

## September 27, 2016

R5 J SCHEDULE A MODIFICATION TO STORMWATER UTILITY ORDINANCE: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, 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, 2016; PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

### **5:11 p.m. Second Reading Public Hearing**

First Reading on September 14, 2016 - R5 AC

Public Works

Mayor Philip Levine

**ACTION: Ordinance [2016-4040](#) 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 Arriola; Ballot vote: 6-1; Opposed: Commissioner Rosen Gonzalez.

## September 27, 2016

R5 I AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 110 OF THE CODE OF THE CITY OF MIAMI BEACH ENTITLED "UTILITIES," ARTICLE IV, ENTITLED "FEES, CHARGES, RATES AND BILLING PROCEDURE," AT SECTION 110-166, ENTITLED "SCHEDULE OF WATER RATES AND TAPPING CHARGES;" AT SECTION 110-168, ENTITLED "SANITARY SEWER SERVICE CHARGE" ARE TO BE AMENDED; AND CREATING SECTION 110-171, ENTITLED "RATE INDEXING," IN ORDER TO ADJUST AND MODIFY HOW WATER AND SANITARY SEWER RATES ARE CALCULATED AND APPLIED; AND ALSO AMENDING APPENDIX A TO CHAPTER 110, ENTITLED "FEE SCHEDULE" TO INCREASE AND RESTRUCTURE THE WATER RATES AND SANITARY SEWER SERVICE CHARGES IMPOSED BY THE CITY PURSUANT TO SECTIONS 110-166, 110-168, AND 110-171; PROVIDING FOR CODIFICATION; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.

### **5:10 p.m. Second Reading Public Hearing**

First Reading on September 14, 2016 - R5 AB

Public Works

Commissioner Ricky Arriola

**ACTION: Ordinance [2016-4039](#) 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 Arriola; Ballot vote: 7-0.

## September 27, 2016

R5 G AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCE NO. 789, THE CLASSIFIED EMPLOYEES SALARY ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, AS FOLLOWS: PROVIDING FOR COST-OF-LIVING ADJUSTMENTS FOR THE CLASSIFICATIONS IN GROUP VI, BEING ALL OTHER CLASSIFICATIONS IN THE CLASSIFIED SERVICE NOT COVERED BY A BARGAINING UNIT; EFFECTIVE THE FIRST PAY PERIOD ENDING IN APRIL OF 2016, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF ONE PERCENT (1%), AND THE MINIMUM AND MAXIMUM OF EACH SALARY RANGE WILL ALSO BE INCREASED BY ONE PERCENT (1%); EFFECTIVE THE FIRST PAY PERIOD ENDING IN JULY OF 2017, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF THREE PERCENT (3%), AND THE MINIMUM AND MAXIMUM OF EACH SALARY RANGE WILL ALSO BE

INCREASED BY THREE PERCENT (3%); EFFECTIVE THE FIRST PAY PERIOD ENDING IN JULY OF 2018, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF THREE PERCENT (3%), AND THE MINIMUM AND MAXIMUM OF EACH SALARY RANGE WILL ALSO BE INCREASED BY THREE PERCENT (3%); PROVIDING FOR REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

**5:08 p.m. Second Reading Public Hearing**

First Reading on September 14, 2016 - R5 AH

Human Resources  
Mayor Philip Levine

**ACTION: Ordinance [2016-4038](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán to approve the Ordinance; seconded by Commissioner Rosen Gonzalez; Ballot vote: 7-0.

## **September 27, 2016**

R5F AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCE NO. 1605, THE UNCLASSIFIED EMPLOYEES SALARY ORDINANCE; PROVIDING FOR COST-OF-LIVING ADJUSTMENTS (COLA) FOR ALL UNCLASSIFIED EMPLOYEES; REVISING THE SALARY RANGE FOR THE CITY MANAGER AND THE CITY ATTORNEY TO REFLECT THE COST-OF-LIVING ADJUSTMENTS; EFFECTIVE THE FIRST PAY PERIOD ENDING IN APRIL OF 2016, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF ONE PERCENT (1%), AND THE MINIMUM AND MAXIMUM OF EACH SALARY RANGE WILL ALSO BE INCREASED BY ONE PERCENT (1%); EFFECTIVE THE FIRST PAY PERIOD ENDING IN JULY OF 2017, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF THREE PERCENT (3%), AND THE MINIMUM AND MAXIMUM OF EACH SALARY RANGE WILL ALSO BE INCREASED BY THREE PERCENT (3%); EFFECTIVE THE FIRST PAY PERIOD ENDING IN JULY OF 2018, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF THREE PERCENT (3%), AND THE MINIMUM AND MAXIMUM OF EACH SALARY RANGE WILL ALSO BE INCREASED BY THREE PERCENT (3%); PROVIDING FOR REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

**5:07 p.m. Second Reading Public Hearing**

First Reading on September 14, 2016 - R5 AG

Human Resources  
Mayor Philip Levine

**ACTION: Ordinance [2016-4037](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán to approve the Ordinance; seconded by Vice-Mayor Grieco; Ballot vote: 7-0.

## **September 27, 2016**

R5 D AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY MIAMI BEACH, FLORIDA, AMENDING ORDINANCE NO. 789, THE CLASSIFIED EMPLOYEES SALARY ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, IN ACCORDANCE WITH THE NEGOTIATED COLLECTIVE BARGAINING AGREEMENT, PROVIDING FOR QUALIFYING INCUMBENTS IN THE CLASSIFICATIONS IN GROUP II, REPRESENTED BY THE FRATERNAL ORDER OF POLICE (FOP) WILLIAM NICHOLS LODGE NO. 8., AS FOLLOWS: EFFECTIVE THE FIRST PAY PERIOD ENDING IN APRIL OF 2016, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF ONE PERCENT (1%), AND THE MINIMUM AND MAXIMUM OF EACH BI-WEEKLY SALARY RANGE WILL ALSO BE INCREASED BY ONE PERCENT (1%); EFFECTIVE THE FIRST PAY PERIOD ENDING IN JULY OF 2017, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF THREE PERCENT (3%), AND THE MINIMUM AND MAXIMUM OF EACH BI-WEEKLY SALARY RANGE WILL ALSO BE INCREASED BY THREE

PERCENT (3%); EFFECTIVE THE FIRST PAY PERIOD ENDING IN JULY OF 2018, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF THREE PERCENT (3%), AND THE MINIMUM AND MAXIMUM OF EACH BI-WEEKLY SALARY RANGE WILL ALSO BE INCREASED BY THREE PERCENT (3%); EFFECTIVE OCTOBER 1, 2015, ADDING ONE ADDITIONAL STEP, STEP (I), TO THE PAY RANGE FOR THE CLASSIFICATION OF DETENTION OFFICER; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY, AND AN EFFECTIVE DATE.

