

City of Miami

*City Hall
3500 Pan American Drive
Miami, FL 33133
www.miamigov.com*



Meeting Agenda

Thursday, February 23, 2017

9:00 AM

Planning and Zoning

City Hall

City Commission

*Tomás Regalado, Mayor
Keon Hardemon, Chair
Ken Russell, Vice Chair
Wifredo (Willy) Gort, Commissioner, District One
Frank Carollo, Commissioner, District Three
Francis Suarez, Commissioner, District Four
Daniel J. Alfonso, City Manager
Victoria Méndez, City Attorney
Todd B. Hannon, City Clerk*

ANY PERSON WHO ACTS AS A LOBBYIST PURSUANT TO CITY OF MIAMI ORDINANCE NO. 11469, CODIFIED IN CHAPTER 2, ARTICLE VI OF THE CITY CODE, MUST REGISTER WITH THE CITY CLERK, PRIOR TO ENGAGING IN LOBBYING ACTIVITIES BEFORE CITY STAFF, BOARDS, AND COMMITTEES AND THE CITY COMMISSION. A COPY OF SAID ORDINANCE IS AVAILABLE IN THE OFFICE OF THE CITY CLERK, CITY HALL.

ANY PERSON OR ENTITY REQUESTING APPROVAL, RELIEF OR OTHER ACTION FROM THE CITY COMMISSION OR ANY OF ITS BOARDS, AUTHORITIES, AGENCIES, COUNCILS OR COMMITTEES CONCERNING ANY ISSUE, SHALL DISCLOSE IN WRITING, AT THE COMMENCEMENT (OR CONTINUANCE) OF THE HEARING(S) ON THE ISSUE THE FOLLOWING INFORMATION:

1. WHETHER ANY CONSIDERATION HAS BEEN PROVIDED OR COMMITTED, DIRECTLY, OR ON ITS BEHALF, TO ANY ENTITY OR PERSON FOR AN AGREEMENT TO SUPPORT OR WITHHOLD OBJECTION TO THE REQUESTED APPROVAL, RELIEF OR ACTION;
2. TO WHOM THE CONSIDERATION HAS BEEN PROVIDED OR COMMITTED;
3. THE NATURE OF THE CONSIDERATION, AND
4. A DESCRIPTION OF WHAT IS BEING REQUESTED IN EXCHANGE FOR THE CONSIDERATION.

THE DISCLOSURE FORM WHICH IS AVAILABLE FROM THE CITY CLERK MUST BE READ INTO THE RECORD BY THE REQUESTING PERSON OR ENTITY PRIOR TO SUBMISSION TO THE SECRETARY/CLERK OF THE RESPECTIVE BOARD.

PURSUANT TO SECTION 4(g)(5) OF THE CHARTER OF MIAMI, FLORIDA, THE MAYOR MAY VETO CERTAIN ITEMS APPROVED BY THE CITY COMMISSION WITHIN TEN CALENDAR DAYS FOLLOWING THE COMMISSION ACTION. THE COMMISSION MAY, AFTER THE VETO OCCURS, OVERRIDE SUCH VETO BY A FOUR-FIFTHS VOTE OF THE COMMISSIONERS THEN PRESENT.

ANY PERSON MAKING IMPERTINENT OR SLANDEROUS REMARKS OR WHO BECOMES BOISTEROUS WHILE ADDRESSING THE COMMISSION, SHALL BE BARRED FROM FURTHER AUDIENCE BEFORE THE COMMISSION BY THE PRESIDING OFFICER, UNLESS PERMISSION TO CONTINUE OR AGAIN ADDRESS THE COMMISSION BE GRANTED BY THE MAJORITY VOTE OF THE COMMISSION MEMBERS PRESENT. NO CLAPPING, APPLAUDING, HECKLING OR VERBAL OUTBURSTS IN SUPPORT OR OPPOSITION TO A SPEAKER OR HIS OR HER REMARKS SHALL BE PERMITTED. NO SIGNS OR PLACARDS SHALL BE ALLOWED IN THE COMMISSION CHAMBERS. PERSONS EXITING THE COMMISSION CHAMBER SHALL DO SO QUIETLY.

THIS PRINTED AGENDA IS DISTRIBUTED AT LEAST FIVE DAYS BEFORE THE MEETING, AND THE MATERIAL IN CONNECTION WITH EACH ITEM APPEARING ON THE AGENDA IS AVAILABLE FOR INSPECTION DURING BUSINESS HOURS AT THE OFFICE OF THE CITY CLERK IN CITY HALL, AT AGENDA OFFICE/MIAMI RIVERSIDE CENTER, OR ON-LINE AT WWW.MIAMIGOV.COM.

ANY PERSON WHO SEEKS TO ADDRESS THE CITY COMMISSION ON ANY PROPOSITION BEFORE THE CITY COMMISSION IS INVITED TO DO SO AND SHALL AS SOON AS POSSIBLE INFORM THE CITY CLERK OF HIS/HER DESIRE TO SPEAK, GIVING THE CITY CLERK HIS/HER NAME. AT THE TIME THE ITEM IS HEARD, THAT PERSON SHOULD APPROACH THE

MICROPHONE AND WAIT TO BE RECOGNIZED BY THE PRESIDING OFFICER.

* * * * *

Formal action may be taken on any item discussed or added to this Agenda. Any person, or persons, wishing to appeal any decision made by the City Commission with respect to any matter considered at this meeting or hearing, will require a verbatim record of the proceeding upon which the appeal is based. Any person with a disability requiring auxiliary aids and services for meetings may call the City Clerk's Office, 305-250-5361, with requests at least two business days before the meeting date.

* * * * *

The City Commission has established a policy that the lunch recess will begin at the conclusion of deliberations of the agenda item being considered at Noon; further, that Commission meetings shall adjourn (a) at the conclusion of deliberation of the agenda item being considered at 10:00 p.m., unless the time is extended by unanimous agreement of the members of the City Commission then present or (b) at the conclusion of the regularly scheduled agenda, whichever occurs first. This rule does not apply when the City Commission is engaged in its annual budget hearings (Ordinance 12586).

9:00 AM **INVOCATION AND PLEDGE OF ALLEGIANCE****PR - PRESENTATIONS AND PROCLAMATIONS****PR.1** **PROTOCOL ITEM**

1802	<u>Honoree</u>	<u>Presenter</u>	<u>Protocol Item</u>
	Lisa Sandelin	Mayor Regalado	Proclamation
	Carlos Migoya	Mayor & Comm Suarez	Key to the City and Proclamation City of Miami
	Service Milestone Awards	Mayor & Manager	Pins
	52 Camacol Food Distributors	Mayor & Comm Gort	Certificates of Appreciation

AM - APPROVING THE MINUTES OF THE FOLLOWING MEETINGS:

There are no minutes scheduled to be approved.

MV - MAYORAL VETOES

(Pursuant to Section 4(g)(5) of the charter of Miami, Florida, Item(s) vetoed by the Mayor shall be placed by the city clerk as the first substantive item(s) for the commission consideration.)

END OF MAYORAL VETOES

PA - PERSONAL APPEARANCES

Note: Legislation may result from City Commission consideration of any personal appearance.

PA.1**PERSONAL APPEARANCE****1283**

PERSONAL APPEARANCE BY PATRICE GILLESPIE SMITH, OF NEAT STREETS MIAMI WITH THE MIAMI-DADE COUNTY DEPARTMENT OF PARKS, RECREATION, AND OPEN SPACES, REGARDING THE BENEFITS OF COMPLETE STREETS AT VARIOUS PUBLIC VENUES.

History:

12/08/16 City Commission DEFERRED

Next: 02/23/17

RESULT:	DEFERRED [UNANIMOUS]	Next: 2/23/2017 9:00 AM
MOVER:	Wifredo (Willy) Gort, Commissioner, District One	
SECONDER:	Francis Suarez, Commissioner, District Four	
AYES:	Hardemon, Russell, Gort, Carollo, Suarez	

END OF PERSONAL APPEARANCES

CA - CONSENT AGENDA

Unless a member of the City Commission wishes to remove a specific item from this portion of the agenda, Items CA.1 through CA.9 constitute the Consent Agenda. These resolutions are self-explanatory and are not expected to require additional review or discussion. Each item will be recorded as individually numbered resolutions, adopted unanimously by the following motion.

"...that the Consent Agenda comprised of items CA.1 through CA.9 be adopted..."

The Presiding Officer or City Clerk shall state the following: "Before the vote on adopting items included in the Consent Agenda is taken, is there anyone present who is an objector or proponent that wishes to speak on any item in the Consent Agenda. Hearing none, the vote on the adoption of the Consent Agenda will now be taken."

CA.1**RESOLUTION****1608*****Department of Parks
and Recreation***

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING AN INCREASE TO THE AUTHORIZED EXPENDITURE LIMITS IN AN AMOUNT OF \$25,000.00, FOR A TOTAL AMOUNT NOT TO EXCEED \$75,000.00, FOR THE PURCHASE OF LIFEGUARD EQUIPMENT AND AQUATIC CENTER SUPPLIES FROM WATER SAFETY PRODUCTS, E-LIFEGUARD, AND THE LIFEGUARD STORE, UTILIZING THE COMPETITIVELY BID BREVARD COUNTY CONTRACT B-6-15-44, EFFECTIVE THROUGH MARCH 26, 2017; ALLOCATING FUNDS FROM THE DEPARTMENT OF PARKS AND RECREATION, SUBJECT TO THE AVAILABILITY OF FUNDS AND BUDGETARY APPROVAL AT TIME OF NEED.

