

MIAMIBEACH

**CITY OF MIAMI BEACH
NOTICE OF PUBLIC HEARING
ORDINANCE AMENDING THE ADAPTIVE
RE-USE AND ACCESSORY USES
IN THE NORTH SHORE AND
TATUM WATERWAY AREAS
OCTOBER 16, 2019**

NOTICE IS HEREBY given that the following **First Reading Public Hearing** will be heard by the Mayor and City Commissioners of the City of Miami Beach, Florida, in the Commission Chamber, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **October 16, 2019** at the time listed, or as soon thereafter as the matter can be heard:

10:30 a.m. First Reading Public Hearing

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, SUBPART B, ENTITLED "LAND DEVELOPMENT REGULATIONS," BY AMENDING CHAPTER 142 OF THE CITY CODE, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," DIVISION 3, ENTITLED "RESIDENTIAL MULTIFAMILY DISTRICTS," SUBDIVISION II, ENTITLED "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," SECTION 142-152, ENTITLED "MAIN PERMITTED AND PROHIBITED USES," AND SECTION 142-153, ENTITLED "CONDITIONAL USES," TO MODIFY USE REGULATIONS AND AMEND THE LIST OF CONDITIONAL USES FOR RM-1 PROPERTIES WITHIN THE NORTH SHORE NATIONAL REGISTER HISTORIC DISTRICT, TO INCLUDE ACCESSORY ALCOHOLIC BEVERAGE ESTABLISHMENTS AND HOTEL USES; BY AMENDING ARTICLE IV, ENTITLED "SUPPLEMENTARY DISTRICT REGULATIONS," DIVISION 2, ENTITLED "ACCESSORY USES," SECTION 142-902, ENTITLED "PERMITTED ACCESSORY USES," TO MODIFY THE ACCESSORY USES FOR HOTELS IN THE NORTH SHORE LOCAL HISTORIC DISTRICT AND EXPAND THE ALLOWABLE ACCESSORY USES FOR EXISTING APARTMENT BUILDINGS IN THE NORTH SHORE NATIONAL REGISTER DISTRICT TO ALLOW FOR ACCESSORY CAFÉ, OFFICE, RETAIL, PERSONAL SERVICE, AND NON-MOTORIZED WATERCRAFT RENTAL USES; AND BY AMENDING CHAPTER 130, ENTITLED "OFF-STREET PARKING," ARTICLE II, ENTITLED "DISTRICTS; REQUIREMENTS," TO PROVIDE FOR AN EXCEPTION TO OFF-STREET PARKING REQUIREMENTS FOR CERTAIN ACCESSORY AND CONDITIONAL USES ON RM-1 PROPERTIES IN THE NORTH SHORE NATIONAL REGISTER HISTORIC DISTRICT; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 118-164 of the City's Land Development Code. Inquiries may be directed to the Planning Department at 305.673.7550.*

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. Copies of these items are available for public inspection during normal business hours in the Office of the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting, or any item herein, may be continued, and under such circumstances, additional legal notice need not be provided.

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in alternate format, sign language interpreter (five-day notice required), information on access for persons with disabilities, and/or any accommodation to review any document or participate in any City-sponsored proceedings, call 305.604.2489 and select 1 for English or 2 for Spanish, then option 6; TTY users may call via 711 (Florida Relay Service).

Rafael E. Granado, City Clerk
City of Miami Beach

Ad 101619-06

MIAMIBEACH

**CITY OF MIAMI BEACH
NOTICE OF PUBLIC HEARING
ORDINANCE AMENDING THE
RM-2 RESIDENTIAL MULTIFAMILY,
MEDIUM INTENSITY DISTRICT
CONDITIONAL USES FOR BAYFRONT
APARTMENTS IN THE WEST AVENUE
OVERLAY DISTRICT
OCTOBER 16, 2019**

NOTICE IS HEREBY given that the following **First Reading Public Hearing** will be heard by the Mayor and City Commissioners of the City of Miami Beach, Florida, in the Commission Chamber, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **October 16, 2019** at the time listed, or as soon thereafter as the matter can be heard:

10:25 a.m. First Reading Public Hearing

RM-2 CONDITIONAL USES FOR BAYFRONT APARTMENTS IN THE WEST AVENUE OVERLAY DISTRICT:

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, SUBPART B, ENTITLED "LAND DEVELOPMENT REGULATIONS," BY AMENDING CHAPTER 142 OF THE CITY CODE, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," DIVISION 3, ENTITLED "RESIDENTIAL MULTIFAMILY DISTRICTS," SUBDIVISION IV, ENTITLED "RM-2 RESIDENTIAL MULTIFAMILY, MEDIUM INTENSITY," SECTION 142-213, ENTITLED "CONDITIONAL USES," TO EXPAND THE CONDITIONAL USES TO INCLUDE CERTAIN TYPES OF NON-MEDICAL OFFICE AND PERSONAL SERVICE USES FOR BAYFRONT APARTMENT BUILDINGS IN THE WEST AVENUE OVERLAY DISTRICT; AND PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 118-164 of the City's Land Development Code. Inquiries may be directed to the Planning Department at 305.673.7550.*

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. A copy of this item is available for public inspection during normal business hours in the Office of the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting, or any item herein, may be continued, and under such circumstances, additional legal notice need not be provided.

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

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Rafael E. Granado, City Clerk
City of Miami Beach

Ad: 101609-01

MIAMI BEACH

CITY OF MIAMI BEACH
NOTICE OF PUBLIC HEARINGS
OCTOBER 16, 2019

NOTICE IS HEREBY given that the following public hearings will be heard by the Mayor and City Commissioners of the City of Miami Beach, Florida, in the Commission Chamber, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **October 16, 2019**, at the times listed, or as soon thereafter as the matter can be heard:

10:10 a.m. Second Reading Public Hearing

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 82 OF THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, 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 82-389 THEREOF, ENTITLED "SIDEWALK CAFÉ CODE OF CONDUCT," TO EXTEND THOSE PROHIBITIONS PERTAINING TO THE SOLICITATION OF PEDESTRIANS ON THE PUBLIC RIGHT OF WAY, AS SET FORTH IN SECTION 82-389(J) HEREIN, TO LINCOLN ROAD AND ESPAÑOLA WAY; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 2.05 of the City Charter and §166.041 F.S. Inquiries may be directed to the Office of the City Attorney at 305.673.7470.*

10:15 a.m. Second Reading Public Hearing

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 46 OF THE CITY CODE, ENTITLED "ENVIRONMENT," BY AMENDING ARTICLE IV, ENTITLED "NOISE," BY AMENDING SECTION 46-152, ENTITLED "NOISES; UNNECESSARY AND EXCESSIVE PROHIBITED," BY AMENDING THE HOURS PROHIBITING POWER TOOLS AND LANDSCAPING EQUIPMENT; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 2.05 of the City Charter and §166.041 F.S. Inquiries may be directed to the Code Compliance Department at 305.673.7555.*

10:20 a.m. Second Reading Public Hearing

EVALUATION AND APPRAISAL REVIEW - COMPREHENSIVE PLAN AMENDMENTS

AN ORDINANCE AMENDING THE CITY OF MIAMI BEACH YEAR 2025 COMPREHENSIVE PLAN, PURSUANT TO THE STATE COORDINATED REVIEW PROCESS OF SECTION 163.3184(4) AND (11), FLORIDA STATUTES, BY AMENDING GOALS, OBJECTIVES, POLICIES, AND DOCUMENT TITLES OF THE COMPREHENSIVE PLAN, INCLUDING THE FOLLOWING ELEMENTS: FUTURE LAND USE, TRANSPORTATION, HOUSING, PUBLIC SCHOOLS FACILITIES, INFRASTRUCTURE, RECREATION AND OPEN SPACE, INTERGOVERNMENTAL COORDINATION, CAPITAL IMPROVEMENTS PROGRAM, AND HISTORIC PRESERVATION; ESTABLISHING A NEW RESILIENCY AND SUSTAINABILITY ELEMENT THAT INCORPORATES THE CONSERVATION AND COASTAL ZONE MANAGEMENT GOALS, OBJECTIVES, AND POLICIES REQUIRED BY SECTION 163.3177, FLORIDA STATUTES; DELETING THE CONSERVATION/COASTAL ZONE MANAGEMENT ELEMENT; AND, PURSUANT TO FLORIDA ADMINISTRATIVE CODE RULE 73C-49 AND SECTION 163.3191, FLORIDA STATUTES, ENTITLED "EVALUATION AND APPRAISAL OF COMPREHENSIVE PLAN," INCORPORATING NECESSARY AMENDMENTS REFLECTING CHANGES IN STATE REQUIREMENTS, AND UPDATING THE COMPREHENSIVE PLAN BASED ON CHANGES IN LOCAL CONDITIONS SINCE THE LAST UPDATE BASED ON THE EVALUATION AND APPRAISAL REPORT UPDATE ADOPTED ON APRIL 13, 2011; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN, TRANSMITTAL, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 118-166 of the City's Land Development Code. Inquiries may be directed to the Planning Department at 305.673.7550.*