**5:05 p.m. Second Reading Public Hearing**

First Reading on September 14, 2016 - R5 U

Human Resources

Commissioner Joy Malakoff

**ACTION: Ordinance [2016-4036](#) 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 27, 2016

R5 C PENSION FUND FOR FIREFIGHTERS AND POLICE OFFICERS:

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, 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 IMPLEMENT THE COLLECTIVE BARGAINING AGREEMENT WITH THE FIRE FIGHTERS OF MIAMI BEACH, IAFF LOCAL 1510, FOR THE PERIOD OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2018, AND THE COLLECTIVE BARGAINING AGREEMENT WITH THE POLICE OFFICERS OF MIAMI BEACH, FOP WILLIAM NICHOLS LODGE NUMBER 8, FOR THE PERIOD OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2018; AMENDING SECTION 62, ENTITLED "DEFINITIONS"; AMENDING SECTION 65, ENTITLED "COMPUTATION OF CREDITABLE SERVICE; SERVICE RECORD"; AMENDING SECTION 66, ENTITLED SERVICE AND DISABILITY BENEFITS GENERALLY; AMENDING SECTION 79, ENTITLED "DEFERRED RETIREMENT OPTION PLAN"; AMENDING SECTION 82, ENTITLED "MILITARY SERVICE"; AMENDING SECTION 87, ENTITLED "BENEFITS FOR MEMBERS HIRED ON OR AFTER JULY 14, 2010"; AMENDING SECTION 88, ENTITLED BENEFITS FOR MEMBERS HIRED ON OR AFTER SEPTEMBER 30, 2013; CREATING A NEW SECTION 89, ENTITLED "BENEFITS FOR MEMBERS HIRED ON OR AFTER [DATE OF RATIFICATION OF COLLECTIVE BARGAINING AGREEMENT]"; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

**5:04 p.m. Second Reading Public Hearing**

First Reading on September 14, 2016 - R5 AE

Human Resources

Commissioner Joy Malakoff

**ACTION: Ordinance [2016-4035](#) 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 27, 2016

R5 B AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE MIAMI BEACH HUMAN RIGHTS ORDINANCE (ORDINANCE NO. 2010-3669), BY AMENDING CHAPTER 62, ENTITLED "HUMAN RELATIONS," BY AMENDING ARTICLE II, ENTITLED "DISCRIMINATION," BY AMENDING DIVISIONS 1-4, ENTITLED "GENERALLY," "ADMINISTRATION," "REGULATIONS," AND "EXCEPTIONS," BY AMENDING SECTIONS 62-31, ENTITLED "DEFINITIONS;" 62-33, ENTITLED "PURPOSE; DECLARATION OF POLICY;" 62-37, ENTITLED "DUTIES AND

POWERS;" 62-59, ENTITLED "INFORMATION ON COMPLAINT;" 62-86, ENTITLED "DISCRIMINATION IN EMPLOYMENT;" 62-87, ENTITLED "DISCRIMINATION IN PUBLIC ACCOMMODATIONS;" 62-88, ENTITLED "DISCRIMINATION IN HOUSING;" 62-88.1, ENTITLED "DISCRIMINATION IN PUBLIC SERVICES;" 62-90, ENTITLED "MUNICIPAL FACILITIES;" 62-91, ENTITLED "MUNICIPAL FUNDS;" 62-111, ENTITLED "EMPLOYMENT;" AND 62-112, ENTITLED "HOUSING;" TO AMEND THE PROTECTED CLASSES WITHIN THE ORDINANCE TO INCLUDE THE FOLLOWING CATEGORIES: ANCESTRY, HEIGHT, WEIGHT, DOMESTIC PARTNER STATUS, LABOR ORGANIZATION MEMBERSHIP, FAMILIAL SITUATION, AND POLITICAL AFFILIATION; AND BY AMENDING THOSE SAME SECTIONS TO PROVIDE THAT THE HUMAN RIGHTS ORDINANCE SHALL APPLY TO ACTUAL AND PERCEIVED MEMBERSHIP IN A PROTECTED CLASS; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

**4:02 p.m. Second Reading Public Hearing**

Office of the City Attorney

Deferred from September 14, 2016 - R5 AK Commissioner John Elizabeth Aleman

**ACTION: Ordinance 2016-4034 adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán to approve the Ordinance; seconded by Commissioner Rosen Gonzalez; Ballot vote: 7-0.

## September 27, 2016

R5 A OFF-STREET PARKING REGULATIONS:

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, BY AMENDING CHAPTER 130, "OFF-STREET PARKING," ARTICLE I, "IN GENERAL," ARTICLE III, "DESIGN STANDARDS," ARTICLE V, "FEE IN LIEU OF PARKING PROGRAM," ARTICLE VI, "PARKING CREDIT SYSTEM," ARTICLE VII, "SURPLUS AND UNDER-UTILIZED PARKING SPACES," AND ARTICLE IX, "VALET AND TANDEM PARKING", BY AMENDING AND CLARIFYING STANDARDS AND PROCEDURES FOR OFF-STREET PARKING REQUIREMENTS; PROVIDING CODIFICATION; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.

**4:01 p.m. Second Reading Public Hearing** Planning Deferred from September 14, 2016 - R5D Vice-Mayor Michael Grieco

**ACTION: Ordinance 2016-4033 adopted as amended.** Title of the Ordinance read into the record. Public Hearing held. Item referred to the Land Use and Development Committee. Motion made by Commissioner Malakoff to approve as amended; seconded by Vice-Mayor Grieco; Ballot vote: 7-0.

## September 14, 2016

R5 Q AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA AMENDING CHAPTER 2 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "ADMINISTRATION," BY AMENDING ARTICLE III, ENTITLED "AGENCIES, BOARDS, AND COMMITTEES," BY AMENDING DIVISION 15, ENTITLED "MIAMI BEACH SISTER CITIES PROGRAM" AND DIVISION 16, ENTITLED "MIAMI BEACH YOUTH COMMISSION" TO REMOVE "MIAMI BEACH" FROM THE NAME OF THE SISTER CITIES PROGRAM AND THE YOUTH COMMISSION; AND, FURTHER AMENDING CHAPTER 62, ENTITLED "HUMAN RELATIONS," BY AMENDING ARTICLE II, ENTITLED "DISCRIMINATION," BY AMENDING DIVISION I, ENTITLED "GENERALLY", BY AMENDING SECTION 62-34 THEREOF, ENTITLED "CITY OF MIAMI BEACH HUMAN RIGHTS COMMITTEE ESTABLISHED," TO REMOVE "CITY OF MIAMI BEACH" FROM THE NAME OF

THE COMMITTEE; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

**3:05 p.m. Second Reading Public Hearing**

First Reading July 13, 2016 - R5Q

Office of the City Attorney

Commissioner John Elizabeth Alemán

**ACTION: Ordinance [2016-4032](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Arriola; Ballot-vote: 5-0; Absent: Mayor Levine and Commissioner Malakoff.

## September 14, 2016

R5 K AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING ORDINANCE NO. 789, THE CLASSIFIED EMPLOYEES SALARY ORDINANCE OF THE CITY OF MIAMI BEACH, FLORIDA, IN ACCORDANCE WITH THE NEGOTIATED COLLECTIVE BARGAINING AGREEMENT, PROVIDING FOR QUALIFYING INCUMBENTS IN THE CLASSIFICATIONS IN GROUP III, REPRESENTED BY THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS (IAFF), LOCAL 1510, AS FOLLOWS: EFFECTIVE THE FIRST PAY PERIOD ENDING IN APRIL OF 2016, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF ONE PERCENT (1%), AND THE MINIMUM AND MAXIMUM OF EACH BI-WEEKLY SALARY RANGE WILL ALSO BE INCREASED BY ONE PERCENT (1%); EFFECTIVE THE FIRST PAY PERIOD ENDING IN JULY OF 2017, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF THREE PERCENT (3%), AND THE MINIMUM AND MAXIMUM OF EACH BI-WEEKLY SALARY RANGE WILL ALSO BE INCREASED BY THREE PERCENT (3%); EFFECTIVE THE FIRST PAY PERIOD ENDING IN JULY OF 2018, THERE SHALL BE AN ACROSS-THE-BOARD COST-OF-LIVING ADJUSTMENT (COLA) OF THREE PERCENT (3%), AND THE MINIMUM AND MAXIMUM OF EACH BI-WEEKLY SALARY RANGE WILL ALSO BE INCREASED BY THREE PERCENT (3%); PROVIDING FOR REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE.

**10:50 am. Second Reading Public Hearing**

First Reading July 13, 2016 - R5 O

Human Resources

Commissioner Joy Malakoff

**ACTION: Ordinance [2016-4031](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Arriola; Ballot-vote: 5-0; Absent: Mayor Levine and Commissioner Malakoff.

