entitled, "Rental And Operation Of Municipal Parking Spaces," Which Modifies The Permissible Operations Of Public Spaces For Ramping; And The Deletion Of Section 18-362, Entitled, "Rental Of Additional Parking For Storage Of Vehicles," Providing For Repealer, Severability, Codification, And An Effective Date. **10:35 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Parking) (First Reading on July 8, 2015 - R5Q)

ACTION: Ordinance [2015-3963](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Wolfson as amended with five minutes unoccupied, and bring back if not working; seconded by Commissioner Grieco; Ballot-vote: 6-1. Opposed Vice-Mayor Malakoff.

September 2, 2015

R5I An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article II, Entitled "City Commission," By Amending Section 2-12, Entitled "Meeting Agendas," By Amending The Requirements And Procedures Relating To City Commission Meetings And Agenda; Providing For Repealer, Severability, Codification, And An Effective Date. **10:40 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Office of the City Attorney) (First Reading on July 8, 2015 - R5R)

ACTION: Ordinance [2015-3964](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Weithorn; Ballot-vote: 7-0.

September 30, 2015

R5A An Ordinance Amending Ordinance No. 1605, The Unclassified Employees Salary Ordinance Of The City Of Miami Beach, Florida, As Follows: Providing For The Classifications In Group VII, Comprised Of At-Will Employees Commonly Referred To As "Unclassified Employees"; Revising The Pay Range For The City Manager And The City Attorney To Reflect The 3 Percent Cost Of Living Adjustment That Went Into Effect October 1, 2014; Adjusting The Pay Range For The Assistant Director-Public Works, Auditor, Tax Auditor, Senior Auditor, Assistant Internal Auditor, Asset Manager, Assistant Director-Human Resources, Construction Manager, Management And Budget Analyst, Agenda Coordinator, Transportation Manager And Financial Analyst; Establishing The Following Newly Created Classifications: Assistant To The City Attorney, CAO Paralegal Specialist, Beach Maintenance Director, Administrative Officer-City Manager's Office, Administrative Officer-Planning Department, Assistant Emergency Management Director, Capital Projects Director For The Convention Center District, Assistant Director-Parking Services Compliance, Employee Benefits Manager, Fire Administrative Services Manager, Greenspace Division Director, Fire Inspection Supervisor, Fire Communications Manager, Procurement Contracting Analyst, Streets And Street Lighting Superintendent, Parks And Recreation Projects Coordinator, Parks And Recreation Project Supervisor, Clerk Of Boards, Emergency Management Technician, Police Accreditation Manager, Grants Management Specialist, Rapid Response Team And Excellence Program Assessor; Reclassifying From Development Coordinator To Marketing, Tourism And Development Manager; Grants Manager To Grants Officer, From City Surveyor To City Surveyor Manager, Chief Protection Analyst To Fire Protection Analyst Section Manager, From Streets, Lighting And Stormwater Superintendent To Stormwater Superintendent, Parks Superintendent To Greenspace Superintendent, From Procurement Coordinator To Procurement Contracting Officers I And II, Senior Procurement Specialist To Procurement Contracting Officer III And From Leasing Specialist To Real Estate Asset Specialist; Deleting The Following Obsolete Classifications: Affirmative Action Officer, Assistant Director-Neighborhood Services, Development And MBTV Director, Structural Engineer, Employment Supervisor, Historic Preservation Coordinator, PSCU Administrator, Quality Assurance Manager, Quality Assurance Officer, Quality Assurance Coordinator, Senior Business Manager, Housing Manager, Neighborhood Services Projects Administrator, Project Planner/Designer, Public Safety Communications Unit Director, Senior Code Compliance Administrator, Implementation Services Manager, Special Events Liaison, Police Public Information Officer, Elder Affairs Coordinator, Grants Manager, Development Coordinator And Grants Specialist, Requiring That The City Commission Be Informed Whenever An Unclassified Employee Is Hired At An Annual Salary Of \$75,000 Or More; And Providing For Repealer, Severability, And An Effective Date. **5:04 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Human Resources) (First Reading on September 10, 2015 - R5A)

ACTION: Ordinance No. [2015-3965](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to approve the Ordinance; seconded by Vice-Mayor Tobin; Ballot vote: 6-0; Absent: Mayor Levine.