CA.2**RESOLUTION****1634*****Department of Police***

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE OMNI REDEVELOPMENT DISTRICT COMMUNITY REDEVELOPMENT AGENCY, IN AN AMOUNT NOT TO EXCEED \$500,000.00, TO THE CITY OF MIAMI TO UNDERWRITE COSTS ASSOCIATED WITH ENHANCED POLICE SERVICES WITHIN THE OMNI REDEVELOPMENT AREA; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, AND ALL OTHER NECESSARY DOCUMENTS IN, A FORM ACCEPTABLE TO THE CITY ATTORNEY, FOR SAID PURPOSE.

CA.3**1635*****Department of Police*****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A MUTUAL AID AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE MEMBER AGENCIES OF THE CHILD ABDUCTION RESPONSE TEAM ("CART) AND THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT ("FDLE") FOR AN EXTENDED PERIOD FROM JANUARY 1, 2017 TO DECEMBER 31, 2020, TO CONTINUE TO RECEIVE AND EXTEND MUTUAL AID IN THE FORM OF LAW ENFORCEMENT SERVICES AND RESOURCES TO ADEQUATELY RESPOND TO CONTINUING, MULTI-JURISDICTIONAL INVESTIGATIONS OF CHILD ENDANGERMENT AND MISSING/ABDUCTED CHILDREN TO PROTECT THE PUBLIC PEACE AND SAFETY, AND PRESERVE THE LIVES AND PROPERTY OF THE CITIZENS, AS DEFINED IN PART 1, CHAPTER 23, FLORIDA STATUTES.

CA.4**1639*****Department of Public Works*****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING AND DIRECTING THE CITY MANAGER TO ACCEPT TEN (10) RIGHT-OF-WAY DEEDS OF DEDICATION, AS DESCRIBED IN EXHIBIT "A", ATTACHED AND INCORPORATED, FOR HIGHWAY PURPOSES; APPROVING AND AUTHORIZING THE RECORDATION OF SAID DEEDS IN THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA; FURTHER DIRECTING THE CITY CLERK TO KEEP COPIES OF SAID DEEDS.

CA.5**1662*****Department of Public Works*****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A MAINTENANCE MEMORANDUM OF AGREEMENT WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION, IN SUBSTANTIALLY THE ATTACHED FORM, TO FACILITATE THE INSTALLATION AND MAINTENANCE OF LANDSCAPE AND TURF WITHIN STATE ROAD 90/SOUTHWEST 8TH STREET FROM SOUTHWEST 27TH AVENUE TO SOUTHWEST 3RD AVENUE, MIAMI, FLORIDA.

CA.6**1663*****Department of Real
Estate and Asset
Management*****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION ("FDOT") LEASE AGREEMENT ("AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, PROVIDING FOR THE LEASE OF THE FDOT-OWNED PROPERTY KNOWN AS FDOT PARCEL 565, LOCATED UNDERNEATH WEST FLAGLER BRIDGE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" OF THE AGREEMENT ("LEASE AREA"), AT NO COST TO THE CITY OF MIAMI ("CITY"), FOR AN INITIAL TERM OF TEN (10) YEARS WITH ONE (1) OPTION TO RENEW TERM FOR AN ADDITIONAL TEN (10) YEARS, FOR THE PURPOSE OF PROVIDING A COMMUNITY RECREATIONAL AREA FOR PUBLIC USE, WITH TERMS AND CONDITIONS MORE PARTICULARLY DESCRIBED IN THE AGREEMENT.

CA.7**1664*****Department of Real
Estate and Asset
Management*****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AND SALE AGREEMENT ("AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI ("CITY") AND RAMOS REALTY MANAGEMENT, LLC ("SELLER"), FOR THE ACQUISITION OF REAL PROPERTY LOCATED AT 2300 SOUTHWEST 22ND TERRACE, MIAMI, FLORIDA, CONTAINING AN APPROXIMATE TOTAL LOT AREA OF 8,400 SQUARE FEET ("PROPERTY"), AS LEGALLY DESCRIBED IN THE AGREEMENT, ATTACHED AND INCORPORATED, FOR A TOTAL PURCHASE PRICE OF FOUR HUNDRED THOUSAND DOLLARS (\$400,000.00), CONTINGENT UPON THE CITY OBTAINING A WRITTEN APPRAISAL FROM A LICENSED FLORIDA APPRAISER STATING THAT THE APPRAISED VALUE OF THE PROPERTY IS AT A MINIMUM THE REFERENCED AMOUNT HEREIN; FURTHER AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE ALL NECESSARY DOCUMENTS, INCLUDING AMENDMENTS AND MODIFICATIONS TO SAID AGREEMENT, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, AS MAY BE NECESSARY TO EFFECTUATE SAID ACQUISITION; ALLOCATING FUNDS FROM CAPITAL IMPROVEMENT PROJECT NO. B50568, D4 PARK LAND ACQUISITION, IN A TOTAL AMOUNT NOT TO EXCEED FOUR HUNDRED TWELVE THOUSAND DOLLARS (\$412,000.00), TO PROVIDE FOR THE COST OF SAID ACQUISITION, INCLUSIVE OF THE COST OF A SURVEY, ENVIRONMENTAL REPORT, TITLE INSURANCE AND RELATED CLOSING COSTS ASSOCIATED WITH SAID ACQUISITION, IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE AGREEMENT.

CA.8**1730****Department of
Procurement****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE CITY MANAGER TO EXERCISE THE FIRST ONE (1) YEAR OPTION TO RENEW THE LEASE AGREEMENT BETWEEN THE CITY OF MIAMI AND TAYLOR LEASING CORPORATION D/B/A TAYLOR LEASING & RENTAL ("TAYLOR") FOR THE PROCUREMENT/LEASE OF A MARINE FORKLIFT TRUCK FOR A PERIOD OF TWELVE (12) MONTHS AT \$5,819.00 PER MONTH FOR A TOTAL AMOUNT NOT TO EXCEED \$69,828.00 ANNUALLY, FOR THE DEPARTMENT OF REAL ESTATE ASSET MANAGEMENT; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE ALL OTHER DOCUMENTS, INCLUDING THE REMAINING THREE (3) OPTIONS TO RENEW, AND ANY AMENDMENTS AND MODIFICATIONS TO THE LEASE AGREEMENT, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY; ALLOCATING FUNDS FROM THE VARIOUS SOURCES, SUBJECT TO THE AVAILABILITY OF FUNDS AND BUDGETARY APPROVAL AT THE TIME OF NEED.

CA.9**1727****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE PLACEMENT OF A MARKER DESIGNATION, PURSUANT TO SECTION 54-136(1) OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, AT THE JUAN PABLO DUARTE PARK GAZEBO LOCATED AT 2800 NORTHWEST 17TH AVENUE, MIAMI, FLORIDA, TO COMMEMORATE JULIO VARGAS THROUGH THE DESIGNATION OF THE "JULIO VARGAS PAVILION", SUBJECT TO ALL APPLICABLE PERMITTING REQUIREMENTS.

SPONSOR(S): Commissioner Wifredo (Willy) Gort

END OF CONSENT AGENDA

PH - PUBLIC HEARINGS**PH.1****RESOLUTION****1750**

A RESOLUTION OF THE MIAMI CITY COMMISSION, BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, AFTER AN ADVERTISED PUBLIC HEARING, RATIFYING, APPROVING, AND CONFIRMING THE CITY MANAGER'S FINDING, ATTACHED AND INCORPORATED AS ATTACHMENT "A", THAT COMPETITIVE NEGOTIATION METHODS AND PROCEDURES ARE NOT PRACTICABLE OR ADVANTAGEOUS, PURSUANT TO SECTION 18-85(A) OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED; WAIVING THE REQUIREMENTS FOR SAID PROCEDURES; AUTHORIZING THE ALLOCATION OF GRANT FUNDS FROM THE DISTRICT 4 SHARE OF THE CITY OF MIAMI'S ANTI-POVERTY INITIATIVE, IN AN AMOUNT UP TO \$50,000.00, TO LATIN CHAMBER OF COMMERCE OF THE UNITED STATES ("CAMACOL"), A FLORIDA NOT FOR PROFIT CORPORATION, FOR FINANCIAL ASSISTANCE TO DISTRICT 4 BUSINESSES; AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS, IN A FORM ACCEPTABLE TO THE CITY ATTORNEY, NECESSARY TO EFFECTUATE THE PROGRAM.

SPONSOR(S): Commissioner Francis Suarez

END OF PUBLIC HEARINGS

SR - SECOND READING ORDINANCES

SR.1

ORDINANCE**Second Reading**

1112

***Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 2/ARTICLE IV/DIVISION 2 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ADMINISTRATION/DEPARTMENTS/PLANNING, BUILDING AND ZONING DEPARTMENT" MORE PARTICULARLY BY AMENDING SECTION 2-212, ENTITLED "NONCONFORMING USE PILOT PROGRAM", TO REINSTATE THE PILOT PROGRAM THROUGH AUGUST 1, 2017 FOR GOVERNMENT OWNED AND OPERATED USES ONLY; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

Note for the Record: 60-Day Public Comment Period: October 19 - December 17, 2016. 15-Day Public Comment Period after First Reading: January 27 – February 10, 2017.

History:

10/27/16 City Commission NO ACTION TAKEN

RESULT:	NO ACTION TAKEN
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01/26/17 City Commission PASSED ON FIRST READING

RESULT:	PASSED ON FIRST READING [UNANIMOUS]
MOVER:	Francis Suarez, Commissioner, District Four
SECONDER:	Keon Hardemon, Chair
AYES:	Hardemon, Russell, Gort, Carollo, Suarez

END OF SECOND READING ORDINANCES

FR - FIRST READING ORDINANCES

Note: Any proposed ordinance listed as an item for first reading in this section may be adopted as an emergency measure upon being so determined by the City Commission.

