

93 Palm Avenue

Historic Preservation Board

September 13, 2021



42 Star Island Drive – 2014 Historic Designation Decision

After Action

January 15, 2014 Commission Meeting

City of Miami Beach

R5I

Historic Designation

An Ordinance Amending The Land Development Regulations Of The Miami Beach City Code; By Amending Section 118-593(e), Entitled "Delineation On Zoning Map" By Designating 42 Star Island Drive As A Local Historic Site To Be Known As "42 Star Island Local Historic Site," Located On Star Island, As More Particularly Described In The Ordinance; Providing That The City's Zoning Map Shall Be Amended To Include 42 Star Island As A Local Historic Site; Adopting The Designation Report Attached To The Staff Report As Appendix "A"; Providing For Inclusion In The Land Development Regulations Of The City Code; Repealer; Severability; And An Effective Date. **First Reading**

(Sponsored by the Planning Board/Requested by MDPL)
(Legislative Tracking: Planning)

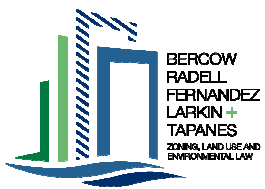
ACTION: Title of the ordinance read into the record. Public Hearing held. **Ordinance Rejected.** Motion made by Commissioner Malakoff to approve the staff's recommendation which is that the proposed Ordinance not be approved and that the property at 42 Star Island not be designated as an individual local historic site; seconded by Commissioner Wolfson; **There will not be a second reading.** Ballot vote: 7-0. **Thomas Mooney to handle.**

TO DO:

Establish a process so situations like this one do not occur in the future.

Motion:

Motion made by Commissioner Malakoff not to recommend approval of the designation and to accept the staff's recommendation, which is that the proposed Ordinance not be approved and that the property at 42 Star Island not be designated as an individual local historic site; seconded by Commissioner Wolfson; Ballot vote: 7-0.



Demolition of Structures: Miami-Dade County and City of Miami

- **Miami-Dade County –**

- There are no special requirements to obtain a demolition permit for a single-family home.

- **City of Miami –**

- Generally speaking, no third-party review or other requirements are necessary to obtain a demolition permit for a single-family home.
- However, applications for a demolition permit of a single-family home located in Coconut Grove require a Waiver (notice to neighbor and homeowner associations and administrative approval required) and are subject to review by Planning Department.



Demolition of Structures: Coral Gables

- Prior to issuance of demolition permit for a single-family home, plans are subject to review by the City Architect or Development Review Official.
- For properties located in the North Ponce Neighborhood Conservation District Overlay, permits for demolition of structures constructed prior to 1964 must be approved by the Historic Preservation officer or designee.



Demolition of Structures: Miami Beach and Palm Beach

- **Miami Beach –**

- For homes constructed prior to 1942, the Design Review Board (DRB) must issue design review approval to replace the existing pre-1942 home. However, DRB has no authority to prohibit the demolition of the existing home.

- **Palm Beach –**

- Approval from either the Architectural Commission or the Landmark Preservation Commission is required prior to the issuance of a complete or major demolition permit of a single-family home.



Miami Beach Historic Designation Criteria

Sec. 118-592. - Criteria for designation.



- (a) The historic preservation board shall have the authority to recommend that properties be designated as historic buildings, historic structures, historic improvements, historic landscape features, historic interiors (architecturally significant public portions only), historic sites, or historic districts if they are significant in the historical, architectural, cultural, aesthetic or archeological heritage of the city, the county, state or nation. Such properties shall possess an integrity of location, design, setting, materials, workmanship, feeling or association and meet at least one of the following criteria:
- (1) Association with events that have made a significant contribution to the history of the city, the county, state or nation.
 - (2) Association with the lives of persons significant in the city's past history.
 - (3) Embody the distinctive characteristics of a historical period, architectural or design style or method of construction.
 - (4) Possess high artistic values.
 - (5) Represent the work of a master, serve as an outstanding or representative work of a master designer, architect or builder who contributed to our historical, aesthetic or architectural heritage.
 - (6) Have yielded, or are likely to yield information important in pre-history or history.
 - (7) Be listed in the National Register of Historic Places.
 - (8) Consist of a geographically definable area that possesses a significant concentration of sites, buildings or structures united by historically significant past events or aesthetically by plan or physical development, whose components may lack individual distinction.

