

RM-1 RELIGIOUS INSTITUTIONS PARKING AMENDMENT

ORDINANCE NO. _____

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 130, OF THE LAND DEVELOPMENT REGULATIONS, ENTITLED "OFF-STREET PARKING," ARTICLE II "DISTRICTS; REQUIREMENTS," AT SECTION 130-32, ENTITLED "OFF-STREET PARKING REQUIREMENTS FOR PARKING DISTRICT NO. 1," TO MODIFY THE REQUIREMENTS FOR PARKING DISTRICT NO. 1, TO ALLOW THE PLANNING BOARD, THROUGH THE CONDITIONAL USE PROCESS, TO WAIVE ALL REQUIRED PARKING FOR NEW CONSTRUCTION FOR RELIGIOUS INSTITUTIONS IN THE RM-1 DISTRICT, PROVIDED THE PROPERTY IS LESS THAN 8,000 SQUARE FEET AND THE CONDITIONAL USE APPLICATION INCLUDES A TRAFFIC OPERATIONS PLAN; PROVIDING FOR REPEALER; SEVERABILITY; CODIFICATION; AND AN EFFECTIVE DATE.

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

WHEREAS, the City of Miami Beach seeks to promote community based religious institutions in the RM-1 Districts providing services to the local community; and

WHEREAS, the City seeks to encourage construction practices that minimize the impact of off-street parking on the surrounding community; and

WHEREAS, the City seeks to ensure that the construction of such religious institutions shall not impact neighborhoods, the applicant shall be required to obtain conditional use approval from the Planning Board, and provide a traffic operation plan to substantiate the removal of the parking requirement; and

WHEREAS, the City of Miami Beach is desirous of improving the parking conditions in the RM-1 Districts, and the surrounding neighborhoods, by modifying the parking regulations as set forth hereinafter; and

WHEREAS, the amendments set forth below is necessary to accomplish all of the above objectives.

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

SECTION 1. That Chapter 130, entitled "Off-Street Parking," Article II entitled "Districts; Requirements" at Section 130-32 entitled "Off-street parking requirements for parking district no 1," is hereby amended as follows:

CHAPTER 130

OFF-STREET PARKING

ARTICLE II - DISTRICTS; REQUIREMENTS

* * *

Sec. 130-32. - Off-street parking requirements for parking district no. 1.

Except as otherwise provided in these land development regulations, when any building or structure is erected or altered in parking district no. 1, accessory off-street parking spaces shall be provided for the building, structure or additional floor area as follows:

* * *

- (15) Church, synagogue or temple: One space per six seats or bench seating spaces in main auditorium. The Planning Board, through the conditional use process, may waive all required parking for new construction for religious institutions in the RM-1 district, provided the property is less than 8,000 square feet. Said conditional use application shall include a traffic operations plan.

SECTION 2. CODIFICATION.

It is the intention of the Mayor and City Commission of the City of Miami Beach, 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, Florida. The sections of this ordinance may be renumbered or re-lettered to accomplish such intention, and, the word "ordinance" may be changed to "section", "article", or other appropriate word.

SECTION 3. REPEALER.

All ordinances or parts of ordinances in conflict herewith be and the same are hereby repealed.

SECTION 4. SEVERABILITY.

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

SECTION 5. EFFECTIVE DATE.

This Ordinance shall take effect ten days following adoption.

PASSED and ADOPTED this ____ day of _____, 2018.

ATTEST:

Mayor

Rafael E. Granado City Clerk

First Reading: December 13, 2017

Second Reading: January __, 2018

Verified by:_____
Thomas Mooney, AICP
Planning Director

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