FR.1	<u>ORDINANCE</u>	First Reading
1555	TO BE WITHDRAWN	

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 2/ARTICLE X/SECTION 2-829 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED ("CITY CODE"), ENTITLED "ADMINISTRATION/CODE ENFORCEMENT/SCHEDULE OF CIVIL PENALTIES" TO ADD SECTION 54-43 TO THE LISTING OF CITY CODE SECTIONS SUBJECT TO CODE ENFORCEMENT PROCEDURES INCLUDED IN SECTION 2-829 OF THE CITY CODE, ENTITLED "SCHEDULE OF CIVIL PENALTIES"; FURTHER AMENDING CHAPTER 54/ARTICLE II/SECTION 54-43 OF THE CITY CODE, ENTITLED "STREETS AND SIDEWALKS/CONSTRUCTION, EXCAVATION, AND REPAIR/PERMIT FEE FOR STREET EXCAVATION, SIDEWALK REPAIR, PAVING OR RESURFACING OF PARKWAY OR SHOULDER AREA, BUILDING LINE AND GRADE SURVEY, SIDEWALK CONSTRUCTION SURVEY, DRIVEWAY CONSTRUCTION, FLUME EXCAVATION, UTILITY PLACEMENT; UNDERGROUND UTILITY SERVICE CONNECTION EXCAVATION, GROUNDWATER MONITORING WELLS; PERMIT RENEWAL; AFTER-THE-FACT PERMIT, AND REINSPECTION FEES; WAIVER OF FEES," TO PROVIDE AN APPEAL PROCEDURE TO REQUEST REDUCTION OF THE AFTER-THE-FACT PERMIT QUADRUPLE FEE; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

SPONSOR(S): **Commissioner Francis Suarez**

History:

01/12/17 City Commission DEFERRED

Next: 02/23/17

RESULT:	DEFERRED [UNANIMOUS]	Next: 2/23/2017 9:00 AM
MOVER:	Francis Suarez, Commissioner, District Four	
SECONDER:	Ken Russell, Vice Chair	
AYES:	Hardemon, Russell, Gort, Carollo, Suarez	

- FR.2** **ORDINANCE** **First Reading**
1756 AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 36/SECTION 36-9 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "NOISE/OFF-STREET FREIGHT AND COMMERCIAL DELIVERY HOURS PILOT PROGRAM", EXTENDING THE PILOT PROGRAM FOR ONE (1) YEAR; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.
- SPONSOR(S): Commissioner Francis Suarez**
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- FR.3** **ORDINANCE** **First Reading**
1756 AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 2/ARTICLE IV/DIVISION 2 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, ENTITLED "ADMINISTRATION/DEPARTMENTS/PLANNING, BUILDING AND ZONING DEPARTMENT" MORE PARTICULARLY BY AMENDING SECTION 2-212, ENTITLED "NONCONFORMING USE PILOT PROGRAM", TO REINSTATE THE NONCONFORMING USE PILOT PROGRAM FOR PRIVATE USES THROUGH AUGUST 1, 2017; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.
- SPONSOR(S): Commissioner Wifredo (Willy) Gort**
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- FR.4** **ORDINANCE** **First Reading**
1591 AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 2/ARTICLE X/SECTIONS 2-817 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED ("CITY CODE"), ENTITLED "ADMINISTRATION/CODE ENFORCEMENT/ADMINISTRATIVE COSTS, FINES; LIENS", ESTABLISHING A NEW CHAPTER 2/ARTICLE X/SECTION 2-822 OF THE CITY CODE, ENTITLED "ADMINISTRATION/CODE ENFORCEMENT/WAIVER, MITIGATION, AMNESTY, SETTLEMENT OF LIENS", ALLOWING FOR THE CITY MANAGER OR HIS/HER DESIGNEE TO ADMINISTRATIVELY NEGOTIATE LIEN AMOUNTS, PAYMENT PLANS AND WAIVER OF LIENS INCLUDING BUT NOT LIMITED TO LIENS RELATED TO CODE ENFORCEMENT, LOT CLEARING, SPECIAL ASSESSMENT, NUISANCE ABATEMENT AND SOLID WASTE; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.
- SPONSOR(S): Commissioner Frank Carollo**

FR.5

ORDINANCE**First Reading**

1812

AN ORDINANCE OF THE MIAMI CITY COMMISSION DESIGNATING A PORTION OF THE CITY OF MIAMI ("CITY") AS A "CLEAN ZONE", WHICH WILL PROVIDE FOR THE SAFE AND ORDERLY USE OF CITY STREETS AND SIDEWALKS BY SIDEWALK VENDORS, PEDDLERS, STREET TICKET SELLERS, AND PEDESTRIANS DURING THE 2017 MAJOR LEAGUE BASEBALL ALL-STAR GAME IN THE CLEAN ZONES; ESTABLISHING TERMS AND CONDITIONS FOR THE 2017 MAJOR LEAGUE BASEBALL ALL-STAR VENDOR PROGRAM, IN ORDER TO REGULATE COMMERCIAL ACTIVITIES DURING THE 2017 MAJOR LEAGUE BASEBALL ALL-STAR GAME IN THE CLEAN ZONES BEGINNING AT 12:01 A.M. ON WEDNESDAY, JULY 5, 2017 AND ENDING AT 11:59 P.M. ON WEDNESDAY, JULY 12, 2017; AND FURTHER PROHIBITING THE SALE, OFFER FOR SALE, OR DISTRIBUTION OF COUNTERFEIT GOODS, WARES, AND MERCHANDISE OF MAJOR LEAGUE BASEBALL MERCHANDISE IN THE CLEAN ZONES BEGINNING AT 12:01 A.M. ON WEDNESDAY, JULY 5, 2017 AND ENDING AT 11:59 P.M. ON WEDNESDAY, JULY 12, 2017; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

SPONSOR(S): Commissioner Frank Carollo, Mayor Tomás Regalado

END OF FIRST READING ORDINANCES

RE - RESOLUTIONS**RE.1****RESOLUTION****1318*****Liberty City
Community
Revitalization Trust***

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), APPROVING AND ADOPTING THE SUPPLEMENTAL BUDGET OF THE LIBERTY CITY COMMUNITY REVITALIZATION TRUST, ATTACHED AND INCORPORATED AS COMPOSITE EXHIBIT "C", IN THE AMOUNT OF NINE HUNDRED NINETY THOUSAND NINE HUNDRED NINETY DOLLARS (\$990,990.00), FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2016 AND ENDING SEPTEMBER 30, 2017.

RE.2**RESOLUTION****1137**

A RESOLUTION OF THE MIAMI CITY COMMISSION DIRECTING THE CITY ATTORNEY TO FORMALLY ISSUE IN WRITING ANY LEGAL OPINION PREPARED BY THE OFFICE OF THE CITY ATTORNEY IN RESPONSE TO A LEGAL SERVICES REQUEST ("LSR") FROM THE MAYOR, A CITY COMMISSIONER, THE CITY MANAGER, OR A DEPARTMENT DIRECTOR; PROVIDING THAT LEGAL OPINIONS SHALL NOT BE PUBLISHED UNLESS OTHERWISE DIRECTED BY THE INDIVIDUAL WHO SUBMITTED THE LSR WITHIN TEN (10) DAYS OF ISSUING THE LEGAL OPINION; FURTHER PROVIDING THAT THIS RESOLUTION SHALL NOT APPLY TO LEGAL OPINIONS PREPARED FOR ONGOING LITIGATION OR ADVERSARIAL ADMINISTRATIVE PROCEEDINGS, OR PREPARED IN ANTICIPATION OF IMMINENT LITIGATION OR ADVERSARIAL ADMINISTRATIVE PROCEEDINGS.

SPONSOR(S): **Commissioner Francis Suarez**

RE.3

1139

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION DIRECTING THE CITY MANAGER TO CREATE, WITHIN CURRENT BUDGETARY CONSIDERATIONS, AN OFFICE OF TRANSPARENCY WITH THE RESPONSIBILITY OF MANAGING PUBLIC RECORDS REQUESTS IN AN OPEN AND TRANSPARENT MANNER; FURTHER DIRECTING THE CITY MANAGER TO DEVELOP OR PROCURE AN ELECTRONIC MEANS OR PLATFORM FOR THE IMMEDIATE PUBLICATION OF NON-EXEMPT PUBLIC RECORDS; FURTHER DIRECTING THE CITY MANAGER TO DEVELOP OR PROCURE AN ELECTRONIC NOTIFICATION SYSTEM FOR THE AUTOMATIC NOTIFICATION OF DECISIONS RENDERED BY THE CITY.

SPONSOR(S): Commissioner Francis Suarez

History:

01/26/17 City Commission CONTINUED

Next: 02/23/17

RESULT:	CONTINUED [UNANIMOUS]	Next: 2/23/2017 9:00 AM
MOVER:	Francis Suarez, Commissioner, District Four	
SECONDER:	Frank Carollo, Commissioner, District Three	
AYES:	Hardemon, Russell, Gort, Carollo, Suarez	

RE.4

1813

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION REQUESTING THAT THE DEPARTMENT OF OFF-STREET PARKING OF THE CITY OF MIAMI ("CITY"), REFERRED TO AS THE MIAMI PARKING AUTHORITY ("MPA"), ESTABLISH A RESTRICTED RESIDENTIAL PARKING ("RRP") ZONE IN THE SHENANDOAH AREA OF THE CITY, FOR SUCH AREAS IN SHENANDOAH WHICH HAVE ACTIVE CONSTRUCTION PROJECTS; PROVIDING THE FOR THE OBJECTIVES OF THE RRP AS SET FORTH IN SECTION 35-196 OF THE CODE OF THE CITY OF MIAMI, FLORIDA; FURTHER REQUESTING THE MPA TO RESEARCH CREATING A CITYWIDE PARKING PROGRAM TO ADDRESS RESIDENTIAL PARKING CONCERNS FOR RESIDENTIALLY ZONED T3 AREAS IN THE CITY UNDERGOING CONSTRUCTION PROJECTS.