## September 14, 2016

R5 J AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA AMENDING CHAPTER 31 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "PURCHASING," BY CREATING ARTICLE III, TO BE ENTITLED "LOCAL WORKFORCE PARTICIPATION PROGRAM FOR CITY CONSTRUCTION CONTRACTS," TO ESTABLISH WORKFORCE PARTICIPATION GOALS AND REPORTING REQUIREMENTS FOR CITY CONSTRUCTION CONTRACTS IN EXCESS OF \$1,000,000 FOR THE CONSTRUCTION, DEMOLITION, ALTERATION AND/OR REPAIR OF CITY BUILDINGS, CITY PUBLIC WORKS, AND BUILDINGS OR IMPROVEMENTS LOCATED ON CITY-OWNED LAND; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

**10:45 am. Second Reading Public Hearing**

First Reading July 13, 2016 - R5P

Procurement/City Attorney

Commissioner Micky Steinberg

**ACTION: Ordinance [2016-4030](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Steinberg; seconded by Commissioner Alemán; Ballot-vote: 5-0; Absent: Mayor Levine and Commissioner Malakoff.

## September 14, 2016

R5 I BELOW GRADE FLOOR AREA— CONTRIBUTING BUILDINGS:

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, BY AMENDING CHAPTER 114, "GENERAL PROVISIONS," BY AMENDING THE DEFINITION OF FLOOR AREA; WHICH DEFINITION IS CONSISTENT WITH THE DEFINITION OF FLOOR AREA RATIO (FAR) AS EXISTED ON NOVEMBER 7, 2001, THUS ENSURING COMPLIANCE WITH SECTION 1.03(C) OF THE CHARTER; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

### **10:40 am. Second Reading Public Hearing**

Planning

First Reading July 13, 2016 - R5M

Commissioner John Elizabeth Alemán

**ACTION: Ordinance [2016-4029](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Arriola; Ballot-vote: 5-0; Absent: Mayor Levine and Commissioner Malakoff.

## September 14, 2016

R5 H TC NORTH BEACH TOWN CENTER DISTRICTS:

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, 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 20 "TC NORTH BEACH TOWN CENTER DISTRICTS", TO INCREASE THE ALLOWABLE HEIGHT FOR BUILDINGS IN THE TC-1 TOWN CENTER CORE DISTRICT TO 125 FEET AND TO MODIFY SETBACK REQUIREMENTS; PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE.

### **10:35 am. Second Reading Public Hearing**

Planning

First Reading July 13, 2016 - R5L

Commissioner John Elizabeth Alemán

**ACTION: Ordinance [2016-4028](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Rosen Gonzalez; Ballot-vote: 7-0.

## September 14, 2016

R5 F COMPREHENSIVE PLAN — PERIL OF FLOOD:

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE COMPREHENSIVE PLAN PURSUANT TO THE PROCEDURES IN SECTION 163.3184(3), FLORIDA STATUTES, BY MODIFYING CHAPTER 1, FUTURE LAND USE ELEMENT, TO ENCOURAGE THE USE OF LANDSCAPING TECHNIQUES THAT ENHANCE STORMWATER MANAGEMENT AND TO MODIFY THE LEVEL OF SERVICE FOR STORM SEWER CAPACITY; CHAPTER 5, INFRASTRUCTURE ELEMENT, TO REQUIRE THAT THE LAND DEVELOPMENT REGULATIONS INCLUDE A FREEBOARD REQUIREMENT FOR NEW CONSTRUCTION, TO MODIFY THE LEVEL OF SERVICE FOR DRAINAGE FACILITIES DESIGN STORM STANDARD, AND TO INCORPORATE THE USE OF STORMWATER STORAGE AND INFILTRATION IN INFRASTRUCTURE REPLACEMENT ACTIVITIES; CHAPTER 6, CONSERVATION/COASTAL ZONE MANAGEMENT ELEMENT TO ENCOURAGE THE USE OF HIGHLY WATER-ABSORBENT NATIVE PLANTS AND TO DESIGNATE THE CITY OF MIAMI BEACH AS AN ADAPTATION ACTION AREA (AAA) PURSUANT TO SECTION 163.3177(6)(G)(10), FLORIDA STATUTES; CHAPTER 8, INTERGOVERNMENTAL COORDINATION ELEMENT, TO REQUIRE COORDINATION BETWEEN AGENCIES ADDRESSING ISSUES RELATED TO

SEA LEVEL RISE AND CLIMATE CHANGE; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; TRANSMITTAL; REPEALER; SEVERABILITY; AND AN EFFECTIVE DATE.

**10:25 a.m. Second Reading Public Hearing**

Planning

First Reading PH July 13, 2016 - R5J

Commissioner Joy Malakoff

**ACTION: Ordinance [2016-4027](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Arriola; Ballot-vote: 6-0; Absent: Commissioner Malakoff.

## July 13, 2016

R5E An Ordinance Pertaining To The Subject Of A Six (6) Month Moratorium For The Two National Register Historic Districts Contained Within The North Beach Master Plan Study Area With The Following General Boundaries: (1) The “North Shore National Register District,” Generally Bounded By 73<sup>rd</sup> Street To The South, Dickens Avenue, Hawthorne Avenue And Crespi Boulevard To The West, 87<sup>th</sup> Street To The North, And Collins Court To The East; And (2) “Normandy Isles National Register District:” Generally Bounded By Biscayne Bay To The South, Ray Street, Rue Notre Dame And Rue Versailles To The West, Normandy Shores Golf Course To The North, And The Western Bulkhead Of Indian Creek To The East; Imposing A Temporary Moratorium Upon The Receipt Of Or Processing Of Applications, Permits Or Pending Approvals Pertaining To Demolition Of Contributing Structures Within The Two National Register Historic Districts Within The North Beach Master Plan Study Area; Providing For An Effective Date Retroactive To June 8, 2016; For Zoning In Progress Purposes, This Ordinance Shall Be Effective Upon First Reading Of This Ordinance, And No Applications For Demolition Within The Designated Area Shall Be Accepted By The City; Providing For Exceptions; Providing For Severability; Repeal Of Conflicting Ordinance Provisions; And Providing For An Expiration Date. **5:01 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Ricky Arriola & Co-sponsored by Commissioner Joy Malakoff) (Planning) (First Reading Public Hearing June 8, 2016 - R5G)

**ACTION: Ordinance [2016-4026](#) adopted** as amended with the effective date. Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Arriola; Ballot-vote: 7-0.

## July 13, 2016

R5D Miami Beach Panel Of Architects

An Ordinance Amending The Land Development Regulations Of The Code Of The City Of Miami Beach, Florida, Chapter 118, “Administration And Review Procedures,” Article II, “Boards,” By Creating Section 118-33 To Establish The Miami Beach Panel Of Architects (“MBPOA”); And By Amending The Criteria And Procedural Thresholds For The Review And Approval Of New Single-Family Residential Construction By Authorizing The MBPOA To Conduct Certain Reviews; Creating Division 6, Entitled “Miami Beach Panel Of Architects,” At Sections 118-139 Through 118-156, Providing For Purpose, Composition Of Board, Membership, Qualifications, Quorum, Meeting Procedures, Powers And Duties, Fees And Applications; Amending Section 118-8, Entitled “Notice Procedures For Quasi-Judicial, Public Hearing Quasi-Judicial Land Use Board Actions” To Include Notice Procedures For Proceedings Before The MBPOA; And Amending Section 118-9, Entitled “Rehearing And Appeal Procedures,” To Provide Procedures For Appeals From The MBPOA; Providing For Codification; Repealer; Severability; And An Effective Date. **10:15:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on June 8, 2016 - R5M)

**ACTION: Ordinance [2016-4025](#) adopted.** Title of the Ordinance read into the record. Item heard in conjunction with R7AA. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Alemán; Ballot-vote: 6-1. Opposed: Commissioner Steinberg.

