



MIAMI BEACH

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

COMMISSION MEMORANDUM

TO: Mayor David Dermer and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: June 7, 2006

SUBJECT: **REPORT OF THE MINUTES OF THE LAND USE AND DEVELOPMENT COMMITTEE MEETING OF MONDAY, MAY 8, 2006.**

A meeting of the Land Use and Development Committee was held on Monday, May 8, 2006 at 4:00 p.m. in the City Manager's Large Conference Room. The following were in attendance: Vice-Mayor Saul Gross; Commissioners Matti Herrera Bower, Luis R. Garcia, Jr., and Jerry Libbin. Members of the City Administration and the public were also in attendance, see sign in sheet attached. The meeting was called to order at 4:20 p.m.

OLD BUSINESS

1. **DISCUSSION REGARDING THE TURTLE NESTING PROTECTION ORDINANCE.**
Referral from the February 8, 2006 City Commission meeting.

ACTION: Item discussed, the committee instructed the administration to proceed with the proposed ordinance.

Motion by: Commissioner Garcia and Vice-Mayor Gross, approved.

2. **DISCUSSION REGARDING "UTILITY LINE CLEARING," AN FPL PROPOSED ORDINANCE FOR THE VILLAGE OF PALMETTO BAY, FLORIDA.** Referral from the February 8, 2006 City Commission meeting.

ACTION: Item continued to the June 6, 2006 Committee Meeting.

3. **DISCUSSION ON PARTY HOUSES.** Referral from March 8, 2006 City Commission meeting.

ACTION: Item opened and continued to the June 6, 2006 Committee Meeting.

NEW BUSINESS

4. **DISCUSSION ON ORDINANCE PROHIBITING HEIGHT VARIANCES WITHOUT CITY COMMISSION APPROVAL OR PUBLIC REFERENDUM.** Referral from the March 8, 2006 City Commission Meeting.

ACTION: Item continued to the June 6, 2006 Committee Meeting.

5. **DISCUSSION ON ORDINANCE AMENDING CHAPTER 142, "LAND DEVELOPMENT REGULATIONS," OF THE CITY CODE; BY AMENDING DIVISION 3, "RESIDENTIAL MULTIFAMILY DISTRICTS," SUBDIVISION II, "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," BY ADJUSTING THE HEIGHT FOR ANY NEW CONSTRUCTION OR ADDITIONS TO EXISTING STRUCTURES IN THE FLAMINGO PARK LOCAL HISTORIC DISTRICT; PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.** Referral from the April 11, 2006 City Commission meeting.

ACTION: Item discussed, including discussion on lowering FAR's in the District.

Committee determined that the discussion should be by the whole Commission on May 10.

6. **DISCUSSION REGARDING THE 90-DAY TIME PERIOD WHEN ZONING IN PROGRESS STARTS AFTER A POSITIVE RECOMMENDATION FROM THE PLANNING BOARD AND SCHEDULED FOR THE CITY COMMISSION MEETINGS.** Referral from the April 11, 2006 City Commission meeting.

ACTION: Item continued to the June 6, 2006 Committee Meeting.

7. **DISCUSSION ON HISTORIC PRESERVATION BOARD RESOLUTION PERTAINING TO THE TRANSFER OF DEVELOPMENT RIGHTS (TDR's).** Referral from the April 11, 2006 City Commission Meeting.

ACTION: Item continued to the June 6, 2006 Committee Meeting.

8. **DISCUSSION REGARDING THE .5 FAR BONUS IN EXISTING ZONING CODE FOR MIXED USE DEVELOPMENTS AND RESERVING SUCH BONUS FOR AFFORDABLE HOUSING/WORKFORCE HOUSE.** Referral from the April 11, 2006 City Commission Meeting.

ACTION: Item discussed, Committee decided to focus on height restriction for the CD-2 District within the Architectural District and along the Alton Road edge. The discussion on mixed use projects FAR bonus continued along with item #7 to the June 6, 2006 Committee Meeting.

9. **DISCUSSION ON ORDINANCE AMENDING SECTION 46-156, ENTITLED "TEMPORARY PERMITS," BY AMENDING THE PROHIBITED AREAS FOR CONSTRUCTION NOISE AND PROVIDING EXCEPTIONS THERETO;** Referral from the April 11, 2006 City Commission Meeting.

ACTION: Item discussed, the Committee decided that in residential districts: one verbal, discretionary warning; however, if illegal commercial party in single family home, no discretion, issue automatic written notice of violation.

The meeting adjourned at 7:00P.M.