

COMMISSION MEMORANDUM

TO: Mayor Dan Gelber and Members of the City Commission

FROM: Rafael A. Paz, City Attorney



SECOND READING

DATE: April 28, 2023

SUBJECT: 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, ENTITLED "PUBLIC PROPERTY," BY AMENDING ARTICLE VI, ENTITLED "NAMING OF PUBLIC FACILITIES AND ESTABLISHMENT OF MONUMENTS OR MEMORIALS," BY AMENDING SECTION 82-503 THEREOF, ENTITLED "NAMING OF PUBLIC FACILITIES; CO-NAMING AND RE-NAMING OF STREETS," BY AMENDING SUBSECTIONS (C)(1)(A) AND (C)(2)(A) TO PROVIDE ADDITIONAL CRITERIA AND PROCEDURES FOR THE CO-NAMING OF STREETS IN HONOR OF A DECEASED PERSON WHO SERVED AS THE SPIRITUAL LEADER OF A PROMINENT RELIGIOUS INSTITUTION IN THE CITY OF MIAMI BEACH WHO ALSO MADE SIGNIFICANT CIVIC CONTRIBUTIONS TO THE CITY; PROVIDING SUNSET PROVISIONS THEREOF; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

The attached Ordinance was prepared at the request of Mayor Dan Gelber, the sponsor, and it was approved on First Reading at the March 27, 2023 City Commission meeting. No changes have been made between first and second reading. A summary of the proposed Ordinance is set forth below.

Under existing criteria in Section 82-503 of the City Code, City streets may only be co-named of (1) Miami Beach police officers who died or were killed in the line of duty; (2) a public facility located on the street to be co-named; (3) private not-for-profit organizations with significant historic value to the city and associated with structures which have a significant historical value or architectural significance to the city; (4) geographic areas within the city; or (5) a commercial establishment that has been in business in the City of Miami Beach for 100 or more years and which is located on the street to be co-named.

Section 82-503 was previously amended to temporarily authorize the co-naming of City streets after a deceased person who served as the spiritual leader of a prominent religious institution in the City of Miami Beach for 35 or more years and resided in the City of Miami Beach, but due to a sunset provision in the ordinance, this provision expired in 2019.

At the November 16, 2022 City Commission meeting, at the request of Mayor Dan Gelber, an agenda discussion item was referred to the Public Safety and Neighborhood Quality of Life Committee ("PSNQLC") for it to consider the co-naming of the Bonita Drive Corridor from 71st Street to Indian Creek Drive in honor of the late Rabbi Pinchas Weberman, along with any amendment to Section 82-503 of the City Code that may be required to accomplish the co-naming.

Accordingly, the proposed Ordinance includes the additional criteria necessary to authorize the naming of a street in honor of a spiritual leader who has made important civic contributions to the City.

RAP/FA/ag