## July 13, 2016

R5C An Ordinance Amending Miami Beach City Code Chapter 2, Article VII, Division 3 Entitled "Lobbyists," Section 2-482(a)(4) Thereof, By Requiring A Lobbyist Who Has Within The Past Election Cycle Provided Campaign Consulting Services To An Incumbent Member Of The City Commission To Disclose Such Particular Service On His/Her Lobbyist Registration Form And To Disclose Such Particular Service Orally Before Lobbying The City Commission At A Public Meeting, Providing Definitions, And Providing For Repealer, Severability, Codification, And An Effective Date. **10:10 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Kristen Rosen Gonzalez) (Legislative Tracking: Office of the City Attorney) (First Reading on June 8, 2016 - R5J1)

**ACTION: Ordinance [2016-4024](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Rosen Gonzalez; seconded by Commissioner Arriola; Ballot-vote: 7-0.

## July 13, 2016

R5B Hall For Hire Use In Museum 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 Multifamily Districts," Subdivision IV, "RM-2 Residential Multifamily, Medium Intensity," To Amend Section 142-213, "Conditional Uses," To Include Requirements Pertaining To Hall For Hire Uses For Properties Located Within The Locally Designated Museum Historic Preservation District; Providing For Repealer; Severability; Codification; And An Effective Date.

**10:05:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on June 8, 2016 - R5I)

**ACTION: Ordinance [2016-4023](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Alemán; Ballot-vote: 7-0.

## July 13, 2016

R5 A An Ordinance 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 82-1, Entitled "Conducting Business On Streets, Parks Or Other Public Property; Enforcement; Penalties; Unpaid Fines To Constitute Liens," By Creating Subsection (b) Which Expressly Prohibits Commercial Transactions, Activities Or Operations At Any Park, Boat Ramp, Beach, Structure Building Or Other Property Or Place Owned, Maintained Or Operated By The City; By Prohibiting Any Portion Of The Commercial Transaction, Activity Or Operation To Directly Or Indirectly Occur At Any Park, Boat Ramp, Beach, Structure Building Or Other Property Or Place Owned, Maintained Or Operated By The City; By Modifying Subsection (c), Which Amends The Existing Exemption Authority Of The City Manager For The Rendering Of Service To The Public; And Creating An Additional Exemption To The Prohibitions Set Forth In Section 82-1(a) And (b), That Would Require The City Commission To Approve A Concession Agreement Authorizing Commercial Activities Or Operations; And By Creating Subsection (d), Which Is A New Enforcement And Penalty Provision For Violations, Limiting The Authority Of The Special Master, And Increasing The Monetary Fines; Providing For Repealer, Severability, Codification, And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Vice-

Mayor Michael Grieco) (Legislative Tracking: Parks & Recreation) (First Reading on May 11, 2016 - R5N)

**ACTION: Ordinance [2016-4022](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Vice-Mayor Grieco; Ballot-vote: 7-0.

## June 8, 2016

R5H Ocean Terrace Overlay - LDR Amendments

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 10 "Ocean Terrace Overlay", To Modify The Applicable Setbacks And Allowable Encroachments, Increase The Allowable Height To 235 Feet For Residential Uses And 125 Feet For Hotel Uses, To Limit The Maximum Floorplate Of The Tower Portion Of New Buildings, To Provide A Minimum Building Separation For The Tower Portion Of New Buildings, To Modify The Allowable Main, Conditional, Accessory And Prohibited Uses; Providing For Repealer; Severability; Codification; And An Effective Date. **5:01 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on May 11, 2016 - R5D)

**ACTION: Ordinance [2016-4021](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Arriola; Ballot-vote: 6-1; Opposed: Commissioner Rosen Gonzalez.

## June 8, 2016

R5F An Ordinance Amending Chapter 18 Of The City Code, Entitled "Businesses," By Adding Article XVII, Entitled "City Minimum Living Wage," To Provide For Implementation Of A City-Wide Minimum Hourly Wage; And Amending Chapter 102 Of The City Code, Entitled "Taxation," By Amending Section 102-371, Entitled "Application Procedures[,]" By Adding A Subsection Entitled "(j) Compliance With City Minimum Living Wage" And Providing For Repealer, Severability, Codification, And An Effective Date. **10:25 a.m. Second Reading Public Hearing** (Sponsored by Mayor Philip Levine & Co-Sponsored by all the Members of the City Commission) (Legislative Tracking: Office of the City Attorney) (First Reading May 11, 2016 - R5P)

**ACTION: Ordinance [2016-4020](#) adopted as amended.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Arriola; seconded by Commissioner Malakoff; Ballot-vote: 7-0.

## June 8, 2016

R5E An Ordinance Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article V, Entitled "Beaches," By Amending Division 1, Entitled "Generally," By Creating A New Section 82-443, Entitled "High Impact Events On Beach Property," To Provide The City Manager With The Authority To Impose Certain Immediate Measures For The Protection Of Beach Property During High Impact Events In The City; Providing For Notification Of High Impact Event Measures, Enforcement, And Penalties; Providing For Repealer, Severability, Codification, And An Effective Date. **10:20 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco & Co-Sponsored by all the Members of the City Commission) (Legislative Tracking: Office of the City Attorney/Tourism, Culture & Economic Development) (First Reading May 11, 2016 - R5O)

**ACTION: Ordinance [2016-4019](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Alemán; Ballot-vote: 7-0.

## June 8, 2016

R5D An Ordinance Amending Chapter 70 Of The Code Of The City Of Miami Beach, Entitled "Miscellaneous Offenses," By Creating Article VII, To Be Entitled "Sexual Orientation Or Gender Identity Change Efforts," To Prohibit Licensed Professionals From Engaging In Counseling Efforts, Practices, Or Treatments With The Goal To Change A Minor's Sexual Orientation Or Gender Identity; Providing For Repealer, Severability, Codification, And An Effective Date.

**10:15 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner John Elizabeth Alemán & Co-Sponsored by all the Members of the City Commission) (Office of the City Attorney) (First Reading May 11, 2016 - R5L)

**ACTION: Ordinance [2016-4018](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Malakoff; Ballot-vote: 7-0. Office of the City Attorney and Hernan Cardeno to handle.

## June 8, 2016

R5C An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards, And Committees," By Amending Division 16, Entitled "Reserved," To Create A Miami Beach Youth Commission, And Amending Sections 2-186 - 2-189 Thereof, Entitled "Reserved," To Establish And Set Forth The Purpose, Powers, Duties, Composition, And Supporting Department For The Youth Commission And Providing For Repealer, Severability, Codification, And An Effective Date. **10:10 a.m.**

**Second Reading Public Hearing** (Sponsored by Commissioner Kristen Rosen Gonzalez)

(Legislative Tracking: Office of the City Attorney) (First Reading May 11, 2016 - R5J)

**ACTION: Ordinance [2016-4017](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Rosen Gonzalez; seconded by Vice-Mayor Steinberg; Ballot-vote: 7-0.

## June 8, 2016

R5B Beach And Sand Quality

An Ordinance Amending Chapter 82, "Public Property," Article V, "Beaches," Creating Division 3, "Beach And Sand Quality," At Sections 82-472 Through 82-478, Ensuring The Preservation And Enhancement Of The Quality Of The City's Beaches By Requiring Testing Of Sand Or Fill Placed East Of The Coastal Construction Control Line (CCCL), Consistent With The Requirements Of Section 161.053, Florida Statutes And Rule 62B-33, Florida Administrative Code; Providing For Final Approval From The City Prior To The Placement Of Any Sand Or Fill East Of The Coastal Construction Control Line And Including Provision That The City's Approval Shall Be Contingent On The Applicant Obtaining A Letter Of No Objection From Miami-Dade County Division Of Environmental Resources Management (DERM), And Providing For Cost Recovery From The Applicant; Providing For Codification; Repealer; Severability, And An Effective Date. **10:05 a.m. Second Reading Public Hearing**

(Sponsored By Commissioner Michael Grieco)

(Legislative Tracking: Environment & Sustainability)

(First Reading May 11, 2016 - R5H)

**ACTION: Ordinance [2016-4016](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioners Alemán and Malakoff (simultaneous); Ballot-vote: 7-0.