10:35 a.m. Second Reading Public Hearing

DEVELOPMENT REGULATIONS FOR HOTELS ON LINCOLN ROAD

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 130, ENTITLED "OFF-STREET PARKING," ARTICLE II, "DISTRICTS; REQUIREMENTS," SECTION 130-33, "OFF-STREET PARKING REQUIREMENTS FOR PARKING DISTRICTS NOS. 2, 3, 4, 5, 6, AND 7," TO AMEND THE OFF-STREET PARKING REQUIREMENTS FOR HOTEL UNITS ON LINCOLN ROAD BETWEEN ALTON ROAD AND WASHINGTON AVENUE; BY AMENDING CHAPTER 142, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," DIVISION 6, "CD-3 COMMERCIAL, HIGH INTENSITY DISTRICT," SECTION 142-337, "DEVELOPMENT REGULATIONS AND AREA REQUIREMENTS," TO AMEND THE MINIMUM HOTEL UNIT SIZE FOR NEW HOTEL UNITS AND THE MAXIMUM BUILDING HEIGHT FOR HISTORIC BUILDINGS ON LINCOLN ROAD; AND BY AMENDING CHAPTER 142, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE IV, "SUPPLEMENTARY DISTRICT REGULATIONS," DIVISION 5, "HEIGHT REGULATIONS," TO PROVIDE ADDITIONAL REGULATIONS FOR ROOFTOP ADDITIONS FOR HISTORIC BUILDINGS ON LINCOLN ROAD; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 2.05 of the City Charter, Section 118-164 of the City's Land Development Code, and §166.041 F.S. Inquiries may be directed to the Planning Department at 305.673.7550.*