September 30, 2015

R5B An Ordinance Amending The Code Of The City Of Miami Beach, By Amending Chapter 106, Entitled "Traffic And Vehicles," By Amending Article II, Entitled "Metered Parking," By Amending Division 1, Entitled "Generally," By Amending Section 106-55, Entitled "Parking Rates, Fees, And Penalties;" By Amending Parking Meter Rates And Time Limits; Municipal Parking Garage And Preferred Parking Lot Rates And Penalties; Regulations Regarding A Facility Specific Monthly Parking Permit Program, Reserved/Restricted Commercial On-Street Permit Parking, And Valet Storage Spaces; And Amending The Regulations And Fees For Metered Parking Space Rental And Parking Space Removal; Amending The Regulations Regarding The Residential Parking Program; Amending The Exceptions To Section 106-55 To Provide For A Mobile Phone Payment Service And Eliminating The Smart Card Program; And Establishing A Residential Parking Visitor Permit; Providing For Codification, Repealer, Severability, And An Effective Date. **5:05 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Parking) (First Reading on September 10, 2015 - R5B)

ACTION: Ordinance No. [2015-3966](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn to approve the Ordinance; seconded by Vice-Mayor Tobin; Ballot vote: 7-0.

September 30, 2015

R5C An Ordinance Amending Appendix A, Entitled "Fee Schedule," To Chapter 110 Of The Miami Beach City Code, Entitled "Utilities," Article IV, Entitled "Fees, Charges, Rates And Billing Procedure," Division 2, Entitled "Rates, Fees And Charges," Section 110-166, Entitled "Schedule Of Water Rates And Tapping Charges," And Section 110-168, Entitled "Sanitary Sewer Service Charge," To Increase The Rate For Water Service Charges In Excess Of The Minimum Service Charge; And To Increase The Sanitary Sewer Service Charge By The Same Percentage Enacted By Miami-Dade Water And Sewer Department (WASD) Pursuant To Section 110-168; Providing For Codification, Repealer, Severability, And An Effective Date. **5:06 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Jonah Wolfson) (Legislative Tracking: Public Works) (First Reading on September 10, 2015 - R5C)

ACTION: Ordinance No. [2015-3967](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. See votes for amendments.

October 14, 2015

R5A An Ordinance Amending Miami Beach City Code Chapter 82, Entitled "Public Property," By Amending Article IV Thereof Entitled "Uses In Public Right-Of-Way," By Amending Section 82-383, Entitled "Permit Fee; Penalties For Late Payments; Review Of Fee; Exception," By Amending Subsection (a) Thereof To Abate Sidewalk Café Fees For Businesses North Of 63rd Street, Through And Including September 30, 2017; Providing For Repealer, Codification, Severability, And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Vice-Mayor Edward L. Tobin) (Legislative Tracking: Public Works) (First Reading on September 2, 2015 - R5K)

ACTION: Ordinance [2015-3968](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot-vote: 5-0; Absent: Vice-Mayor Tobin and Commissioner Wolfson.

October 14, 2015

R5B Amend Penalties For Franchise And Permit Fees Not Paid To The City By Private Waste And Specialty Contractors

An Ordinance Amending Chapter 90 Of The Code Of The City Of Miami Beach, Entitled "Solid Waste," By Amending Article IV, Entitled "Private Waste Contractors," By Amending Division 3, Entitled "Franchise," By Amending Section 90-225, Entitled "Failure To Pay Franchise Fee," To Amend The Penalties For Failure To Pay Franchise Fees; And By Amending Division 4, Entitled "Specialty Contractors," By Amending Section 90-278, Entitled "Fees And Requirements," To Amend The Penalties

For The Failure To Pay Permit Fees; Providing For Repealer; Severability; Codification; And An Effective Date. **10:05 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Budget & Performance Improvement) (First Reading on September 2, 2015 - R5L) **ACTION:** Ordinance [2015-3969](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Steinberg; Ballot-vote: 5-0; Absent: Vice-Mayor Tobin and Commissioner Wolfson.