## June 8, 2016

R5A 1700 Alton Road - Historic Site Designation

An Ordinance Amending The Land Development Regulations Of The Miami Beach City Code; By Amending Section 118-593(e), Entitled "Delineation On Zoning Map" By Designating One Or More Buildings At 1700 Alton Road As An Historic Site To Be Known As "1700 Alton Road Historic Site," As More Particularly Described In The Ordinance; Providing That The City's Zoning Map Shall Be Amended To Include 1700 Alton Road 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; For Repealer; Severability; And An Effective Date. **10:00 a.m. Second Reading Public Hearing**

(Sponsored by AC 1700 Alton Owner LLC, as the Private Applicant)

(Legislative Tracking: Planning) (First Reading on May 11, 2015 - R5G)

**ACTION: Ordinance [2016-4015](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Vice-Mayor Steinberg; Ballot-vote: 7-0.

## May 11, 2016

R5F Alton Road West And 17<sup>th</sup> Street South Alcoholic Beverage Establishment Regulations

An Ordinance Amending Chapter 142, "Zoning Districts And Regulations", Article II, "District Regulations," (1) At Division 4, "CD-1 Commercial Medium Intensity District," Section 142-272, "Main Permitted Uses;" (2) Section 142-273, "Conditional Uses;" (3) Section 142-274, "Accessory Uses;" (4) Section 142-279, "Additional Regulations For Alcoholic Beverage Establishments;" (5) At Division 5, "CD-2 Commercial Medium Intensity District," Section 142-302, "Main Permitted Uses;" (6) Section 142-303, "Conditional Uses;" (7) Section 142-304, "Accessory Uses;" (8) Section 142-310, "Additional Regulations For Alcoholic Beverage Establishments;" And (9) At Division 6, "CD-3 Commercial Medium Intensity District," Section 142-332, "Main Permitted Uses;" (10) Section 142-333, "Conditional Uses;" (11) Section 142-334, "Accessory Uses;" And (12) Section 142-340, "Additional Regulations For Alcoholic Beverage Establishments;" To Amend The Hours Of Operation, Location And Use Restrictions For (A) Properties On The West Side Of Alton Road And East Of Alton Court, From 6<sup>th</sup> Street To Collins Canal, (B) Properties On The East Side Of West Avenue From Lincoln Road To 17<sup>th</sup> Street, And (C) Properties Within 100 Feet To The South Of 17<sup>th</sup> Street, Between Lenox Avenue And Meridian Avenue; 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 on April 13, 2016 - R5F)

**ACTION: Ordinance [2016-4014](#) adopted as amended.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff to move the Alton Road portion, removing the one block between Alton Road & West Avenue on Lincoln Road; and recommending that the 17<sup>th</sup> Street area go to the Land Use & Development Committee again for discussion; seconded by Commissioner Grieco. Ballot-vote: 6-0; Absent: Commissioner Rosen Gonzalez.

## May 11, 2016

R5E An Ordinance Amending Miami Beach City Code Chapter 2, Article VII, Division 2 Entitled "Officers, Employees And Agency Members", Adding Thereto Section 2-461 Entitled "Disclosure By City Commission Members Of Solicitation On Behalf Of Nonprofit Organization," Requiring City Commission Members Who Solicit Gifts On Behalf Of A Nonprofit Organization From A Vendor, Lobbyist On A Procurement Issue, Real Estate Developer And/Or Lobbyist On A Real Estate Development Issue, To Disclose The Date Of Solicitation And Name Of Individual Solicited, Disclosure To Be Filed In City Clerk's Office; Providing For Repealer, Severability, Codification, And An Effective Date. **11:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Kristen Rosen Gonzalez) (Legislative Tracking: Office of the City Attorney) (First Reading April 27, 2016 - R5A)

**ACTION: Ordinance [2016-4013](#) adopted as amended.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Rosen Gonzalez; seconded by Vice-Mayor Steinberg; Ballot-vote: 7-0.

## May 11, 2016

R5C An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," Article VI, "Procurement," Division 3, "Contract Procedures," By Creating Section 2-376, Entitled "Fair Chance Requirement For City Contractors," And Amending Chapter 62, "Human Relations," By Creating Article V, To Be Entitled The "Fair Chance Ordinance," To Provide Regulations Regarding The Consideration By The City And By City Contractors Of The Criminal History Of Applicants For Employment, And To Provide Limiting Provisions; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:15 a.m. Second Reading Public Hearing** (Sponsored By Commissioner Michael Grieco)

(Legislative Tracking: Office of the City Attorney/Human Resources/Procurement) (First Reading on April 13, 2016 - R5G)

**ACTION: Ordinance [2016-4012](#) adopted as amended.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Vice-Mayor Steinberg; Ballot-vote: 6-0; Absent: Commissioner Alemán.

## May 11, 2016

R5B Unified Development Sites And FAR Distribution

An Ordinance Amending Chapter 118, Entitled "Administration And Review Procedures," Article I Entitled "In General" At Section 118-5, Entitled "Unity Of Title; Covenant In Lieu Thereof;" Chapter 114, Entitled "General Provisions," At Section 114-4, Entitled "Compliance With Regulations Required;" And Chapter 142, Entitled "Zoning Districts And Regulations," Article II Entitled "District Regulations," Division 1, Entitled "Generally," At Section 142-73, Entitled "Interpretation Of District Boundaries;" In Order To Clarify Procedures For The Movement Of FAR Within Unified Development Sites With Differing Zoning Districts; Providing For Enforcement And Penalties; And Providing For Repealer, Codification, Severability, And An Effective Date. **10:10 a.m. Second Reading Public Hearing**

(Sponsored By Commissioner Michael Grieco) (Legislative Tracking: Planning) (First Reading on April 13, 2016 - R5E)

**ACTION: Ordinance [2016-4011](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Alemán; Ballot-vote: 6-0; Absent: Vice-Mayor Steinberg.

## May 11, 2016

R5A2. An Ordinance Amending The City's Land Development Regulations, By Amending Chapter 114, "General Provisions," At Section 114-1, "Definitions," By Amending The Definitions For Grade, Future Adjusted Grade, And Building Height, And To Establish By Reference To Chapter 54-35 Definitions For Base Flood Elevation, Crown Of Road, Future Crown Of Road, Freeboard, Minimum Freeboard, Maximum Freeboard, Green Infrastructure, Future Adjusted Grade, And Surface Stormwater Shallow Conveyance; 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 Providing A Minimum Elevation Requirement For New Construction, And Amending How Maximum Building Height Is Calculated; Providing Codification; Repealer; Severability; And An Effective Date. **10:06 a.m. Second Reading Public Hearing**

(Sponsored By Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on April 13, 2016 - R5D2)

**ACTION: Ordinance [2016-4010](#) adopted as amended.** Title of the Ordinance read into the record. Public Hearing held. See action and comments with R5A-1. Motion made by Commissioner Malakoff; seconded by Commissioner Rosen Gonzalez; Ballot-vote: 7-0.

## May 11, 2016

R5A Freeboard And Development Regulations - Grade Elevations And Height

1. An Ordinance Amending Subpart A - General Ordinances, Of The City Code, By Amending Chapter 54 "Floods" At Section 54-35, "Definitions," By Amending The Definitions For Base Flood Elevation, Crown Of Road, And Freeboard, And By Creating Definitions For Centerline Of Roadway, Critical Facility, Future Crown Of Road, Minimum Freeboard, Maximum Freeboard, Green Infrastructure, Low Impact Development (LID), And Surface Stormwater Shallow Conveyance; By Amending Section 54-45, "Permit Procedures," To Require A Stormwater Management Plan; By Amending Section 54-47, "General Standards," To Prohibit Septic Sewage Systems, And Include Requirements For Storage Of Hazardous Materials; By Amending Section 54-48, "Specific Standards," To Clarify The Minimum Elevation Of The Lowest Finished Floor For Residential And Non-Residential Construction, And Requiring A Minimum Elevation For Garage Entrances; By Amending Section 54-51, "Standards For Coastal High Hazard Areas (V-Zones)," To Clarify The Minimum Elevation Of The Lowest Floor Of All New Construction And Substantial Improvements; Providing 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 April 13, 2016 - R5D1)

**ACTION: Ordinance [2016-4009](#) adopted as amended.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Alemán; Ballot-vote: 7-0.

