

Single Family Home Demolition Fee Appendix A

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE CODE OF THE CITY OF MIAMI BEACH BY AMENDING CHAPTER 15, ENTITLED “ZONING REVIEW FEES ASSOCIATED WITH THE BUILDING PERMIT PROCESS,” ARTICLE II, ENTITLED “ZONING REVIEW FEES ASSOCIATED WITH THE BUILDING PERMIT PROCESS,” AT SECTION 15-31 ENTITLED “ZONING REVIEW FEES ASSOCIATED WITH THE BUILDING PERMIT PROCESS,” AND APPENDIX A, ENTITLED “FEE SCHEDULE,” TO CREATE A SINGLE FAMILY HOME DEMOLITION FEE; AND PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE.

WHEREAS, the City of Miami Beach (the “City”) has the authority to enact laws which promote the public health, safety and general welfare of its citizens; and

WHEREAS,; and

WHEREAS,; and

WHEREAS, the amendments set forth below are necessary to accomplish the above objectives.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA.

SECTION 1. Entitled “Zoning review fees associated with the building permit process,” Article II, entitled “Zoning review fees associated with the building permit process,” at Section 15-31 entitled “Zoning review fees associated with the building permit process,” is hereby amended as follows:

Sec. 15-31. Zoning Review Fees associated with the building permit process.

(o) Demolition permits for single family homes. In order to mitigate the impacts of demolition within single family neighborhoods, a separate demolition fee, located within appendix A, shall be imposed for the total demolition of any single-family home within a single-family residential zoning district. For purposes of this section, the total demolition of a single family home shall be considered the demolition of 50% or more of the home. This fee shall be in addition to all other applicable fees and shall be adjusted annually based on the Consumer Price Index. The funds received by the City for the amount imposed under this subsection shall be dedicated to effectuating the applicable goals of the City pertaining to resiliency and sustainability, workforce and affordable housing, and historic preservation. Demolition fee funds shall be deposited directly into the resiliency and sustainability, workforce and affordable housing, and historic preservation fund account. Notwithstanding the preceding, the demolition fee shall not apply under the following circumstances:

- (1) Demolition is proposed in conjunction with the construction of low and/or moderate income housing as defined in Section 58-401 or workforce housing as defined in Section 58-501 of the City Code.

- (2) Demolition is due to a catastrophic event, such as, fire, tornado, tropical storm, hurricane, or other act of God, as determined by the building official.

SECTION 2. Appendix A, entitled "Fee Schedule" is hereby amended as follows:

APPENDIX A - FEE SCHEDULE

FEE SCHEDULE

Pursuant to section 1-15 of this Code, this appendix includes all fees and charges established by the city commission that are referred to in the indicated sections of the Code of Ordinances. Certain specified fees and charges, as identified herein, shall be subject to annual adjustment by the city manager, pursuant to the provisions of section 1-15 and this Appendix "A". A schedule of all current city fees and charges as set forth in Appendix "A" shall be maintained on the city's website.

Section of this Code	Description	Amount (Sales tax or other taxes may apply)	Annual Adjustment (References shown are defined at the end of this Appendix A)
	Subpart A. General Ordinances		
	* * *		
	Planning Fees Associated with the Building Permit Process		
	* * *		
<u>15-31(o)</u>	<u>Total demolition of single-family home within a single-family residential zoning district</u>	<u>25,000.00</u>	<u>[A]</u>
	* * *		

SECTION 3. REPEALER.

All ordinances or parts of ordinances and all section and parts of sections in conflict herewith are hereby repealed.

SECTION 4. CODIFICATION.

It is the intention of the City Commission, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach as amended; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" maybe changed to "section" or other appropriate word.

SECTION 5. SEVERABILITY.

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

SECTION 6. EFFECTIVE DATE.

This Ordinance shall take effect ten days following adoption.

PASSED AND ADOPTED this _____ day of _____, 2022.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

First Reading: _____, 2022

Second Reading: _____, 2022

Verified By: _____
Thomas R. Mooney, AICP
Planning Director

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