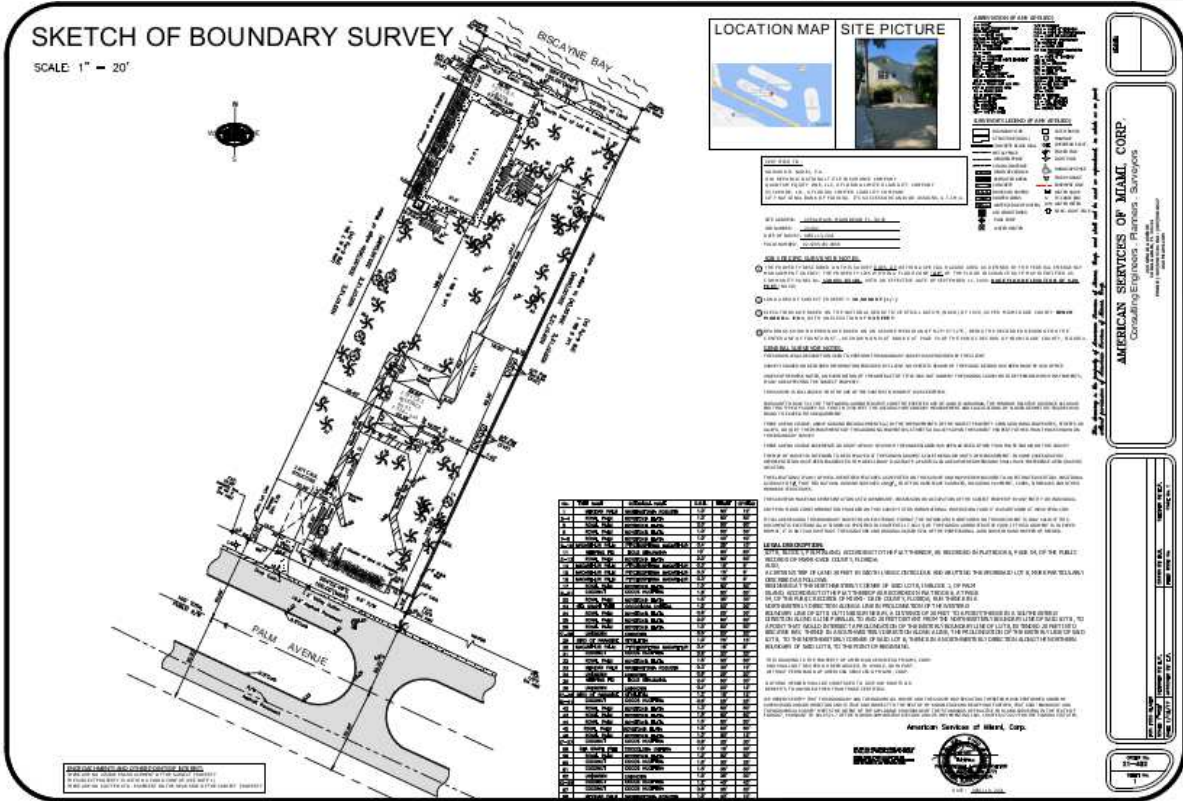


Current Conditions



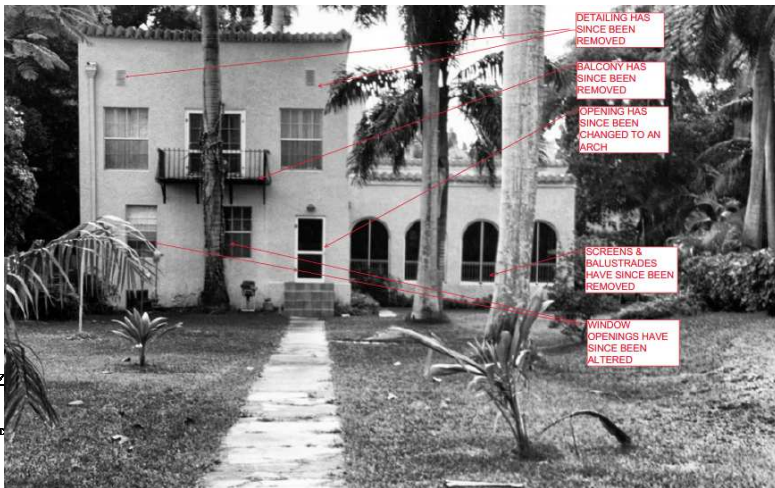
Existing Structure is Beneath BFE Plus Minimum Freeboard

- Existing elevation = 6.5'
- Florida Building Code First Floor Structural Requirement = 10.0' (BFE plus one foot minimum freeboard).