## April 13, 2016

R5C An Ordinance Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article IV, "Uses In Public Rights-Of-Way," By Amending Division 5, "Sidewalk Cafes," By Amending Subdivision II, "Permit," By Amending Section 82-382, Entitled "Application," And Section 82-383, Entitled "Permit Fee; Penalties For Late Payment; Review Of Fee; Exception," To Abate Sidewalk Cafe Permit Fees, Including Annual Permit Application Fees And Square Footage Fees, For Businesses On Washington Avenue From 6<sup>th</sup> Street To Lincoln Road, Until September 30, 2019; And Providing For Repealer, Codification, Severability, And An Effective Date. **10:10 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning) (First Reading on March 9, 2016 - R5I)

**ACTION: Ordinance [2016-4008](#) 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 13, 2016

R5B Minimum Unit Sizes for Historic Hotels

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 And Maximum Hotel Room Occupancy For Historic Hotels Within The RM-1 District; By Amending Section 142-217 To Modify The Requirements For Minimum Hotel Room Size And Maximum Hotel Room Occupancy For Historic Hotels Within The RM-2 District; By Amending Section 142-246 To Modify The Requirements For Minimum Hotel Room Size And Maximum Hotel Room Occupancy For Historic Hotels Within The RM-3 District; 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 And Maximum Hotel Room Occupancy 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 And Maximum Hotel Room Occupancy For Historic Hotels Within The CD-3 District; Providing For Codification; Repealer; Severability; And An Effective Date. **10:05 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning) (First Reading on March 9, 2016 - R5H)

**ACTION: Ordinance [2016-4007](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Alemán; Ballot-vote: 7-0.

## April 13, 2016

R5A Vacant Storefront Covers

An Ordinance Amending Chapter 138 Of The Miami Beach City Code, Entitled "Signs," Article IV Entitled "Temporary Signs," At Section 138-140 Entitled "Vacant Storefront Covers And Signs" To Mandate That All Vacant Storefront Windows And Doors Be Wrapped In Non-Commercial Paper Designs; Providing For Enforcement And Penalties; And Providing For Repealer, Codification, Severability, And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning) (First Reading on March 9, 2016 - R5G)

**ACTION: Ordinance [2016-4006](#) adopted as amended.** Title of the Ordinance read into the record. Public Hearing held.

## March 9, 2016

2. Chapter 142 - Zoning Districts And Alcoholic Beverages

An Ordinance Amending Chapter 142 "Zoning Districts And Regulations;" Article II, "District Regulations," Division 3, "Residential Multifamily Districts" Division 4, "CD-1 Commercial, Low Intensity District" Division 5, "CD-2 Commercial, Medium Intensity District" Division 6, "CD-3 Commercial, High Intensity District" Division 7, "CCC Civic And Convention Center District"

Division 8, "GC Golf Course District" Division 9, "GU Government Use District" Division 10, "HD Hospital District" Division 11, "I-1 Light Industrial District" Division 12, "MR Marine Recreation District;" Division 13, "MXE Mixed Use Entertainment District;" Division 16, "WD-1 Waterway District" Division 17, "WD-2 Waterway District" Division 18, "PS Performance Standard District," Division 20 "TC North Beach Town Center Districts," To Delineate All Alcoholic Beverage Establishments As Related Main Permitted, Conditional, And Prohibited Uses By Zoning District; Modifying Chapter 142, Article V, "Specialized Use Regulations," To Delete Division 4, And Section 143-1301, Entitled "Permitted Districts; Striking Alcohol Regulations Relating To Hours Of Operation, Minimum Seat And Hotel Rooms From Chapter 142 "Zoning Districts And Regulations," Article II "District Regulations;" And Modifying Chapter 142, Article V "Special Use Regulations," At Division 4 "Alcoholic Beverages," By Striking Sections 142-1302 And 142-1303; Providing For Repealer; Severability; Codification; Exceptions; And An Effective Date. **5:02 p.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading Public Hearing on February 10, 2016 - R5F2)  
**ACTION: Ordinance 2016-4005 adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Alemán; Ballot-vote: 6-0; Absent: Mayor Levine.

## March 9, 2016

R5F Amend Ch. 6 - Alcoholic Beverages; And Ch. 142 - Zoning Districts And Alcoholic Beverages 1. Chapter 6 - Alcoholic Beverages

An Ordinance Amending Subpart A - General Ordinances, Chapter 6 "Alcoholic Beverages" Of The Code Of The City Of Miami Beach, By Amending Article I, "General Provisions", To Consolidate All Provisions Relating To Alcohol Regulation In One Chapter Of The City Code By Relocating Certain Alcoholic Beverage Establishment Regulations From Chapter 142 And Placing Those Provisions In Chapter 6; Providing For Hours Of Operation; Location And Use Restrictions; Patron Age Restrictions; Minimum Seats And Hotel Rooms Requirements; By Amending Article II, "Conduct," By Modifying And Creating Definitions; Providing For Repealer; Severability; Codification; Exceptions; 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 February 10, 2016 - R5F1)

**ACTION: Ordinance 2016-4004 adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Alemán; Ballot-vote: 6-0; Absent: Mayor Levine.

## March 9, 2016

R5E An Ordinance Amending Chapter 82 Of The Code Of The City Of Miami Beach, Entitled "Public Property," By Amending Article IV, "Uses In Public Rights-Of-Way," By Amending Division 5, "Sidewalk Cafes," By Amending Subdivision II, "Permit," By Amending Section 82-382, Entitled "Application," And Section 82-383, Entitled "Permit Fee; Penalties For Late Payment; Review Of Fee; Exception," To Abate Sidewalk Cafe Permit Fees, Including Annual Permit Application Fees And Square Footage Fees, For Businesses Participating In The City's Washington Avenue Pilot Parklet Program, Which Program Shall Terminate On March 31, 2017; And Providing For Repealer, Codification, Severability, And An Effective Date. **10:25 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Office of the City Attorney/Transportation) (First Reading on January 13, 2016 - R5Q)

**ACTION: Ordinance 2016-4003 adopted as amended.** Title of the Ordinance read into the record. Item heard with R5I. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Malakoff; Ballot-vote: 7-0.

## March 9, 2016

2. 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 Subsection (c)(1)b, Requiring An Owner Or Resident To Submit An Affidavit To The City Manager Identifying The Limited Commercial Use At The Residential Property; By Amending Subsection (d) That Requires Notification To Be Remitted To The Tax Collector And Property Appraiser By The Code Compliance Director, And Establishing A Rebuttable Presumption Standard For Advertising And Advertisement Evidence, And Increasing Those Monetary Fines For Violations Of Section 142-109; By Creating Subsection (f), Entitled "Enhanced Penalties," Which Establishes Enhanced Penalties For Violations Of Section 142-109; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:20 a.m. Second Reading Public Hearing** (Sponsored by Mayor Philip Levine & Co-Sponsored by Commissioner John Elizabeth Alemán) (Legislative Tracking: Office of the City Attorney) (First Reading on February 10, 2016 - R5J)

**ACTION: Ordinance [2016-4002](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Malakoff; Ballot-vote: 7-0.

## March 9, 2016

R5D Accessory Uses In Single Family Homes And Short Term Rental Of Apartments Or Townhomes; Commercial Use Of Single Family Homes Prohibited

1. 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 Division 2, Entitled "Accessory Uses"; By Amending Section 142-905, Entitled "Permitted Accessory Uses In Single-Family Districts," By Amending Subsection (b)(5)a, Which Increases The Monetary Fines For Violations Of Subsection 142-905(b)(5), And Requiring Notification To Be Remitted To The Miami-Dade Tax Collector And Property Appraiser By The Code Compliance Director, By Establishing A Rebuttable Presumption For Advertising And Advertisement Evidence; And Creating Subsection (b)(5)b, Entitled "Enhancement Penalties," Which Establishes Enhanced Penalties For Violations Of Subsection (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 Subsection (d), Which Increases The Monetary Fines For Violations Of Subsection 142-1111(a), And Requiring Notification To Be Remitted To The Miami-Dade Tax Collector And Property Appraiser By The Code Compliance Director, By Establishing A Rebuttable Presumption For Advertising And Advertisement Evidence; And Creating Subsection (d)(5), Entitled "Enhanced Penalties," Which Establishes Enhanced Penalties For Violations Of Subsection 142-1111(a); And Providing For Repealer, Severability, Codification, And An Effective Date. **10:15 a.m. Second Reading Public Hearing** (Sponsored by Mayor Philip Levine & Co-Sponsored by Commissioner John Elizabeth Alemán) (Legislative Tracking: Office of the City Attorney) (First Reading on February 10, 2016 - R5G)

**ACTION: Ordinance [2016-4001](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Arriola to approve with the policy direction; Ballot-vote: 7-0.

