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, FLORIDA, BY AMENDING APPENDIX A, "FEE SCHEDULE," TO PROVIDE CLARIFICATION, TO REMOVE AND TO ADD CERTAIN FEES; BY AMENDING CHAPTER 106, ENTITLED "TRAFFIC AND VEHICLES," BY AMENDING ARTICLE II, ENTITLED "METERED PARKING," BY AMENDING DIVISION 1. ENTITLED "GENERALLY," BY AMENDING SECTION 106-55, **ENTITLED** "PARKING RATES, FEES, AND PENALTIES; EXCEPTIONS"; TO REMOVE PARKING RATES AND FEES THAT ARE ALREADY SET FORTH IN APPENDIX "A;" BY AMENDING DIVISION 3. ENTITLED "CONSTRUCTION PARKING AND TRAFFIC MANAGEMENT PLAN," BY AMENDING SECTION 106-101, ENTITLED "ISSUANCE OF PERMIT," TO REMOVE THE PERMIT FEES; BY AMENDING ARTICLE V, ENTITLED "POLICE VEHICLE TOWING," BY AMENDING DIVISION 2, ENTITLED "PERMIT," BY AMENDING SECTION 106-216, ENTITLED "ISSUANCE; FEE," TO REMOVE THE REFERENCE TO APPENDIX A; AMENDING ARTICLE VI. **ENTITLED** "TOWING IMMOBILIZATION OF VEHICLES," BY AMENDING SECTION 106-269, ENTITLED "IMMOBILIZATION," TO REMOVE THE REFERENCE TO APPENDIX A: AND PROVIDING FOR CODIFICATION, REPEALER. SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, on September 25, 2019, the Mayor and City Commission adopted Ordinance No. 2019-4299 which, in pertinent part, provides that all fees and charges established by the City Commission shall be set forth in Appendix "A" to the City Code, entitled "Fee Schedule," and provides for an annual adjustment for certain specified fees and charges to reflect increases in the Consumer Price Index ("CPI"); and

WHEREAS, consistent with Ordinance No. 2019-4299, this Ordinance amends Chapter 106 of the City Code, entitled "Traffic and Vehicles," to conform Chapter 106 to the provisions of Appendix "A"; and

WHEREAS, in order to clarify the City's parking regulations, this Ordinance consolidates the City's parking rates and fees in "Appendix A – Fee Schedule" of the Miami Beach City Code; and

WHEREAS, this Ordinance also provides that the Construction Parking Management Plan fee included in City Code Section 106-101 shall be subject to annual adjustment consistent with the CPI; and

WHEREAS, lastly, this Ordinance amends City Code Section 106-216 and Appendix "A" to reflect that towing fees are set forth in the administrative rules and regulations for police towing permits.

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

SECTION 1. Appendix A, entitled "Fee Schedule," is hereby amended as provided in "Exhibit A" to this Ordinance.

SECTION 2. Article II, entitled "Metered Parking," and Article V, entitled "Police Vehicle Towing" of Chapter 106 of the City Code, entitled "Traffic and Vehicles," are hereby amended as indicated below, and additional sections that are not amended are provided for reference purposes:

CHAPTER 106 TRAFFIC AND VEHICLES

ARTICLE II. METERED PARKING

DIVISION I. Generally

Sec. 106-55. Parking rates, fees, and penalties; exceptions.

Parking rates, fees, and penalties for the following parking facilities are set forth in Appendix A to this Code:

- (a) Parking meter rates zones and time limits.
 - (1) Entertainment District Parking Zone: All metered parking from Ocean Drive to Pennsylvania Avenue: and from 5th Street to 15th Street, including Washington Avenue, shall be at the rate of \$4.00 per hour for on-street and \$2.00 per hour for off-street. All metered parking in the Entertainment District Parking Zone shall be enforced 24 hours a day, seven days per week.
 - (2) South Beach Parking Zone: All metered parking south of 23rd Street (Dade Boulevard), from Ocean Drive to the westernmost parking lane of Alton Road, between South Pointe Park and 17th Street; and from 17th Street to 21st Street (Sunset Harbour Drive) from Alton Road to the westernmost parking areas along Purdy Avenue and to Biscayne Bay, with the exception of the areas referenced in subsection 106-55(a)(1) entitled "Entertainment District Parking Zone", shall be at the rate of \$4.00 per hour for on-street and \$2.00 per hour for off-street effective October 10, 2015. All metered parking in the South Beach Parking Zone shall be enforced from 9:00 a.m. until 3:00 a.m., seven days per week.
 - (3) East Middle Beach Zone: All metered parking from 23rd Street to 44th Street, and from Collins Avenue to Indian Creek, shall be at the rate of \$3.00 per hour for onstreet and \$2.00 per hour off-street. All metered parking in this area shall be enforced from 9:00 a.m. until 3:00 p.m., seven days per week, effective October 10, 2015.
 - (4) West Middle Beach Zone: All metered parking north of 23rd Street and south of 63rd Street, with the exception of the areas referenced in subsection 106-55(a)(3) entitled "East Middle Beach Zone", shall be at the rate of \$1.00 per hour for off-

- street and on-street metered parking. All metered parking shall be enforced from 8:00 a.m. until 6:00 p.m., seven days per week.
- (5) North Beach Zone: All metered parking north of 63rd Street-shall be at the rate of \$1.00 per hour for off-street and on-street metered parking. All metered parking shall be enforced from 8:00 a.m. until 6:00 p.m., seven days per week.
- (b) Municipal parking garages and parking lots rates and penalties.

