ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 118 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "ADMINISTRATION AND REVIEW PROCEDURES," ARTICLE II, ENTITLED "BOARDS," DIVISION 4, ENTITLED "HISTORIC PRESERVATION BOARD," BY AMENDING SECTION 118-103 THEREOF, ENTITLED "MEMBERSHIP," TO AMEND THE COMPOSITION OF THE HISTORIC PRESERVATION BOARD; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, City Code Section 118-103 establishes the composition of the Historic Preservation Board ("HPB"); and

WHEREAS, the Mayor and City Commission desire to amend the composition of the HPB, to provide that (i) the two at-large members must currently reside or currently own property in one of the City's historic districts, and (ii) other than the *ex officio* members appointed pursuant to subsections (a)(1) and (a)(2), no more than one member of the HPB may serve on the board of directors of either the Miami Design Preservation League or the Dade Heritage Trust.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA:

SECTION 1. That Chapter 118 of the Code of the City of Miami Beach, entitled "Administration and Review Procedures," Article II, entitled "Boards," Division 4 entitled "Historic Preservation Board," is hereby amended as follows:

CHAPTER 118

ADMINISTRATION AND REVIEW PROCEDURES

* * *

ARTICLE II. BOARDS

* * *

DIVISION 4. HISTORIC PRESERVATION BOARD

* * *

Sec. 118-103. Membership.

(a) The historic preservation board shall be composed of seven members. There shall be a member from each of the following categories:

(1) A representative from the Miami Design Preservation League (MDPL), selected from three names nominated by such organization.

(2) A representative from Dade Heritage Trust (DHT), selected from three names nominated by such organization.

(3) Two at-large members, who ~~have resided~~ (i) currently reside or currently own property in one of the city's historic districts, individually designated historic sites, or individual designated historic single-family homes (for at least one year), and (ii) ~~who~~ have demonstrated interest and knowledge in architectural or urban design and the preservation of historic buildings.

(4) An architect registered in the State of Florida with practical experience in the rehabilitation of historic structures.

(5) An architect registered in the United States, a landscape architect registered in the State of Florida, a professional practicing in the field of architectural or urban design or urban planning, each of the foregoing with practical experience in the rehabilitation of historic structures; or an attorney at law licensed (to practice) in the United States, or an engineer licensed in the State of Florida, each of the foregoing with professional experience and demonstrated interest in historic preservation.

(6) A member of the faculty of a school of architecture in the State of Florida, with academic expertise in the field of design and historic preservation or the history of architecture, with a preference for an individual with practical experience in architecture and the preservation of historic structures.

(b) All members of the board except the architect, engineer, landscape architect, professional practicing in the field of architectural or urban design or urban planning and university faculty member of the board shall be residents of, the city; provided, however, that the city commission may waive this requirement by a 5/7ths vote in the event a person not meeting these residency requirements is available to serve on the board and is exceptionally qualified by training and/or experience in historic preservation matters. All appointments shall be made on the basis of civic pride, integrity, experience and interest in the field of historic preservation.

(c) Other than those members appointed pursuant to subsections (a)(1) and (a)(2), no member of the historic preservation board may serve on the board of directors of either the Miami Design Preservation League or the Dade Heritage Trust during such member's service on the historic preservation board.

SECTION 2. REPEALER.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. SEVERABILITY.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 4. CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Miami Beach City Code. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect on the _____ day of _____, 2019.

PASSED AND ADOPTED this ____ day of _____, 2019.

ATTEST:

_____
Dan Gelber, Mayor

_____
Rafael E. Granado, City Clerk

Underlines denote additions
~~Strikethrough~~ denotes deletions

(Sponsored by Commissioner Joy Malakoff)