

City of Miami

City Hall
3500 Pan American Drive
Miami, FL 33133
www.ci.miami.fl.us



Meeting Agenda

Thursday, May 26, 2005

9:00 AM

PLANNING AND ZONING

City Hall Commission Chambers

City Commission

Manuel A. Diaz, Mayor
Joe Sanchez, Chairman
Angel González, Vice Chairman
Johnny L. Winton, Commissioner District Two
Tomas Regalado, Commissioner District Four
Jeffery L. Allen, Commissioner District Five
Joe Arriola, City Manager
Jorge L. Fernandez, City Attorney
Priscilla A. Thompson, 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.

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.

ANY PERSON WHO SEEKS TO ADDRESS THE CITY COMMISSION ON ANY ITEM APPEARING IN THE FOLLOWING PORTIONS OF THIS AGENDA: "CONSENT AGENDA", "PUBLIC HEARINGS", OR "PUBLIC DISCUSSION" 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, 250-5360, 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).

CONTENTS

Items may be heard in the numbered sequence or as announced by the Commission

PR - PRESENTATIONS AND PROCLAMATIONS**MV - MAYORAL VETOES****AM - APPROVING MINUTES****CA - CONSENT AGENDA**

Item 1 which is comprised of items CA.1 through CA.17 may be heard in the number sequence or as announced by the Commission

M - MAYOR'S ITEMS**D1 - DISTRICT 1 ITEMS****D2 - DISTRICT 2 ITEMS****D3 - DISTRICT 3 ITEMS****D4 - DISTRICT 4 ITEMS****D5 - DISTRICT 5 ITEMS****PH - PUBLIC HEARINGS**

10:30 A.M. - PH.3 - Transferring HOPWA Funds to LTRA

10:30 A.M. - PH.4 - Transferring 30th Yr. CDBG Funds to Josefa Perez De Castano Kidney Foundation Inc.

10:30 A.M. - PH.5 - Transferring 30th Year CDBG Funds to IDS Inc./ Miami Horizon Project

10:30 A.M. - PH.6 - Micro-Business USA

10:30 A.M. - PH.7 - Transferring 30th Year CDBG Program Funds to CIP

10:30 A.M. - PH.8 - Transferring CDBG Future Program Income - Allapattah Dev. LLC

EM - EMERGENCY ORDINANCES**FR - FIRST READING ORDINANCES****RE - RESOLUTIONS****DI - DISCUSSION ITEMS**

PART B

PZ - PLANNING AND ZONING ITEMS

The Planning and Zoning items shall not be considered before 10:00 am.

9:00 A.M. INVOCATION AND PLEDGE OF ALLEGIANCE

PRESENTATIONS AND PROCLAMATIONS

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.)

APPROVING THE MINUTES OF THE FOLLOWING MEETINGS:

Planning and Zoning Meeting of April 28, 2005

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.17 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.17 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** **05-00421** **RESOLUTION**
*Department of
Fire-Rescue* A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN EMERGENCY RELIEF PROGRAM AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION ("FDOT") TO UNDERTAKE AND COMPLETE CERTAIN EMERGENCY RELIEF EFFORTS FROM THE DAMAGE INFLICTED BY HURRICANE FRANCES IN SEPTEMBER, 2004, ASSOCIATED WITH FEDERAL AID HIGHWAYS OR ROADS ON FEDERAL LANDS WITHIN ITS JURISDICTION AS DEFINED BY THIS PROGRAM; FURTHER AUTHORIZING THE CITY MANAGER TO SUBMIT RELATED CLAIMS TO FDOT AS DESCRIBED IN THE ATTACHED DETAIL DAMAGE INSPECTION REPORT, INCORPORATED HEREIN AS "EXHIBIT A" AND TO ACCEPT PAYMENTS FOR SAME.
- CA.2** **05-00423** **RESOLUTION**
*Department of
Police* A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A NEW SPECIAL REVENUE FUND ENTITLED: "SOUTH FLORIDA HIGH INTENSITY DRUG TRAFFICKING AREA ("HIDTA") CRIME AND DRUG DEMAND REDUCTION PROGRAM IX" AND APPROPRIATING FUNDS, IN THE AMOUNT OF \$45,000, CONSISTING OF A GRANT AWARD FROM THE SOUTH FLORIDA HIDTA THROUGH THE MONROE COUNTY SHERIFF'S OFFICE; AUTHORIZING THE CITY MANAGER TO DESIGNATE THE CHIEF OF POLICE TO ACCEPT SAID GRANT AWARD AND TO EXECUTE THE NECESSARY DOCUMENTS TO IMPLEMENT ACCEPTANCE OF SAID GRANT AWARD.
- CA.3** **05-00424** **RESOLUTION**
*Department of
Public Works* A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE BID OF METRO EXPRESS, INC., FOR THE PROJECT ENTITLED "CITYWIDE PEDESTRIAN ROUTES IMPROVEMENTS-2005, B-43114," IN THE PROPOSED AMOUNT NOT TO EXCEED \$400,500; ALLOCATING FUNDS FROM CAPITAL IMPROVEMENTS ACCOUNT NO. 341330, IN THE AMOUNT NOT TO EXCEED \$400,500, FOR CONTRACT COSTS, PLUS \$74,500, FOR ESTIMATED EXPENSES INCURRED BY THE CITY OF MIAMI, FOR TOTAL PROJECT COSTS, IN THE AMOUNT NOT TO EXCEED \$475,000,

AS SET FORTH ON THE TABULATION OF BIDS DOCUMENT AND THE DEPARTMENT OF PUBLIC WORKS PROJECT FACT SHEET, ATTACHED AND INCORPORATED; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR SAID PROJECT.

CA.4 05-00426

*Department of
Police*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), RATIFYING, APPROVING AND CONFIRMING THE ACTIONS OF PREVIOUS CHIEFS OF POLICE IN EXECUTING THE LAW ENFORCEMENT AGAINST CHILD HARM ("LEACH") OPERATIONAL TASK FORCE MEMORANDUM OF UNDERSTANDING ("MOU"); AUTHORIZING THE CITY MANAGER TO DESIGNATE THE CHIEF OF POLICE TO EXECUTE ANY AND ALL FUTURE AMENDMENTS TO THE LEACH OPERATIONAL TASK FORCE MOU, IN SUBSTANTIALLY THE ATTACHED FORM, WITH THE BROWARD SHERIFF'S OFFICE AND VARIOUS OTHER LAW ENFORCEMENT AGENCIES, ON BEHALF OF THE CITY OF MIAMI'S DEPARTMENT OF POLICE.

CA.5 05-00427

*Department of
Fire-Rescue*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A NEW SPECIAL REVENUE FUND ENTITLED: "EMS COUNTY GRANT #C4013 AWARD (FISCAL YEAR 2004-2005)" AND APPROPRIATING FUNDS, IN THE AMOUNT OF \$91,620, CONSISTING OF A GRANT APPORTIONED BY MIAMI-DADE COUNTY FROM THE STATE OF FLORIDA DEPARTMENT OF HEALTH, BUREAU OF EMERGENCY MEDICAL SERVICES ("EMS"), "FLORIDA EMS GRANT PROGRAM COUNTIES;" AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS TO IMPLEMENT ACCEPTANCE OF SAID GRANT AWARD.