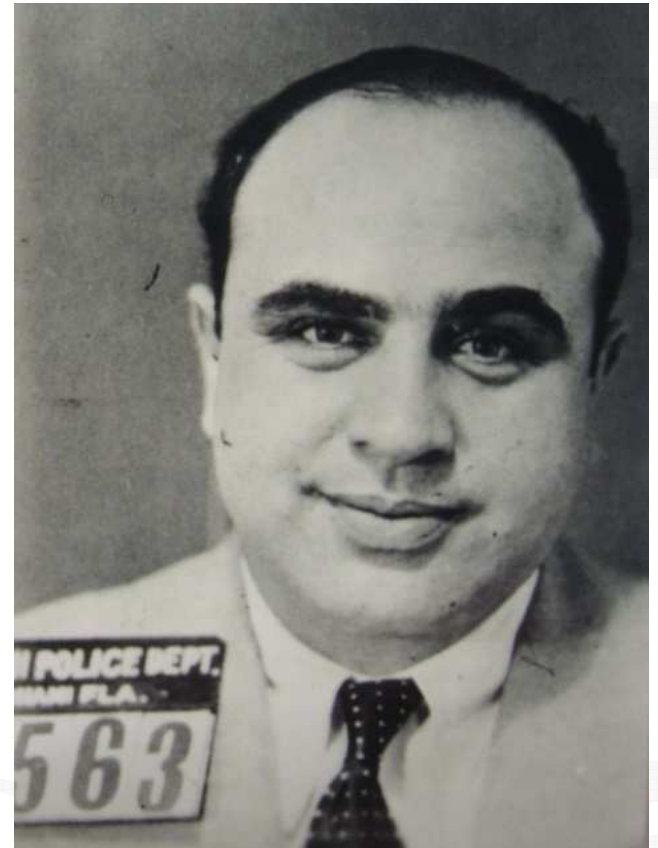
Boundary Survey provided by American Services of Miami, Corp.

Original and Existing Construction

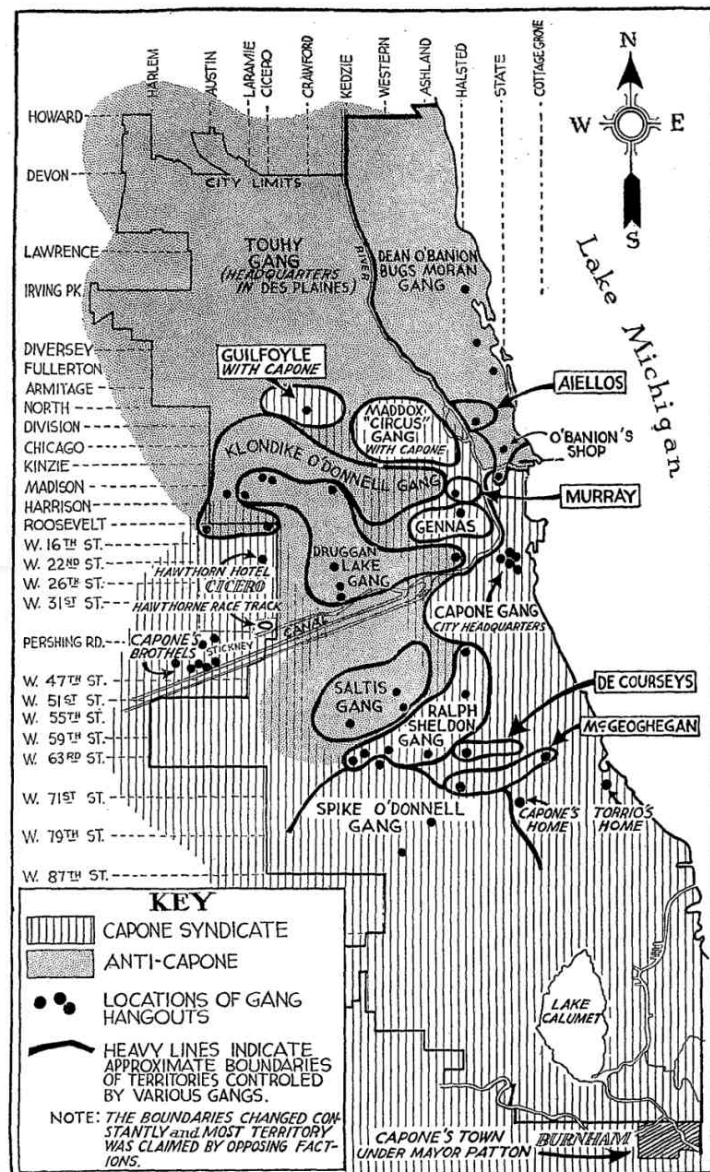


Alphonse 'Al' Capone

- Born January 17, 1899 in Brooklyn, New York
- Began associating with youth street gangs at a young age, was later a member of Five Points gang
- Worked as a bouncer / bartender for Frankie Yale at about age 18
- Acquired his famous scars in an altercation in 1918