(1) 7th Street Garage:

- a. Transient rates: \$2.00 per hour and any portion thereof up to four hours; \$1.00 per hour or any portion thereof from the 4th hour up to 15 hours, and a maximum daily rate of \$20.00 for any time exceeding 15 hours up to 24 hours (applicable sales tax is included in the hourly and maximum rate).
- b. Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$20.00.
- c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax.
- d. Weekend/event flat rate: \$15.00 per vehicle Friday, Saturday and Sunday from 8:00 p.m. to 5:00 a.m.

(2) 12th Street Garage:

- a. Transient rates: \$2.00 per hour and any portion thereof up to four hours; \$1.00 per hour or any portion thereof from the 4th hour up to 15 hours, and a maximum daily rate of \$20.00 for any time exceeding 15 hours up to 24 hours (applicable sales tax is included in the hourly and maximum rate).
- b. Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$20.00.
- c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax.
- d. Weekend/event flat rate: \$15.00 per vehicle Friday, Saturday and Sunday from 8:00 p.m. to 5:00 a.m.

(3) 13th Street Garage:

- a. Transient rates: \$2.00 per hour and any portion thereof up to four hours; \$1.00 per hour or any portion thereof from the 4th hour up to 15 hours; and a maximum daily rate of \$20.00 for any time exceeding 15 hours up to 24 hours (applicable sales tax is included in the hourly and maximum rate).
- b. Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$20.00.
- c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax.
- d. Weekend/event flat rate: \$15.00 per vehicle Friday, Saturday and Sunday from 8:00 p.m. to 5:00 a.m.

(4) 16th Street Garage:

a	Tr	ansient rates:	ļ
	0	-1 hour	\$2.00
	1	–2 hours	 1.00
	2	-3 hours	6.00
	3-	-6 hours	10.00
		_24 hours	

- b. Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$20.00.
- c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax.
- d. Weekend/event-flat rate: \$15.00 per vehicle Friday, Saturday and Sunday from 8:00-p.m. to 5:00-a.m.

(5) 17th Street Garage:

a	Frar	isient r	ates:

~.		21,10,10,12,16,16	~.
	0_	–1 hour	\$2.00
	1_	-2 hours	4.00
	2_	-3-hours	6.00
	3_	-4 hours	8.00
	4-	-5 hours	9.00
	5-	-6 hours	10.00
	6	-7-hours	11.00

- 7—8 hours12.00
- 8—15 hours 15.00
- _____15 _ 24 hours 20.00
- b. Lost ticket charge: Parkers who cannot produce a parking-entry ticket will be charged the maximum daily-rate of \$20.00.
- c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax.
- d. Event flat rate: \$15.00 per vehicle.
- e. Employee-Value Coupon Lincoln Road (EVC-LR); \$8.00 daily (17th-Street garage only).

(6) City Hall Garage:

a Transient rates:

u,	-1-1 0	molent rates.	
	-0-	-1 hour	\$2.00
	1-	2 hours	4.00
	2	-3 hours	6.00
	3	-4 hours	8.00
	4	-5 hours	9.00
	-5-	6 hours	10-00
	6-	-7 hours	11.00
_	7_	8-hours	12.00
	-8-	-15 hours	15.00
	-15	—24 hours	20.00

- b. Lost ticket charge: Parkers who cannot-produce a parking entry ticket will be charged the maximum-daily rate of \$20.00.
- 6. Monthly parking: \$100.00-per month, per-permit, plus-applicable sales tax.
- d. Event flat rate: \$15.00 per vehicle.

(7) Pennsylvania Avenue Garage:

a. Transient rates:

 0	–1 hour	\$2.00
1	-2-hours	4.00
 2	-3 hours	6.00
 3	4 hours	8.00
 _4-	-5-hours	9.00
	-6-hours	

6-	-7 hours	11.00
7_	-8-hours	12.00
	-15 hours	
	—24 hours .	

- Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$20.00.
- c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax.
- d. Event flat rate: \$15.00 per vehicle.

(8) Sunset Harbor Garage:

a. Iran	CIONT	rataci
a. na n	$\sigma c m$	rates:

	-0-	–1 hour	\$2.00
	1	-2 hours	 4. 00
	2-	-3 hours	6.00
•	_3_	-4 hours	8.00
-	-4-	- 5 hours	9.00
	-5 -	-6 hours	10.00
	-6-	-7 hours	11.00
	7	-8 hours	12.00
	-8-	–15 hours	15.00
	15	-24 hours	20.00

- b. Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$20.00.
- c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax. d. Event flat rate: \$15.00 per vehicle.

(9) 42nd Street Garage:

- a. Transient rates: \$1.00 per hour or any portion thereof up to eight hours; with an \$8.00 maximum per 24 hour period (applicable sales tax is included in the hourly and maximum rate).
- b. Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$8.00.
- c. Monthly parking: \$70.00 per-month, per permit, plus applicable sales tax.

(10) Convention Center Garage:

a. Transient-rates:

——— 0—1 hour	\$2.00
—1 2 hours	 4.00
- 2 3 hours	6.00
—3—4 hours	 8.00
—— 4—5 hours	 9.00
—5 6 hours	10.00
6—7 hours	11.00
7—8-hours	12.00
815-hours	15.00
15 24 hours	20.00

- b. Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$20.00.
- c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax.
- d. Event flat rate: \$20.00 per vehicle.