CA.6 05-00428

*Department of
Capital
Improvements
Program*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING RESOLUTION NO. 05-0120, ADOPTED MARCH 24, 2005, THAT AUTHORIZED THE CITY MANAGER TO SUBMIT AN APPLICATION FOR GRANT FUNDING TO THE FLORIDA INLAND NAVIGATION DISTRICT ("FIND") WATERWAYS ASSISTANCE PROGRAM, BY ATTACHING THE FORM SPECIFIED BY RULE 66B-2 OF THE FLORIDA ADMINISTRATIVE CODE FOR GRANTS ENTITLED "ATTACHMENT E-6, RESOLUTION FOR ASSISTANCE UNDER THE FIND WATERWAYS ASSISTANCE PROGRAM."

CA.7 05-00429

*Department of
Police*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID OF KNOWLES ANIMAL CLINIC, RECEIVED ON MARCH 16, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-006, FOR THE PROVISION OF VETERINARY SERVICES FOR POLICE DOGS, FOR THE DEPARTMENT OF POLICE, FOR A PERIOD OF ONE (1) YEAR WITH THE OPTION TO EXTEND FOR THREE (3) ADDITIONAL ONE-YEAR PERIODS, IN AN ANNUAL AMOUNT NOT TO EXCEED \$20,386, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$81,544; ALLOCATING FUNDS

FROM THE POLICE GENERAL OPERATING BUDGET, ACCOUNT CODE NO. 001000.290201.6.260.

CA.8 05-00430

*Department of
Police*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING AN INCREASE IN THE CONTRACT WITH PRE-QUALIFIED VENDORS, AS MAY BE AMENDED BY THE DEPARTMENT OF PURCHASING THROUGHOUT THE TERM OF THE CONTRACT, TO ADD ADDITIONAL VENDORS PURSUANT TO RESOLUTION NO. 04-0616, ADOPTED ON SEPTEMBER 23, 2004, FOR THE PURCHASE OF POLICE SERVICE DOGS, FOR THE DEPARTMENT OF POLICE, ON A SPOT MARKET, AS-NEEDED CONTRACT BASIS, IN AN AMOUNT NOT TO EXCEED \$10,100, INCREASING THE ANNUAL CONTRACT AMOUNT FROM \$24,000 TO \$34,100, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$102,300; ALLOCATING FUNDS FROM THE DEPARTMENT OF POLICE GENERAL OPERATING BUDGET, ACCOUNT CODE NO. 001000.290201.6.875.

CA.9 05-00431

*Department of
Fire-Rescue*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING A MOTION MADE TO LEGISTAR FILE NO. 05-00089, ADOPTED FEBRUARY 24, 2005, TO PROVIDE AN ADDITIONAL EXTENSION OF SIXTY (60) DAYS TO THE NINETY (90) DAYS PREVIOUSLY GRANTED BY THE MIAMI CITY COMMISSION PURSUANT TO SAID MOTION; EXTENDING THE AGREEMENT WITH DAVISLOGIC INC., D/B/A ALL HANDS CONSULTING, FOR COMPREHENSIVE EMERGENCY PLANNING AND TERRORISM PREPAREDNESS PLANNING AND TRAINING SERVICES, IN ORDER TO PROVIDE PART G SERVICES FOR THE DEPARTMENT OF FIRE-RESCUE AND ALL OTHER CITY OF MIAMI ("CITY") DEPARTMENTS INVOLVED IN THE URBAN AREAS SECURITY INITIATIVE ("UASI") GRANT PROGRAM III, SUBJECT TO CERTAIN LIMITATIONS, FOR A TOTAL CONTRACTUAL PERIOD OF ONE HUNDRED FIFTY (150) DAYS AND INCREASING THE CONTRACT BY AN AMOUNT NOT TO EXCEED \$956,980, FROM A TOTAL CONTRACT AMOUNT OF \$2,761,269 TO \$3,718,249; AUTHORIZING THE CITY MANAGER TO EXECUTE A FIFTH AND FINAL AMENDMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR SAID PURPOSE; ALLOCATING FUNDS FROM THE UASI PROGRAM III PROJECT NO. 110143, ACCOUNT CODE NO. 280911.6.270, SUBJECT TO BUDGETARY APPROVAL.

CA.10 05-00432

*Department of
Fire-Rescue*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID OF HARRISON UNIFORMS, RECEIVED ON MARCH 28, 2005, PURSUANT TO INVITATION FOR BIDS NO. 03-04-165, FOR THE PROCUREMENT OF UNIFORMS AND SAFETY SHOES, FOR THE DEPARTMENT OF FIRE-RESCUE, ON AN AS-NEEDED CONTRACT BASIS, FOR A TWO (2) YEAR PERIOD, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS, AT AN ESTIMATED AMOUNT NOT TO EXCEED \$100,000, FOR THE CURRENT FISCAL YEAR 2004-2005 AND AT AN ESTIMATED ANNUAL AMOUNT NOT TO EXCEED \$160,000, FOR THE REMAINING FISCAL YEARS, FOR A TOTAL CONTRACT

AMOUNT NOT TO EXCEED \$580,000; ALLOCATING FUNDS IN THE AMOUNT NOT TO EXCEED \$100,000, FOR THE CURRENT FISCAL YEAR 2004-2005, FROM THE DEPARTMENT OF FIRE-RESCUE GENERAL OPERATING BUDGET, ACCOUNT NO. 01000.280601.6.075, WITH FUTURE FISCAL YEAR FUNDING, SUBJECT ONLY TO BUDGETARY APPROVAL; AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENT(S) FOR SAID PURPOSE.

CA.11 05-00433

RESOLUTION

*Department of Solid
Waste*

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID OF ENVIRONMENTAL PRODUCTS OF FLORIDA, RECEIVED ON MARCH 23, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-025, FOR THE PURCHASE OF SIX (6) ELGIN PELICAN SE STREET SWEEPERS, FOR THE DEPARTMENT OF SOLID WASTE, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$726,420; ALLOCATING FUNDS FROM CAPITAL IMPROVEMENT PROJECT NO. 353018.329401.6.840-B73205.

CA.12 05-00434

RESOLUTION

*Department of
Purchasing*

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE PURCHASE OF JANITORIAL SUPPLIES AND RELATED SERVICES, FROM ZEP MANUFACTURING COMPANY, UTILIZING AN EXISTING AGREEMENT FROM US COMMUNITIES GOVERNMENT PURCHASING ALLIANCE, COUNTY OF ALLEGHENY, PENNSYLVANIA, PURSUANT TO REQUEST FOR PROPOSALS NO. 5217, ON AN AS-NEEDED BASIS, FOR AN EFFECTIVE CONTRACTUAL PERIOD THROUGH JANUARY 6, 2006, WITH OPTIONS TO RENEW FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS, SUBJECT TO ANY FURTHER EXTENSIONS OR REPLACEMENT CONTRACTS BY US COMMUNITIES GOVERNMENT PURCHASING ALLIANCE, COUNTY OF ALLEGHENY, PENNSYLVANIA, FOR THE DEPARTMENT OF PURCHASING TO BE UTILIZED CITYWIDE, AT AN ESTIMATED ANNUAL AMOUNT OF \$60,000; ALLOCATING FUNDS FROM THE CURRENT FISCAL YEAR 2004-2005 OPERATING BUDGETS OF VARIOUS USER DEPARTMENTS AND AGENCIES, WITH FUTURE FISCAL YEAR FUNDING SUBJECT ONLY TO BUDGETARY APPROVAL AT THE TIME OF NEED.