1:30 p.m. Second Reading Public Hearing

MOBILITY FEES - LAND DEVELOPMENT REGULATIONS

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING SUBPART B OF THE LAND DEVELOPMENT REGULATIONS BY AMENDING CHAPTER 118, ENTITLED "ADMINISTRATION REVIEW PROCEDURES," ARTICLE VI, ENTITLED "DESIGN REVIEW PROCEDURES," AT SECTION 118-253, ENTITLED "APPLICATION FOR DESIGN REVIEW," AND CHAPTER 118, ENTITLED "ADMINISTRATION AND REVIEW PROCEDURES," ARTICLE X, ENTITLED "HISTORIC PRESERVATION," DIVISION 3, ENTITLED "ISSUANCE OF CERTIFICATE OF APPROPRIATENESS/CERTIFICATE TO DIG/CERTIFICATE OF APPROPRIATENESS FOR DEMOLITION," AT SECTION 118-562, ENTITLED "APPLICATION," TO MODIFY REQUIREMENTS FOR TRAFFIC STUDIES CONSISTENT WITH REVISED CONCURRENCY STANDARDS; AMENDING CHAPTER 122, ENTITLED "CONCURRENCY MANAGEMENT," TO BE RENAMED AS "CONCURRENCY MANAGEMENT AND MOBILITY FEES"; DELETING, AMENDING, AND RESTATING PROVISIONS IN SECTIONS 122-1 THROUGH 122-10; CREATING ARTICLE I, ENTITLED "PURPOSE AND GENERAL PROVISIONS," SECTION 122-1, ENTITLED "PURPOSE," TO STATE THE PURPOSE FOR CONCURRENCY AND MOBILITY FEES; SECTION 122-2, ENTITLED "DEFINITIONS," TO ESTABLISH DEFINITIONS RELATED TO CONCURRENCY MANAGEMENT AND MOBILITY FEES; SECTION 122-3, ENTITLED "CONCURRENCY MITIGATION AND MOBILITY FEE REQUIRED," TO ESTABLISH REQUIREMENTS FOR CONCURRENCY REVIEW AND CALCULATION AND PAYMENT OF MOBILITY FEES; SECTION 122-4, ENTITLED "CONCURRENCY MITIGATION AND MOBILITY FEE REVIEW," TO ESTABLISH DEPARTMENTAL AND AGENCY RESPONSIBILITY FOR REVIEW OF SPECIFIC CONCURRENCY AND MOBILITY FEE REQUIREMENTS; SECTION 122-5, ENTITLED "EXEMPTIONS FROM CONCURRENCY AND MOBILITY FEES," TO PROVIDE EXEMPTIONS FROM CONCURRENCY REVIEW AND MOBILITY FEE PAYMENT TO INCENTIVIZE DEVELOPMENT UNDER CERTAIN SPECIFIED CONDITIONS; SECTION 122-6, ENTITLED "APPLICATION FOR ESTIMATE OF CONCURRENCY MITIGATION AND MOBILITY FEES," TO ESTABLISH PROCEDURES FOR DETERMINING CONCURRENCY MITIGATION AND MOBILITY FEES; AND SECTION 122-7, ENTITLED "ENFORCEMENT AND PENALTIES," TO ESTABLISH ENFORCEMENT PROCEDURES AND PENALTIES; ESTABLISHING ARTICLE II, ENTITLED "CONCURRENCY," SECTION 122-11, ENTITLED "LEVEL OF SERVICE STANDARDS," TO ESTABLISH LEVELS OF SERVICE FOR INFRASTRUCTURE CONSISTENT WITH THE COMPREHENSIVE PLAN; AND SECTION 122-12, ENTITLED "DETERMINATION OF CONCURRENCY," TO ESTABLISH PROCEDURES FOR THE CALCULATION OF CONCURRENCY REQUIREMENTS AND CAPACITY CREDITS; ESTABLISHING ARTICLE III, ENTITLED "MOBILITY FEES," SECTION 122-21, ENTITLED "LEGISLATIVE INTENT," TO PROVIDE THE LEGISLATIVE AUTHORITY FOR, AND INTENT OF, THE MOBILITY FEE PROGRAM; SECTION 122-22, "ADOPTION OF MOBILITY FEE STUDY," TO INCORPORATE BY REFERENCE THE CITY OF MIAMI BEACH MOBILITY FEE TECHNICAL ANALYSIS, DATED AUGUST 2018; SECTION 122-23, "MOBILITY FEE IMPOSITION AND COLLECTION," TO ESTABLISH REQUIREMENTS FOR THE IMPOSITION AND COLLECTION OF MOBILITY FEES; SECTION 122-24, "CALCULATION OF MOBILITY FEES," TO ESTABLISH MOBILITY FEES AND THE METHODOLOGY FOR THE CALCULATION OF MOBILITY FEES; SECTION 122-25, "ALTERNATIVE INDEPENDENT MOBILITY FEE STUDY," TO AUTHORIZE THE CITY MANAGER TO DEVELOP A PROCEDURE FOR THE REVIEW OF ALTERNATIVE INDEPENDENT MOBILITY FEE STUDIES TO DETERMINE THE IMPACT AND MOBILITY FEES FOR LAND USES NOT DEFINED IN THE CODE; SECTION 122-26, ENTITLED "MOBILITY FEE LAND USES," TO ESTABLISH SCHEDULE OF LAND USES FOR THE CALCULATION OF MOBILITY FEES; SECTION 122-27, ENTITLED "MOBILITY FEE BENEFIT DISTRICT," TO DESIGNATE THE ENTIRE CITY AS A MOBILITY FEE BENEFIT DISTRICT; SECTION 122-28, ENTITLED "ESTABLISHMENT OF MOBILITY FEE FUND," TO ESTABLISH A MOBILITY FEE FUND; SECTION 122-29, ENTITLED "USE OF MOBILITY FEE FUND," TO SPECIFY PERMITTED USES OF MOBILITY FEE PROCEEDS; AND AMENDING "APPENDIX A - FEE SCHEDULE," TO PROVIDE FOR ADMINISTRATIVE FEES FOR CONCURRENCY AND MOBILITY FEE REVIEW; AND PROVIDING FOR APPLICABILITY, REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 118-164 of the City's Land Development Code. Inquiries may be directed to the Planning Department at 305.673.7550.*