SPONSOR(S): Commissioner Francis Suarez, Commissioner Frank Carollo

END OF RESOLUTIONS

BU - BUDGET

BU.1

BUDGET DISCUSSION ITEM

1507

MONTHLY REPORT

***Office of Management
and Budget***

- I. SECTION 2-497 OF THE CITY CODE OF ORDINANCES
(RESPONSIBILITIES OF THE DIRECTOR OF MANAGEMENT AND
BUDGET)
- II. SECTION 18-502 (CITY'S ANTI-DEFICIENCY ACT)
- III. SECTION 18-542 (FINANCIAL INTEGRITY PRINCIPLES)

END OF BUDGET

AC - ATTORNEY-CLIENT SESSION

AC.1

1801

***Office of the City
Attorney*****ATTORNEY-CLIENT SESSION**

UNDER THE PARAMETERS OF SECTION 286.011(8), FLORIDA STATUTES, A PRIVATE ATTORNEY-CLIENT SESSION WILL BE CONDUCTED AT THE FEBRUARY 23, 2017 MIAMI CITY COMMISSION MEETING. THE PERSON CHAIRING THE CITY OF MIAMI COMMISSION MEETING WILL ANNOUNCE THE COMMENCEMENT OF AN ATTORNEY-CLIENT SESSION, CLOSED TO THE PUBLIC, FOR PURPOSES OF DISCUSSING THE FOLLOWING PENDING LITIGATION CASES: VILLAGE OF KEY BISCAYNE V. CITY OF MIAMI, CASE NO. 15-200 AP, BEFORE THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, APPELLATE DIVISION AND VILLAGE OF KEY BISCAYNE V. CITY OF MIAMI, CASE NO. 15-02997 CA 09, BEFORE THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, TO WHICH THE CITY IS PRESENTLY A PARTY. THIS PRIVATE MEETING WILL BEGIN AT APPROXIMATELY 3:00 P.M. (OR AS SOON THEREAFTER AS THE COMMISSIONERS' SCHEDULES PERMIT) AND CONCLUDE APPROXIMATELY ONE HOUR LATER. THE SESSION WILL BE ATTENDED BY THE MEMBERS OF THE CITY COMMISSION: CHAIRMAN KEON HARDEMON, VICE-CHAIRMAN KEN RUSSELL, AND COMMISSIONERS WIFREDO "WILLY" GORT, FRANK CAROLLO, AND FRANCIS X. SUAREZ; THE CITY MANAGER, DANIEL J. ALFONSO; THE CITY ATTORNEY, VICTORIA MÉNDEZ; DEPUTY CITY ATTORNEYS JOHN A. GRECO AND BARNABY L. MIN; DIVISION CHIEF FOR LAND USE/TRANSACTIONS RAFAEL SUAREZ-RIVAS; AND ASSISTANT CITY ATTORNEY KERRI L. MCNULTY. A CERTIFIED COURT REPORTER WILL BE PRESENT TO ENSURE THAT THE SESSION IS FULLY TRANSCRIBED AND THE TRANSCRIPT WILL BE MADE PUBLIC UPON THE CONCLUSION OF THE ABOVE-CITED, ONGOING LITIGATION. AT THE CONCLUSION OF THE ATTORNEY-CLIENT SESSION, THE REGULAR COMMISSION MEETING WILL BE REOPENED AND THE PERSON CHAIRING THE COMMISSION MEETING WILL ANNOUNCE THE TERMINATION OF THE ATTORNEY-CLIENT SESSION.

AC.2**1800*****Office of the City
Attorney*****ATTORNEY-CLIENT SESSION**

UNDER THE PARAMETERS OF SECTION 286.011(8), FLORIDA STATUTES, A PRIVATE ATTORNEY-CLIENT SESSION WILL BE CONDUCTED AT THE FEBRUARY 23, 2017 MIAMI CITY COMMISSION MEETING. THE PERSON CHAIRING THE CITY OF MIAMI COMMISSION MEETING WILL ANNOUNCE THE COMMENCEMENT OF AN ATTORNEY-CLIENT SESSION, CLOSED TO THE PUBLIC, FOR PURPOSES OF DISCUSSING THE PENDING LITIGATION IN THE FOLLOWING CASE: ALEXIS STEVENS V. CITY OF MIAMI, CASE NO. 15-23931, BEFORE THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA, TO WHICH THE CITY IS PRESENTLY A PARTY. THE SUBJECT OF THE MEETING WILL BE CONFINED TO SETTLEMENT NEGOTIATIONS OR STRATEGY SESSIONS RELATED TO LITIGATION EXPENDITURES. THIS PRIVATE MEETING WILL BEGIN AT APPROXIMATELY 3:00 P.M. (OR AS SOON THEREAFTER AS THE COMMISSIONERS' SCHEDULES PERMIT) AND CONCLUDE APPROXIMATELY ONE HOUR LATER. THE SESSION WILL BE ATTENDED BY THE MEMBERS OF THE CITY COMMISSION: CHAIRMAN KEON HARDEMON, VICE-CHAIRMAN KEN RUSSELL, AND COMMISSIONERS WIFREDO "WILLY" GORT, FRANK CAROLLO, AND FRANCIS X. SUAREZ; THE CITY MANAGER, DANIEL J. ALFONSO; THE CITY ATTORNEY, VICTORIA MÉNDEZ; DEPUTY CITY ATTORNEYS JOHN A. GRECO AND BARNABY L. MIN; DIVISION CHIEF FOR LABOR AND EMPLOYMENT KEVIN R. JONES; AND ASSISTANT CITY ATTORNEYS KERRI L. MCNULTY, STEPHANIE K. PANOFF AND BARBARA A. DIAZ. A CERTIFIED COURT REPORTER WILL BE PRESENT TO ENSURE THAT THE SESSION IS FULLY TRANSCRIBED AND THE TRANSCRIPT WILL BE MADE PUBLIC UPON THE CONCLUSION OF THE ABOVE-CITED, ONGOING LITIGATION. AT THE CONCLUSION OF THE ATTORNEY-CLIENT SESSION, THE REGULAR COMMISSION MEETING WILL BE REOPENED AND THE PERSON CHAIRING THE COMMISSION MEETING WILL ANNOUNCE THE TERMINATION OF THE ATTORNEY-CLIENT SESSION.

END OF ATTORNEY-CLIENT SESSION

DI - DISCUSSION ITEMS

NOTE: Legislation may result from City Commission consideration of any Commission Discussion item.

This portion of the agenda is separately designated as being available for the purpose of providing and securing City Commission information, direction, and guidance in significant pending and concluded matters, including matters not specifically set forth in this section.

It is anticipated that no input from anyone other than the City personnel is needed or expected while the City Commission is considering any matter in this portion of the Agenda; accordingly, no member of the public may address the City Commission during this time.

DI.1**DISCUSSION ITEM****1811**

ANALYSIS FROM INDEPENDENT AUDITOR REGARDING RENTAL CALCULATIONS SET FORTH IN PROPOSED VIRGINIA KEY REQUEST FOR PROPOSALS.

SPONSOR(S): Commissioner Francis Suarez

END OF DISCUSSION ITEMS

PART B: PZ - PLANNING AND ZONING ITEM(S)

The following item(s) shall not be considered before 2:00 PM

PZ.1**ORDINANCE****Second Reading****1049*****Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE ZONING ATLAS OF ORDINANCE NO. 13114, AS AMENDED, BY CHANGING THE ZONING CLASSIFICATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 1247 SOUTHWEST 4 STREET AND 1244 SOUTHWEST 3 STREET, MIAMI, FLORIDA, FROM T4-L, "GENERAL URBAN TRANSECT ZONE - LIMITED", TO T5-O, "URBAN CENTER TRANSECT ZONE - OPEN"; ACCEPTING THE VOLUNTARY PROFFER OF A RESTRICTIVE COVENANT RUNNING WITH THE LAND; MAKING FINDINGS; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: Approximately 1247 SW 4 St and 1244 SW 3 St
[Commissioner Frank Carollo - District 3]

APPLICANT(S): Carlos Lago, Esquire on behalf of Capiro Venture, LLC

PURPOSE: This will allow a zoning change for the above property from T4-L "General Urban Transect Zone - Limited" to T5-O "Urban Center Transect Zone - Open".

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on September 21, 2016, by a vote of 7-0.

