

# MIAMI BEACH

## CITY OF MIAMI BEACH

### NOTICE OF PUBLIC HEARING

#### ORDINANCE AMENDING RENTAL PROHIBITION OF CERTAIN MOTOR VEHICLES

#### NOVEMBER 18, 2020 CITY COMMISSION MEETING

As society returns to a "new-normal," the City of Miami Beach will host a hybrid Commission meeting on November 18, 2020. The Mayor and at least four Commissioners will be physically present in a socially distanced manner at the Commission Chamber, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida. (Note that this location is subject to change, please contact the Office of the City Clerk for possible updates.) Members of the public may comment on any item on the agenda using the Zoom platform. Members of the public wanting to participate virtually may do so via video conferencing. To participate or provide comments virtually, the public may join the City Commission Meeting at: <https://miamibeachfl-gov.zoom.us/j/86076255237> or via telephone at: 1.301.715.8592 (U.S.) or 877.853.5257 (Toll Free). The Webinar ID is: 86076255237#. Members of the public wanting to virtually speak on an item during the City Commission Meeting, must click the "raise hand" icon if using the Zoom app or press \*9 on the telephone to raise their hand.

**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, on **November 18, 2020** at the following time, or as soon thereafter as the matter can be heard:

#### **9:10 a.m. First Reading Public Hearing**

#### RENTAL PROHIBITION OF CERTAIN MOTOR VEHICLES

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 142 OF THE CODE OF THE CITY OF MIAMI BEACH, FLORIDA, ENTITLED "ZONING DISTRICTS AND REGULATIONS," BY AMENDING ARTICLE I, ENTITLED "GENERAL TO ALL ZONING DISTRICTS," BY CREATING SECTION 142-3, ENTITLED "RENTALS OR LEASES OF IDENTIFIABLE VEHICLES THAT ARE POWERED BY A MOTOR PROHIBITED IN THE CITY OF MIAMI BEACH," WHICH SHALL PROHIBIT PERSONS AND BUSINESS ENTITIES FROM ENGAGING IN THE RENTAL OR LEASE OF CERTAIN IDENTIFIABLE VEHICLES (WHICH SHALL INCLUDE, BUT NOT BE LIMITED TO MOPEDS, MOTORIZED BICYCLES, GOLF CARTS AND LOW SPEED VEHICLES); AND ESTABLISHING THOSE RESPECTIVE DEFINITIONS FOR SUCH PROHIBITED IDENTIFIABLE VEHICLES; 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 118-166 OF THE City's Land Development Code, and §166.041 F.S. Inquiries may be directed to the Planning Department at 305.673.7550 or the Office of the City Attorney at 305.673.7730.

INTERESTED PARTIES are invited to take part in this meeting or be represented by an agent. The public may submit written comments by sending an email to: [CityClerk@miamibeachfl.gov](mailto:CityClerk@miamibeachfl.gov) by 5:00 p.m. the day before the City Commission Meeting. Please identify the Agenda Item Number in the email subject line. Emails received will be forwarded to the Mayor and Commissioners and will be included as a part of the meeting record.

Copies of Agenda Items are available for public inspection at: <https://www.miamibeachfl.gov/city-hall/city-clerk/agenda-archive-main-page-2/>. This meeting, or any item therein, 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).

The City Commission Meeting will be broadcast live on Miami Beach TV (MBTV), viewable on the City's website at <https://www.miamibeachfl.gov/government/mbtv/>, as well as on Atlantic Broadband Cable channel 660, AT&T U-verse channel 99, Hotwire Communications channel 395, and ROKU device on PEG.TV channel, and on social media at <https://www.facebook.com/cityofmiamibeach>.

Rafael E. Granado, City Clerk  
City of Miami Beach  
[CityClerk@miamibeachfl.gov](mailto:CityClerk@miamibeachfl.gov)  
305.673.7411

Ad 11182020-03

# MIAMI BEACH

## CITY OF MIAMI BEACH

### NOTICE OF PUBLIC HEARING

#### ORDINANCE AMENDING THE RPS-4 (RESIDENTIAL PERFORMANCE STANDARD) DISTRICT ACCESSORY USE FOR NEIGHBORHOOD IMPACT ESTABLISHMENTS (NIE)

#### NOVEMBER 18, 2020 CITY COMMISSION MEETING

As society returns to a "new-normal," the City of Miami Beach will host a hybrid Commission meeting on November 18, 2020. The Mayor and at least four Commissioners will be physically present in a socially distanced manner at the Commission Chamber, Third Floor, City Hall, 1700 Convention Center Drive, Miami Beach, Florida. (Note that this location is subject to change, please contact the Office of the City Clerk for possible updates.) Members of the public may comment on any item on the agenda using the Zoom platform. Members of the public wanting to participate virtually may do so via video conferencing. To participate or provide comments virtually, the public may join the City Commission Meeting at: <https://miamibeachfl-gov.zoom.us/j/86076255237> or via telephone at: 1.301.715.8592 (U.S.) or 877.853.5257 (Toll Free). The Webinar ID is: 86076255237#. Members of the public wanting to virtually speak on an item during the City Commission Meeting, must click the "raise hand" icon if using the Zoom app or press \*9 on the telephone to raise their hand.

**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, on **November 18, 2020** at the following time, or as soon thereafter as the matter can be heard:

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

#### R-PS4 ACCESSORY USE AMENDMENTS FOR NIE

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 18, ENTITLED "PS PERFORMANCE STANDARD DISTRICT," BY AMENDING SECTION 142-693, ENTITLED "PERMITTED USES," TO PERMIT NEIGHBORHOOD IMPACT ESTABLISHMENTS AS A CONDITIONAL USE WHEN SUCH USE IS AN ACCESSORY TO OCEANFRONT APARTMENT BUILDINGS WITH 300 UNITS MORE, AND TO FURTHER PERMIT SUCH NEIGHBORHOOD IMPACT ESTABLISHMENTS APPROVED BY THE PLANNING BOARD AS A CONDITIONAL USE TO OPERATE OPEN AREAS ABOVE THE GROUND FLOOR WITH A MAXIMUM PATRON-OCCUPANT LOAD OF 250 PERSONS, SUBJECT TO SPECIFIC USE LIMITATIONS INTENDED TO PREVENT IMPACTS ON NEIGHBORING RESIDENTIAL COMMUNITIES, 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 take part in this meeting or be represented by an agent. The public may submit written comments by sending an email to: [CityClerk@miamibeachfl.gov](mailto:CityClerk@miamibeachfl.gov) by 5:00 p.m. the day before the City Commission Meeting. Please identify the Agenda Item Number in the email subject line. Emails received will be forwarded to the Mayor and Commissioners and will be included as a part of the meeting record.

Copies of Agenda Items are available for public inspection at: <https://www.miamibeachfl.gov/city-hall/city-clerk/agenda-archive-main-page-2/>. This meeting, or any item therein, 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).

The City Commission Meeting will be broadcast live on Miami Beach TV (MBTV), viewable on the City's website at <https://www.miamibeachfl.gov/government/mbtv/>, as well as on Atlantic Broadband Cable channel 660, AT&T U-verse channel 99, Hotwire Communications channel 395, and ROKU device on PEG.TV channel, and on social media at <https://www.facebook.com/cityofmiamibeach>.

Rafael E. Granado, City Clerk  
City of Miami Beach  
[CityClerk@miamibeachfl.gov](mailto:CityClerk@miamibeachfl.gov)  
305.673.7411

Ad 11182020-06