October 14, 2015

R5C An Ordinance Amending Part I, Subpart B, Article IX, Related Special Acts, Of The Miami Beach City Code Entitled "Pension System For Disability And Retirement Of Members Of Police And Fire Departments"; Amending The Pension System To Comply With Applicable Provisions Of The Internal Revenue Code And Regulations Thereunder; Amending Section 62, Entitled "Definitions"; Amending Section 63, Entitled "Source Of Monies For Fund; Computation Of Liability; Use And Investment Of Fund"; Amending Section 66, Entitled "Service And Disability Benefits Generally"; Amending Section 70, Entitled "Return Of Contribution"; Amending Section 79, Entitled "Deferred Retirement Option Plan"; Amending Section 82, Entitled "Military Service"; Amending Section 83, Entitled "Limitations On Benefits"; Amending Section 84, Entitled "Distribution Limitation"; Amending Section 85, Entitled "Distribution To Retirement Plan"; Providing For Severability; Repealing All Ordinances In Conflict Therewith; And Providing An Effective Date. **10:10 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Deede Weithorn) (Legislative Tracking: Human Resources) (First Reading on September 2, 2015 - R5M)

ACTION: Ordinance [2015-3970](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Malakoff; Ballot-vote: 5-0; Absent: Vice-Mayor Tobin and Commissioner Wolfson.

October 14, 2015

SUPPLEMENTAL MATERIAL 4: Memorandum & Ordinance

R5F An Ordinance Amending Chapter 142 Of The Miami Beach City Code, Entitled "Zoning Districts And Regulations," By Amending Article IV, Entitled "Supplementary District Regulations"; By Amending Division 3, Entitled "Supplementary Use Regulations"; By Amending Subsection (5), To Require Transient Guest(s) Or Occupant(s) To Register At The Suite Hotel; Providing For Codification, Repealer, Severability, And An Effective Date. **10:25 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Office of the City Attorney) (First Reading on September 2, 2015 - R5P)

ACTION: Ordinance [2015-3971](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Weithorn; Ballot vote: 5-0. Absent: Vice-Mayor Tobin and Commissioner Wolfson.

October 14, 2015

R5G An Ordinance Amending Chapter 90 Of The Code Of The City Of Miami Beach, Entitled "Solid Waste," By Amending Article II, Entitled "Administration," By Amending Section 90-39 Thereof, Entitled "Fine Schedule For Violations Issued And Applied To Owners, Agents, Tenants, Occupants, Operators Or Managers, Or Persons Responsible For The Violation," To Amend The Fine Schedules Therein; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:35 a.m. Second Reading Public Hearing** (Sponsored by Deede Weithorn) (Legislative Tracking: Code Enforcement) (First Reading on September 2, 2015 - R5Q)

ACTION: Ordinance [2015-3972](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Grieco; Ballot vote: 5-0. Absent: Vice-Mayor Tobin and Commissioner Wolfson.

October 14, 2015

R5H An Ordinance Amending Chapter 50 Of The Miami Beach City Code, Entitled "Fire Prevention And Protection," Section 50-8(h) Entitled "Fire Alarms, Regulations, Penalties, Enforcement" To Correct A Scrivener's Error Replacing "Fire Inspector" With "Fire Department" As The Entity Allowed To Issue False Alarm Citations; Providing For Repealer; Codification; Severability; And An Effective Date. **10:40 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Fire) (First Reading on September 30, 2015 - R5E)

ACTION: Ordinance [2015-3973](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Weithorn; Ballot vote: 5-0. Absent: Vice-Mayor Tobin and Commissioner Wolfson.