CA.13 05-00435

RESOLUTION

*Department of
Purchasing*

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID OF VARIOUS VENDORS, RECEIVED ON MARCH 21, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-023, FOR THE PURCHASE OF GARBAGE BAGS AND LINERS, FOR THE DEPARTMENT OF PURCHASING TO BE UTILIZED CITYWIDE, ON AN AS-NEEDED CONTRACT BASIS, FOR A TWO (2) YEAR PERIOD, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL ONE-YEAR PERIODS, AT AN ESTIMATED ANNUAL AMOUNT NOT TO EXCEED \$50,000, FOR AN ESTIMATED TOTAL CONTRACT AMOUNT NOT TO EXCEED \$200,000; ALLOCATING FUNDS FROM THE CURRENT FISCAL YEAR'S OPERATING BUDGETS OF VARIOUS USER DEPARTMENTS AND AGENCIES, WITH FUTURE FISCAL YEAR FUNDING SUBJECT ONLY TO BUDGETARY APPROVAL AT THE TIME OF NEED.

CA.14 05-00436

*Department of
Conferences,
Conventions and
Public Facilities*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING RESOLUTION NO. 05-0205, ADOPTED MARCH 24, 2005, THAT AUTHORIZED THE CITY MANAGER TO SUBMIT AN APPLICATION FOR GRANT FUNDING TO THE FLORIDA INLAND NAVIGATION DISTRICT ("FIND") WATERWAYS ASSISTANCE PROGRAM, BY ATTACHING THE FORM SPECIFIED BY RULE 66B-2 OF THE FLORIDA ADMINISTRATIVE CODE FOR GRANTS ENTITLED "ATTACHMENT E-6, RESOLUTION FOR ASSISTANCE UNDER THE FIND WATERWAYS ASSISTANCE PROGRAM."

CA.15 05-00437

*Department of
Parks and
Recreation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING RESOLUTION NO. 05-0144, ADOPTED MARCH 10, 2005, THAT AUTHORIZED THE CITY MANAGER TO SUBMIT AN APPLICATION FOR GRANT FUNDING TO THE FLORIDA INLAND NAVIGATION DISTRICT ("FIND") WATERWAYS ASSISTANCE PROGRAM, BY ATTACHING THE FORM SPECIFIED BY RULE 66B-2 OF THE FLORIDA ADMINISTRATIVE CODE FOR GRANTS ENTITLED "ATTACHMENT E-6, RESOLUTION FOR ASSISTANCE UNDER THE FIND WATERWAYS ASSISTANCE PROGRAM."

CA.16 05-00438

*Department of
Parks and
Recreation*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID OF SUPERIOR LANDSCAPING, RECEIVED ON FEBRUARY 23, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-016, FOR THE PURCHASE AND INSTALLATION OF IRRIGATION SYSTEMS AT VARIOUS CITY OF MIAMI ("CITY") PARKS, FOR THE CITY'S DEPARTMENT OF PARKS AND RECREATION, AT AN AMOUNT NOT TO EXCEED \$62,300, FOR DOUGLAS AND WILLIAMS PARKS; ALLOCATING FUNDS IN THE AMOUNT NOT TO EXCEED \$26,500, FOR FISCAL YEAR 2004-2005, FROM THE SAFE NEIGHBORHOOD PARK BOND, ACCOUNT CODE NO. 333102.589305.6.860 AND AN AMOUNT NOT TO EXCEED \$35,800, FROM THE HOMELAND FUNDS, ACCOUNT CODE NO. 331419.589307.6.860; FURTHER ALLOCATING FUNDS IN AN AMOUNT NOT TO EXCEED \$36,875, FOR CORAL GATE AND GIBSON PARKS, FROM AN ACCOUNT TO BE IDENTIFIED BY THE CITY MANAGER, SUBJECT ONLY TO BUDGETARY APPROVAL.

CA.17 05-00448*Office of the City
Attorney***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE DIRECTOR OF FINANCE TO PAY DONNA DENARD, WITHOUT ADMISSION OF LIABILITY, THE SUM OF \$65,000 IN FULL AND COMPLETE SETTLEMENT OF ANY AND ALL CLAIMS AND DEMANDS AGAINST THE CITY OF MIAMI, ITS OFFICERS, AGENTS AND SERVANTS, IN THE CASE OF DONNA DENARD VS. CITY OF MIAMI, IN THE CIRCUIT COURT IN AND FOR MIAMI-DADE COUNTY, CASE NO. 01-02115 CA (01), UPON EXECUTING A GENERAL RELEASE OF THE CITY OF MIAMI, ITS PRESENT AND FORMER OFFICERS, AGENTS, AND EMPLOYEES FROM ANY AND ALL CLAIMS AND DEMANDS; ALLOCATING FUNDS FROM THE SELF-INSURANCE AND INSURANCE TRUST FUND, INDEX CODE NO. 515001.624401.6.651.

END OF CONSENT AGENDA

MAYOR AND COMMISSIONER'S ITEMS

CITYWIDE

HONORABLE MAYOR MANUEL A. DIAZ

DISTRICT 1

VICE CHAIRMAN ANGEL GONZÁLEZ

DISTRICT 2**COMMISSIONER JOHNNY L. WINTON**

- D2.1** **05-00469** **ORDINANCE** **FIRST READING**
- AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 2/ARTICLE XI/ENTITLED "ADMINISTRATION/BOARDS, COMMITTEES, COMMISSIONS," OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED ("CITY CODE") BY SETTING FORTH REMOVAL AND TERM LIMITS PROVISIONS OF SAID CODE; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.
- D2.2** **05-00470** **RESOLUTION**
- A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE RECOMMENDATION OF THE COCONUT GROVE BUSINESS IMPROVEMENT COMMITTEE PURSUANT TO SECTIONS 2-1251(1)(B) AND 35-221(A)(6) OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, AUTHORIZING THE DISBURSEMENT OF MATCHING FUNDS IN THE AMOUNT OF \$100,000, FROM THE COCONUT GROVE BUSINESS DISTRICT IMPROVEMENT TRUST FUND, ACCOUNT NO. 0172770906, IN SUPPORT OF THE 2005 SUMMER DESTINATION MARKETING CAMPAIGN IN CONJUNCTION WITH THE GREATER MIAMI CONVENTION AND VISITORS BUREAU AND THE LOCAL COCONUT GROVE HOTELS; AUTHORIZING AND DIRECTING THE DEPARTMENT OF OFF-STREET PARKING TO DISBURSE SAID FUNDS FOR SAID PURPOSE.
- D2.3** **05-00471** **RESOLUTION**
- A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE RECOMMENDATION OF THE COCONUT GROVE BUSINESS IMPROVEMENT COMMITTEE PURSUANT TO SECTIONS 2-1251(1)(A) AND 54-343(4) OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED, AUTHORIZING THE DISBURSEMENT OF FUNDS IN THE AMOUNT OF \$1,392, TO THE COCONUT GROVE CHAMBER OF COMMERCE FROM THE COCONUT GROVE SPECIAL EVENTS AND MARKETING FUND, ACCOUNT NO. 1000000860261, IN SUPPORT OF THE SUMMER 2005 TOURISM HOSPITALITY BOOTH IN THE COCONUT GROVE SPECIAL EVENTS DISTRICT, MIAMI, FLORIDA; AUTHORIZING AND DIRECTING THE DEPARTMENT OF OFF-STREET PARKING TO DISBURSE SAID FUNDS FOR SAID PURPOSE.