## March 9, 2016

R5C Concurrency Exemption An Ordinance Amending The City Code, By Amending Chapter 122, "Concurrency Management," By Amending Section 122-5, "Exemptions From Concurrency," To Authorize The City Commission To Exempt, By Resolution, Temporary Uses In Public Rights-Of-Way From The City's Concurrency Requirements, And To Require The City Commission To Set Forth The Geographic Areas, Criteria, And Duration For Any Such Exemption; And Providing For Repealer, Codification, Severability, And An Effective Date. **10:10 a.m. Second Reading Public Hearing** (Legislative Tracking: Planning) (Sponsored by Commissioner Joy Malakoff) (First Reading on January 13, 2016 - R5R) (First Reading on February 10, 2016 - R5H)

**ACTION: Ordinance [2016-4000](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Vice-Mayor Steinberg; Ballot-vote: 6-0; Absent: Commissioner Arriola.

## March 9, 2016

R5B Consolidation Of Notification Procedures For Single Family Home Determination Of Architectural Significance

An Ordinance Striking The Remaining Notice Provisions Contained Within Chapter 142, Entitled "Zoning Districts And Regulations", At Section 142-108, Entitled "Provisions For The Demolition Of Single-Family Homes Located Outside Of Historic Districts" In Order To Ensure Consolidation Of All Notice Provisions In New Section 118-8 Entitled "Notification Procedures;" By Amending Section 142-108 To Cross-Reference With Section 118-8; And By Amending Section 118-8 To Include Notice Requirements For Administrative Decisions Requiring Review; Providing For Repealer; Severability; Codification; And An Effective Date. **10:05 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Planning) (First Reading on February 10, 2016 - R5H)

**ACTION: Ordinance [2016-3999](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Alemán; Ballot-vote: 6-0; Absent: Commissioner Rosen Gonzalez.

## March 9, 2016

R5A An Ordinance Amending Chapter 2 Of The Code Of The City Of Miami Beach, Entitled "Administration," By Amending Article III, Entitled "Agencies, Boards And Committees," By Amending Division 11, Entitled "Committee On The Homeless," By Amending And Updating The Provisions Regarding The Composition, Knowledge, And Experience Of Board Members, And City Departmental Support; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner John Elizabeth Alemán) (Legislative Tracking: Housing & Community Services) (First Reading on February 10, 2016 - R5I)

**ACTION: Ordinance [2016-3998](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Alemán; seconded by Commissioner Arriola; Ballot-vote: 7-0.

## February 10, 2016

R5E An Ordinance Amending Chapter 2 Of The Miami Beach City Code Entitled "Administration," By Amending Article IV, Entitled "Officers And Employees," By Amending Division I, Entitled "Generally," By Amending Section 2-191 Entitled "Enumeration Of Organizational Units," By Creating The Environment And Sustainability Department; And Providing For Repealer, Severability, Codification, And An Effective Date. **10:20 a.m. Second**

**Reading Public Hearing** (Sponsored by Vice-Mayor John Elizabeth Alemán) (Legislative Tracking: Human Resources) (First Reading on January 13, 2016 - R5P)

**ACTION: Ordinance [2016-3997](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Alemán; seconded by Commissioner Malakoff; Ballot-vote: 7-0.

## **February 10, 2016**

R5D An Ordinance Amending Chapter 78 Of The Code Of The City Of Miami Beach, Entitled "Personnel," By Amending Article I, Entitled "In General," By Amending Section 78-2, Entitled "Reserved," To Codify Requirements For Criminal History Record Checks For Certain Municipal Employees, Appointees, Contractors, Employees Of Contractors, And Vendors, In Accordance With State Law; Providing For Repealer, Severability, Codification, And An Effective Date.

**10:15:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Michael Grieco) (Legislative Tracking: Human Resources) (First Reading on January 13, 2016 - R5O)

**ACTION: Ordinance [2016-3996](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Vice-Mayor Alemán; seconded by Commissioner Grieco; Ballot-vote: 7-0.

## **February 10, 2016**

R5C An Ordinance Amending Chapter 30 Of The Miami Beach City Code, Entitled "Code Enforcement," By Amending Article II, Entitled "Special Master," By Amending Section 30-37, Entitled "Terms Of Office; Compensation"; By Amending The Compensation Of The Special Master(s); Providing For Codification, Repealer, Severability, And An Effective Date. **10:10 a.m.**

**Second Reading Public Hearing** (Sponsored by Michael Grieco) (Legislative Tracking: Office of the City Attorney) (First Reading on January 13, 2016 - R5N)

**ACTION: Ordinance [2016-3995](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Grieco; seconded by Vice-Mayor Alemán; Ballot-vote: 7-0.

## **February 10, 2016**

R5B Required Off Street Loading Spaces An Ordinance Amending Chapter 130 "Off Street Parking," Article IV, "Off-Street Loading," By Modifying The Requirements For Calculating And Providing Required Loading Spaces For Existing Buildings, Changes In Use And New Construction, Including Enclosed Structures Used For The Storage And Parking Of Vehicles; Providing For Repealer; Severability; Codification; And An Effective Date. **10:05:00 a.m.**

**Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on January 13, 2016 - R5L)

**ACTION: Ordinance [2016-3994](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Grieco; Ballot-vote: 6-1; Opposed: Commissioner Rosen Gonzalez.

## **February 10, 2016**

R5A Sustainability And Resiliency

An Ordinance Amending The Land Development Regulations (LDRs) Of The City Code, By Establishing Chapter 133, Entitled "Sustainability And Resiliency," Establishing Requirements For Green Building Certification As A Requirement During Zoning Review Of New Projects Over A Certain Size ("Eligible Project(s)"); Establishing A Sustainability Fee Program For Projects

That Do Not Achieve The Required Green Building Certification Level; Authorizing Property Owners And Developers To Pay A Sustainability Fee, Or, In The Alternative, Post A Bond, In The Amount Of Five Percent (5%) Of The Total Construction Cost For The Eligible Project(s), Into The City's Sustainability Fund, Which Bond Or Funds Are Reimbursable To The Property Owner Or Developer Pursuant To The Level Of Green Building Compliance Achieved By The "Eligible Project"; Establishing A Sustainability And Resiliency Fund For The Deposit Of The Sustainability Fees Generated Through The Sustainability Fee Program, And Providing The Uses For Which The Fees Deposited In The Sustainability And Resiliency Fund Can Be Used; And Repealing Chapter 100, Entitled "Sustainability" As Duplicative And Contradictory To The Sustainability And Resiliency Revisions Of Chapter 133; Providing For Review; Applicability; Codification; Repealer; Severability; And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Micky Steinberg) (Legislative Tracking: Planning) (First Reading on January 13, 2016 - R5K)

**ACTION: Ordinance [2016-3993](#) 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.

## January 27, 2016

R5A CD-2 Height For Mixed-Use On Alton Road

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 142 "Zoning Districts And Regulations," Article II "District Regulations", Division 5, "CD-2, Commercial, Medium-Intensity District," At Section 142-306, "Development Regulations," By Increasing The Maximum Permitted Height For Properties On The West Side Of Alton Road From 6<sup>th</sup> Street To Collins Canal 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 on January 13, 2016 - R5M)

**ACTION: Ordinance [2016-3992](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Malakoff; seconded by Commissioner Arriola; Ballot-vote: 7-0.

