

DESIGN REVIEW BOARD
City of Miami Beach, Florida

MEETING DATE: January 03, 2017

FILE NO: DRB16-0088

PROPERTY: **Pump Station Screening Alternatives—Citywide**

APPLICANT: City of Miami Beach

LEGAL: See attached Exhibit 'A'

IN RE: The Application for Design Review Approval for the design of pump station design screening alternatives for storm water pumps throughout the City

ORDER

The City of Miami Beach Design Review Board makes the following FINDINGS OF FACT, based upon the evidence, information, testimony and materials presented at the public hearing and which are part of the record for this matter:

I. Design Review

- A. The Board has jurisdiction pursuant to Section 118-252(a) of the Miami Beach Code. The property is not located within a designated local historic district and is not an individually designated historic site.
- B. Based on the plans and documents submitted with the application, testimony and information provided by the applicant, and the reasons set forth in the Planning Department Staff Report, the project as submitted is consistent with Design Review Criteria in Section 118-251 of the Miami Beach Code.
- C. The project would remain consistent with the criteria and requirements of Section 118-251 if the following conditions are met:

~~1. Revised elevation, site plan and floor plan drawings shall be submitted to and approved by staff; at a minimum, such drawings shall incorporate the following:~~

- ~~a. Construction specifications and details for each of the design elements approved shall be developed and incorporated into the Public Works Manual. The designing engineer would choose from the approved menu of elements to complete the landscaping or screening of a pump station in accordance with the prescribed uses.~~
- b. The final landscape screening plan shall be approved in a manner consistent with the Design Review Criteria or the directions of the Board subject to the review and approval of Planning Department staff.



- c. The final design, including materials and finishes for the proposed architectural screening shall be approved in a manner consistent with the Design Review Criteria or the directions of the Board subject to the review and approval of Planning Department staff.
- d. The final color palette selected for each of the new prototype modified structure and base shall be approved in a manner consistent with the Design Review Criteria or the directions of the Board subject to the review and approval of Planning Department staff.
- e. A copy of all pages of the recorded Final Order shall be scanned into the plans submitted for building permit, and shall be located immediately after the front cover page of the permit plans.

In accordance with Section 118-262, the applicant, or the city manager on behalf of the City Administration, or an affected person, Miami Design Preservation League or Dade Heritage Trust may seek review of any order of the Design Review Board by the City Commission, except that orders granting or denying a request for rehearing shall not be reviewed by the Commission.

II. Variance(s)

- A. No variance(s) were filed as part of this application.

III. General Terms and Conditions applying to both 'I. Design Review Approval and II. Variances' noted above.

- A. During the design phase of each future pump station control panel, a site plan and architectural sketch or rendering will be developed for each pump station identifying the proposed pump station location and specific treatment. The approved plan and architectural sketch or rendering will be presented at a public meeting prior to the commencement of the proposed work. Notice of the public meeting will be provided in writing to any registered Neighborhood Association prior to the meeting. In the event that there is no registered Neighborhood Association in a particular neighborhood, the adjacent property owners directly abutting the above ground components will be notified directly.
- B. ~~The Final Order shall be recorded in the Public Records of Miami-Dade County, prior to the issuance of a Building Permit.~~
- C. Satisfaction of all conditions is required for the Planning Department to give its approval on a Certificate of Occupancy; a Temporary Certificate of Occupancy or Partial Certificate of Occupancy may also be conditionally granted Planning Departmental approval.
- D. The Final Order is not severable, and if any provision or condition hereof is held void or unconstitutional in a final decision by a court of competent jurisdiction, the order shall be returned to the Board for reconsideration as to whether the order meets the criteria for approval absent the stricken provision or condition, and/or it is appropriate to modify the remaining conditions or impose new conditions.



- E. The conditions of approval herein are binding on the applicant, the property's owners, operators, and all successors in interest and assigns.
- F. Nothing in this order authorizes a violation of the City Code or other applicable law, nor allows a relaxation of any requirement or standard set forth in the City Code.

IT IS HEREBY ORDERED, based upon the foregoing findings of fact, the evidence, information testimony and materials presented at the public hearing, which are part of the record for this matter, and the staff report and analysis, which are adopted herein, including the staff recommendations, which were amended and adopted by the Board, that the **application** is GRANTED for the above-referenced project subject to those certain conditions specified in Paragraph I, II, III of the Finding of Fact, to which the applicant has agreed.