- (11) P71 46th Street and Collins Avenue Municipal Parking Lot: Monday to Sunday, 24 hours a day enforcement
 - a. Non-resident Flat rate: \$20.00 daily.
 - b. Resident:
 - i. Flat rate: \$6.00 daily; or
 - ii. Hourly metered rate referenced in subsection 106-55(a)(3) entitled "East Middle Beach Zone".
 - c. Monthly parking: \$100.00 per month, per permit, plus applicable sales tax.
- (12) Collins Park Garage:

a. —	Transient rates:
-	0 1 hour \$2.00
	1—2 hours 4.00
	2 3 hours 6.00
	3—4-hours8.00
	4-5 hours9.00
	5- 6 hours 10.00
-	6-7 hours 11.00
-	7—8 hours 12.00
	8-15 hours 15.00
	15—24 hours 20.00

- b. Lost ticket charge: Parkers who cannot produce a parking entry ticket will be charged the maximum daily rate of \$20.00.
- c. Monthly parking: \$103.00 per month, per permit, plus applicable sales tax.
- d. Event flat rate: \$15.00 per vehicle.
- (c) Facility specific monthly parking permit program.
 - (1) Facility specific monthly parking is available on a first-come first-served, space available basis.
 - a. Municipal parking lots: Facility specific monthly parking in surface lots is available on a first-come first-served, space available basis. The monthly permit rate is \$70.00, plus applicable sales tax, and is issued by the parking department's permit liaison at the offices of the parking department. All monthly parkers are required to renew their monthly parking in advance, no later than the fifth of each month. If payment is not received by the fifth of the month, then the permit is rendered invalid. Monthly facility specific permit parking can be purchased for up to three months at a time. At no time shall such permit parking be sold for a period of greater than three months, unless by action of the mayor and city commission.
 - b. Municipal parking garages: Facility specific monthly parking in municipal parking garages available on a first-come first-served, space available basis. Permits are issued by the parking department's permit liaison at the offices of the parking department. There is a \$10.00 deposit required for each access card (permit) issued. Lost access cards will be replaced at a fee of \$25.00 per access card. All monthly parkers are required to renew their monthly parking in advance, no later than the 25th of each month. If payment is not received by the 25th of the month, then the access card (permit) is electronically rendered invalid. Monthly facility specific permit parking can be purchased for up to three months at a time. At no time shall

- such permit parking be sold for a period of greater than three months, unless by action of the mayor and city commission.
- c. On-street areas: Area specific on-street monthly parking is available on a first-come first-served, space available basis. Permits are issued by the parking department's permit liaison at the offices of the parking department. The parking director shall oversee and develop these special on-street monthly permit areas as deemed necessary, where off-street parking facilities are not available to accommodate monthly parkers. All monthly parkers are required to renew and pay for their monthly parking in advance, no later than the 25th of each month. If payment is not received by the 25th of the month, then the permit is rendered invalid. Monthly on-street area specific permit parking can be purchased for up to three months at a time. At no time shall such permit parking be sold for a period of greater than three months, unless by action of the mayor and city commission.

(d) Special realtor permits.

Parking placard permits are available to realtors licensed in the city, at a rate of \$5.00 per permit placard, per month, plus applicable sales tax. Placards and may be purchased by realtors presenting a real estate license with a city address. This special realtor permit allows Miami Beach realtors to park in restricted residential zones throughout the city, during the days and hours of restriction for a maximum of two hours per location. The placard permit is not valid at parking meters (on-street or off-street) and is not valid at any attended municipal parking lot or municipal parking garage.

(e) Reserved/restricted commercial on-street permit parking.

Reserved/restricted commercial on-street permit parking is permitted for the production industry only. Requests for said areas are handled by the parking director on a case by case, space available basis. No reserved/restricted on-street permit area shall be created from a metered parking space. Said reserved/restricted on-street permit parking shall be installed to accommodate broadcast/satellite and production vehicles. The monthly fee for the reserved/restricted on-street spaces are calculated based on as follows: \$75.00 per linear 20 feet the linear feet of reserved space, per month; payable on a quarterly basis only. Reserved/restricted commercial on-street permit parking permittees are required to renew their parking permit quarterly in advance, no later than the 25th of the month preceding the next quarterly billing period. If payment is not received, then the permit and restricted area is rendered invalid. Permit parking may be purchased for up to three months at a time. At no time shall such permit parking be sold for a period of greater than three months unless by action of the mayor and city commission. New and replacement signs Signage shall be paid by the permittee-at the rate of \$30.00 per sign installed. Replacement signs shall be installed at the same rate.

(f) Valet storage spaces.

The city may provide on an as-needed basis, the ability for a valet service company to rent public parking spaces to accommodate valet parking storage for special events. The parking director shall weigh the impact of each request on the parking area and its users, and shall determine both the ability to lease spaces, and the number of spaces that may be leased for the special event. The fee per space is \$31.50 per day, payable in advance at least 48 hours or two business days, whichever is greater. The daily rate includes applicable sales tax. No additional public

parking space rentals for valet storage shall be allowed unless by action of the mayor and city commission.