## January 13, 2016

R5G An Ordinance Amending Miami Beach City Code Chapter 2 "Administration," Article VII "Standards Of Conduct," Division 5 "Campaign Finance Reform," Encompassing City Code Sections 2-487 "Prohibited Campaign Contributions By Vendors," City Code Section 2-488 "Prohibited Campaign Contributions By Lobbyists On Procurement Issues," City Code Section 2-489 "Prohibited Campaign Contributions By Real Estate Developers," And City Code Section 2-490 "Prohibited Campaign Contributions By Lobbyists On Real Estate Development Issues," By Providing That, Commencing On March 1, 2016, Members Of The City Commission Or Candidates For Said Offices Shall Be Prohibited From Either Directly Or Indirectly Soliciting, Accepting Or Depositing Any Campaign Contribution Regarding City Elected Office From A Vendor, Lobbyist On A Procurement Issue, Real Estate Developer, Or Lobbyist On A Real Estate Development Issue; Providing For Repealer, Severability, Codification, And An Effective Date. **10:30 a.m. Second Reading Public Hearing** (Sponsored by Commissioners Micky Steinberg & Michael Grieco Co-Sponsored by Mayor Levine, Vice-Mayor Alemán & Commissioners Arriola, Malakoff and Rosen Gonzalez) (Legislative Tracking: Office of the City Attorney) (Continued from December 9, 2015 - R5G)

**ACTION: Ordinance [2016-3991](#) adopted as amended.** Title of the Ordinance read into the record. Item co-sponsored by the remainder of the City Commission. Public Hearing held. Motion made by Commissioner Grieco; seconded by Commissioner Steinberg; Ballot-vote: 7-0.

## January 13, 2016

R5F 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 2-375, To Be Entitled "Non-Discrimination; Contract Requirements; Waiver," To Provide That The City Shall Not Procure Goods Or Services From, Or Otherwise Contract With, A Business Which Engages In The Boycott Of A Nation Or Country, Or A Business Which Blacklists Or Otherwise Refuses To Deal With A Person Or Entity Based On Race, Color, National Origin, Religion, Sex, Intersexuality, Gender Identity, Sexual Orientation, Marital Or Familial Status, Age, Or Disability, And Providing Definitions, Requirements For City Contracts, And Waiver Provisions; Providing For Repealer, Codification, Severability, And An Effective Date. **10:25 a.m. Second Reading Public Hearing** (Sponsored by Mayor Philip Levine & \_Co-Sponsored by Commissioner Kristen Rosen Gonzalez)\_(Legislative Tracking: Office of the City Attorney)\_(First Reading on December 9, 2015 - R5O)

**ACTION: Ordinance [2016-3990](#) adopted.** Title of the Ordinance read into the record. Public Hearing held. Motion made by Commissioner Rosen Gonzalez; seconded by Commissioner Arriola; Ballot-vote: 7-0.

## January 13, 2016

R5E An Ordinance Granting To Peoples Gas System, A Division Of Tampa Electric Company, Its Successors And Assigns, A Non-Exclusive Natural Gas Franchise Agreement To Use The Public Rights-Of-Way Of The City Of Miami Beach, Florida, And Prescribing The Provisions And Conditions Under Which Said Franchise Shall Be Exercised; Providing For Monthly Payments To The City; Providing An Effective Date; And Repealing Prior Ordinance. **10:20 a.m. Second Reading Public Hearing** (Public Works) (This Franchise Agreement is not a true "Ordinance" that falls within the sponsorship requirements set forth within Section 2-12 of the Miami Beach City Code.) (First Reading on December 9, 2015 - R5N)

**ACTION: Ordinance [2016-3989](#) 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.

## January 13, 2016

R5D Electric Vehicle Parking

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 130, "Off-Street Parking," Article II, "Districts; Requirements," By Creating Section 130-39, Entitled "Electric Vehicle Parking Requirements," To Provide Minimum Requirements For Electric Vehicle Parking Spaces And Charging Stations; Amending Article III, "Design Standards," By Creating Section 130-72, Entitled "Electric Vehicle Parking Space Standards," To Establish Design Standards For Electric Vehicle Parking Spaces; And Amending Article V, "Fee In Lieu Of Parking Program," Section 130-132, Entitled "Fee Calculation," To Establish An Additional Fee In Lieu Of Parking For Electric Vehicle Parking Spaces, And Section 130-134, Entitled "Deposit Of Funds; Account," To Provide That Funds Generated By The Additional Fee In Lieu Of Parking For Electric Vehicle Parking Spaces Shall Be Deposited In The City's Sustainability And Resiliency Fund; Providing For Codification, Repealer, Severability And An Effective Date. **10:15 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Micky Steinberg) (Legislative Tracking: Planning) (First Reading on December 9, 2015 - R5L)

**ACTION: Ordinance [2016-3988](#) 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.

## January 13, 2016

R5C Single Family Regulations - Lot Coverage, Unit Size, Height, Setbacks, And Courtyards  
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," At Sections 142-105, 142-106, And 142-108, By Modifying, Simplifying, And Clarifying How Lot Coverage, Unit Size, Roof Deck, Height, Setback, And Courtyard Requirements Are Applied In The Single Family Residential Districts; Eliminating Certain Design Review Waivers For Second Floor Volume And Side Elevation Requirements; Providing Codification; Repealer; Severability; And An Effective Date. **10:10 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Planning) (First Reading on December 9, 2015 - R5K)

**ACTION: Ordinance [2016-3987](#) adopted as amended.** Title of the Ordinance read into the record. Public Hearing held. Commissioner Malakoff made a motion to adopt the setbacks portion, which is in the Planning Board version of the Ordinance, and the portion about reducing lot size and lot coverage will not come in front of the City Commission for at least six months, seconded by Vice-Mayor Alemán. Ballot-vote: 7-0.

## January 13, 2016

R5B Traffic Study Requirements

An Ordinance Amending The Land Development Regulations Of The City Code, By Amending Chapter 118, "Administration And Review Procedures," Article VI, "Design Review Procedures," At Section 118-253, By Including Application Requirements For Design Review Board Applications, To Include Threshold Requirements For The Submission Of Traffic Studies, And By Amending Chapter 118, "Administration And Review Procedures," Article X, "Historic Preservation," Division 3, "Issuance Of Certificate Of Appropriateness To Dig/Certificate Of Appropriateness For Demolition," At Section 118-562, By Including Threshold Requirements For The Submission Of Traffic Studies For Historic Preservation Board Applications; Providing For Codification; Repealer; Severability; And An Effective Date. **10:05 a.m. Second Reading Public Hearing**

(Sponsored by Commissioner Micky Steinberg) (Legislative Tracking: Planning) (First Reading on December 9, 2015 - R5J)

**ACTION: Ordinance [2016-3986](#) 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.

## January 13, 2016

R5A Art In Public Places Review Process

An Ordinance Amending The City Code, By Amending Chapter 82, "Public Property," Article VII, "Art In Public Places," Division 4, "Procedures," At Section 82-612, "Selection Of Artists And Works Of Art," In Order To Amend The Procedures For Selecting Artists; Providing For Codification; Repealer; Severability, And An Effective Date. **10:00 a.m. Second Reading Public Hearing** (Sponsored by Commissioner Joy Malakoff) (Legislative Tracking: Tourism, Culture & Economic Development) (First Reading on December 9, 2015 - R5I)

**ACTION: Ordinance [2016-3985](#) 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.