Note for the Record: File ID 16-01003zc in Legistar

History:

10/27/16 City Commission CONTINUED

Next: 11/17/16

RESULT:	CONTINUED [UNANIMOUS] Next: 11/17/2016 2:00 PM
MOVER:	Wifredo (Willy) Gort, Commissioner, District One
SECONDER:	Keon Hardemon, Chair
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Frank Carollo
ABSENT:	Francis Suarez

11/17/16 City Commission PASSED ON FIRST READING WITH MODIFICATION(S)

Next: 12/08/16

RESULT:	PASSED ON FIRST READING WITH MODIFICATION(S) [UNANIMOUS] Next: 12/8/2016 2:00 PM
MOVER:	Frank Carollo, Commissioner, District Three
SECONDER:	Francis Suarez, Commissioner, District Four
AYES:	Hardemon, Russell, Gort, Carollo, Suarez

01/26/17 City Commission CONTINUED

Next: 02/23/17

RESULT:	CONTINUED [UNANIMOUS] Next: 2/23/2017 9:00 AM
MOVER:	Wifredo (Willy) Gort, Commissioner, District One
SECONDER:	Ken Russell, Vice Chair
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort
ABSENT:	Frank Carollo, Francis Suarez

PZ.2

ORDINANCE**Second Reading**

1220

***Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), APPROVING THE DOWNTOWN MIAMI DEVELOPMENT OF REGIONAL IMPACT ("DDRI"), ENCOMPASSING AN AREA OF THE CITY OF MIAMI ("CITY") UNDER THE JURISDICTION OF THE DOWNTOWN DEVELOPMENT AUTHORITY ("DDA") WITH THE EXCEPTION OF THE AREA ENCOMPASSING THE SOUTHEAST OVERTOWN PARK WEST DEVELOPMENT OF REGIONAL IMPACT ("SEOPW DRI"), AS MORE PARTICULARLY DESCRIBED HEREIN, PURSUANT TO AN APPLICATION FOR DEVELOPMENT APPROVAL PROPOSED BY THE DDA; AUTHORIZING AN INCREMENT III DEVELOPMENT ORDER; APPROVING SAID DDRI AFTER CONSIDERING THE REPORT AND RECOMMENDATIONS OF THE SOUTH FLORIDA REGIONAL PLANNING COUNCIL AND THE CITY'S PLANNING, ZONING AND APPEALS BOARD, SUBJECT TO THE CONDITIONS OF THE INCREMENT III DEVELOPMENT ORDER ATTACHED HERETO AS "EXHIBIT A", THE APPLICATION FOR DEVELOPMENT APPROVAL, INCORPORATED HEREIN BY REFERENCE, AND THE REPORT AND RECOMMENDATIONS OF THE SOUTH FLORIDA REGIONAL PLANNING COUNCIL, INCORPORATED HEREIN BY REFERENCE; MAKING FINDINGS OF FACT AND CONCLUSIONS OF LAW; PROVIDING THAT THE INCREMENT III DEVELOPMENT ORDER SHALL BE BINDING ON THE APPLICANT AND SUCCESSORS IN INTEREST; DIRECTING TRANSMITTAL OF CERTIFIED COPIES OF THIS RESOLUTION AND THE AMENDED DDRI INCREMENT III DEVELOPMENT ORDER TO AFFECTED AGENCIES AND THE APPLICANT AS DESIGNATED HEREIN; DIRECTING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO FULFILL THE CITY'S OBLIGATIONS UNDER THE INCREMENT III DEVELOPMENT ORDER; PROVIDING FOR A TERMINATION DATE; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami and The Downtown Development Authority ("DDA") as co-applicant.

PURPOSE: This will amend the Downtown Development of Regional Impact ("DRI") by authorizing an Increment III Development Order.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on September 7, 2016, by a vote of 9-1.

Note for the Record: File ID 16-00896 in Legistar / 60-day Public Comment Period: September 14, 2016 - November 12, 2016

History:

11/17/16 City Commission PASSED ON FIRST READING

RESULT:	PASSED ON FIRST READING [UNANIMOUS]
MOVER:	Ken Russell, Vice Chair
SECONDER:	Francis Suarez, Commissioner, District Four
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Francis Suarez
ABSENT:	Frank Carollo

12/08/16 City Commission DEFERRED

Next: 01/12/17

RESULT:	DEFERRED [UNANIMOUS]	Next: 1/12/2017 9:00 AM
MOVER:	Ken Russell, Vice Chair	
SECONDER:	Wifredo (Willy) Gort, Commissioner, District One	
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Frank Carollo	
ABSENT:	Francis Suarez	

01/12/17 City Commission DEFERRED

Next: 02/23/17

RESULT:	DEFERRED [UNANIMOUS]	Next: 2/23/2017 9:00 AM
MOVER:	Frank Carollo, Commissioner, District Three	
SECONDER:	Francis Suarez, Commissioner, District Four	
AYES:	Hardemon, Russell, Gort, Carollo, Suarez	

PZ.3

ORDINANCE**First Reading**

1233

***Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 13114, THE ZONING ORDINANCE OF THE CITY OF MIAMI, MORE SPECIFICALLY BY AMENDING ARTICLE 1, SECTION 1.2, ENTITLED "DEFINITION OF TERMS", TO ADD CREW QUARTERS; AND BY AMENDING ARTICLE 6, TABLE 13, ENTITLED "SUPPLEMENTAL REGULATIONS"; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami

PURPOSE: This will modify Article 1 of the Miami 21 Zoning Code, more specifically by adding the definition of "Crew Quarters" in Article 1, subsection 1.2. This will also amend Article 6, Table 13 of the Miami 21 Zoning Code to establish supplemental regulations for Crew Quarters, and to permit them through the Warrant process.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval, with modifications, on November 2, 2016, by a vote of 9-0.

Note for the Record: File ID 16-01061zt in Legistar / 60-day Public Comment Period: August 31, 2016 - October 29, 2016

History:

01/26/17 City Commission CONTINUED

Next: 02/23/17

RESULT:	CONTINUED [UNANIMOUS]	Next: 2/23/2017 9:00 AM
MOVER:	Ken Russell, Vice Chair	
SECONDER:	Frank Carollo, Commissioner, District Three	
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Frank Carollo	
ABSENT:	Francis Suarez	

PZ.4

ORDINANCE

First Reading

1131

**Department of
Planning and Zoning**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 13114, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, BY AMENDING ARTICLE 6, TABLE 13, ENTITLED "SUPPLEMENTAL REGULATIONS", TO ALLOW A DISTANCE SEPARATION REQUIREMENT FOR PUBLIC STORAGE FACILITIES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami.

PURPOSE: This will amend Article 6, Table 13 of the Miami 21 Code to establish a minimum distance requirement between Public Storage Facilities to be a minimum of 2,500 ft. radius from another existing facility.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on December 7, 2016, by a vote of 9-0.

Note for the Record: 60-day Public Comment Period: October 19, 2016 – December 17, 2016

History:

10/27/16 City Commission NO ACTION TAKEN

RESULT:	NO ACTION TAKEN
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01/26/17 City Commission CONTINUED

Next: 02/23/17

RESULT:	CONTINUED [UNANIMOUS]	Next: 2/23/2017 9:00 AM
MOVER:	Ken Russell, Vice Chair	
SECONDER:	Frank Carollo, Commissioner, District Three	
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Frank Carollo	
ABSENT:	Francis Suarez	

PZ.5

ORDINANCE

First Reading

1232

**Department of
Planning and Zoning**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 13114, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, AMENDING ARTICLE 3, SECTION 3.6, ENTITLED "OFF-STREET PARKING AND LOADING STANDARDS"; ESTABLISHING SUBSECTION 3.6.1(F); CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami

PURPOSE: This will amend Article 3, adding Section 3.6.1 (f) to the Zoning Ordinance, in order to allow a T3 property to satisfy some of the parking requirements of a T6 or T5 property, through the Exception process, presuming certain criteria are met.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval with condition(s) on September 21, 2016, by a vote of 7-0.

Note for the Record: File ID 16-01159zt in Legistar / 60-day Public Comment Period: August 31, 2016 - October 29, 2016

History:

11/17/16 City Commission CONTINUED Next: 12/08/16

RESULT:	CONTINUED [UNANIMOUS]	Next: 12/8/2016 2:00 PM
MOVER:	Francis Suarez, Commissioner, District Four	
SECONDER:	Frank Carollo, Commissioner, District Three	
AYES:	Hardemon, Russell, Gort, Carollo, Suarez	

12/08/16 City Commission CONTINUED Next: 01/26/17

RESULT:	CONTINUED [UNANIMOUS]	Next: 1/26/2017 9:00 AM
MOVER:	Ken Russell, Vice Chair	
SECONDER:	Wifredo (Willy) Gort, Commissioner, District One	
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Frank Carollo	
ABSENT:	Francis Suarez	

01/26/17 City Commission CONTINUED Next: 02/23/17

RESULT:	CONTINUED [UNANIMOUS]	Next: 2/23/2017 9:00 AM
MOVER:	Frank Carollo, Commissioner, District Three	
SECONDER:	Keon Hardemon, Chair	
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Frank Carollo	
ABSENT:	Francis Suarez	

PZ.6

1411

*Department of
Planning and Zoning*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION GRANTING/DENYING THE APPEAL FILED BY DR. JOHN SNYDER AND REVERSING/AFFIRMING THE DECISION OF THE MIAMI HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD'S APPROVAL, WITH CONDITIONS, OF FIVE (5) WAIVERS FOR THE PROPERTY LOCATED AT 3701 PARK AVENUE, MIAMI, FLORIDA.

LOCATION: Approximately 3701 Park Avenue [Commissioner Ken Russell - District 2]

APPLICANT(S) TO HEPB: Carlos Lago, Esq. on behalf of 3701 Park Avenue Investment LLC

APPELLANT(S) TO CITY COMMISSION: Dr. John Snyder

PURPOSE: This is an appeal seeking the reversal of a decision made by the HEPB.

FINDING(S):

PRESERVATION OFFICE: Recommended approval with conditions.

HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD:
Approved the waiver application, with conditions, by a vote of 6-0 on November 1, 2016.