- (g) Metered parking space rentals.
 - (1) Administrative fees: The parking department shall charge an administrative service fee for all space rental requests. The fee schedule is according to the number of spaces rented.-as follows:
 - a. \$20.00 administrative fee assessed for any space rental of-five spaces or less.
 - b. \$25.00 administrative fee assessed for any space rental of from six to ten spaces.
 - c. \$30.00 administrative fee assessed for any space rental of 11 spaces or more.
 - Valet ramp space rentals: The city may provide on an as-needed basis, the ability for a valet service company to rent public parking spaces for the purpose of creating a valet ramp for the expeditious unloading and loading of passengers. The parking director shall determine the number and location of said spaces, and will provide, if possible, spaces adjacent to the business served by the valet service. A copy the valet occupational license for the location to be served, a notarized letter of authorization from the business owner and a certificate of insurance covering the valet service location must be presented to the parking department when submitting for the first space rental request. Effective-October 10, 2015, the fee per space is \$25.00 per day; offective-April-10, 2016, the fee per space is \$31.50 per day, The fee per space is payable two weeks in advance for regular users, and at least 48 hours or two business days, whichever is greater, in advance for special events. Rented spaces shall state, "No Parking/Tow Away" and shall be strictly enforced.
 - (3) Construction space rentals: Space rentals for construction purposes shall only be restricted between the hours of 6:00 a.m. and 6:00 p.m., Monday through Friday. Space rental shall end on Friday evenings at 6:00 p.m. to allow for additional parking opportunities for the public on the weekends. Construction space rentals shall state, "No Parking 6am—6pm/Tow Away." A copy of a valid, city issued building permit must accompany each application for space rental. The fee per space is \$35:00 per day. Only essential vehicles shall be parked at rented spaces. No construction crew parking is allowed at spaces rented for construction. Construction rented spaces are payable two weeks in advance. If the rental is to be greater than a two-week period; then payment shall be due one month in advance. Construction rented spaces can be purchased for up to three months at a time. At no time shall such permit parking be sold for a period of greater than three months unless by action of the mayor and city commission.
 - (4) Production and film space rental: The city may provide on an as-needed basis, rented spaces to accommodate production and film needs. A copy of a valid, city issued production/film permit must accompany each application for space rental. The fee per space is \$10.00 per day, payable in advance at least 48 hours or two business days, whichever is greater. Rented spaces for production and film use shall state "No Parking/Tow Away," and shall be strictly enforced. Only essential vehicles shall be allowed to park at rented spaces, arrangements for crew parking

on a first-come, first-served basis can be arranged with the parking department at underutilized parking garages and lots, as determined by the parking department director. A daily flat rate of \$10.00 per vehicle shall apply. Production vehicles may obtain a production company recreational vehicle (PCRV) parking permit. A PCRV parking permit for production and film recreational vehicles may be used at metered parking spaces citywide and at taxi stands during non-operational hours. A PCRV parking permit is not valid in residential parking zones. A valid production/film permit must be prominently displayed on the driver's side dashboard. The PCRV parking permit is valid only during the days/hours stated on the production/film permit displayed. Metered parking rates are effective at all other applicable enforcement hours. The PCRV parking permit fee is \$70.00 monthly, plus-sales tax.

- (5) Special events space rental: The city may provide on an as-needed basis, parking space rental to accommodate special events. A copy of a valid, city-issued special event permit must accompany each application for space rental. The fee per space is \$25.00 per day, payable in advance at least 48 hours or two business days, whichever is greater. The fee per space for not-for-profit organizations is \$10.00 per day, payable in advance at least 48 hours or two business days, whichever is greater. Rentals associated with special events applications received on or before September 30, 2015, shall be at \$10.00 through and including April 10, 2016; effective April 11, 2016, the fee per space-rental shall be \$25.00. Only essential vehicles shall be allowed to park at rented spaces arrangements for event staff parking on a first-come, first-served basis can be arranged with the parking department. Rented spaces shall state, "No Parking/Tow Away", and shall be strictly enforced.
- (h) Parking space removal.
 - (1) Temporary parking meter removal: The city may provide for the temporary removal of parking meters to accommodate construction and other limited needs. The fee for the removal of any post shall be \$50.00 per space. The cost for reinstallation of the post shall be \$50.00 per space. There is a fee for the removal and a fee for the re-installation of the post. Space removal and replacement shall be paid to the parking department in advance at a rate of \$100.00 per space. Additionally, the applicable bagged space rental rate shall be assessed on a per space, per day basis, payable in advance, until such time as the parking post is reinstalled.
 - Private requests for permanent parking space or loading zone removal prohibited: Private requests for permanent parking space or loading zone removal shall only be allowed for the purpose of creating access to an off-street parking facility or other vehicular access to the property. Private requests for the permanent removal of a parking space or loading zone for any other reason shall be prohibited. When permitted, the fee for the private permanent removal of a parking space or loading zone shall be the same rate as the fee in lieu of required parking, or \$40,000.00 per space, whichever is greater, except that single family uses seeking to provide access to off-street parking shall be exempt from paying this fee for the removal of one space.
- (i) Temporary residential guest parking placard permits/scratch tags.

Temporary residential guest permits, allowing for guest parking in the restricted residential zones and metered zones is available to bonafide guests of a resident of the restricted residential parking zones. Permits must be purchased by a restricted residential zone resident. Temporary guest permits are only valid in the residential zone of the resident purchasing the guest permit, and are not valid at any parking meter, municipal parking lot or garage. Documentation established by the City of Miami Beach Parking Department will be required as proof of residency.

(j) Hotel hang tag program.

A daily 24-hour small hotel hang tag program is made available by the parking department through eligible hotels—at a fee-of-\$10.00 per hang tag, per day. A small hotel is defined as a hotel consisting of less than 150 guest rooms, and does not provide a hotel valet parking service for its guests. The hotel hang tag is day, month and year specific. The hang tag is sold by the hotel to the guest-for-a fee of \$10.00 per day. The hotel is responsible for proper issuance of the hang tag to include: hole punching the appropriate day, month and year and charging no more than \$10.00 the fee set forth in Appendix A to this Code to the hotel guest for the hang tag. At no time may the hotel add any surcharge or additional charge to the hotel hang tag fee. The hotel hang tag is valid from 12:00 noon on the day of issuance (the hole punched date) until 12:00 noon the following day. The parking director shall establish the parking areas of the hotel hang tag program.

(k) Restricted and non-restricted residential parking program.