October 14, 2015

R5I Washington Avenue Zoning Incentives

An Ordinance Amending The Land Development Regulations (LDRs) Of The City Code, By Amending Chapter 142, "Zoning Districts And Regulations," Article II, "District Regulations," Division 5, "CD-2 Commercial, Medium Intensity District," To Establish Section 13-309, "Washington Avenue Development Regulations And Area Requirements," To Modify The Development Regulations For Properties Fronting Washington Avenue Between 6th Street And Lincoln Road; By Amending Chapter 130, "Off-Street Parking," Article II, "Districts; Requirements," To Establish Parking District 7 To Modify The Parking Requirements For The Properties Fronting Washington Avenue Between 6th Street And Lincoln; Providing For Codification; Repealer; Severability; And An Effective Date. **5:01 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading Public Hearing on September 2, 2015 - R5E)

ACTION: Ordinance [2015-3974](#) adopted as amended. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Wolfson, seconded by Commissioner Grieco to approve the proposed Ordinance as amended. Ballot vote: 5-1. Opposed: Mayor Levine. Absent: Vice-Mayor Tobin.

October 28, 2015

R5A An Ordinance Amending The Code Of The City Of Miami Beach By Amending Chapter 102, Entitled "Taxation," By Amending Article IV, Entitled "Resort Tax," By Amending Section 102-307, Entitled "Imposition Of Tax; Rate," By Amending Subsection A Thereof Regarding The Rate Of The Tax To Be Paid On The Rent Of Every Occupancy Of A Room Or Rooms In Any Hotel, Motel, Roominghouse, Or Apartment House In The City, Pursuant To Section 5.03(B) Of The City Charter; Providing For Repealer, Severability, Codification, And An Effective Date. **5:01 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Finance) (First Reading on October 21, 2015 - R5B)

ACTION: Ordinance [2015-3975](#) adopted. Title of the ordinance read into the record. Public Hearing held. Motion made by Commissioner Weithorn; seconded by Commissioner Grieco; Ballot-vote: 6-0. Absent: Commissioner Malakoff.

December 9, 2015

R5A Consolidation & Standardizing Of Notification Procedures, And Rehearing & Appeal Procedures

1. An Ordinance Creating Section 118-8 Entitled "Notice Procedures" At Chapter 118, "Administration And Review Procedures," In Order To Consolidate And Standardize The Notice Provisions From The Various Subsections Of The Land Development Code In One Section; Amending And/Or Striking The Various Notice Provisions From Article II "Boards," Division 5 "Board Of Adjustment" At Section 118-134; Article IV "Conditional Use Procedure" At Section 118-193; Article VI "Design Review Procedures" At Section 118-254; Article X "Historic Preservation" Division 3 "Issuance Of Certificate Of Appropriateness/Certificate To Dig/Certificate Of Appropriateness For Demolition" At

Section 118-563; And Division 4 "Designation" At Section 118-591; Providing For Repealer; Severability; Codification; And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning) (First Reading on October 14, 2015 - R5L1)

ACTION: Ordinance [2015-3976](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Malakoff; Ballot-vote: 7-0.

December 9, 2015

2. An Ordinance Consolidating And Standardizing The Rehearing And Appeal Procedures, Including Administrative Appeals And Quasi-Judicial Applications Before Historic Preservation Board, Board Of Adjustment, Planning Board, And Design Review Board, By Creating The Following Sections: Chapter 118, "Administration And Review Procedures," At Section 118-9, Entitled "Appeal And Rehearing Procedures"; And Amending Article II "Boards" Division 3 "Design Review Board" At Section 118-71; Division 5 "Board Of Adjustment" At Sections 118-134, 118-136, 118-137, 118-138; Article IV "Conditional Use Procedure" At Sections 118-193, And 118-197; Article VI "Design Review Procedures" At Sections 118-258, 118-260, 118-261, 118-262, 118-263; Article VIII "Procedures For Variances And Administrative Appeals" At Sections 118-352 And 118-358; Article IX "Nonconformances" At Sections 118-395 And 118-397; Article X "Historic Preservation"; Division 2 "Historic Preservation Board Review Of Projects" At Sections 118-532, 118-536, And 118-537; Division 3 "Issuance Of Certificate Of Appropriateness/Certificate To Dig/ Certificate Of Appropriateness For Demolition" At Sections 118-563, 118-564, 118-565; Division 5 "Single-Family Ad Valorem Tax Exemption" At Section 118-609; Chapter 142, "Zoning Districts And Regulations" At Article II "District Regulations," Division 2 "RS-1, RS-2, RS-3, RS-4 Single Family Residential Districts At Section 142-108 In Order To Remove Any Conflicts With Newly Created Section 118-9; Providing For Repealer; Severability; Codification; And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning) (First Reading on October 14, 2015 - R5L2)

ACTION: Ordinance [2015-3977](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Malakoff; Ballot-vote: 7-0.

