

**CITY OF MIAMI BEACH
NOTICE OF PUBLIC HEARING**

ORDINANCE WAIVING LAND DEVELOPMENT BOARD APPLICATION FEES ASSOCIATED WITH WORKFORCE HOUSING DEVELOPMENTS; WAIVING CONCURRENCY AND MOBILITY FEES ASSOCIATED WITH WORKFORCE HOUSING DEVELOPMENTS; EXEMPTING NON-ELDERLY AND ELDERLY LOW AND MODERATE-INCOME AND WORKFORCE HOUSING DEVELOPMENTS FROM THE CITY'S GREEN BUILDING REGULATIONS; EXEMPTING FROM THE ART IN PUBLIC PLACES REQUIREMENTS LOW OR MODERATE INCOME HOUSING OR WORKFORCE HOUSING DEVELOPMENTS CONSTRUCTED ON CITY-OWNED LAND; ESTABLISHING FINANCIAL INCENTIVES FOR AFFORDABLE AND WORKFORCE HOUSING DEVELOPMENTS; AMENDING THE MINIMUM REQUIREMENTS FOR THE DECLARATION OF RESTRICTIVE COVENANTS, INCLUDING THE CONTROL PERIOD; AND EXEMPTING WORKFORCE HOUSING UNITS OR DEVELOPMENTS FROM MOBILITY FEES.

SEPTEMBER 28, 2022

HYBRID CITY COMMISSION MEETING

On **September 28, 2022**, the City of Miami Beach will host a Hybrid Commission Meeting. During the Hybrid Commission Meeting, the City Commission will be physically present in the Commission Chamber, Miami Beach City Hall, 1700 Convention Center Drive, 3rd Floor, Miami Beach, FL 33139. Applicants and the public are encouraged to attend the meeting virtually (as provided below). However, members of the public who wish to attend the meeting or provide public comment in person may appear at the Commission Chamber.

To participate or provide comment virtually during the Commission Meeting, the public may join the webinar at: <https://miamibeachfl-gov.zoom.us/j/81392857671> or via telephone at: 1.301.715.8592 (U.S.) or 888.475.4499 (Toll-Free). Webinar ID: 81392857671#. Members of the public wanting to speak virtually on an Item during the 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 Public Hearing will be heard by the Mayor and City Commissioners of the City of Miami Beach, Florida, on **September 28, 2022**, at **5:10 p.m.** or as soon thereafter as the matter can be heard:

5:10 p.m. Second Reading Public Hearing

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 118, "ADMINISTRATION AND REVIEW PROCEDURES," ARTICLE I, "IN GENERAL," AT SECTION 118-7, "FEES FOR THE ADMINISTRATION OF LAND DEVELOPMENT REGULATIONS," TO WAIVE LAND DEVELOPMENT BOARD APPLICATION FEES ASSOCIATED WITH WORKFORCE HOUSING DEVELOPMENTS; AMENDING CHAPTER 122, "CONCURRENCY MANAGEMENT AND MOBILITY FEES," ARTICLE I, "PURPOSE AND GENERAL PROVISIONS," AT SECTION 122-5, ENTITLED "EXEMPTIONS FROM CONCURRENCY MITIGATION AND MOBILITY FEES," TO WAIVE CONCURRENCY AND MOBILITY FEES ASSOCIATED WITH WORKFORCE HOUSING DEVELOPMENTS; AND AMENDING CHAPTER 133, "SUSTAINABILITY AND RESILIENCY," ARTICLE I, "GREEN BUILDINGS," DIVISION 2, "GREEN BUILDING REGULATIONS," AT SECTION 133-3, "SUSTAINABILITY REQUIREMENTS," TO EXEMPT NON-ELDERLY AND ELDERLY LOW AND MODERATE INCOME AND WORKFORCE HOUSING DEVELOPMENTS FROM THE CITY'S GREEN BUILDING REGULATIONS; AMENDING CHAPTER 82, "PUBLIC PROPERTY," ARTICLE VII, "ART IN PUBLIC PLACES," DIVISION 4, "PROCEDURES," AT SECTION 82-537, "DEFINITIONS," TO EXEMPT, FROM THE ART IN PUBLIC PLACES REQUIREMENTS, LOW OR MODERATE INCOME HOUSING OR WORKFORCE HOUSING DEVELOPMENTS CONSTRUCTED ON CITY-OWNED LAND; AMENDING CHAPTER 58, "HOUSING," ARTICLE I, "IN GENERAL," BY CREATING SECTION 58-1, "FINANCIAL INCENTIVES FOR AFFORDABLE AND WORKFORCE HOUSING DEVELOPMENTS," TO ESTABLISH FINANCIAL INCENTIVES FOR AFFORDABLE AND WORKFORCE HOUSING DEVELOPMENTS; AMENDING ARTICLE VI, "WORKFORCE HOUSING," SECTION 58-501, "DEFINITIONS," AND SECTION 58-503, "WORKFORCE HOUSING REQUIREMENTS," TO AMEND THE MINIMUM REQUIREMENTS FOR THE DECLARATION OF RESTRICTIVE COVENANTS, INCLUDING THE CONTROL PERIOD; AND AMENDING APPENDIX A, "FEE SCHEDULE," TO EXEMPT WORKFORCE HOUSING UNITS OR DEVELOPMENTS FROM MOBILITY FEES; 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, Section 2.05 of the City Charter, and §166.041 F.S. Inquiries may be directed to the Economic Development Department at 305.673.7572.*

Note: The Second Reading Public Hearing of this Ordinance on September 28, 2022, is subject to City Commission approval of this Ordinance on First Reading at the September 14, 2022 City Commission Meeting.

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 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 concerning 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 an 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 Breezeline 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>.

MIAMIBEACH

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