There are currently seven restricted residential parking zones. These zones are created to protect the quality of life of the city's residents in areas where residential parking is severely impacted by competing uses. The zones are as follows:

- (1) Zone 1 South Pointe
- (2) Zone 2 Flamingo Park
- (3) Zone 3 Michigan/Lenox
- (4) Zone 4 Museum District
- (5) Zone 5 Art Deco District
- (6) Zone 6 Indian Creek/Collins Avenue
- (7) Zone 8 Bonita Drive
- (8) Zone 9 Alton Road/MSMC (Alton Road between 41 Street and Alton Road North Bound)
- (9) Zone 11 Lake Pancoast (bounded by 25 Street on the north; 24 Street on the south; Lake Pancost Drive on the east; and Pine Tree Drive on the west)
- (10) Zone 12 Upper West Avenue
- (11) Zone 14 Belle Isle
- (12) Zone 15 Altos del Mar (bounded by 87 Terrace on the north; 75 Street on the south; Collins Avenue on the east; and Collins Court on the west)
- (13) Zone 16 North Michigan Avenue/Bayshore (bounded by Alton Road on the north;

 Dade Boulevard on the south; Michigan Avenue on the east; and Alton Road on the west)
- (14) Zone 17 Meridian Avenue (North of Dade Blvd) /Bayshore (2000 Block of Meridian Avenue)
- (15) Zone 19 Nautilus (42 Street and Sheridan Avenue)
- (16) Zone 20 Flamingo Drive (bounded by 41 Street on the north; 25 Street on the south; Flamingo Drive on the east; and Pine Tree Drive on the west)
- (17) Zone 21 Sheridan Avenue/Bayshore (bounded by 30 Street on the north; 28 Street on the south; Pine Tree Drive on the east; and Sheridan Avenue on the west)

- (18) Zone 22 Nautilus Drive (bounded by 42 Street on the north; 41 Street on the south; N. Meridian Avenue on the east; and Alton Road on the west)
- (19) Zone 23 Garden Avenue (Garden Avenue Meridian Avenue / 39 Street 40 Street)
- (20) Zone 25 Prairie Ave (Prairie Ave between W 42 Street and W 44 Street)

(I) Exceptions.

- (1) Flat parking rate. A flat parking rate for nonresidents and for residents of the city (photo identification required) may be established during the city's annual budget process, as recommended by the city manager and approved by the city commission, at certain attended municipal garages and surface lots which have been identified by the city manager to be in the best interest of the community's health, safety, and welfare.
- (2) Parking incentive program. The city manager is authorized to designate "resident parking days" (evenings 6:00 p.m. to 12:00 midnight) for city residents (proof of residency required) at all attended garages and lots and residential decal holders at on-street meters and/or off-street metered facilities and identify an incentive to be combined with specific initiatives sponsored and/or promoted by the city to stimulate local businesses during off-peak periods.
- (3) Mobile phone payment service Miami Beach registered resident discount. This service affords Miami Beach residents, who have registered and provided with proof of residency to the parking department, shall receive a discounted hourly rate of \$1.00 at on-street meters, and off-street meters, and garages.
- (m) Residential parking visitor permit.

The fee for each dDaily restricted residential parking visitor permits is \$3.00 and shall be are valid for a 24-hour period.

(n) Smartway vehicles incentive.

The Smartway program will use the state ILEV list; EPA (Environmental Protection Agency) "Smartway" designation; and allow all street legal electric vehicles to qualify for participation in the program. Incentives to be offered to qualified and registered vehicle owners include:

- (1) Monthly parking permit holders for all facilities will be afforded a 50-percent discount on the monthly rate.
- (2) Residential permit holder in all designated zones shall receive a 50-percent savings on either their annual or semi-annual residential permit.
- One thousand city-wide parking decals, honored at metered spaces only, shall be available only to state-registered Smartway vehicles; vehicles receiving an EPA (Environmental Protection Agency) "Smartway" designation; and all street legal electric vehicles on a first-come, first-served basis. The cost of the Smartway city-wide decal is \$100.00-per year. Upon reaching the sale of 750 "Smartway" city-wide permits, the sustainability and resiliency committee shall take this matter under consideration and provide a recommendation to the city commission.
- (4) Two percent of the parking spaces at the 42nd Street Municipal Parking garage may be designated as "Smartway Vehicle Parking Only" for use by recognized Smartway vehicles. One percent of the parking spaces at the 7th Street garage and 13th Street garage may be designated as "Smartway Vehicle Parking Only" for use by recognized Smartway vehicles. Notwithstanding the preceding

sentence, the city manager or his designee, who shall be the city's parking director, reserves the right, in his reasonable business judgment and discretion, to temporarily suspend the aforestated "Smartway Vehicle Parking Only" during special events in order to ensure maximum utilization of all parking spaces.

(o) Resident scooter and motorcycle permits.

Annual scooter and motorcycle parking permits are available for a fee of \$100.00-per scooter or motorcycle for Miami Beach residents who are registered with the State of Florida as the scooter or motorcycle owner. The permit will be honored at all designated scooter and motorcycle municipal metered parking spaces.

(p) Freight loading zone (FLZ) permit.

An FLZ permit will allow the use of freight loading zones by permitted commercial motor vehicles. Qualifying commercial motor vehicles must register and purchase an annual permit. The permit fee for each vehicle is \$364.00 annually or \$182.00 semi-annually. A permittee that operates a fleet of over ten vehicles may purchase up to five vehicle permits for \$1,500.00 annually or \$750.00 semi-annually. One of every five non-transferable permits shall authorize the permittee to purchase a transferable permit. Permits are transferable to other qualifying commercial motor vehicles, as described in herein, and shall expire annually. The permit must be in good standing and the commercial motor vehicle must be actively engaged in loading activities when stopping, standing, or parked in a freight loading zone. Freight loading locations, regulations, including maximum time limits, and permitted days/hours shall be determined by the city manager or his designee.

(q) Alley loading (AL) permit.