1:35 p.m. Second Reading Public Hearing

FENCE STANDARDS FOR VACANT LOTS AND CONSTRUCTION SITES

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, SUBPART B, ENTITLED "LAND DEVELOPMENT REGULATIONS," BY AMENDING CHAPTER 142 OF THE CITY CODE, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," DIVISION 2, ENTITLED "RS-1, RS-2, RS-3, RS-4 SINGLE- FAMILY RESIDENTIAL DISTRICTS," SECTION 142-108, ENTITLED "PROVISIONS FOR THE DEMOLITION OF SINGLE-FAMILY HOMES LOCATED OUTSIDE OF HISTORIC DISTRICTS," TO CREATE FENCING REQUIREMENTS FOR VACANT LOTS IN SINGLE FAMILY DISTRICTS; BY AMENDING ARTICLE IV, ENTITLED "SUPPLEMENTARY YARD REGULATIONS," DIVISION 1, ENTITLED "GENERALLY," BY CREATING SECTION 142-876, ENTITLED "VACANT AND ABANDONED PROPERTIES AND CONSTRUCTION SITES," TO ESTABLISH MINIMUM FENCING STANDARDS AND REQUIREMENTS FOR VACANT AND ABANDONED PROPERTIES AND FOR CONSTRUCTION SITES IN ALL DISTRICTS; AND BY AMENDING DIVISION 4, ENTITLED "SUPPLEMENTARY YARD REGULATIONS," SECTION 142-1132, ENTITLED "ALLOWABLE ENCROACHMENTS WITHIN REQUIRED YARDS," TO AMEND THE FENCING REQUIREMENTS FOR VACANT LOTS AND ABANDONED PROPERTIES IN ALL DISTRICTS; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 118-164 of the City's Land Development Code. Inquiries may be directed to the Planning Department at 305.673.7550.*

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. Copies of these items are available for public inspection during normal business hours in the Office of the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting, or any item herein, may be continued, and under such circumstances, additional legal notice need not be provided.

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Rafael E. Granado, City Clerk
City of Miami Beach

MIAMI BEACH

CITY OF MIAMI BEACH NOTICE OF PUBLIC HEARINGS OCTOBER 16, 2019

NOTICE IS HEREBY given that the following public hearings will be heard by the Mayor and City Commissioners of the City of Miami Beach, Florida, in the Commission Chamber, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **October 16, 2019**, at the times listed, or as soon thereafter as the matter can be heard:

1:40 p.m. Second Reading Public Hearing

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, ENTITLED "CARE AND MAINTENANCE OF TREES AND PLANTS," BY AMENDING DIVISION 2, ENTITLED "TREE PRESERVATION AND PROTECTION," BY AMENDING SECTION 46-56 THEREOF, ENTITLED "DEFINITIONS," TO DEFINE "ANSI A-300," "HEDGE," "HERITAGE TREE RECOGNITION PROGRAM," "PALM," "CLUSTERING PALMS," "PRUNING ALLOWANCE," AND "SHRUB," AND TO MODIFY THE EXISTING DEFINITION OF "TREE"; BY AMENDING SECTION 46-58, ENTITLED "TREE REMOVAL REQUIREMENTS, EXEMPTIONS, AND PROHIBITED SPECIES," TO REQUIRE DOCUMENTATION FROM AN ARBORIST CERTIFIED BY THE INTERNATIONAL SOCIETY OF ARBORICULTURE, A FLORIDA LICENSED LANDSCAPE ARCHITECT, OR AN ASCA REGISTERED CONSULTING ARBORIST, AND TO AMEND THE REMOVAL OF PROHIBITED SPECIES; BY AMENDING 46-59, ENTITLED "TREE WORK PERMIT APPLICATION PROCESSING, REQUIREMENTS, AND REVIEW," TO REQUIRE A TREE WORK PERMIT FOR CROWN PRUNING NOT IN ACCORDANCE WITH ANSL - A300 TREE CARE STANDARDS, TO PROVIDE FOR ADDITIONAL REQUIREMENTS FOR A TREE WORK PERMIT DISPLAY, AND TO CLARIFY TREE WORK PERMIT FEES; BY AMENDING SECTION 46-61, ENTITLED "TREE REPLACEMENT," TO REPLACE THE EXISTING TREE REPLACEMENT CHART AND CANOPY MITIGATION REQUIREMENTS WITH A TREE REPLACEMENT CHART BASED ON THE TOTAL DIAMETER IN INCHES OF ALL TREES TO BE REMOVED, TO MODIFY THE PERCENT OF TREES THAT CAN BE PALMS, AND TO ADD PROVISIONS FOR SOIL VOLUME REQUIREMENTS; BY AMENDING SECTION 46-62, ENTITLED "TREE PRESERVATION, AND PROTECTION REQUIREMENTS, ROOT CUTTING, TREE RELOCATIONS, AND TREE PRUNING," TO MODIFY THE TITLE AND TO REQUIRE THAT THE MAINTENANCE OF RIGHT-OF-WAY TREES AND PALMS SHALL BE THE RESPONSIBILITY OF THE ADJACENT PROPERTY OWNER; BY AMENDING SECTION 46-63, ENTITLED "HERITAGE TREES," TO MODIFY THE TITLE, APPLICATION CRITERIA, AND TO DEFINE THE HERITAGE TREE RECOGNITION PROGRAM BENEFITS; BY AMENDING SECTION 46-64, ENTITLED "SPECIMEN TREE STANDARDS," TO INCLUDE A PARTIAL MITIGATION REQUIREMENT OPTION FOR TRANSPLANTING TREES; BY AMENDING SECTION 46-67 ENTITLED "ENFORCEMENT/CIVIL REMEDIES," TO AMEND THE EXISTING CIVIL FINES AND PENAL TIES; BY CREATING SECTION 46-68, TO BE ENTITLED "EXEMPTIONS FROM PROVISIONS OF THIS ARTICLE," TO PROVIDE FOR EXEMPTIONS IN REGARD TO PRUNING, TRIMMING, OR REMOVING DANGEROUS TREES; AND BY AMENDING SECTIONS 46-31, 46-57, 46-58, AND 46-59 TO PROVIDE FOR NON-SUBSTANTIVE TEXT AMENDMENTS, CLARITY, AND/OR CONSISTENCY WITH THE AMENDMENTS MADE IN THE AFORESTATED SECTIONS; AND, PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 2.05 of the City Charter and §166.041 F.S. Inquiries may be directed to the Environment and Sustainability Department at 305.673.7010.*

1:45 p.m. Second Reading Public Hearing

AMBIENT ENTERTAINMENT PERMIT PROGRAM

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 12 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "ARTS, CULTURE AND ENTERTAINMENT," BY AMENDING ARTICLE II, ENTITLED "SPECIAL EVENTS," BY CREATING SECTION 12-6, ENTITLED "AMBIENT ENTERTAINMENT PERMIT PROGRAM," TO CREATE AN AMBIENT ENTERTAINMENT PERMIT PROGRAM, SET FORTH DEFINITIONS, IDENTIFY ELIGIBLE ESTABLISHMENTS, PROVIDE FOR AN APPLICATION, ESTABLISH REGULATIONS APPLICABLE TO THE PERMIT PROGRAM (INCLUDING THE TERM OF THE PERMIT, NOTICE REQUIREMENTS, AND MINIMUM STANDARDS, CRITERIA, AND CONDITIONS), PROVIDE FOR ENFORCEMENT AND PENALTIES, AND CREATE REPORTING REQUIREMENTS; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 2.05 of the City Charter and §166.041 F.S. Inquiries may be directed to the Planning Department at 305.673.7550.*

1:50 p.m. Second Reading Public Hearing

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, 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 70-7, ENTITLED "RESERVED," BY CREATING DEFINITIONS AND THOSE REGULATIONS WHICH SHALL PROHIBIT THE SMOKING OF CANNABIS, MARIJUANA, OR HEMP ON PUBLIC PROPERTY; ESTABLISHING SIGNAGE REQUIREMENTS; PROVIDING PENALTIES AND ENFORCEMENT FOR VIOLATION; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 2.05 of the City Charter and §166.041 F.S. Inquiries may be directed to the Office of the City Attorney at 305.673.7470.*

1:55 p.m. Second Reading Public Hearing

AN ORDINANCE OF THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 66 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "MARINE STRUCTURES, FACILITIES, AND VESSELS," 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 ZONES BY ADDING A YEAR-ROUND SLOW SPEED ZONE AROUND FLAGLER MEMORIAL ISLAND (THE "MONUMENT ISLAND"); AND BY AMENDING SUBSECTION (B) THEREOF TO AMEND THE BOUNDARIES OF THE IDLE SPEED, NO WAKE ZONE IN THE AREA OF THE MIAMI BEACH MARINA; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 2.05 of the City Charter and §166.041 F.S. Inquiries may be directed to the Office of the City Attorney at 305.673.7470.*

