



## COMMISSION MEMORANDUM

TO: Mayor Matti Herrera Bower and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: May 13, 2009

SUBJECT: **REPORT OF THE MAY 4, 2009 LAND USE AND DEVELOPMENT COMMITTEE MEETING**

A meeting of the Land Use and Development Committee was held on May 4, 2009. Mayor Matti Herrera Bower and Commissioners Wolfson (Chair), Gross and Diaz were in attendance. Members from the Administration and the public were also in attendance. Please see the attached sign-in sheet. The meeting was called to order at 4:15 pm.

**1. DISCUSSION REGARDING A PROPOSED ORDINANCE TO REDUCE THE PARKING REQUIREMENTS FOR CONVENTION CENTER HOTELS**

**AFTER-ACTION:** Motion Diaz/Gross (vote 3-0). The Committee instructed the Administration not to pursue this proposed ordinance any further. They instructed the administration to explore and study the parking requirements for hotels in general and propose any changes at a future time.

**2. DISCUSSION REGARDING THE TRANSPORTATION ELEMENT OF THE COMPREHENSIVE PLAN**

**AFTER-ACTION:** The Committee discussed the Policies and Objectives of the draft Transportation Element and provided staff with comments and amendments. The Committee requested that the Administration bring back the portion of the Element dealing with the Levels of Service (LOS) for further discussion and input at the June meeting of the Committee.

**3. DISCUSSION REGARDING A PROPOSED AMENDMENT TO CHAPTER 12, ARTICLE II "SPECIAL EVENTS" TO PROVIDE THAT SPECIAL EVENTS PERMITS MAY NOT CONTRAVENE THE PROVISIONS OF PART II OF THE CITY CODE – THE LAND DEVELOPMENT REGULATIONS, OR ORDERS OF THE CITY'S LAND USE BOARDS, WHILE ALSO ALLOWING THE CITY MANAGER OR HIS DESIGNEE TO AUTHORIZE ACTIVITIES CONSISTENT WITH THE INTENT OF SUCH ORDERS, BUT THAT MAY DEVIATE FROM THEM IN CERTAIN LIMITED, NONMATERIAL TEMPORARY WAYS, SUBJECT TO THE APPROVAL OF THE PLANNING DIRECTOR, OR HIS DESIGNEE**

**AFTER-ACTION:** Item not reached.

**4. AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, RELATING TO THE JURISDICTION OF THE SPECIAL MASTER; AMENDING CHAPTER 30, "CODE ENFORCEMENT," ARTICLE III, "ENFORCEMENT PROCEDURE," SECTION 30-73, "POWERS OF THE SPECIAL MASTER," BY CLARIFYING THAT THE SPECIAL MASTER LACKS JURISDICTION OVER**

Agenda Item CGD

Date 5-13-09

**APPEALS FROM OR CHALLENGES TO INTERPRETATIONS OR ACTIONS OF THE BUILDING OFFICIAL, PLANNING DIRECTOR AND FIRE MARSHAL, OR CLAIMS THAT AN ACT OF THE CITY IS UNCONSTITUTIONAL, WHICH ARE BY APPLICABLE LAW VESTED IN OTHER**

**AFTER-ACTION:** The Committee discussed this item and while supportive of the ordinance, requested that the item be brought back for further consideration at the June LUDC meeting, along with proposals by the Administration to improve the Special Master process as discussed.

**5. DISCUSSION ON TEMPORARY PARKING LOTS – AMENDMENT TO THE TEN YEAR LIMIT (TWO ORDINANCES)**

**AFTER-ACTION:** Item not reached.

**6. DISCUSSION REGARDING VOTING PROCEDURES FOR APPOINTMENTS TO THE LAND USE BOARDS AND CLARIFICATION OF CATEGORIES FOR MEMBERSHIP ON THE LAND USE BOARDS**

**AFTER-ACTION:** Motion - Diaz / Wolfson (vote 3-0). Refer to the Planning Board and ordinance that clarifies some of the membership categories of the Land Development Review Boards. The Committee reviewed the membership requirements of the Planning Board, Design Review Board, Historic Preservation Board and the Board of Adjustment. The motion included, among other changes, the creation of two citizen-at-large categories for the Planning Board, clarification of the registered architect and several other refinements to the various categories.

**7. DISCUSSION ON PROPOSED CHANGES TO THE I-1 URBAN LIGHT INDUSTRIAL DISTRICT**

**AFTER-ACTION:** Motion Diaz / Wolfson (vote 3-0). Refer to the Planning Board the proposed ordinance refining the I-1, Light Industrial District list of uses, as amended, for their review and recommendation to the full Commission.

**8. DISCUSSION REGARDING CITY CODE SECTION 142-693 (b) AND OTHER LAND DEVELOPMENT REGULATIONS THAT RESTRICT CERTAIN USES ON 5<sup>TH</sup> STREET AND IN THE REDEVELOPMENT AREA SOUTH OF 6<sup>TH</sup> STREET**

**AFTER-ACTION:** Motion Gross / Wolfson (vote 3-0). Refer to the Planning Board for their review and recommendation to the full Commission an ordinance amending the PS, Performance Standard District regulations allowing automobile showrooms and service under the following conditions: CPS-2 District, North of 5th Street only. Must be located in a building existing as of the passage of this ordinance. The showroom must be fully enclosed. The service area must be enclosed and not greater than 2,500 square feet with storage for no more than 30 vehicles. The storage area of vehicles on site shall be enclosed or not be visible from the right-of-way. The Committee also asked that the administration explore the possibility of making this ordinance available to alternative fuel vehicles only.

Attachment

JMG/TH/JGG

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LAND USE AND DEVELOPMENT COMMITTEE MEETING

May 4, 2009 @ 4:00 pm

City Manager's Large Conference Room

Attendance Sheet

NAME	E-MAIL ADDRESS	CONTACT NUMBERS
1. Jorge Gomez	@	
2. HARRY CHERY	@	
3. Michael Mogerma	Michael.Mogerma @ srsre.com	(954) 703-3634
4. Gary Cloutier	gary.cloutier @ miami.beach.fl.gov	305-673-7103
5. David Kelsey	dkelsey @ bellsouth.net	679-0440
6. Comm. Saul Gross	@	
7. Richard Lorber	richardlorber @ miami.beach.fl.gov	7550
8. Gary Held	CM@legal	@
9. Joe CORRADIUO	JCORRADIUO @ CORRADIUO.COM	305 594 0735
10. Andrew Frey	andrew.frey @ akerman.com	305 982 5510
11. Rebecca Wakefield	Rebecca.wakefield @ miami.beach.fl.gov	673-7035
12. Mireya Ramirez	mramirez @ miami.beach.fl.gov	x6197
13. Joyce Meyers	jmeyers @ miami.beach.fl.gov	x6167
14. Helene Natinsky	redzinger305 @ aol.com	(305) 898-2201
15. Nancy Lieberman	nanlieb @ AOL	@
16. Max Sklar	@	305-673-7577
17. Morris Sunstein	molze@central @ The Beach.net	
18. Adonis Garcia	@	305-799-9887
19. Giuseppe Mastrelli	@	305-695-2754
20. FRANK DEL VECCHIO	fdelvecchio @ atlanticbb.net	305-872-2486

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LAND USE AND DEVELOPMENT COMMITTEE MEETING

May 4, 2009 @ 4:00 pm

City Manager's Large Conference Room

Attendance Sheet

NAME	E-MAIL ADDRESS	CONTACT NUMBERS
21. Alfredo J. Gonzalez	Gonzalez AJ @ gtlaw.com	205 571-0588
22.	@	
23.	@	
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