An AL permit will allow for the use of alleys by permitted vehicles. Qualifying vehicles must register and purchase an annual permit. The permit fee for each vehicle is \$182.00, annually or \$91.00 semi-annually. A permittee that operates a fleet of over ten vehicles may purchase up to five vehicle-permits for \$750.00, annually or \$375.00, semi-annually. One of every five non-transferable permits shall authorize the permittee to purchase a transferable permit. Permits are transferable to other qualifying vehicles, as described herein, and shall expire on annually. The permit must be in good standing, prominently displayed, and the vehicle must be actively engaged in loading activities when stopping, standing, or parked in an alley. Alley regulations, including maximum time limits and permitted days/hours shall be determined by the city manager or his designee.

(r) Hostel/Bed & Breakfast (B&B) in Restricted Residential Zones.

A daily 24-hour parking permit is made available by the parking department for Hostel/Bed & Breakfast located in restricted residential zones. This permit is available at a fee of \$3.00 per vehicle, per day. The parking permit is sold by the hostel/B&B to the guest for a fee of \$3.00 per day. The hostel/B&B is responsible for proper issuance of the permit (ensuring that vehicle license plate information is entered correctly) and is also responsible for charging the hostel/B&B guest no more than \$3.00 per-day the daily fee set forth in "Appendix A" to this Code-to the hostel/B&B quest for the permit. At no time may the hostel/B&B add any surcharge or additional charge to the parking permit fee. The permit is valid for 24 hours from time of purchase. The maximum number of daily permits allowable is determined according to the number of rooms in the establishment, as follows:

Three to ten rooms: Three guest permits.

11 to 20 rooms: Ten guest permits.

Over 20 rooms: One permit for every five rooms.

The hostel/B&B must provide a sworn affidavit stating the number of rooms in the establishment.

DIVISION 3. CONSTRUCTION PARKING AND TRAFFIC MANAGEMENT PLAN

Sec. 106-101. Issuance of permit.

- (1) A CMP permit shall be issued upon approval of the CMP and payment of fees.
- (2) A CMP permit fee in the amount of \$144.00 shall be assessed for each CMP and related building permit, as set forth in Appendix "A" to this Code.
- (3) Thereafter a building or a grading and shoring permit may issue. Failure to obtain parking department authorization of a CMP permit shall preclude the issuance of building permit.

ARTICLE V. POLICE VEHICLE TOWING

DIVISION 2. Permit

Sec. 106-216. Issuance; fee.

Grantees of a permit under this article shall be issued an annual permit upon satisfactory proof of compliance with applicable provisions of this article and such supporting regulations as may be promulgated by the city manager. Permittees shall pay to the city a permit fee as provided in appendix A according to the payment time schedule and regulations set forth in the administrative rules and regulations for police towing permit as amended from time to time. Any moneys already paid to the city by current permittees for the period from July 1, 1995, through September 30, 1995, pursuant to the former six month permit fee requirement shall be credited against the new per vehicle tow fee. Failure to remit timely payment shall result in automatic forfeiture of the permit and the applicant shall be prohibited from applying for another permit for a four-year period. If the permit holder defaults or forfeits permit, all fees paid by the permit holder will be forfeited and become the property of and will be due and owing to the city.

ARTICLE VI. TOWING AND IMMOBILIZATION OF VEHICLES

Sec. 106-269. Immobilization.

- (a) Occupational license required. No property owner or immobilization contractor shall engage in the business of immobilization of motor vehicles parked on private property without permission or authority unless such property owner or immobilization contractor shall first obtain an occupational license in accordance with the procedures set out in chapter 102 article V. For purposes of this section, the term "property owner" shall include and refer to the owner, lessee, or controller, person or entity otherwise in control of real property, their agents, servants, or employees. The immobilization contractor shall sometimes be referred to in this section as the "contractor". The term "premises" shall mean the private property owned, controlled or used by a property owner for the parking of motor vehicles as its business or auxiliary to its business.
- (b) Immobilization license required. No property owner or contractor shall engage in the business of immobilization of motor vehicles which are parked on private property without permission or authority unless such property owner or immobilization company shall first apply for and obtain an immobilization license.
- (c) Requirements for immobilization license. No property owner or immobilization contractor shall be issued an immobilization license under this section unless there is proof of compliance with each of the following requirements:

(1) Notice

- a. Notice must be prominently placed at each driveway access or curb allowing vehicular access to the property, within five feet from the public right-of-way line.
- b. The notice must clearly indicate on a sign which meets the identical physical requirements mandated in this article (article VI, Towing and Immobilization of Vehicles), that parking is reserved for customers only and unauthorized vehicles will be subject to immobilization and/or towing at the owner's expense.
- c. The notice must also provide the name and telephone number of the person or firm immobilizing the vehicle, the fee for the removal of the immobilization device, such fee not to exceed a maximum rate as set forth in appendix A (\$25.00), according to the payment time schedule and regulations set forth in the administrative rules and regulations for police towing permits as amended from time to time unless modified pursuant to the procedures indicated in this article, and acceptable methods of payment. Such methods shall include cash, check payable in U.S. funds and credit card. The maximum fee for the removal of the immobilization device shall be effective from the date of adoption of the ordinance from which this section is amended [September 22, 1999].

SECTION 2. REPEALER.

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

SECTION 3. 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" may be changed to "section" or other appropriate word.

