



MIAMI BEACH

OFFICE OF THE MAYOR AND COMMISSION

2008 OCT 30 11:17

MEMORANDUM

TO: Jorge M. Gonzalez, City Manager

FROM: Jonah Wolfson, Commissioner

DATE: October 30, 2008

SUBJECT: Agenda Item

Please place on the November 5, 2008 Commission meeting agenda a referral to the Land Use & Development Committee to discuss the attached proposed draft amendment to the South of Fifth Accessory Use Ordinance enacted March 12, 2008. The amendment addresses the unintended expansion of the conditional use parameters of the ordinance.

If you have any questions, please contact John Heffernan at extension 6457.

JW/jh

Agenda Item C4D
Date 11-5-08

ACCESSORY BARS AND RESTAURANTS IN RPS DISTRICTS.

Draft amended text - [text added shown underlined; text deleted shown strikedthrough]:

Sec. 142-693. Permitted uses.

* * *

(d) In the R-PS1, 2, 3 and 4 districts, the number of seats for accessory restaurants or bars that serve alcohol shall be limited to a maximum of one (1) seat per hotel or apartment unit for the entire site. The patron occupant load, as determined by the Planning Director or designee, for all accessory restaurants and bars that serve alcohol on the entire site shall not exceed 150% of the number of hotel and/or apartment units. For a hotel or apartment property containing less than forty units, an applicant may apply for an increase in the number of seats, not to exceed fifty (50), and an increase in patron occupant load not to exceed sixty (60). ~~An applicant may apply for additional seats or patron occupant load in excess of the number as determined in this subsection (d) through the conditional use procedures in Chapter 118, Article IV, and subject to the review criteria listed in Section 142-1362(a). Such conditional use approvals granting increases for seats or patron occupant load shall not to exceed twice the number of hotel or apartment units.~~ Only main permitted uses in operation may maintain accessory restaurants or bars.

D R A F T 10-29-08

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