December 9, 2015

R5B Land Development Regulations Fee Structure And Permitting Fees

1. An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, Florida; By Amending Chapter 114 Entitled "General Provisions," At Section 114-7; Chapter 118 Entitled "Administration And Review Procedures," Article I Entitled "In General", At Sections 118-3 And 118-6, Article III Entitled "Amendment Procedure", At Section 118-162, Article IV Entitled "Conditional Use Procedure," At Section 118-193 And 118-196, Article VI Entitled "Design Review Procedures," At Sections 118-253 And 118-255, Article VII Entitled "Division Of Land/Lot Split," At Section 118-321, Article VIII Entitled "Procedure For Variances And Administrative Appeals," At Sections 118-353 And 118-357, Article IX Entitled "Nonconformances," At Section 118-399, Article X Entitled "Historic Preservation," At Sections 118-562, 118-563, 118-564, And 118-591; Chapter 138, Entitled "Signs," At Sections 138-135 And 138-136; Chapter 142, Entitled "Zoning Districts And Regulations," At Section 142-108; And Further Amending Chapter 118, Entitled "Administration And Review Procedures," To Create Section 118-7 And 118-8; Updating And Consolidating The Sections Of The Land Development Regulations Requiring The Assessment Of Fees In Order To Improve Predictability, Transparency And Efficiency Of The Code; Providing For Repealer, Severability, Codification, And An Effective Date. **10:05 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning/Building/Fire/Public Works) (First Reading on October 14, 2015 - R5N1)

ACTION: Ordinance [2015-3978](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot-vote: 7-0.

December 9, 2015

2. An Ordinance Amending The Code Of The City Of Miami Beach, Florida, Amending Appendix A, "Fee Schedule" To Revise Building, Fire, Planning, And Public Works Fees Charged For Services Related To Land Development And Permitting; Providing For Repealer, Severability, Codification And An Effective Date. **10:05 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning/Building/Fire/Public Works)
(First Reading on October 14, 2015 - R5N2)

ACTION: Ordinance [2015-3979](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Rosen Gonzalez; seconded by Commissioner Grieco; Ballot-vote: 7-0.

December 9, 2015

3. An Ordinance Amending Chapter 14, "Building Regulations," Division 2, "Permit Fees," At Sections 14-61, 14-62, 14-66, 14-67, 14-68, 14-70, And 14-72; Chapter 15, "Zoning Review Fee Associated With The Building Permit Process," Article II, "Zoning Review Fees Associated With The Building Permit Process," At Sections 15-31, 15-32, 15-33, 15-34, 15-35, 15-36, And 15-37; Chapter 50, "Fire Prevention And Protection," At Sections 50-3, 50-4, 50-5, 50-6, 50-7, And 50-8; Chapter 66, "Marine Structures, Facilities And Vehicles," Article III, "Piers, Docks And Boat Ramps," At Section 66-114; Chapter 86, "Sales," Division 2, "Permit," At Section 86-56; Chapter 98, "Streets And Sidewalks," Article III, "Excavations," Division 2, "Permit," At Sections 98-93 And 98-94; Further Amending Chapter 50, "Fire Prevention And Protection," To Create Sections 50-9, 50-10, 50-11, 50-12, 50-13, 50-14, And 50-15; Chapter 98, "Streets And Sidewalks," Article III, "Excavations," Division 2, "Permit," To Create Sections 98-95, 98-96, 98-97, 98-98, 98-99, And 98-100; Updating And Consolidating The Sections Of The City Code Of Ordinances That Require The Assessment Of Fees For Permitting Services In Order To Improve Predictability, Transparency And Efficiency Of The Code; Providing For Repealer, Severability, Codification, And An Effective Date. **10:05 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning/Building/Fire/Public Works)
(First Reading on October 14, 2015 - R5N3)

ACTION: Ordinance [2015-3980](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot-vote: 7-0.

