

COMMISSION MEMORANDUM

TO: Mayor Steven Meiner and Members of the City Commission

FROM: Rafael A. Paz, City Attorney



DATE: February 21, 2024

SUBJECT: AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 2 OF THE CODE OF THE CITY OF MIAMI BEACH, ENTITLED "ADMINISTRATION," BY AMENDING ARTICLE II, ENTITLED "CITY COMMISSION," BY AMENDING SECTION 2-17, ENTITLED "RESIDENTS' RIGHT TO KNOW," TO AMEND THE LIST OF ISSUES DEFINED AS "MATTERS THAT IMPACT RESIDENTS' QUALITY OF LIFE" WHICH REQUIRE TARGETED NEIGHBORHOOD NOTICE; AND PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY, AND AN EFFECTIVE DATE.

On July 26, 2017, the Mayor and City Commission adopted Ordinance No. 2017-4115, known as the "Residents' Right to Know" Ordinance, which provides for targeted electronic neighborhood notices for matters that impact residents' quality of life, allows for timely opportunities for public input, and supplements existing provisions in the City Code relating to procedural fairness in quasi-judicial hearings (the "Ordinance").

The Ordinance, at City Code Section 2-17(b), sets forth a list of issues defined as "matters that impact residents' quality of life" which require targeted electronic notice. This includes:

- Positions formally adopted by resolution of a registered neighborhood association;
- Development applications or zoning legislation that meet certain criteria;
- Certain development proposals on City property; and
- Certain City infrastructure projects.

Pursuant to the request of Commissioner Alex Fernandez, the attached Ordinance has been drafted to amend the list of "matters that impact residents' quality of life." Specifically, this Ordinance would require targeted electronic notice for any agenda item on a City Commission or Commission Committee agenda that pertains to the planned closure of a City street, bridge, or park.

Commissioner Fernandez is working with the City Attorney's Office to identify other possible amendments to the Residents' Right to Know Ordinance (and other notice requirements in the City Code), to promote transparency and identify additional opportunities for public notice on matters of importance to City residents.

RAP/NK/sp