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 f	ollowing adoption.
PASSED and ADOPTED this day of	of, 2022.
ATTEST:	Dan Gelber, Mayor
Rafael E. Granado, City Clerk	
Sponsored by Vice-Mayor David Richardson	

APPROVED AS TO FORM & LANGUAGE & FOR EXECUTION

City Attorney

15

EXHIBIT "A"

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 Adjustme nt (Referenc es shown are defined at the end of this Appendix A)
	Chapter 106. Traffic and Vehicles		
	Article II. Metered Parking		
106-55(a)(1)	Parking meter rates for Entertainment District Parking Zone:		
	Per hour for on-street - 24 hours a day, seven days a week	4.00	[F]
	Per hour for off-street - 24 hours a day, seven days a week	2.00	[F]
106-55(a)(2)	Parking meter rates for South Beach Parking Zone:		
	Per hour for on-street - 9 a.m. to 3 a.m.	4.00	(F)
	Per hour for off-street - 9 a.m. to 3 a.m.	2.00	[F]

106-55(a)(3)	Parking meter rates for East Middle Beach Zone:		
	Per hour for on-street - 9 a.m. to 3 a.m.	3.00	[F]
	Per hour for off-street - 9 a.m. to 3 a.m.	2.00	[F]
106-55(a)(4)	Parking meter rates for West Middle Beach Zone:		
	Per hour for on-street - 8 a.m. to 6 p.m.	1.00	[F]
	Per hour for off-street - 8 a.m. to 6 p.m.	1.00	[F]
106-55(a)(5)	Parking meter rates for North Beach Zone:		
	Per hour for on-street - 8 a.m. to 6 p.m.	1.00	[F]
	Per hour for off-street - 8 a.m. to 6 p.m.	1.00	[F]
106-55(b)(1)	7th Street Garage Rates and Charges:		
	Transient rate per hour and any portion thereof up to four hours	2.00	[F]
	Transient rate per hour from fourth hour up to 15 hours	1.00	[F]
	Maximum daily rate for any time exceeding 15 hours up to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Weekend/event flat rate per vehicle (Friday, Saturday and Sunday from 8:00 p.m. to 5:00 a.m.)	15.00	[F]
106-55(b)(2)	12th Street Garage Rates and Charges:		

	Transient rate per bour and any madica the angle	2.00	rea
	Transient rate per hour and any portion thereof up to four hours	2.00	[F]
	Transient rate per hour from fourth hour up to 15 hours	1.00	[F]
	Maximum daily rate for any time exceeding 15 hours up to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Weekend/event flat rate per vehicle (Friday, Saturday and Sunday from 8:00 p.m. to 5:00 a.m.)	15.00	[F]
106-55(b)(3)	13th Street Garage Rates and Charges:		
	Transient rate per hour and any portion thereof up to four hours	2.00	[F]
	Transient rate per hour from fourth hour up to 15 hours	1.00	[F]
	Maximum daily rate for any time exceeding 15 hours up to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Weekend/event flat rate per vehicle (Friday, Saturday and Sunday from 8:00 p.m. to 5:00 a.m.)	15.00	[F]
106-55(b)(4)	16th Street Garage Rates and Charges:		
	Transient rates:		
	0 to 1 hour	2.00	[F]

	1 to 2 hours	4.00	[F]
	2 to 3 hours	6.00	[F]
	3 to 6 hours	10.00	[F]
	6 to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Weekend/event flat rate per vehicle (Friday, Saturday and Sunday from 8:00 p.m. to 5:00 a.m.)	15.00	[F]
106-55(b)(5)	17th Street Garage Rates and Charges:		
	Transient rates:		
	0 to 1 hour	2.00	[F]
	1 to 2 hours	4.00	[F]
	2 to 3 hours	6.00	[F]
	3 to 4 hours	8.00	[F]
	4 to 5 hours	9.00	[F]
	5 to 6 hours	10.00	[F]
	6 to 7 hours	11.00	[F]
	7 to 8 hours	12.00	[F]
	8 to 15 hours	15.00	(F)
	15 to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]

	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Event flat rate per vehicle	15.00	[F]
	Employee Value Coupon-Lincoln Road (EVC-LR) daily (17th Street Garage only)	8.00	[F]
106-55(b)(6)	City Hall Garage Rates and Charges:		
	Transient rates:		
	0 to 1 hour	2.00	[F]
	1 to 2 hours	4.00	[F]
Jan 18-02	2 to 3 hours	6.00	[F]
	3 to 4 hours	8.00	[F]
	4 to 5 hours	9.00	[F]
	5 to 6 hours	10.00	[F]
	6 to 7 hours	11.00	[F]
•	7 to 8 hours	12.00	[F]
	8 to 15 hours	15.00	[F]
	15 to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Event flat rate per vehicle	15.00	[F]
106-55(b)(7)	Pennsylvania Avenue Garage Rates and Charges:		
	Transient rates:		

	0 to 1 hour	2.00	[F]
	1 to 2 hours	4.00	[F]
	2 to 3 hours	6.00	. [F]
	3 to 4 hours	8.00	[F]
	4 to 5 hours	9.00	[F]
	5 to 6 hours	10.00	[F]
	6 to 7 hours	11.00	[F]
	7 to 8 hours	12.00	[F]
	8 to 15 hours	15.00	[F]
	15 to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Event flat rate per vehicle	15.00	[F]
106-55(b)(8)	Sunset Harbor Garage Rates and Charges:		
	Transient rates:		
	0 to 1 hour	2.00	[F]
	1 to 2 hours	4.00	[F]
	2 to 3 hours	6.00	(F)
	3 to 4 hours	8.00	(F)
	4 to 5 hours	9.00	(F)
	5 to 6 hours	10.00	(F)

	6 to 7 hours	11.00	[F]
	7 to 8 hours	12.00	[F]
	8 to 15 hours	15.00	(F)
	15 to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Event flat rate per vehicle	15.00	[F]
106-55(b)(9)	42nd Street Garage Rates and Charges:		
	Transient rate per hour and any portion thereof up to eight hours	1.00	[F]
	Maximum daily rate for any time exceeding 8 hours up to 24 hours	8.00	[F]
	Lost ticket charge (Maximum daily rate)	8.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	75.00	[A]
106-55(b)(10)	Convention Center Garage Rates and Charges:		
	Transient rates:		
	0 to 1 hour	2.00	[F]
a un financia de la companio de la c	1 to 2 hours	4.00	[F]
	2 to 3 hours	6.00	(F)
	3 to 4 hours	8.00	[F]
	4 to 5 hours	9.00	[F]
	5 to 6 hours	10.00	[F]