History:

01/26/17 City Commission ITEM WAS DENIED

RESULT:	ITEM WAS DENIED [UNANIMOUS]
MOVER:	Ken Russell, Vice Chair
SECONDER:	Francis Suarez, Commissioner, District Four
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Francis Suarez
ABSENT:	Frank Carollo

01/26/17 City Commission RECONSIDERED

RESULT:	RECONSIDERED [UNANIMOUS]
MOVER:	Ken Russell, Vice Chair
SECONDER:	Frank Carollo, Commissioner, District Three
AYES:	Keon Hardemon, Ken Russell, Frank Carollo
ABSENT:	Wifredo (Willy) Gort, Francis Suarez

01/26/17 City Commission CONTINUED

Next: 02/23/17

RESULT:	CONTINUED [UNANIMOUS] Next: 2/23/2017 9:00 AM
MOVER:	Frank Carollo, Commissioner, District Three
SECONDER:	Ken Russell, Vice Chair
AYES:	Keon Hardemon, Ken Russell, Frank Carollo
ABSENT:	Wifredo (Willy) Gort, Francis Suarez

PZ.7**1740****Department of
Planning and Zoning****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), APPROVING A MAJOR USE SPECIAL PERMIT PURSUANT TO APPENDIX C, SECTION 627.1.3 OF THE MIAMI 21 CODE AND ARTICLES 13 AND 17 OF ZONING ORDINANCE NO. 11000, AS AMENDED, FOR THE MIDTOWN 6 PROJECT, TO BE LOCATED AT APPROXIMATELY 3101 NORTHEAST 1 AVENUE, MIAMI, FLORIDA TO CONSTRUCT A MIXED-USE BUILDING TO BE COMPRISED OF FOUR HUNDRED FORTY SEVEN (447) DWELLING UNITS, WITH TWO SUBORDINATE CLASS II PERMITS PURSUANT TO APPENDIX C, SECTION 627.1.17(3) OF THE MIAMI 21 CODE TO PROVIDE TANDEM LOADING BERTHS AND TO ALLOW FOR THE MANEUVERING OF TRUCKS WITHIN THE PUBLIC RIGHT-OF-WAY, AND PLANNING DIRECTOR'S APPROVAL FOR UP TO A TEN PERCENT (10%) HEIGHT INCREASE PURSUANT TO APPENDIX C, SECTION 627.1.6(4)(B) OF THE MIAMI 21 CODE; AND FOR A CLASS II PERMIT FOR THE MIDTOWN 7 PROJECT, TO BE LOCATED AT 3001 NORTHEAST 1 AVENUE, MIAMI, FLORIDA TO CONSTRUCT A NEW PROJECT WITHIN SD-27.1, AND FOR TWO (2) ADDITIONAL CLASS II PERMITS PURSUANT TO APPENDIX C, SECTION 627.1.17(3) OF THE MIAMI 21 CODE TO PROVIDE TANDEM LOADING BERTHS AND TO ALLOW FOR THE MANEUVERING OF TRUCKS WITHIN THE PUBLIC RIGHT-OF-WAY, AND PLANNING DIRECTOR'S APPROVAL FOR UP TO A TEN PERCENT (10%) HEIGHT INCREASE PURSUANT TO APPENDIX C, SECTION 627.1.6(4)(B) OF THE MIAMI 21 CODE; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 3101 and 3001 NE 1 Ave [Commissioner Ken Russell - District 2]

APPLICANT(S): Edward Martos, Esq., on behalf of Midtown Opportunities VB, LLC & Midtown Opportunities IVR, LLC.

PURPOSE: To allow the approval of a Major Use Special Permit (MUSP) for Midtown 6 at 3101 NE 1st Avenue to allow a residential development with more than 400 dwelling units, and a Class II Permit for Midtown 7 at 3001 NE 1st Avenue to allow new construction in SD-27.1, and two subordinate Class II permits for both Midtown 6 and Midtown 7 to provide tandem loading berths and allow for the maneuvering of trucks within the public right of way for the purposes of off-street loading, and Planning Director's approval of a height increase of up to 10 percent for both Midtown 6 and Midtown 7.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval with conditions.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on January 18, 2017, by a vote of 10-0.

PZ.8**1030*****Department of
Planning and Zoning*****ORDINANCE****Second Reading**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN, PURSUANT TO SMALL SCALE AMENDMENT PROCEDURES SUBJECT TO SECTION 163.3187, FLORIDA STATUTES, BY CHANGING THE FUTURE LAND USE DESIGNATION OF THE ACREAGE DESCRIBED HEREIN OF REAL PROPERTIES LOCATED AT APPROXIMATELY 2610 SOUTHWEST 14 STREET AND 2611 SOUTHWEST 15 STREET, MIAMI, FLORIDA, FROM "SINGLE FAMILY RESIDENTIAL" TO "LOW DENSITY RESTRICTED COMMERCIAL"; MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: Approximately 2610 SW 14th St and 2611 SW 15th St
[Commissioner Francis Suarez - District 4]

APPLICANT(S): Vanessa Mazzeo Pons on behalf of Ovidio Carrera & Iluminada Carrera

PURPOSE: This will change the land use designation from "Single Family Residential" to "Low Density Restricted Commercial".

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended denial on September 7, 2016, by a vote of 10-0.

Note for the Record: Companion File ID 1031 / File ID 16-00887lu in Legistar

History:

10/27/16 City Commission CONTINUED

Next: 11/17/16

RESULT:	CONTINUED [UNANIMOUS]	Next: 11/17/2016 2:00 PM
MOVER:	Francis Suarez, Commissioner, District Four	
SECONDER:	Ken Russell, Vice Chair	
AYES:	Hardemon, Russell, Gort, Carollo, Suarez	

11/17/16 City Commission DEFERRED

Next: 01/26/17

RESULT:	DEFERRED [UNANIMOUS]	Next: 1/26/2017 9:00 AM
MOVER:	Ken Russell, Vice Chair	
SECONDER:	Wifredo (Willy) Gort, Commissioner, District One	
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort	
ABSENT:	Frank Carollo, Francis Suarez	

01/26/17 City Commission PASSED ON FIRST READING

RESULT:	PASSED ON FIRST READING [UNANIMOUS]
MOVER:	Francis Suarez, Commissioner, District Four
SECONDER:	Ken Russell, Vice Chair
AYES:	Ken Russell, Wifredo (Willy) Gort, Frank Carollo, Francis Suarez
ABSENT:	Keon Hardemon

PZ.9

ORDINANCE

Second Reading

1031

**Department of
Planning and Zoning**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE ZONING ATLAS OF ORDINANCE NO. 13114, AS AMENDED, BY CHANGING THE ZONING CLASSIFICATION FROM T3-R, "SUB-URBAN TRANSECT ZONE-RESTRICTED", TO T4-L, "GENERAL URBAN TRANSECT ZONE-LIMITED", FOR THE PROPERTIES LOCATED AT APPROXIMATELY 2610 SOUTHWEST 14 STREET AND 2611 SOUTHWEST 15 STREET, MIAMI, FLORIDA; MAKING FINDINGS; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: Approximately 2610 SW 14 St & 2611 SW 15 St
[Commissioner Francis Suarez - District 4]

APPLICANT(S): Vanessa Mazzeo Pons on behalf of Ovidio Carrera & Iluminada Carrera

PURPOSE: This will change the zoning designation for two parcels from T3-R "Sub-Urban-Restricted" to T4-L "Urban General Zone-Limited".

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended denial on September 7, 2016, by a vote of 10-0.

Note for the Record: Companion File ID 1030 / File ID 16-008887zc in Legistar

History:

10/27/16 City Commission CONTINUED

Next: 11/17/16

RESULT:	CONTINUED [UNANIMOUS]	Next: 11/17/2016 2:00 PM
MOVER:	Francis Suarez, Commissioner, District Four	
SECONDER:	Ken Russell, Vice Chair	
AYES:	Hardemon, Russell, Gort, Carollo, Suarez	

11/17/16 City Commission DEFERRED

Next: 01/26/17

RESULT:	DEFERRED [UNANIMOUS]	Next: 1/26/2017 9:00 AM
MOVER:	Ken Russell, Vice Chair	
SECONDER:	Wifredo (Willy) Gort, Commissioner, District One	
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort	
ABSENT:	Frank Carollo, Francis Suarez	

01/26/17 City Commission PASSED ON FIRST READING

RESULT:	PASSED ON FIRST READING [UNANIMOUS]
MOVER:	Francis Suarez, Commissioner, District Four
SECONDER:	Frank Carollo, Commissioner, District Three
AYES:	Ken Russell, Wifredo (Willy) Gort, Frank Carollo, Francis Suarez
ABSENT:	Keon Hardemon

PZ.10

ORDINANCE

Second Reading

1427

**Department of
Planning and Zoning**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN, PURSUANT TO SMALL SCALE AMENDMENT PROCEDURES DESCRIBED IN SECTION 163.3187, FLORIDA STATUTES, BY CHANGING THE FUTURE LAND USE DESIGNATION OF THE ACREAGE DESCRIBED HEREIN OF REAL PROPERTIES AT APPROXIMATELY 20 AND 30 NORTHWEST 34 STREET AND 23 NORTHWEST 33 STREET, MIAMI, FLORIDA, FROM "DUPLEX RESIDENTIAL" TO "LOW DENSITY RESTRICTED COMMERCIAL"; MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 20 & 30 NW 34 St, and 23 NW 33 St [Commissioner Keon Hardemon - District 5]

APPLICANT(S): Ines Marrero-Priegues, Esquire, on behalf of Miami Management Group, Inc.; Marks Subdivision Apt., LLC; Pedro J. Enriquez; Miami Green Houses, LLC.

PURPOSE: This will change the Future Land Use Map for properties at 30 NW 34 St and 23 NW 33 St from "Duplex Residential" to "Low Density Restricted Commercial".

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval of a Comprehensive Plan Amendment at 20 and 30 NW 34 Street and 23 NW 33 Street from "Duplex Residential" to "Low Density Restricted Commercial" and denial of a Comprehensive Plan Amendment at 48, 54 and 62 NW 34 Street from "Duplex Residential" to "Low Density Restricted Commercial".

PLANNING, ZONING AND APPEALS BOARD: Recommended approval in part and denial in part on November 2, 2016, by a vote of 8-1.