DISTRICT 3

CHAIRMAN JOE SANCHEZ

DISTRICT 4

COMMISSIONER TOMAS REGALADO

DISTRICT 5

COMMISSIONER JEFFERY L. ALLEN

PUBLIC HEARINGS**PH.1 05-00439***Department of
Public Works***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION DIRECTING THAT AN EXISTING WALL ENCROACHMENT BE PERMITTED TO REMAIN WITHIN THE DEDICATED PUBLIC RIGHT-OF-WAY OF CRAWFORD AVENUE ADJACENT TO THE SIDE OF 3730 SOLANA ROAD, MIAMI, FLORIDA, SUBJECT TO THE CONDITIONS AS SET FORTH HEREIN.

PH.2 05-00443*Department of
Economic
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO DECLARE SURPLUS THE CITY-OWNED REAL PROPERTY LOCATED AT 779 NORTHWEST 57TH STREET, MIAMI, FLORIDA ("PROPERTY"), AS MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," ATTACHED AND INCORPORATED; AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE AND SALE AGREEMENT ("AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, FOR THE SALE OF THE PROPERTY TO PROGRESSIVE VISION COMMUNITY DEVELOPMENT CORPORATION, INC., A FLORIDA NOT-FOR-PROFIT CORPORATION TO UNDERTAKE THE DEVELOPMENT OF FOUR (4) CONDOMINIUM UNITS, AFFORDABLE TO VERY LOW, LOW AND/OR MODERATE-INCOME FAMILIES AND/OR INDIVIDUALS; FURTHER AUTHORIZING THE CITY MANAGER TO CONSUMMATE SUCH TRANSACTION IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE AGREEMENT AND ANY AMENDMENTS THERETO, AS MAY BE NECESSARY TO CONSUMMATE SUCH SALE IN AN EXPEDITIOUS MANNER.

10:30 A.M.**PH.3 05-00451***Department of
Community
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF CITY OF MIAMI DEPARTMENT OF COMMUNITY DEVELOPMENT HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS EMERGENCY RENTAL, MORTGAGE & UTILITY ASSISTANCE PROGRAM FUNDS, IN THE TOTAL AMOUNT OF \$1,000,000; ALLOCATING SAID FUNDS TO THE CITY OF MIAMI DEPARTMENT OF COMMUNITY DEVELOPMENT LONG TERM RENTAL ASSISTANCE PROGRAM.

PH.4 05-00452*Department of
Community
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF 30TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME FUNDS, IN THE TOTAL AMOUNT OF \$56,000; ALLOCATING SAID FUNDS, TO JOSEFA PEREZ DE CASTANO KIDNEY FOUNDATION, INC., IN THE AMOUNT OF \$6,000 AND TO THE LIBERTY CITY OPTIMIST CLUB OF FLORIDA, INC., IN THE AMOUNT OF \$50,000, TO CONTINUE TO PROVIDE PUBLIC SERVICE ACTIVITIES, AS SPECIFIED IN "ATTACHMENT A," ATTACHED AND INCORPORATED; AUTHORIZING THE CITY MANAGER TO EXECUTE AMENDMENTS TO THE AGREEMENTS, IN SUBSTANTIALLY THE ATTACHED FORMS, WITH SAID AGENCIES FOR SAID PURPOSES.

PH.5 05-00453*Department of
Community
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF 30TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME FUNDS, IN THE TOTAL AMOUNT OF \$300,000; ALLOCATING SAID FUNDS TO IDS, INC./MIAMI HORIZON PROJECT UNDER SPECIAL ECONOMIC DEVELOPMENT ACTIVITIES WHICH INCLUDE THE DEVELOPMENT OF A MEDICAL AND URGENT CARE CENTER AND THE CREATION OF 30 NEW JOBS FOR CITY OF MIAMI RESIDENTS; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH SAID AGENCY FOR SAID PURPOSE.

PH.6 05-00457*Department of
Community
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, WITH MICRO-BUSINESS USA, PURSUANT TO RESOLUTION NO. 04-0687, ADOPTED OCTOBER 14, 2004, TO PROVIDE ADMINISTRATIVE SERVICES FOR AN INDIVIDUAL DEVELOPMENT ACCOUNT PROGRAM IMPLEMENTED BY THE DEPARTMENT OF COMMUNITY DEVELOPMENT, FOR A TWO-YEAR PERIOD.

PH.7 05-00458

*Department of
Community
Development*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, AS SPECIFIED IN "ATTACHMENT A," ATTACHED AND INCORPORATED, IN THE AMOUNT OF \$1,500,000; ALLOCATING SAID FUNDS TO THE CITY OF MIAMI DEPARTMENT OF CAPITAL IMPROVEMENT PROJECTS FOR CAPITAL IMPROVEMENT ACTIVITIES, AS SPECIFIED IN SAID ATTACHMENT, FOR THE MODEL CITY-FLORAL PARK STREET IMPROVEMENT PROJECT.

PH.8 05-00460

*Department of
Community
Development*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF 31ST YEAR COMMUNITY DEVELOPMENT BLOCK GRANT FUTURE PROGRAM INCOME FUNDS, IN THE AMOUNT OF \$300,000; ALLOCATING SAID FUNDS TO ALLAPATTAH DEVELOPMENT, LLC., A FOR PROFIT ENTITY, FOR SPECIAL ECONOMIC DEVELOPMENT ACTIVITIES, AS SPECIFIED IN "ATTACHMENT A," ATTACHED AND INCORPORATED, FOR THE ACQUISITION OF A BUILDING LOCATED AT 868 NORTHWEST 21ST TERRACE, MIAMI, FLORIDA, 33127; AUTHORIZING THE CITY MANAGER TO EXECUTE A LOAN AGREEMENT FOR SAID PURPOSE.

