

Commission Committee Assignments - C4 N**MIAMI BEACH****COMMISSION MEMORANDUM**

TO: Honorable Mayor and Members of the City Commission
FROM: Jimmy L. Morales, City Manager
DATE: December 13, 2017

SUBJECT: REFERRAL TO THE PLANNING BOARD - AMENDMENT MODIFYING THE HEIGHT REQUIREMENTS FOR FENCES LOCATED ON OCEANFRONT PROPERTIES.

RECOMMENDATION

Refer the proposed Ordinance Amendment to the Planning Board for consideration and recommendation.

ANALYSIS**HISTORY** □

On September 13, 2017, at the request of Commissioner Michael Grieco, a discussion item pertaining to allowable fence heights along Miami Beach Drive was referred to the Land Use and Development Committee for consideration and recommendation (Item C4O). □

On October 11, 2017, the Land Use Committee discussed the item and directed staff to draft an Ordinance to allow for an increase in fence heights for properties located on Miami Beach Drive. The Land Use Committee recommended that the City Commission refer the draft Ordinance to the Planning Board. Commissioner John Elizabeth Aleman is the sponsor of the proposed Ordinance. □

PLANNING ANALYSIS □

The attached draft ordinance would modify the maximum allowable height for fences on Miami Drive, and allow the maximum height to be measured from grade along Miami Drive. Currently the height is measured from grade at the sidewalk on Collins Avenue. □

Additionally, minor changes are proposed with regard to allowable fence heights for oceanfront properties. In this regard, since the rear yards of oceanfront properties are often much higher than the front of the property at the sidewalk, fencing with adequate height in the rear yard often requires a variance. An amendment is proposed to allow maximum fence heights to be measured from the elevation of the beach walk or the erosion control line, as applicable. This would allow for fences in the rear yards of oceanfront properties to be more commensurate with the rear yard elevations, without having to request a variance. □

CONCLUSION

Pursuant to the recommendation of the Land Use and Development Committee, the Administration recommends that the Mayor and the City Commission refer the attached draft ordinance to the Planning Board. □

Legislative Tracking

Planning

Sponsor

Vice-Mayor John Elizabeth Aleman

ATTACHMENTS:**Description**

- [Draft Referral Ordinance](#)