	6 to 7 hours	11.00	[F]
	7 to 8 hours	12.00	[F]
	8 to 15 hours	15.00	[F]
	15 to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	106.00	[A]
	Event flat rate per vehicle	20.00	(F)
106-55(b)(11)	P71 - 46 th Street and Collins Avenue Municipal Parking Lot Rates and Charges:		
	Non-resident flat Rate 24 hours daily	20.00	[F]
	Registered resident flat rate 24 hours daily	6.00	[F]
	Registered resident hourly rate	1.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	103.00	[A]
106-55(b)(12)	Collins Park Garage Rates and Charges:		
	Transient rates:		
	0 to 1 hour	2.00	[F]
	1 to 2 hours	4.00	[F]
	2 to 3 hours	6.00	(F)
	3 to 4 hours	8.00	[F]
	4 to 5 hours	9.00	[F]
	5 to 6 hours	10.00	[F]

	6 to 7 hours	11.00	[F]
	7 to 8 hours	12.00	[F]
	8 to 15 hours	15.00	[F]
	15 to 24 hours	20.00	[F]
	Lost ticket charge (Maximum daily rate)	20.00	[F]
	Monthly parking, per month, per permit (not including applicable sales tax)	103.00 106.00	[A]
	Event flat rate per vehicle	15.00	[F]
106-55(c)(1)a.	Monthly permit rate for facility-specific monthly parking in municipal lots (not including applicable sales tax)	75.00	[A]
106-55(c)(1)b.	Rates for facility-specific monthly parking in municipal parking garages:		
	Monthly parking, per month, per permit (not including applicable sales tax)	See each facility	
	Deposit required for each access card (permit)	10.00	N/A
	Lost access card replacement fee	27.00	[A]
106-55(c)(1)c	Rates for on-street area	75.00	[A]
106-55(d)	Special realtor permit, per permit placard per month (not including applicable sales tax)	7.00	[A]
106-55(e)	Monthly fee for reserved/restricted on-street spaces, per linear 20 feet of reserved space, per month	80.00	[A]
	Installation of new and replacement signs	32.00	[A]
106-55(f)	Fee for valet storage spaces, per day	34.00	[A]

106-55(g)(1)	Administrative service fees for all space rental requests:		
	Amount assessed for any space rental of five spaces or less	22.00	[A]
	Amount assessed for any space rental of six to 10 spaces	27.00	[A]
	Amount assessed for any space rental of 11 spaces or more	32.00	[A]
106-55(g)(2)	Fee for valet ramp space rental, per day	34.00	[A]
106-55(g)(3)	Fee for construction space rental, per day	38.00	[A]
106-55(g)(4)	Fee for production and film space rental, per day	12.00	[A]
106-55(g)(4)	Fee for production company recreational vehicle (PCRV), per month (not including applicable sales tax)	70.00	[A]
106-55(g)(5)	Fee for special event space rental, per day	27.00	[A]
106-55(g)(5)	Fee for special event space rental, per day for non-profit organizations	12.00	[A]
106-55(h)(1)	Fees for temporary parking meter removal:		
	Removal of any post, per space	54.00	[A]
	Cost for reinstallation of the post, per space	54.00	[A]
	Removal and reinstallation Amount to due pay to the parking department in advance, per space	106.00	[A]
106-55(h)(2)	Fee for the private removal of a parking space or loading zone shall be the greater of the rate as the fee in lieu of required parking or, per space	41,984.00 40,000.00	[A] [F]
106-55 (i)(<u>i)</u>	Fee per hotel hang tang, per day	12.00	[A]

106-55(l)(3)	Miami Beach registered resident discounted hourly rate at on-street meters, off-street meters and garages, per hour	1.00	[F]
106-55(m)	Fee for each daily restricted residential parking visitor permit (valid for 24-hour period)	3.00	[F]
106-55(n) <u>(3)</u>	Smartway city-wide decal per year	106.00	[A]
106-55(o)	Annual residential scooter and motorcycle parking permit, per scooter or motorcycle	106.00	[A]
106-55(p)	Freight loading zone (FLZ) permit:		
	Annual permit fee for each vehicle	383.00	[A]
	Semiannual permit fee for each vehicle	192.00	[A]
	Annual permit fee for up to five vehicle permits if fleet of over ten vehicles is operated	1,575.00	[A]
	Semiannual permit fee for up to five vehicle permits if fleet of over ten vehicles is operated	788.00	[A]
106-55(q)	Alley loading (AL) permit:		
	Annual permit fee for each vehicle	192.00	[A]
	Semiannual permit fee for each vehicle	96.00	[A]
	Annual permit fee for up to five vehicle permits if fleet of over ten vehicles is operated	788.00	[A]
	Semiannual permit fee for up to five vehicle permits if fleet of over ten vehicles is operated	394.00	[A]
106-55(r)	Hostel/Bed & Breakfast (B&B) in Restricted Residential Zones		
	Fee for each permit per vehicle per day (valid for 24-hour period)	3.00	[F]
	Article V. Police Vehicle Towing		

	Division 2. Permit		
-106-216	Per vehicle tow	22.00	[A]
	Article VI. Towing and Immobilization of Vehicles		
<u>-106-269(c)(1)c</u>	Fee for removal of immobilization device, not to exceed	27.00	[A]
106-101(2)	Construction Parking Management Plan Fee	144.00	[A]