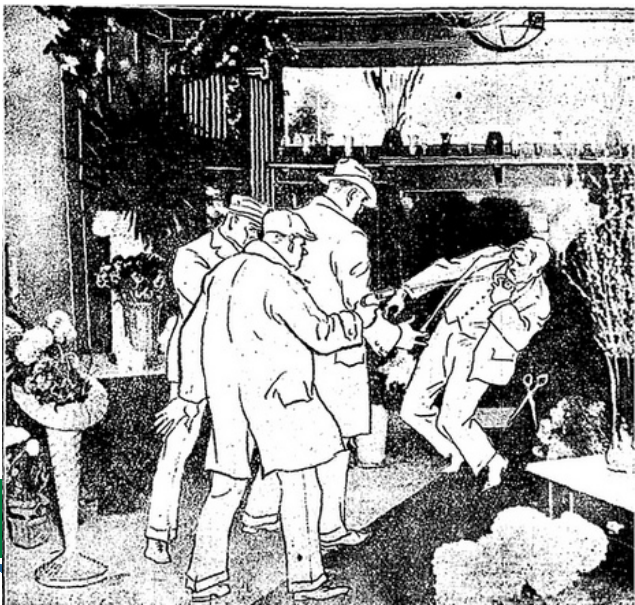
▪ Moved to Chicago to escape "heat"



Nationwide Prohibition January 17, 1920 – December 5, 1933

Will Prohibition Prohibit?





**Dean O'Banion, Gang Leader, Shot and Killed by
Three Assassins in His Own Florist Shop**



"THE CHICAGO TRIBUNE"
 BIRTH 1847
 Daily - - - 727,879
 Sunday - - 1,106,514

Chicago Daily Tribune

THE WORLD'S GREATEST NEWSPAPER
 VOLUME LXXXV—NO. 101 C
 WEDNESDAY, APRIL 28, 1926—46 PAGES
 PRICE TWO CENTS

ASSASSINATE AID OF CROWE

Gangsters Turn Machine Gun on William McSwiggin



**HYMIE WEISS
 SLAIN; O'BRIEN,
 ATTORNEY, HIT**

**Machine Gun Blast
 Rakes Street.**

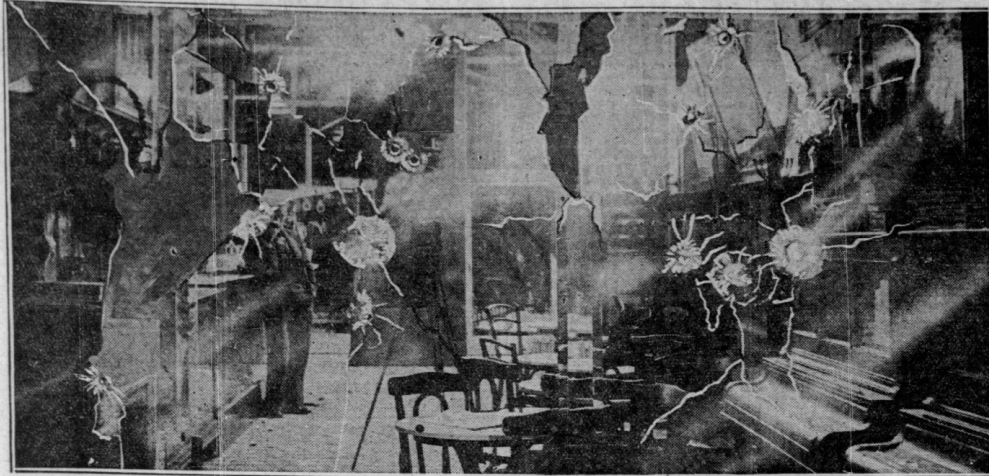
**TRIPLE KILLING AGAIN
 BRINGS CICERO INTO
 THE PUBLIC SPOTLIGHT**



Frank Uale's Killing Laid to Capone Feud In Gang War Spread



MACHINE GUN HAIL REOPENS GANG WARS



Interior of the Aiello & Co. bakery, 473 West Division street, last night after gang in automobile had fired machine gun fusillade into shop. Two are believed to have been wounded. This picture was taken looking into a mirror in the rear of the bakery, showing bullet holes at various places in the glass.

[TRIBUNE Photo.]