Note for the Record: Companion File ID 1428 / File ID 15-00973lu in Legistar

History:

01/26/17 City Commission PASSED ON FIRST READING WITH MODIFICATION(S)

RESULT:	PASSED ON FIRST READING WITH MODIFICATION(S) [UNANIMOUS]
MOVER:	Wifredo (Willy) Gort, Commissioner, District One
SECONDER:	Keon Hardemon, Chair
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Francis Suarez
ABSENT:	Frank Carollo

PZ.11

ORDINANCE

Second Reading

1428

**Department of
Planning and Zoning**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE ZONING ATLAS OF ORDINANCE NO. 13114, AS AMENDED, BY CHANGING THE ZONING CLASSIFICATION FROM T3-O, "SUB-URBAN TRANSECT ZONE-OPEN", TO T4-O, "GENERAL URBAN TRANSECT ZONE-OPEN", FOR THE PROPERTIES LOCATED AT APPROXIMATELY 20 AND 30 NORTHWEST 34 STREET AND 23 NORTHWEST 33 STREET, MIAMI, FLORIDA; MAKING FINDINGS; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 20 & 30 NW 34 Street and 23 NW 33 St [Commissioner Keon Hardemon - District 5]

APPLICANT(S): Ines Marrero Priegues Esq., on behalf of 33 Midtown LLC, Miami Green Houses, LLC., Miami Management Group Inc. and Marks Subdivision Apt. LLC.

PURPOSE: This will change the above properties from "T3-O" Suburban Transect Zone to "T4-O" General Center Transect Zone.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval of 20 and 30 NW 34 Street and 23 NW 33 Street, and denial of 48, 54 and 62 NW 34 Street.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval in part and denial in part on November 2, 2016, by a vote of 8-1.

Note for the Record: Companion File ID 1427 / File ID 15-00973zc in Legistar

History:

01/26/17 City Commission PASSED ON FIRST READING WITH MODIFICATION(S)

RESULT:	PASSED ON FIRST READING WITH MODIFICATION(S) [UNANIMOUS]
MOVER:	Francis Suarez, Commissioner, District Four
SECONDER:	Wifredo (Willy) Gort, Commissioner, District One
AYES:	Keon Hardemon, Ken Russell, Wifredo (Willy) Gort, Francis Suarez
ABSENT:	Frank Carollo

PZ.12

ORDINANCE

Second Reading

1542

**Department of
Planning and Zoning**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN, PURSUANT TO SMALL SCALE AMENDMENT PROCEDURES SUBJECT TO SECTION 163.3187, FLORIDA STATUTES, BY CHANGING THE FUTURE LAND USE DESIGNATION OF THE ACREAGE DESCRIBED HEREIN OF REAL PROPERTY AT 100 NORTHWEST 17 STREET, MIAMI, FLORIDA, FROM "MEDIUM DENSITY MULTIFAMILY RESIDENTIAL" TO "MAJOR INSTITUTIONAL, PUBLIC FACILITIES, TRANSPORTATION, AND UTILITIES"; MAKING FINDINGS; DIRECTING TRANSMITTAL TO AFFECTED AGENCIES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 100 NW 17th Street [Commissioner Keon Hardemon - District 5]

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami

PURPOSE: This will change the above property from "Medium Density Multifamily Residential" to "Major Institutional, Public Facilities, Transportation, and Utilities".

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on December 21, 2016, by a vote of 8-0.

Note for the Record: Companion File ID 1543

History:

01/26/17 City Commission PASSED ON FIRST READING

RESULT:	PASSED ON FIRST READING [UNANIMOUS]
MOVER:	Ken Russell, Vice Chair
SECONDER:	Francis Suarez, Commissioner, District Four
AYES:	Hardemon, Russell, Gort, Carollo, Suarez

PZ.13

ORDINANCE**Second Reading**

1543

***Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE ZONING ATLAS OF ORDINANCE NO. 13114, AS AMENDED, BY CHANGING THE ZONING CLASSIFICATION OF THE PROPERTY LOCATED AT APPROXIMATELY 100 NORTHWEST 17TH STREET, MIAMI, FLORIDA, FROM T3-O, "SUB-URBAN TRANSECT ZONE OPEN", TO CI, "CIVIC INSTITUTION ZONE"; MAKING FINDINGS; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 100 NW 17th Street [Commissioner Keon Hardemon - District 5]

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami.

PURPOSE: This will change the above property from "T3-O" Sub Urban - Open to "CI" Civic Institution.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on December 21, 2016, by a vote of 8-0.

Note for the Record: Companion File ID 1542

History:

01/26/17 City Commission PASSED ON FIRST READING

RESULT:	PASSED ON FIRST READING [UNANIMOUS]
MOVER:	Wifredo (Willy) Gort, Commissioner, District One
SECONDER:	Francis Suarez, Commissioner, District Four
AYES:	Hardemon, Russell, Gort, Carollo, Suarez

PZ.14

ORDINANCE**Second Reading**

1438

**Department of
Planning and Zoning**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 10544, AS AMENDED, THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN ("MCNP") OF THE CITY OF MIAMI ("CITY"), BY AMENDING AND ADDING, GOALS, OBJECTIVES, AND POLICIES OF THE ELEMENTS OF THE CITY'S MCNP TO ACCOMMODATE A RESIDENTIAL DENSITY INCREASE, UP TO ONE HUNDRED (100) PERCENT IN CERTAIN CASES, WHEN DEVELOPMENT ACCOMMODATES A SPECIFIC MIX OF WORKFORCE, AFFORDABLE, AND EXTREMELY LOW INCOME HOUSING; PROVIDING FOR TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami

PURPOSE: To update the Miami Comprehensive Neighborhood Plan (MCNP) to reflect changes in local conditions regarding housing affordability, including new goals, objectives, and policies. This update to the MCNP will support land development regulations that allow for a density increase for projects that provide a specific mix of housing that is entirely affordable to individuals and families that meet the established criteria for workforce, affordable, and extremely low income housing.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on December 7, 2016, by a vote of 9-0.

SPONSOR(S): **Commissioner Frank Carollo**

History:

01/12/17 City Commission PASSED ON FIRST READING

RESULT:	PASSED ON FIRST READING [UNANIMOUS]
MOVER:	Frank Carollo, Commissioner, District Three
SECONDER:	Francis Suarez, Commissioner, District Four
AYES:	Hardemon, Russell, Gort, Carollo, Suarez

PZ.15

ORDINANCE**First Reading**

1673

***Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN, PURSUANT TO SMALL SCALE AMENDMENT PROCEDURES SUBJECT TO SECTION 163.3187, FLORIDA STATUTES, BY CHANGING THE FUTURE LAND USE DESIGNATION OF 0.179± ACRES OF REAL PROPERTY LOCATED AT APPROXIMATELY 3750 SOUTH DIXIE HIGHWAY, MIAMI, FLORIDA, FROM "LOW DENSITY RESTRICTED COMMERCIAL" TO "MEDIUM DENSITY RESTRICTED COMMERCIAL"; MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 3750 S Dixie Hwy [Commissioner Ken Russell - District 2]

APPLICANT(S): Melissa Tapanes Llahues, Esquire, on behalf of Miami Dade County and Platform 3750 LLC.

PURPOSE: This will change the designation for the above property from "Low Density Restricted Commercial" to "Medium Density Restricted Commercial".

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on December 21, 2016, by a vote of 7-1.

Note for the Record: Companion File ID 1674

PZ.16

ORDINANCE**First Reading**

1674

***Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE ZONING ATLAS OF ORDINANCE NO. 13114, AS AMENDED, BY CHANGING THE ZONING CLASSIFICATION OF THE SOUTHERN PORTION OF THE PROPERTY LOCATED AT APPROXIMATELY 3750 SOUTH DIXIE HIGHWAY, MIAMI, FLORIDA, AS DESCRIBED IN "EXHIBIT A", ATTACHED AND INCORPORATED, FROM "T4-O", GENERAL URBAN TRANSECT ZONE-OPEN", TO "T5-O", URBAN CENTER TRANSECT ZONE-OPEN; MAKING FINDINGS; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 3750 S. Dixie Hwy. [Commissioner Ken Russell - District 2]

APPLICANT(S): Melissa Tapanes Llahues, Esquire, on behalf of Miami Dade County and Platform 3750 LLC.

PURPOSE: This will change the southern portion of the property currently zoned "T4-O" to "T5-O" Urban Center Open.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on December 21, 2016, by a vote of 7-1.

Note for the Record: Companion File ID 1673

PZ.17

ORDINANCE**First Reading**

1675

***Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN, PURSUANT TO SMALL SCALE AMENDMENT PROCEDURES SUBJECT TO SECTION 163.3187, FLORIDA STATUTES, BY CHANGING THE FUTURE LAND USE DESIGNATION OF 1.05± ACRES OF REAL PROPERTIES AT APPROXIMATELY 2124, 2126, AND 2130-2132 SOUTHWEST 7 STREET AND 2109 SOUTHWEST 8 STREET, MIAMI, FLORIDA FROM "MEDIUM DENSITY MULTIFAMILY RESIDENTIAL" TO "RESTRICTED COMMERCIAL"; MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 2124, 2126 & 2130-2132 SW 7 Street, and 2109 SW 8 St
[Commissioner Frank Carollo - District 3]

APPLICANT(S): Ines Marrero, Esquire, on behalf of 8th and 22nd Corp. and 2126 Corp.

PURPOSE: This will change the above property from "Medium Density Multifamily Residential" to "Restricted Commercial".

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended denial.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on December 7, 2016, by a vote of 7-2.