ORDINANCES - EMERGENCY

(Note: This item is being presented as an emergency measure on the grounds of urgent public need for the preservation of peace, health, safety and property of the City of Miami, and upon further grounds of the necessity to make the required and necessary payments to its employees and officers, payment of its debts, necessary and required purchases of goods and supplies and to generally carry on the functions and duties of municipal affairs)

- | | | | |
|-------------|---|--|----------------------------|
| EM.1 | 05-00442 | <u>ORDINANCE</u> | EMERGENCY ORDINANCE |
| | <i>Office of Strategic Planning, Budgeting, and Performance</i> | (4/5THS VOTE)
AN EMERGENCY ORDINANCE OF THE MIAMI CITY COMMISSION WITH ATTACHMENT(S), AMENDING ORDINANCE NO. 12596, THE ANNUAL APPROPRIATIONS ORDINANCE TO INCREASE CERTAIN OPERATIONAL AND BUDGETARY APPROPRIATIONS FOR FISCAL YEAR ENDING SEPTEMBER 30, 2005, CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE. | |
| EM.2 | 05-00372 | <u>RESOLUTION</u> | |
| | <i>Office of the City Attorney</i> | A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE ACQUISITION OF A MATTER MANAGEMENT SOFTWARE PROGRAM, INCLUDING THE LICENSE, SERVICE AND MAINTENANCE FOR A THREE-YEAR PERIOD, FROM WEST PUBLISHING CORP., DBA, PROLAW SOFTWARE, UTILIZING EXISTING CALIFORNIA STATE UNIVERSITY OFFICE OF THE CHANCELLOR OFFICE OF GENERAL COUNSEL, CONTRACT NO. 40549, EFFECTIVE THROUGH FEBRUARY 28, 2010, SUBJECT TO ANY EXTENSIONS OR REPLACEMENT CONTRACTS, FOR THE OFFICE OF THE CITY ATTORNEY, IN AN AMOUNT NOT TO EXCEED \$150,000; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR SAID PURPOSE. | |

ORDINANCE - FIRST READING

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	05-00441	<u>ORDINANCE</u>	FIRST READING
	<i>Office of the City Attorney</i>	AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING CHAPTER 42/ARTICLE IV/DIVISION 4 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED ("CITY CODE"), ENTITLED "POLICE/TOWING AND IMMOBILIZATION OF MOTOR VEHICLES/POLICE TOWS," MORE PARTICULARLY BY AMENDING SECTION 42-119 OF SAID CITY CODE BY SETTING THE MAXIMUM TOW RATES ALLOWED FOR THE DEPARTMENT OF OFF-STREET PARKING DISPATCHED TOWING AND WRECKER SERVICE FOR PRIVATE VEHICLES, SETTING AN ADMINISTRATIVE FEE IN THE AMOUNT OF \$25 AND RATIFYING AND CONFIRMING ANY ADMINISTRATIVE CHARGES INCLUDED IN THE MAXIMUM TOWING FEES INCLUDED IN ANY CONTRACT OR AGREEMENT IN EFFECT; FURTHER DECLARING THE ADMINISTRATIVE FEE TO BE LEGAL AND VALID AND RATIFYING, VALIDATING AND CONFIRMING IN ALL RESPECTS, THE ADMINISTRATIVE FEES IMPOSED PRIOR TO THE ADOPTION OF THIS ORDINANCE; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.	

RESOLUTIONS**RE.1 05-00012***Department of
Economic
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, AMONG THE CITY OF MIAMI, MIAMI-DADE COUNTY, AND THE MIDTOWN COMMUNITY REDEVELOPMENT AGENCY ("CRA") DELINEATING AND DELEGATING THE POWERS OF THE CRA.

DATE: MAY 12, 2005**ACTION: WITHDRAWN****RE.2 05-00366***Department of
Economic
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT, IN SUBSTANTIALLY THE ATTACHED FORM, TO THE INTERLOCAL AGREEMENT AMONG THE CITY OF MIAMI, MIAMI-DADE COUNTY, AND THE MIDTOWN COMMUNITY DEVELOPMENT DISTRICT TO ADD THE MIDTOWN MIAMI COMMUNITY REDEVELOPMENT AGENCY AS A PARTY TO THE AGREEMENT.

DATE: MAY 12, 2005**ACTION: WITHDRAWN**

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** **05-00450** **DISCUSSION ITEM**
*Office of the City
Attorney* DISCUSSION AND POSSIBLE RESOLUTION REGARDING A POSSIBLE
SETTLEMENT IN THE MATTER OF NATIONAL ADVERTISING V. CITY OF MIAMI.
(BILLBOARD LITIGATION)
- DI.2** **05-00385** **DISCUSSION ITEM**
*Office of the City
Clerk* REQUEST FROM MIAMI-DADE COUNTY ELECTIONS DEPARTMENT
TO CHANGE THE CITY OF MIAMI'S GENERAL ELECTION DATE.
DATE: MAY 12, 2005
ACTION: DEFERRED
- DI.3** **05-00473** **DISCUSSION ITEM**
*City Manager's
Office* REPORT ON MURAL REGULATIONS.

PART B

The following items shall not be considered before 10:00 am.

PZ.1 05-00406 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENTS, APPROVING WITH CONDITIONS, A MAJOR USE SPECIAL PERMIT PURSUANT TO ARTICLES 5, 13 AND 17 OF ZONING ORDINANCE NO. 11000, AS AMENDED, FOR THE **PARAMOUNT PARK** PROJECT, TO BE LOCATED AT APPROXIMATELY 728 BISCAYNE BOULEVARD AND 225 NORTHEAST 7TH STREET, MIAMI, FLORIDA, TO CONSTRUCT A 756-FOOT, 68-STORY HIGH MIXED-USE STRUCTURE CONSISTING OF APPROXIMATELY 467 TOTAL MULTIFAMILY RESIDENTIAL UNITS WITH RECREATIONAL AMENITIES; APPROXIMATELY 120 HOTEL ROOMS; APPROXIMATELY 12,947 SQUARE FEET OF RETAIL SPACE; AND APPROXIMATELY 818 TOTAL PARKING SPACES; PROVIDING FOR CERTAIN FLOOR AREA RATIO ("FAR") BONUSES; DIRECTING TRANSMITTAL; MAKING FINDINGS OF FACT AND STATING CONCLUSIONS OF LAW; PROVIDING FOR BINDING EFFECT; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: Major Use Special Permit for the Paramount Park Project

LOCATION: Approximately 728 Biscayne Boulevard and 225 NE 7th Street

APPLICANT(S): Panelinios, Limited

APPLICANT(S) AGENT: Adrienne F. Pardo, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval with conditions*.

HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD:

Recommended approval with conditions* to City Commission on January 4, 2005 by a vote of 5-0.

PLANNING ADVISORY BOARD: Recommended approval with conditions* to City Commission on April 20, 2005 by a vote of 8-0.

*See supporting documentation.

PURPOSE: This will allow the development of the **Paramount Park** Project.

PZ.2 05-00407 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENTS, APPROVING WITH CONDITIONS, A MAJOR USE SPECIAL PERMIT PURSUANT TO ARTICLES 5, 9, 13 AND 17 OF ZONING ORDINANCE NO. 11000, AS AMENDED, FOR THE **PARK LANE TOWER** PROJECT, TO BE LOCATED AT APPROXIMATELY 345 NORTHEAST 32ND STREET, MIAMI, FLORIDA, TO CONSTRUCT A 437-FOOT, 33-STORY HIGH MIXED-USE STRUCTURE CONSISTING OF APPROXIMATELY 143 TOTAL MULTIFAMILY RESIDENTIAL UNITS WITH RECREATIONAL AMENITIES; APPROXIMATELY 19,839 SQUARE FEET OF OFFICE SPACE; APPROXIMATELY 16,310 SQUARE FEET OF RETAIL AND RESTAURANT SPACE; AND APPROXIMATELY 342 TOTAL PARKING SPACES, INCLUDING TANDEM SPACES; PROVIDING FOR CERTAIN FLOOR AREA RATIO ("FAR") BONUSES; DIRECTING TRANSMITTAL; MAKING FINDINGS OF FACT AND STATING CONCLUSIONS OF LAW; PROVIDING FOR BINDING EFFECT; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: Major Use Special Permit for the Park Lane Tower Project

LOCATION: Approximately 345 NE 32nd Street

APPLICANT(S): Park Lane Towers, LLC

APPLICANT(S) AGENT: Adrienne F. Pardo, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval with conditions*.