2:10 p.m. Public Hearing

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE FIRST AMENDMENT TO THE GENERAL FUND, ENTERPRISE FUNDS, INTERNAL SERVICE FUNDS, AND SPECIAL REVENUE FUNDS BUDGETS FOR FISCAL YEAR (FY) 2019/20. *This Resolution is being heard pursuant to Sections 166.041 and 166.241 F.S. Inquiries may be directed to the Office of Management and Budget at 305.673.7510.*

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. Copies of these items are available for public inspection during normal business hours in the Office of the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting, or any item herein, may be continued, and under such circumstances, additional legal notice need not be provided.

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

To request this material in alternate format, sign language interpreter (five-day notice required), information on access for persons with disabilities, and/or any accommodation to review any document or participate in any City-sponsored proceedings, call 305.604.2489 and select 1 for English or 2 for Spanish, then option 6; TTY users may call via 711 (Florida Relay Service).

Rafael E. Granado, City Clerk
City of Miami Beach

MIAMI BEACH

CITY OF MIAMI BEACH
NOTICE OF PUBLIC HEARINGORDINANCE AMENDING THE
WASHINGTON AVENUE OVERLAY
LAND DEVELOPMENT REGULATIONS
(LDR) INCENTIVES

OCTOBER 16, 2019

NOTICE IS HEREBY given that the following **Second Reading Public Hearing** will be heard by the Mayor and City Commissioners of the City of Miami Beach, Florida, in the Commission Chamber, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **October 16, 2019** at the time listed, or as soon thereafter as the matter can be heard:

5:01 p.m. Second Reading Public Hearing

WASHINGTON AVENUE OVERLAY - LDR INCENTIVES

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, SUBPART B, ENTITLED "LAND DEVELOPMENT REGULATIONS," BY AMENDING CHAPTER 142 OF THE CITY CODE, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," DIVISION 5, ENTITLED "CD-2 COMMERCIAL, MEDIUM INTENSITY DISTRICT," BY AMENDING SECTION 142-303, ENTITLED "CONDITIONAL USES," TO MODIFY PROVISIONS APPLICABLE TO CONDITIONAL USES IN THE CD-2 DISTRICT, AND BY AMENDING SECTION 142-309, ENTITLED "WASHINGTON AVENUE DEVELOPMENT REGULATIONS AND AREA REQUIREMENTS," TO INCREASE THE BUILDING HEIGHT FOR CERTAIN USES AND CLARIFY THE SETBACK REQUIREMENTS; AND BY AMENDING CHAPTER 130, ENTITLED "OFF-STREET PARKING," ARTICLE II, ENTITLED "DISTRICTS; REQUIREMENTS," SECTION 130-33, ENTITLED "OFF-STREET PARKING REQUIREMENTS FOR PARKING DISTRICTS NOS. 2, 3, 4, 5, 6, 7, AND 8," TO MODIFY THE PARKING REQUIREMENTS FOR PARKING DISTRICT NO. 7; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 118-164 of the City's Land Development Code. Inquiries may be directed to the Planning Department at 305.673.7550.*

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. A copy of this item is available for public inspection during normal business hours in the Office of the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting, or any item herein, may be continued, and under such circumstances, additional legal notice need not be provided.

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

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Rafael E. Granado, City Clerk
City of Miami Beach

Ad 101619-04

MIAMI BEACH

CITY OF MIAMI BEACH
NOTICE OF PUBLIC HEARINGSORDINANCES AMENDING THE COMPREHENSIVE PLAN AND THE LAND
DEVELOPMENT RELATIONS RELATING TO ACCESSORY DWELLING UNITS (ADU)

OCTOBER 16, 2019

NOTICE IS HEREBY given that the following **Second Readings Public Hearings** will be heard by the Mayor and City Commissioners of the City of Miami Beach, Florida, in the Commission Chamber, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida, on **October 16, 2019** at the times listed, or as soon thereafter as the matter can be heard:

11:10 a.m. Second Reading Public Hearing

ACCESSORY DWELLING UNITS (ADU) - COMPREHENSIVE PLAN AMENDMENT

AN ORDINANCE AMENDING THE CITY OF MIAMI BEACH YEAR 2025 COMPREHENSIVE PLAN, BY AMENDING CHAPTER 1, ENTITLED "FUTURE LAND USE ELEMENT"; OBJECTIVE 1, ENTITLED "LAND DEVELOPMENT REGULATIONS," AT POLICY 1.2, "SINGLE FAMILY RESIDENTIAL CATEGORY (RS)," TO ALLOW FOR ACCESSORY AND CONDITIONAL USES AS PROVIDED FOR IN THE LAND DEVELOPMENT REGULATIONS AND TO PROVIDE THAT ACCESSORY DWELLING UNITS DO NOT COUNT TOWARDS MAXIMUM DENSITY LIMITS; AND AMENDING CHAPTER 3, ENTITLED "HOUSING ELEMENT," OBJECTIVE 1, ENTITLED "CREATION AND/OR PRESERVATION OF AFFORDABLE HOUSING" AND "OBJECTIVE 3," ENTITLED "ADEQUATE SITES AND DISTRIBUTION OF HOUSING FOR VERY LOW TO MODERATE-INCOME HOUSEHOLDS; AND ADEQUATE SITES FOR MOBILE AND MANUFACTURED HOMES," TO PROVIDE FOR THE DEVELOPMENT OF ACCESSORY DWELLING UNITS IN ORDER TO ENCOURAGE THE DEVELOPMENT OF HOUSING AT AN ATTAINABLE RATE; AND PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN, TRANSMITTAL, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 118-166 of the City's Land Development Code. Inquiries may be directed to the Planning Department at 305.673.7550.*

11:15 a.m. Second Reading Public Hearing

ACCESSORY DWELLING UNITS (ADU) - LAND DEVELOPMENT REGULATIONS

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH, SUBPART B, ENTITLED "LAND DEVELOPMENT REGULATIONS," BY AMENDING CHAPTER 114 OF THE CITY CODE, ENTITLED "GENERAL PROVISIONS," SECTION 114-1, ENTITLED "DEFINITIONS," TO ESTABLISH A DEFINITION FOR "ACCESSORY DWELLING UNIT" AND REMOVE THE DEFINITION OF "GUEST/SERVANTS QUARTERS"; AMENDING CHAPTER 142, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE IV, ENTITLED "SUPPLEMENTARY DISTRICT REGULATIONS," DIVISION 2, ENTITLED "ACCESSORY USES," SECTION 142-905, ENTITLED "PERMITTED ACCESSORY USES IN SINGLE-FAMILY DISTRICTS," TO REPLACE GUEST/SERVANTS QUARTERS WITH ACCESSORY DWELLING UNIT AS AN ALLOWABLE ACCESSORY USE FOR SINGLE-FAMILY DISTRICTS, AND PROVIDE STANDARDS FOR THEIR DEVELOPMENT AND LEASING; AND AMENDING CHAPTER 142, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE IV, ENTITLED "SUPPLEMENTARY DISTRICT REGULATIONS," DIVISION 4, ENTITLED "SUPPLEMENTARY YARD REGULATIONS," SECTION 142-1132, ENTITLED "ALLOWABLE ENCROACHMENTS WITHIN REQUIRED YARDS," TO ALLOW FOR ACCESSORY DWELLING UNITS AS AN ALLOWABLE USE IN ACCESSORY BUILDINGS AND MODIFY THE MEASUREMENT OF HEIGHT FOR ACCESSORY BUILDINGS; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, AND AN EFFECTIVE DATE. *This Ordinance is being heard pursuant to Section 118-164 of the City's Land Development Code. Inquiries may be directed to the Planning Department at 305.673.7550.*

INTERESTED PARTIES are invited to appear at this meeting, or be represented by an agent, or to express their views in writing addressed to the City Commission, c/o the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. Copies of these items are available for public inspection during normal business hours in the Office of the City Clerk, 1700 Convention Center Drive, 1st Floor, City Hall, Miami Beach, Florida 33139. This meeting, or any item herein, may be continued, and under such circumstances, additional legal notice need not be provided.

Pursuant to Section 286.0105, Fla. Stat., the City hereby advises the public that if a person decides to appeal any decision made by the City Commission with respect to any matter considered at its meeting or its hearing, such person must ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

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