PROVIDED, the applicant shall build substantially in accordance with the plans, entitled "Landscaped Screening", "Architectural Screening Material" by **William Lane** and "Modified Structure and Base" by **Pininfarina** dated November 28, 2016, and as approved by the Design Review Board, as determined by staff.

When requesting a building permit, the plans submitted to the Building Department for permit shall be consistent with the plans approved by the Board, modified in accordance with the conditions of approval that must be satisfied prior to permit issuance, as set forth in this Order, have been met.

The issuance of the approval does not relieve the applicant from obtaining all other required Municipal, County and/or State reviews and permits, including final zoning approval. If adequate handicapped access is not provided on the Board approved plans, this approval does not mean that such handicapped access is not required. When requesting Building permit, the plans submitted to the Building Department for permit shall be consistent with the plans approved by the Board, modified in accordance with the conditions set forth in this Order.

If the Full Building Permit for the project is not issued within eighteen (18) months of the meeting date at which the original approval was granted, the application will expire and become null and void, unless the applicant makes an application to the Board for an extension of time, in accordance with the requirements and procedures of Chapter 118 of the City Code, the granting of any such extension of time shall be at the discretion of the Board. If the Full Building Permit for the project shall expire for any reason (including but not limited to construction not commencing and continuing, with required inspections, in accordance with the applicable Building Code), the application will expire and become null and void.

In accordance with Chapter 118 of the City Code, the violation of any conditions and safeguards that are a part of this Order shall be deemed a violation of the land development regulations of the City Code. Failure to comply with this **Order** shall subject the application to Chapter 118 of the City Code, for revocation or modification of the application.

Dated this 20th day of January, 2017.

DESIGN REVIEW BOARD
THE CITY OF MIAMI BEACH, FLORIDA




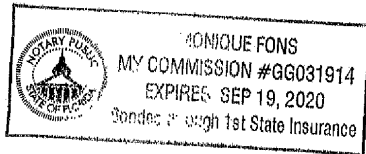
BY: JAMES G. MURPHY
CHIEF OF URBAN DESIGN
FOR THE CHAIR

STATE OF FLORIDA)

)SS

COUNTY OF MIAMI-DADE)

The foregoing instrument was acknowledged before me this 20th day of January 20 17 by James G. Murphy, Chief of Urban Design, Planning Department, City of Miami Beach, Florida, a Florida Municipal Corporation, on behalf of the Corporation. He is personally known to me.


NOTARY PUBLIC **MONIQUE FONS**
Miami-Dade County, Florida
My commission expires: Sep. 19. 2020Approved As To Form: Wick Hallgren (1/20/2017)Legal Department: Wick Hallgren (1/20/2017)Filed with the Clerk of the Design Review Board on January 17 (1/20/17)

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Exhibit 'A'

35 53 42 137.2328 AC
PARK EAST OF BAYSHORE GOLF COURSE
& PARK SO OF CANAL & E OF
WASHINGTON AVE LESS PARCEL TO BPI
PER OR 976-566 & LESS GREATER
MIAMI HEBREW ACAD PER OR 2241-185
& LESS R/W LYG ON ALTON RD
& LESS PORTS OF NE1/4 OF SEC 34
DESC AS COMM NE COR OF LOT 7
BLK 3 OF LINCOLN ROAD SUB A
OF PB 34 PG 65 TH S 89
DEG W 338.31FT N 07 DEG E
67.21FT POB CONT N 07 DEG E
25.59FT NELY AD 82.10FT NELY
AD 147.91FT NWLY AD 21.12FT
N 06 DEG W 35.86FT WEST 214.80FT
S 00 DEG E 307.04FT N 89 DEG E
192.61FT TO POB (PER LEASE
AGREEMENT OR #26272 - 3696
CITY OF MIAMI BEACH TO
NEW WORLD SYMPHONY LESSEE
(NAU 02 - 3227 - 000 - 0093)
& LESS PORT DESC IN CONDO
DECL OR 28080-4536 NAU 02 3234 226
K/A PENNSYLVANIA GARAGE CONDO