PLANNING ADVISORY BOARD: Recommended approval with conditions* to City Commission on April 20, 2005 by a vote of 8-0.

*See supporting documentation.

PURPOSE: This will allow the development of the **Park Lane Tower** Project.

PZ.3 05-00408 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENTS, APPROVING WITH CONDITIONS, A MAJOR USE SPECIAL PERMIT PURSUANT TO ARTICLES 13 AND 17 OF ZONING ORDINANCE NO. 11000, AS AMENDED, FOR THE **BAYVIEW MARKET** PROJECT, TO BE LOCATED AT APPROXIMATELY NORTHEAST 17 STREET AND NORTHEAST 2ND AVENUE; 51 NORTHEAST 17TH TERRACE; 59 NORTHEAST 17TH TERRACE; 65 NORTHEAST 17TH TERRACE; 67 NORTHEAST 17TH TERRACE; 69 NORTHEAST 17TH TERRACE; 75 NORTHEAST 17TH TERRACE; AND 79 NORTHEAST 17TH TERRACE, MIAMI, FLORIDA, TO CONSTRUCT A 140-FOOT, FOUR STORY HIGH MIXED-USE STRUCTURE CONSISTING OF APPROXIMATELY 653,659 SQUARE FEET OF RETAIL SPACE (14,325 SQUARE FEET OF WHICH IS STREET SIDE); APPROXIMATELY 24 TOTAL LOFT RESIDENTIAL UNITS; AND APPROXIMATELY 2,360 TOTAL PARKING SPACES; DIRECTING TRANSMITTAL; MAKING FINDINGS OF FACT AND STATING CONCLUSIONS OF LAW; PROVIDING FOR BINDING EFFECT; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: Major Use Special Permit for the Bayview Market Project

LOCATION: Approximately NE 17th Street and NE 2nd Avenue; 51 NE 17th Terrace; 59 NE 17th Terrace; 65 NE 17th Terrace; 67 NE 17th Terrace; 69 NE 17th Terrace; 75 NE 17th Terrace; and 79 NE 17th Terrace

APPLICANT(S): BDB Miami LLC, Owner/Contract Purchaser, F&C Kochen, LLC and Sylvia Whyte Mfg Co and Abacus Advisory & Consulting Corp.

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval with conditions*.

PLANNING ADVISORY BOARD: Recommended approval with conditions* to City Commission on April 20, 2005 by a vote of 8-0.

ZONING BOARD: Recommended approval with conditions* on March 14, 2005 of the special exception by a vote of 7-0 and variance by a vote of 7-0.

*See supporting documentation.

PURPOSE: This will allow the development of the **Bayview Market** Project.

PZ.4 04-00576a RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENTS, APPROVING WITH CONDITIONS, A SUBSTANTIAL MODIFICATION TO A MAJOR USE SPECIAL PERMIT, RESOLUTION NO. 04-0419, PER ARTICLES 13, 17 AND 22 OF ZONING ORDINANCE NO. 11000, AS AMENDED, FOR THE **METROPOLITAN MIAMI** PROJECT, LOCATED AT APPROXIMATELY 200 SOUTHEAST 2ND STREET; 200 SOUTHEAST 3RD STREET AND 300 SOUTHEAST 3RD STREET, MIAMI, FLORIDA, TO ALLOW A CHANGE IN THE APPLICATION FROM 736,700 SQUARE FEET OF NON-RESIDENTIAL FLOOR AREA AND 3,716 PARKING SPACES (AS IN ORIGINAL RESOLUTION 98-1151 AND MODIFIED BY RESOLUTION NOS. 02-1249; 04-0276; AND 04-0419) TO APPROXIMATELY 259,361 SQUARE FEET OF NON-RESIDENTIAL FLOOR AREA AND APPROXIMATELY 3,328 PARKING SPACES; SPECIFICALLY, A DECREASE IN THE OFFICE COMPONENT FROM 500,000 SQUARE FEET TO APPROXIMATELY 9,000 SQUARE FEET, TO REINSTATE THE ORIGINAL RESIDENTIAL DENSITY OF PARCEL D PREVIOUSLY SHIFTED TO PARCEL C BY THE PREVIOUS APPROVAL (RESOLUTION NO. 04-0419) BACK TO PARCEL D; AND TO PRESERVE THE PREVIOUSLY APPROVED 1,500 MULTIFAMILY DWELLING UNITS ON THE ENTIRE SITE; DIRECTING TRANSMITTAL; MAKING FINDINGS OF FACT AND STATING CONCLUSIONS OF LAW; PROVIDING FOR BINDING EFFECT; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: Major Use Special Permit Substantial Modification for the Metropolitan Miami Project

LOCATION: Approximately 200 SE 2nd Street; 200 SE 3rd Street and 300 SE 3rd Street

APPLICANT(S): MDM Residence, LTD, MDM Retail, LTD, P & G Development Tract C Development, LTD and P&G Development, LTD

APPLICANT(S) AGENT: Tony Recio, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval with conditions*.

HISTORIC AND ENVIRONMENTAL PRESERVATION BOARD:
Recommended approval of a certificate of appropriateness to City Commission on June 15, 2004 by a vote of - .

PLANNING ADVISORY BOARD: Recommended approval with conditions* to City Commission on May 4, 2005 by a vote of 4-0.

*See supporting documentation.

PURPOSE: This will allow a substantial modification to the **Metropolitan Miami** Project.

PZ.5 04-01388 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT, CLOSING, VACATING, ABANDONING AND DISCONTINUING FOR PUBLIC USE THAT PORTION OF NORTHEAST 1ST COURT AND THE ALLEY LOCATED BETWEEN NORTHEAST 15TH STREET AND NORTHEAST 16TH STREET, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN EXHIBIT "A."

REQUEST: Official Vacation and Closure of a Street and Alley

LOCATION: Approximately NE 1st Court and Alley Located Between NE 15th Street and NE 16th Street

APPLICANT(S): Miami-Dade County Public Schools

APPLICANT(S) AGENT: Dr. Rudolph F. Crew, Superintendent

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

PUBLIC WORKS DEPARTMENT: Recommended approval.

PLAT & STREET COMMITTEE: Recommended denial on April 3, 2003 by a vote of 3-3.

ZONING BOARD: Recommended denial to City Commission on November 22, 2004 by a vote of 5-3.

PURPOSE: This will allow a unified commercial development site.

DATE: JANUARY 27, 2005

ACTION: CONTINUED

DATE: MARCH 24, 2005

ACTION: CONTINUED

DATE: APRIL 28, 2005

ACTION: CONTINUED

PZ.6 04-01268c RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT, CLOSING, VACATING, ABANDONING AND DISCONTINUING FOR PUBLIC USE ALLEYS LOCATED EAST OF BISCAYNE BOULEVARD, WEST OF NORTH BAYSHORE DRIVE AND BETWEEN NORTHEAST 20TH TERRACE AND NORTHEAST 21ST STREET, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN EXHIBIT "A."