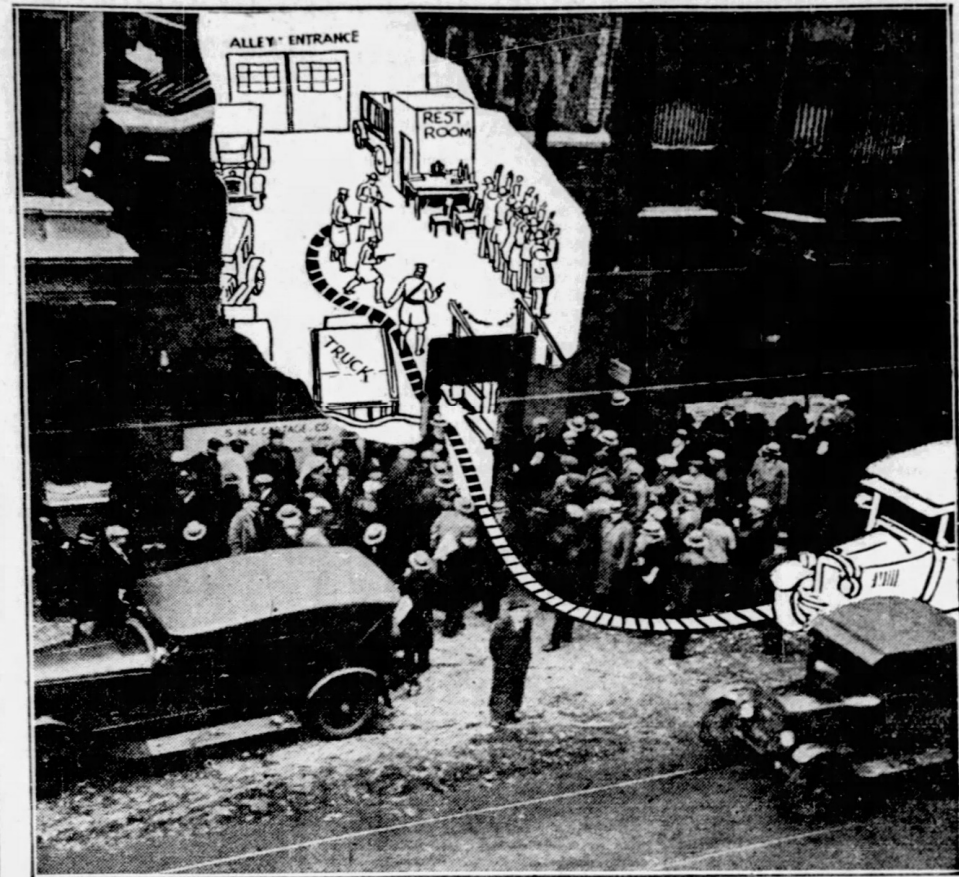
NATION WATCHES CITY 'PINEAPPLE PRIMARY' CLASH



**"OUST CAPONE!"
BEACH CITIZENS
TELL OFFICIALS**

Al Capone Blamed for Chicago Massacre

HOW MORAN GANG WAS WIPED OUT

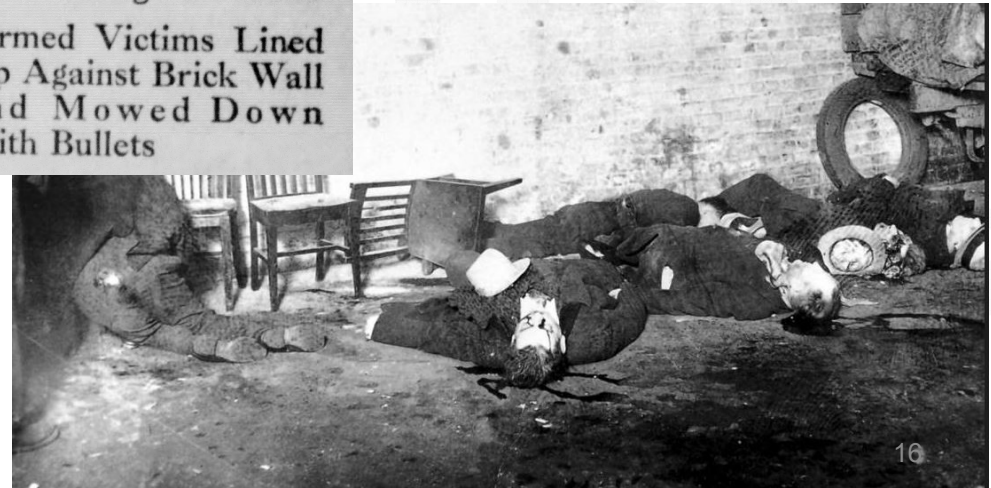


Brutal Slaughter Of 7 Men Arouses City Authorities

Federal Prohibition Di-
rector Joins in Efforts
to Stamp Out Murder-
ous Gangsters

Crime Most Shocking
In Chicago's Annals

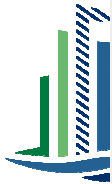
Unarmed Victims Lined
Up Against Brick Wall
and Mowed Down
With Bullets





OFFICIALS PROBE BOOZE DEALS IN GANG SHOOTING

Inquest Today in
Seven Deaths.



Chicago during Prohibition

“A real goddamn crazy place! Nobody’s safe in the streets.”