Note for the Record: Companion File ID 1676

PZ.18

ORDINANCE**First Reading**

1676

***Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE ZONING ATLAS OF ORDINANCE NO. 13114, AS AMENDED, BY CHANGING THE ZONING CLASSIFICATION FROM "T4-L", GENERAL URBAN TRANSECT ZONE-LIMITED, TO "T5-O", URBAN CENTER TRANSECT ZONE-OPEN, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 2124, 2126 AND 2130-2132 SOUTHWEST 7 STREET AND 2109 SOUTHWEST 8 STREET, MIAMI, FLORIDA; MAKING FINDINGS; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

LOCATION: 2124, 2126 & 2130-2132 SW 7 St, and 2109 SW 8 St
[Commissioner Frank Carollo - District 3]

APPLICANT(S): Ines Marrero, Esquire, on behalf of 8th and 22nd Corp. and 2126 Corp.

PURPOSE: This will change the above property from "T4-L" General Urban- Limited to "T5-O" Urban Center Transect Zone - Open.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended denial.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on December 7, 2016, by a vote of 7-2.

Note for the Record: Companion File ID 1675

PZ.19

ORDINANCE**First Reading**

1677

*Department of
Planning and Zoning*

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 13114, THE ZONING ORDINANCE OF THE CITY OF MIAMI, AS AMENDED, SPECIFICALLY BY AMENDING ARTICLE 1, SECTION 1.2, ENTITLED "DEFINITIONS OF TERMS", TO ADD A DEFINITION FOR ATTAINABLE WORKFORCE HOUSING; AND BY AMENDING ARTICLE 3, CREATING A NEW SECTION 3.16, ENTITLED "WORKFORCE HOUSING SPECIAL BENEFIT PROGRAM SUPPLEMENTAL REGULATIONS", TO ADD INCENTIVES FOR THE DEVELOPMENT OF PROJECTS PROVIDING HOUSING ENTIRELY FOR WORKFORCE POPULATIONS ABOVE SIXTY PERCENT (60%) OF THE AREA MEDIAN INCOME ("AMI") AND AT OR BELOW ONE HUNDRED FORTY PERCENT (140%) OF THE AMI AS ESTABLISHED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami

PURPOSE: This will amend Article 1 of Miami 21 by adding a definition for Attainable Workforce Housing, and Article 3 of Miami 21 by adding Article 3, Section 3.16, to provide incentives for housing projects fully comprised of Workforce Housing units.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on January 18, 2017, by a vote of 10-0.

SPONSOR(S): **Commissioner Frank Carollo**

PZ.20

ORDINANCE

Second Reading

1177

**Department of
Planning and Zoning**

AN ORDINANCE OF THE MIAMI CITY COMMISSION TO AMEND ORDINANCE NO. 13114, THE ZONING ORDINANCE OF THE CITY OF MIAMI, AS AMENDED, SPECIFICALLY BY AMENDING ARTICLE 1, SECTION 1.2, ENTITLED “DEFINITIONS OF TERMS”, TO ADD DEFINITIONS FOR AFFORDABLE HOUSING, ATTAINABLE MIXED-INCOME HOUSING, EXTREMELY LOW INCOME HOUSING, AND WORKFORCE HOUSING; AND BY AMENDING SECTION 3.15, ENTITLED, “AFFORDABLE HOUSING SPECIAL BENEFIT PROGRAM SUPPLEMENTAL REGULATIONS” TO ADD INCENTIVES, INCLUDING DENSITY BONUSES, FOR THE DEVELOPMENT OF PROJECTS PROVIDING HOUSING FOR MIXED-INCOME POPULATIONS AT OR BELOW ONE HUNDRED AND FORTY PERCENT (140%) OF AREA MEDIAN INCOME, AS ESTABLISHED BY THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT; CONTAINING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami

PURPOSE: This will amend Article 1, Section 1.2 of Miami 21 adding definitions for Affordable Housing, Attainable Mixed-Income Housing, Extremely Low Income Housing, and Workforce Housing; and amend Article 3, Section 3.15, to add incentives for affordable housing projects fully comprised of Workforce Housing units and Affordable Housing units, and an additional Density bonus for such projects with an Extremely Low Income component.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on October 19, 2016, by a vote of 8-0.

SPONSOR(S): **Commissioner Frank Carollo**

History:

10/27/16 City Commission PASSED ON FIRST READING
12/08/16

Next:

RESULT:	PASSED ON FIRST READING [UNANIMOUS]	Next:
	12/8/2016 2:00 PM	
MOVER:	Frank Carollo, Commissioner, District Three	
SECONDER:	Francis Suarez, Commissioner, District Four	
AYES:	Hardemon, Russell, Gort, Carollo, Suarez	

PZ.21**ORDINANCE****First Reading****1690*****Department of
Planning and Zoning***

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 13114, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, AMENDING ARTICLE 5, SECTION 5.6.1(G), ENTITLED "BUILDING DISPOSITION (T6)" TO ALLOW PROPERTIES IN T6-24 TO TAKE ADVANTAGE OF EXISTING PROVISIONS ALLOWING PROPERTIES IN T6-36 AND ABOVE TO HAVE NO FRONTAGE SETBACKS ABOVE THE EIGHTH FLOOR FOR A FRONTAGE FACING A CIVIC SPACE OR RIGHT-OF-WAY SEVENTY FEET OR GREATER IN WIDTH; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

APPLICANT(S): Daniel J. Alfonso, City Manager, on behalf of the City of Miami.

PURPOSE: This will amend Article 1 of Miami 21 by adding a definition for Attainable Workforce Housing, and Article 3 of Miami 21 by adding Article 3, Section 3.16, to provide incentives for housing projects fully comprised of Workforce Housing units.

FINDING(S):

PLANNING AND ZONING DEPARTMENT: Recommended approval.

PLANNING, ZONING AND APPEALS BOARD: Recommended approval on January 18, 2017, by a vote of 10-0.

SPONSOR(S): City Commission

History:

02/09/17 City Commission NO ACTION TAKEN

RESULT:	NO ACTION TAKEN
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PZ.22**1678*****Department of
Planning and Zoning*****RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION GRANTING/DENYING THE APPEAL FILED BY MICHAEL ESSER AND REVERSING/AFFIRMING THE DECISION OF THE MIAMI HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD'S DENIAL OF THE APPLICATION FOR A SPECIAL CERTIFICATE OF APPROPRIATENESS THAT WAS SOUGHT IN ORDER TO ALLOW FOR THE DEMOLITION AND CONSTRUCTION OF A NEW PROPERTY LOCATED AT APPROXIMATELY 956 SOUTHWEST 3RD STREET, MIAMI, FLORIDA, WHICH IS LOCATED WITHIN THE RIVERVIEW HISTORIC DISTRICT.

LOCATION: Approximately 956 SW 3 Street [Commissioner Frank Carollo - District 3]

APPLICANT(S) TO HEPB: Michael Esser, Owner

APPELLANT(S) TO CITY COMMISSION: Michael Esser, Owner

PURPOSE: This is an appeal seeking the reversal of a decision made by the HEPB.

FINDING(S):

PRESERVATION OFFICE: Recommended denial of the application.

HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD: Denied the application on December 6, 2016, by a vote of 5-0.

PZ.23

1679

*Department of
Planning and Zoning*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION GRANTING/DENYING THE APPEAL FILED BY MICHAEL ESSER AND REVERSING/AFFIRMING THE DECISION OF THE MIAMI HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD'S DENIAL OF THE APPLICATION FOR A SPECIAL CERTIFICATE OF APPROPRIATENESS THAT WAS SOUGHT IN ORDER TO ALLOW FOR THE DEMOLITION AND CONSTRUCTION OF A NEW PROPERTY LOCATED AT APPROXIMATELY 964 SOUTHWEST 3RD STREET, MIAMI, FLORIDA, WHICH IS LOCATED WITHIN THE RIVERVIEW HISTORIC DISTRICT.

LOCATION: Approximately 964 SW 3 Street [Commissioner Frank Carollo - District 3]

APPLICANT(S) TO HEPB: Michael Esser, Owner

APPELLANT(S) TO CITY COMMISSION: Michael Esser, Owner

PURPOSE: This is an appeal seeking the reversal of a decision made by the HEPB.

FINDING(S):

PRESERVATION OFFICE: Recommended denial of the application.

HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD: Denied the application on December 6, 2016, by a vote of 5-0.

END OF PLANNING AND ZONING ITEM(S)

M - MAYOR AND COMMISSIONERS' ITEMS

CITYWIDE

HONORABLE MAYOR TOMÁS REGALADO

END OF CITYWIDE ITEMS

D1 - DISTRICT 1

COMMISSIONER, DISTRICT ONE WIFREDO (WILLY) GORT

END OF DISTRICT 1 ITEMS

D2 - DISTRICT 2

VICE CHAIR KEN RUSSELL

END OF DISTRICT 2 ITEMS

D3 - DISTRICT 3

COMMISSIONER, DISTRICT THREE FRANK CAROLLO

END OF DISTRICT 3 ITEMS

D4 - DISTRICT 4

COMMISSIONER, DISTRICT FOUR FRANCIS SUAREZ

END OF DISTRICT 4 ITEMS

D5 - DISTRICT 5

CHAIR KEON HARDEMON
END OF DISTRICT 5 ITEMS

FL - FUTURE LEGISLATION

Pursuant to Resolution R-16-0303, any amendment to the City of Miami Code, or Text Amendment to the Miami 21 Code, sponsored or co-sponsored by the City Administration shall be published at least sixty (60) days prior to First Reading for public comment in the "Future Legislation" section of the City Commission agenda. **Items placed in the Future Legislation section shall require no action from the City Commission.**

The public may submit their comments to futurelegislation@miamigov.com. Comments shall be accepted through the period indicated under each Ordinance. Once the public comment period has closed, said public comments shall be included as supporting documentation to the legislation. The public comment period shall re-open for fifteen (15) days for additional public comment after the proposed amendment is published after first reading.

(Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request or published pursuant to Resolution R-16-0303, do not send electronic mail to this entity. Instead, contact the City Commission or City Administration by phone or in writing.)

END OF FUTURE LEGISLATION