REQUEST: Official Vacation and Closure of Alleys

LOCATION: Approximately East of Biscayne Boulevard, West of N Bayshore Drive and Between NE 20th Terrace and NE 21st Street

APPLICANT(S): Royal Palm Holdings, LLC and Bacardi USA, Inc., Owners

APPLICANT(S) AGENT: Adrienne F. Pardo, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval with a condition*.

PUBLIC WORKS DEPARTMENT: Recommended approval with conditions*.

PLAT & STREET COMMITTEE: Unanimously recommended approval with a condition* on February 3, 2005.

ZONING BOARD: Recommended approval to City Commission on March 28, 2005 by a vote of 6-0.

*See supporting documentation.

PURPOSE: This will allow a unified development site.

PZ.7 04-00670b RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), DENYING OR GRANTING THE APPEAL, AFFIRMING OR REVERSING THE DECISION OF THE ZONING BOARD, THEREBY GRANTING OR DENYING VARIANCES FROM ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, TO ALLOW A STREET FRONT YARD SETBACK OF 0'0" WHERE 10'0" IS REQUIRED; TO ALLOW A SIDE STREET YARD SETBACK OF 0'0" WHERE 7'6" IS REQUIRED; TO ALLOW A SIDE STREET YARD SETBACK OF 0'0" ON CORNER LOT WHERE 7'6" IS REQUIRED AND TO ALLOW A FOOTPRINT OF 22,125 SQUARE FEET, WHERE 16,724 SQUARE FEET IS ALLOWED, THEREBY REQUESTING AN INCREASE OF 13% OR 5,400 SQUARE FEET, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 1636, 1646 AND 1650 NORTHEAST MIAMI COURT AND 1653, 1655 AND 1657 NORTH MIAMI AVENUE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A."

REQUEST: Appeal of a Zoning Board Decision of Variances

LOCATION: Approximately 1636, 1646 and 1650 NE Miami Court and 1653, 1655 and 1657 N Miami Avenue

APPLICANT(S): Filling Station Lofts, LLC, Owner and Contract Purchaser and Jersey Ltd.

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

APPELLANT(S): Steven Goodman, Adjacent Property Owner

FINDINGS:

PLANNING DEPARTMENT: Recommended denial of the variances and approval of the appeal.

PUBLIC WORKS: Platting is required.

PLAT & STREET COMMITTEE: Platting is required.

ZONING BOARD: Granted the variances with conditions* on March 14, 2005 by a vote of 5-2.

*See supporting documentation.

PURPOSE: The approval of this appeal will not allow the Filling Station condominium with fewer setbacks than required.

PZ.8 04-00726a RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENTS, APPROVING AND ADOPTING THE AMENDED 2004 SOUTHEAST OVERTOWN/PARK WEST REDEVELOPMENT PLAN ("AMENDED PLAN"), ATTACHED AND INCORPORATED; AND DIRECTING THE CITY MANAGER TO TRANSMIT THE AMENDED PLAN TO THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY FOR LEGISLATIVE ACTION.

REQUEST: To Approve and Adopt the Amended 2004 Southeast Overtown/Park West Redevelopment Plan for the Southeast Overtown/Park West Community Redevelopment Area.

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval in concept to City Commission on June 16, 2004 by a vote of 7-0. Also recommended approval as modified to City Commission on October 20, 2004 by a vote of 5-0.

PURPOSE: This will approve and adopt the Amended 2004 Southeast Overtown/Park West Redevelopment Plan for the Southeast Overtown/Park West Redevelopment Area.

NOTE: The City Commission continued this item on September 27, 2004 and on October 28, 2004, accepted the Planning Advisory Board's recommendation that it find the plan to be in conformity with the comprehensive plan for the development of the city as a whole.

DATE: APRIL 28, 2005

ACTION: CONTINUED

PZ.9

04-01242

ORDINANCE**SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE 6, MORE PARTICULARLY BY AMENDING SECTION 617.2.2.2 (1) (b) TO CHANGE THE AMOUNT CHARGED FOR PARKING FEES IN THE SD-17 OVERLAY DISTRICT, WHERE BONUS PARKING IS PERMITTED, FROM PREVAILING RATES FOR PUBLIC METERED PARKING IN THE VICINITY, AS ESTABLISHED BY THE MIAMI DEPARTMENT OF OFF-STREET PARKING TO A SET AMOUNT; CONTAINING A REPEALER PROVISION; A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 2, 2005 by a vote of 6-0.

PURPOSE: This will change the amount charged for parking fees in the SD-17 South Bayshore Drive Overlay District.

DATE: NOVEMBER 18, 2004
ACTION: REMANDED TO PLANNING ADVISORY BOARD

DATE: APRIL 28, 2005
MOVER: COMMISSIONER WINTON
SECONDER: COMMISSIONER ALLEN
VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, WINTON, REGALADO AND ALLEN
ABSENT: 1 - COMMISSIONER SANCHEZ
ACTION: PASSED ON FIRST READING

PZ.10**05-00234****ORDINANCE****SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, TO MODIFY THE (O) "OFFICE" ZONING CLASSIFICATION TO INCLUDE FIRE STATIONS AS CONDITIONAL PRINCIPAL USES, SUBJECT TO A SPECIAL EXCEPTION PERMIT; CONTAINING A REPEALER PROVISION AND SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 2, 2005 by a vote of 6-0.

PURPOSE: This will modify the O Office zoning classification to include fire stations as conditional principal uses, subject to a special exception permit.

DATE: APRIL 28, 2005

MOVER: COMMISSIONER WINTON

SECONDER: COMMISSIONER ALLEN

VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, WINTON, REGALADO AND ALLEN

ABSENT: 1 - COMMISSIONER SANCHEZ

ACTION: PASSED ON FIRST READING

PZ.11

05-00235

ORDINANCE**SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE 6, SECTION 620, SD-20 EDGEWATER OVERLAY DISTRICT; SD-20.1 BISCAYNE BOULEVARD EDGEWATER OVERLAY DISTRICT, TO ALLOW MODIFICATIONS AND EXCEPTIONS TO SETBACK LIMITATIONS CONDITIONALLY; CONTAINING A REPEALER PROVISION AND SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 2, 2005 by a vote of 6-0.

PURPOSE: This will allow modifications and exceptions to setback limitations conditionally in Edgewater.

DATE: APRIL 28, 2005

MOVER: COMMISSIONER WINTON

SECONDER: COMMISSIONER ALLEN

VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, WINTON, REGALADO AND ALLEN

ABSENT: 1 - COMMISSIONER SANCHEZ

ACTION: PASSED ON FIRST READING

PZ.12

04-01179a

ORDINANCE**SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION RELATING TO HOME OCCUPATIONS BY AMENDING ARTICLE 9, SECTION 906 OF THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, IN ORDER TO MODIFY THE REQUIREMENTS CONCERNING HOME OCCUPATIONS, TO ADD CERTAIN SPECIAL DISTRICTS; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, Chief Administrator

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 16, 2005 by a vote of 7-0.

PURPOSE: This will allow home occupations in certain special districts.