-- Charles “Lucky” Luciano

Gangland murder capital – 729 gangland-style murders in Cook County between 1919 and 1933

-- Chicago Crime Commission



City’s reputation was in tatters; people did not want to invest or visit; insurance rates climbed; corrupt police and elected officials

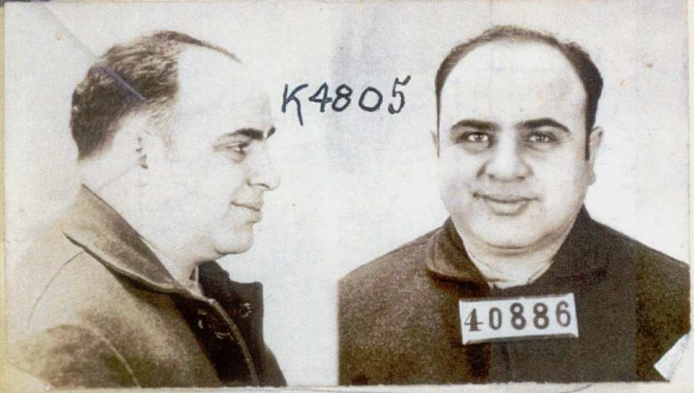
By 1930, Capone and other mobsters seen not only as bad for Chicago’s reputation but also as bad for business



1 copy of report sent to SAC Jacksonville 10-25-67
 DEPARTMENT OF JUSTICE BUREAU OF INVESTIGATION
 IDENTIFICATION DIVISION, WASHINGTON, D. C.

Station Penitentiary, Atlanta Ga Located at

R 4805



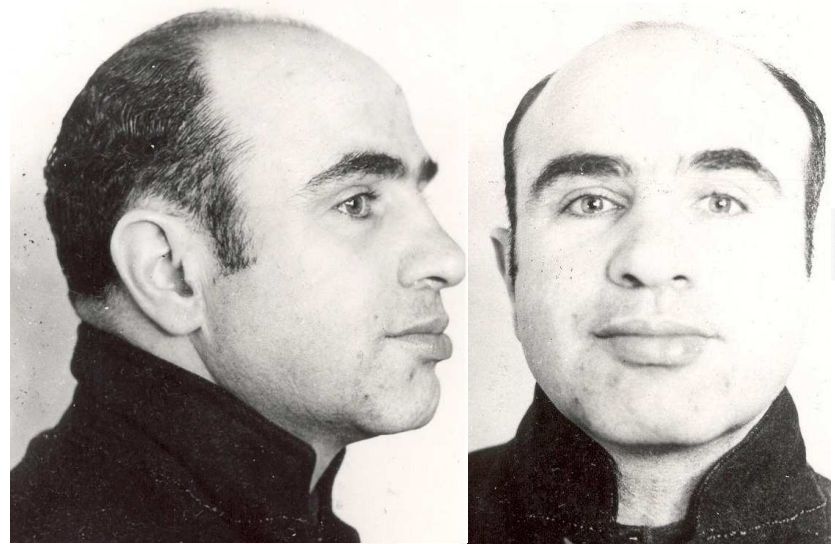
Received MAY 4 1932
 From N. Ill - Chicago
 Crime Vis Income Tax Laws
 Sentence: 10 yrs. — mos. — days
 Date of sentence Oct 24 - 1931
 Sentence begins May 4 - 1932
 Sentence expires May 3 - 1942
 Good time sentence expires Jan 19 - 1939
 Date of birth 1-17-99 Occupation Gambler
 Birthplace ny Nationality
 Age 33 Complexion red fair
 Height 5-10 1/2" Eyes grey
 Weight 255 Hair dark brown
 Build stout

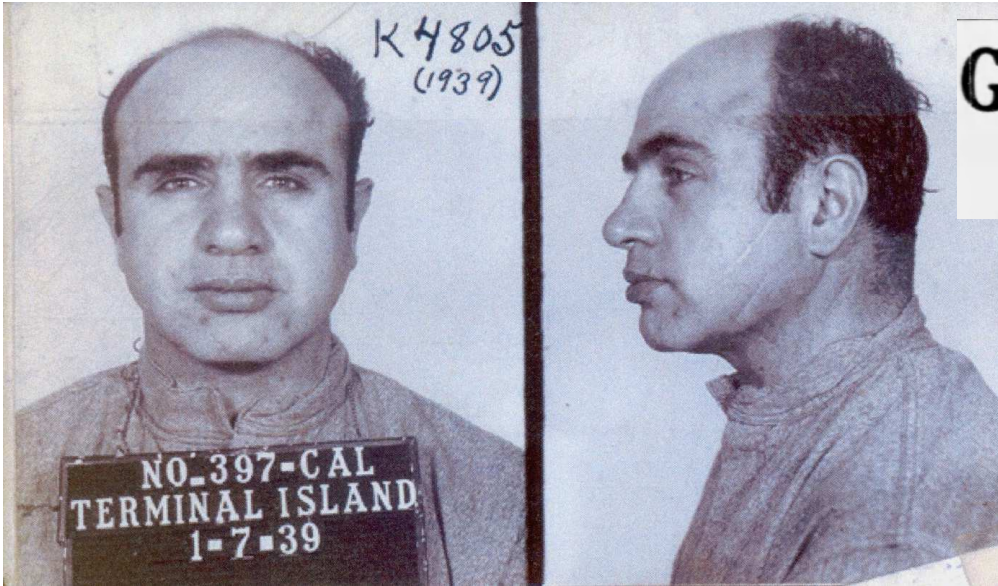
Scars and marks oblique scar of 4" across cheek 2" in front left ear Vertical scar of 2 1/2" on left jaw - oblique scar of 2 1/2" - 2" under left ear on neck

