

MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMITTEE MEMORANDUM

TO: Land Use and Sustainability Committee

FROM: Raul J. Aguila, City Attorney

DATE: September 22, 2020

SUBJECT: REFERRAL TO THE SEPTEMBER 22, 2020 LAND USE AND SUSTAINABILITY COMMITTEE MEETING OF AN ORDINANCE CREATING A NEW SECTION 142-3 OF THE CITY CODE, WHICH SHALL PROHIBIT PERSONS AND BUSINESS ENTITIES FROM PROVIDING, OR ENGAGING IN THE RENTAL OR LEASE OF CERTAIN IDENTIFIABLE VEHICLES (WHICH SHALL INCLUDE, BUT NOT BE LIMITED TO MOPEDS, MOTORIZED BICYCLES, GOLF CARTS AND LOW SPEED VEHICLES) AND ESTABLISHING THOSE RESPECTIVE DEFINITIONS FOR SUCH PROHIBITED VEHICLES.

Pursuant to the request of Commissioner David Richardson, on September 16, 2020 the City Commission referred the above-referenced matter to the September 22, 2020 Land Use and Sustainability Committee (LUSC) meeting.

Attached is the draft ordinance which would amend the City's Land Development Regulations and modify those permitted uses within the City's zoning districts for the purpose of prohibiting future persons and business entities from engaging in the rental or lease of certain identifiable vehicles, which includes, but is not be limited to mopeds, motorized bicycles, golf carts and low speed vehicles. Notwithstanding the foregoing, such amendments would allow those existing businesses which presently provide such rentals or leases to continue to operate as a legal non-conforming use.

The proposed ordinance would address those quality of life concerns raised by many of the City's residents, as it pertains to the increased presence of businesses within the City that rent and lease mopeds, motorized bicycles, golf carts and low speed vehicles, which continue to result in a large number of violations of State and local laws, and generate a great deal of complaints of dangerous and reckless conduct.