December 9, 2015

R5C An Ordinance Amending Chapter 46 Of The Code Of The City Of Miami Beach, Entitled "Environment," By Amending Article III, Entitled "Litter," By Amending Division 1, Entitled "Generally," By Amending Section 46-92 To Amend The Enforcement And Penalty Provisions For Violations Of Subsections (b), (c), (d), And (e), By Increasing Penalties For Violations Of Subsections (b), (c), (d), And (e), And Imposing Criminal Penalties For Violations Of Subsection (b) On Beaches, Parks, Marinas, Piers, Docks, And Boat Ramps; To Amend Provisions In Subsections (l) And (m) Regarding Appeals From Violations; And To Amend The Provisions In Subsection (m) Regarding Liens For Unpaid Fines; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:10 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Grieco)_(Legislative Tracking: Environment & Sustainability) (Continued from October 14, 2015 - R5D)

ACTION: Ordinance [2015-3981](#) adopted as amended. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco to amend the Ordinance removing the criminal component, but adopting the fine schedule in Alternative B; seconded by Commissioner Steinberg. Ballot-vote: 4-3; Opposed: Commissioners Arriola, Rosen Gonzalez and Malakoff.

December 9, 2015

R5D An Ordinance Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public

Property,” By Amending Article IV, Entitled “Uses In Public Rights-Of-Way,” By Amending Division 5, Entitled “Sidewalk Cafes,” By Amending Subdivision II, Entitled “Permit,” By Amending Section 82-381 Thereof, Entitled “Permitted Areas; Conditional Permit; City Manager's Right To Remove Sidewalk Cafes,” By Requiring Display Of Prices For Food And Drink Menu Items Or Any Food And Drink Menu Specials, And Establishing A Notice Provision To Customers Regarding Any Automatic Gratuity Or Service Charge By The Operator Of The Sidewalk Café; By Amending Section 82-382 Thereof, Entitled “Application,” Mandating That A Sidewalk Café Application Be Denied For Failure To Have Food And Drink Menus Which Includes Prices For Food And Drink Menu Items, Food And Drink Menu Specials, Or Notification Of Any Automatic Gratuity Or Service Charge Imposed By The Sidewalk Café Operator; By Amending Section 82-385 Thereof, Entitled “Minimum Standards, Criteria, And Conditions For Operation Of Sidewalk Cafes,” By Prohibiting A Sidewalk Café To Operate Without Food And Drink Menus Which Show The Pricing For Any Food And Drink Menu Item Or Food And Drink Menu Special, And Fail To Notify Customers Of Any Automatic Gratuity Or Service Charge Imposed By The Sidewalk Café Operator; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:15 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Micky Steinberg) (Legislative Tracking: Office of the City Attorney) (First Reading on October 14, 2015 - R5K)

ACTION: Ordinance [2015-3982](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Steinberg; seconded by Commissioner Grieco; Ballot-vote: 7-0.

December 9, 2015

R5F Sunset Harbour CD-2 Entertainment Prohibition

An Ordinance Amending The Code Of The City Of Miami Beach, Florida By Amending Chapter 142, “Zoning Districts And Regulations,” Article II, “District Regulations,” Division 5, “CD-2 Commercial Medium Intensity District,” At Section 142-305, “Prohibited Uses,” By Adding Bars, Dance Halls, And Entertainment Establishments As Prohibited Uses Within The CD-2, Sunset Harbour Neighborhood, Generally Bounded By Purdy Avenue, 20th Street, Alton Road And Dade Boulevard; Providing For Codification; Repealer; Severability; Applicability; And An Effective Date. **10:25 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading Public Hearing on October 21 - R5A)

ACTION: Ordinance [2015-3983](#) adopted. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Rosen Gonzalez; Ballot-vote: 7-0.