CRIMINAL HISTORY

| NAME | NUMBER | CITY OR INSTITUTION | DATE | CHARGE | DISPOSITION OR SENTENCE |
|------|----------|---------------------|-----------------|-------------------------|-------------------------|
| | C | <u>ny city</u> | <u>1919</u> | <u>Dis Cond</u> | <u>Discharged</u> |
| | D | <u>Chicago Ill</u> | <u>1923</u> | <u>Traffic Vis</u> | <u>Dismissed</u> |
| | E | <u>Do</u> | <u>5-8-24</u> | <u>Murder Wit</u> | <u>Released</u> |
| | H | <u>Do</u> | <u>6-7-26</u> | <u>Vis NPA</u> | <u>Dismissed</u> |
| | I | <u>Do</u> | <u>7-28-26</u> | <u>Murder</u> | <u>Charge Withdrawn</u> |
| | J | <u>Do</u> | <u>10-1-26</u> | <u>Vis NPA</u> | <u>Dismissed</u> |
| | K | <u>Do</u> | <u>11-12-27</u> | <u>Refus. 2 testify</u> | <u>Do</u> |
| | L | <u>Polist Ill</u> | <u>12-22-27</u> | <u>Con Weap</u> | <u>Fined 2600. or</u> |
| | | <u>Phila. Pa</u> | <u>5-17-29</u> | <u>Do</u> | <u>Served 12 mos</u> |
| | M | <u>Miami Fla</u> | <u>1928</u> | <u>Do</u> | <u>Release</u> |
| | | <u>Do</u> | <u>5-8-30</u> | | |

(Please include additional criminal history and police record)





Glassy-Eyed Capone Shuffles Into His New Prison Home



State Board of Health
Bureau of Vital Statistics
FLORIDA

State File No. _____
Registrar's No. _____

1. PLACE OF DEATH: (a) County Dade District No. 11-01
(b) Precinct No. _____
(c) City or Town Miami Beach City or Town No. _____
(d) Street No. 93 Palm Island (If public city or town limits, write RURAL)
(e) Name of hospital or institution, write street number or location 93 Palm Island (If rural, give location)
(f) Date of death: 4 YEARS (Specify whether years, months or days)

2. USUAL RESIDENCE OF DECEASED (a) State Florida (b) County Dade
(c) City or Town Miami Beach (If public city or town limits, write RURAL)
(d) Street No. 93 Palm Island
(e) Citizen of Foreign country? no If yes, name country _____

3. FULL NAME OF DECEASED: ALPHONSE CAPONE

3 (a) If veteran, name and No. _____ 3 (b) Social Security No. _____

4. Sex: male 5. Color or race: white

6. Single, married, widowed or divorced: married
6 (a) If married, widowed or divorced, husband of (or) wife of: Mary Capone
6 (b) Age of husband or wife, if alive: 50 years

7. Birth date of deceased: January 17 1899
(month) (day) (year)

8. Age: Years 48 Months - Days 8 If less than one day: _____ hrs. min.

9. Birthplace: Brooklyn New York
(City, town or county) (State or foreign country)

10. Usual occupation: Refrigerator

11. Industry or business: _____

12. Name: Gabriele Capone
13. Birthplace: Italy
14. Maiden name: Teresa Raiola
15. Birthplace: Italy

16. Informant's Signature: /s/ Ralph J. Capone
17 (a) Address: 93 Palm Island, Miami Beach,
Italy
17 (b) Date: Jan. 30, 1947 (c) Place: Chicago, Ill
18. Funeral Director's Signature: /s/ W. L. Philbrick
19 (a) Address: Miami Beach, Florida
19 (b) Date: Jan. 29, 1947 G. W. Romlinson
Sub. Local Registrar

20. Date of Death: Month JAN Day 25 Year 1947 Hour 25 Minute 47 P. M.
21. I hereby certify that I attended the deceased from JUNE 1940 to JAN. 25, 1947; that I last saw him alive on JAN. 25, 1947; and that death occurred on the date and hour stated above. Duration of immediate cause of death: 48 hrs.
22. Cause of death: Apoplexy 4 days
Due to: _____
Other conditions: _____ (Include pregnancy within 3 months of death)
Major findings: _____ of operations: _____ (Give date of operation)
of autopsy: _____
Underline this cause to which death should be attributed statistically.

23. If death was due to external causes, fill in the following:
(a) (Probably) Accident, suicide, homicide (specify). _____
(b) Date of occurrence: _____
(c) Where did injury occur? _____ (City or town) (County) (State)
(d) Did injury occur in or about home, on farm, in industrial place, in public place? _____ (Specify type of place)
While at work? _____ (e) Nature of injury: _____
24. Signature: /s/ Kenneth Phillips M. D.
(a) Address: 1150 S. W. 22nd St Date Signed: 1/26/47

Write plainly with unfaded black ink—this form is to be completed by a physician or other qualified person. Every item of information should be carefully supplied.

MAISON RESERVE FOR BINDING

V. S. No. 4



'Here To Stay' Says Al Capone

Ex - Gang Chieftain
Calls Miami 'Home'



“Capone House Landmark Status Fought”

"The history of Mr. Capone in Chicago is one of murders, extortion, corruption and prostitution. He represented the worst in American life."

-- A representative of U.S. Representative Charles Hayes, (D.-IL)

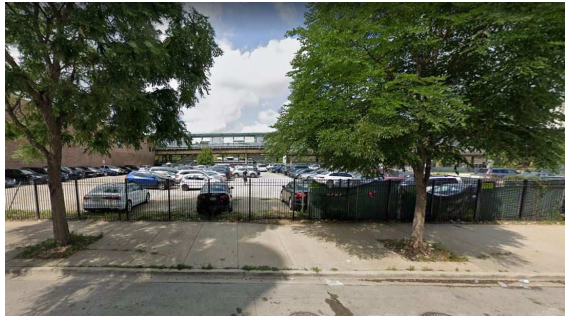
Public Law 101-45 (H.R. 2402) - Dire Emergency Supplemental Appropriations and Transfers, Urgent Supplementals, and Correcting Enrollment Errors Act of 1989 (Title II, Chapter III)

SBC. 301. None of the funds available to the Department of the Interior may be used to place on the National Register of Historic Places the Al Capone House at 7244 South Prairie Avenue, Chicago, Illinois.





Four Deuces
2222 S. Wabash Street, Chicago



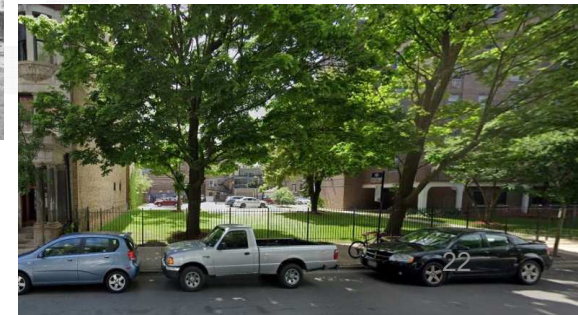
Hawthorne Hotel
4835 W. 22nd Street, Cicero



Torrio-Capone Headquarters
2146 S. Michigan Avenue,
Chicago



SMC Cartage Garage
2125 N. Clark Street, Chicago



Miami during the Drug Wars of the 1980s

“We’re Murder City, U.S.A.”

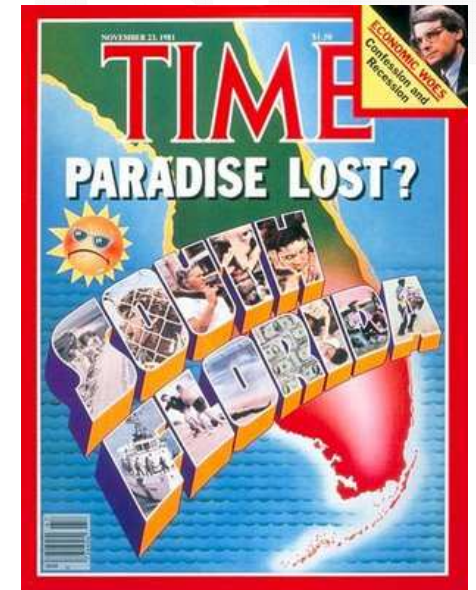
-- Miami News, 3/17/1981

Illegal drugs pouring in; crime skyrocketing

Tourism and economy down; people did not want to invest

City’s reputation in tatters; corruption of police

Cartel and drug wars bad for reputation and also bad for business



Conclusion