DATE: APRIL 28, 2005

MOVER: COMMISSIONER WINTON

SECONDER: COMMISSIONER ALLEN

VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ AND ALLEN

ABSENT: 1 - COMMISSIONER REGALADO

ACTION: PASSED ON FIRST READING

PZ.13

05-00295

ORDINANCE**SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE 6 TO AMEND SECTION 627, FEC CORRIDOR DISTRICT, TO RENAME OF THE SPECIAL DISTRICT FROM FEC CORRIDOR DISTRICT TO MIDTOWN MIAMI SPECIAL DISTRICT AND CERTAIN DEFINITIONS; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 16, 2005 by a vote of 7-0.

PURPOSE: This will amend the name of the FEC Corridor District to Midtown Miami Special District and certain definitions.

DATE: APRIL 28, 2005

MOVER: COMMISSIONER ALLEN

SECONDER: COMMISSIONER WINTON

VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ AND ALLEN

ABSENT: 1 - COMMISSIONER REGALADO

ACTION: PASSED ON FIRST READING

PZ.14

05-00296

ORDINANCE**SECOND READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE 6 SPECIAL DISTRICTS, IN ORDER TO AMEND SECTION 627.1 TO RENAME THE SPECIAL DISTRICT FROM BUENA VISTA YARD EAST SPECIAL DISTRICT TO MIDTOWN MIAMI EAST SPECIAL DISTRICT, AND BY AMENDING CERTAIN PROVISIONS RELATED TO SETBACKS, HEIGHT, PARKING, LOADING, BUILD-TO LINES AND STREETSCAPES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 16, 2005 by a vote of 7-0.

PURPOSE: This will rename the Buena Vista Yard East Special District to Midtown Miami East Special District and amend certain provisions.

DATE: APRIL 28, 2005

MOVER: COMMISSIONER WINTON

SECONDER: VICE CHAIRMAN GONZÁLEZ

VOTE: AYES: 4 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ AND ALLEN

ABSENT: 1 - COMMISSIONER REGALADO

ACTION: PASSED ON FIRST READING

PZ.15**05-00140****ORDINANCE****FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTY LOCATED AT APPROXIMATELY 790 NORTHWEST 44TH AVENUE, MIAMI, FLORIDA; FROM "MEDIUM DENSITY MULTIFAMILY RESIDENTIAL" TO "RESTRICTED COMMERCIAL;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544 from "Medium Density Multifamily Residential" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 790 NW 44th Avenue

APPLICANT(S): 4401 Property, Inc.

APPLICANT(S) AGENT: Lorenzo L. Luaces, President

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on February 2, 2005 by a vote of 5-0. See companion File ID 05-00140a.

PURPOSE: This will change the above property to Restricted Commercial.

PZ.16**05-00140a****ORDINANCE****FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 27, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM "R-3" MULTIFAMILY MEDIUM-DENSITY RESIDENTIAL TO "C-1" RESTRICTED COMMERCIAL, FOR THE PROPERTY LOCATED AT APPROXIMATELY 790 NORTHWEST 44TH AVENUE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-3 Multifamily Medium-Density Residential to C-1 Restricted Commercial to Change the Zoning Atlas

LOCATION: Approximately 790 NW 44th Avenue

APPLICANT(S): 4401 Property, Inc.

APPLICANT(S) AGENT: Lorenzo L. Luaces, President

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended approval to City Commission on March 28, 2005 by a vote of 6-1. See companion File ID 05-00140.

PURPOSE: This will change the above property to C-1 Restricted Commercial.

PZ.17

05-00141

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 3110-3128 NORTHEAST 2ND AVENUE, 2932-3030 NORTHEAST 2ND AVENUE, 2930-3090 NORTHEAST 1ST COURT, 160 NORTHEAST 30TH STREET AND 145-169 NORTHEAST 29TH STREET, MIAMI, FLORIDA; FROM "GENERAL COMMERCIAL" TO "RESTRICTED COMMERCIAL;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544 from "General Commercial" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 3110-3128 NE 2nd Avenue, 2932-3030 NE 2nd Avenue, 2930-3090 NE 1st Court, 160 NE 30th Street and 145-169 NE 29th Street

APPLICANT(S): Biscayne Venture, LLC and Casam 3110, LLC

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on February 2, 2005 by a vote of 5-0. See companion File ID 05-00141a.

PURPOSE: This will change the above properties to Restricted Commercial.

PZ.18

05-00141a

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 21, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM "C-1" RESTRICTED COMMERCIAL AND "C-2" LIBERAL COMMERCIAL TO "C-1" RESTRICTED COMMERCIAL WITH AN "SD-20" EDGEWATER OVERLAY DISTRICT, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 2932-3030 NORTHEAST 2ND AVENUE, 3110-3128 NORTHEAST 2ND AVENUE, 2930-3090 NORTHEAST 1ST COURT, 160 NORTHEAST 30TH STREET AND 145-169 NORTHEAST 29TH STREET, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from C-1 Restricted Commercial and C-2 Liberal Commercial to C-1 Restricted Commercial with an SD-20 Edgewater Overlay District to Change the Zoning Atlas

LOCATION: Approximately 2932-3030 NE 2nd Avenue, 3110-3128 NE 2nd Avenue, 2930-3090 NE 1st Court, 160 NE 30th Street and 145-169 NE 29th Street

APPLICANT(S): Biscayne Venture, LLC and Casam 3110, LLC

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval of C-1 Restricted Commercial and denial of the SD-20 Edgewater Overlay District.

ZONING BOARD: Recommended approval to City Commission on March 14, 2005 by a vote of 7-0. See companion File ID 05-00141.

PURPOSE: This will change the above properties to C-1 Restricted Commercial with an SD-20 Edgewater Overlay District.

PZ.19

05-00292

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTY LOCATED AT APPROXIMATELY 720 SOUTHWEST 30TH AVENUE, MIAMI, FLORIDA, FROM "SINGLE FAMILY RESIDENTIAL" TO "RESTRICTED COMMERCIAL;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Single Family Residential" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 720 SW 30th Avenue

APPLICANT(S): Ocho Building, LLC

APPLICANT(S) AGENT: Santiago D. Echemendia, Esquire and Patricia M. Baloyra, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on March 16, 2005 by a vote of 6-0. See companion File ID 05-00292a.

PURPOSE: This will change the above property to Restricted Commercial.

PZ.20**05-00292a****ORDINANCE****FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 33, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM "R-1" SINGLE-FAMILY RESIDENTIAL TO "C-1" RESTRICTED COMMERCIAL FOR THE PROPERTY LOCATED AT APPROXIMATELY 720 SOUTHWEST 30TH AVENUE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-1 Single-Family Residential to C-1 Restricted Commercial to Change the Zoning Atlas

LOCATION: Approximately 720 SW 30th Avenue

APPLICANT(S): Ocho Building, LLC

APPLICANT(S) AGENT: Santiago D. Echemendia, Esquire and Patricia M. Baloyra, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

ZONING BOARD: Recommended approval to City Commission on April 25, 2005 by a vote of 7-0. See companion File ID 05-00292.

PURPOSE: This will change the above property to C-1 Restricted Commercial.

PZ.21

05-00346

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 30, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM "R-3" MULTIFAMILY MEDIUM-DENSITY RESIDENTIAL TO "R-3" MULTIFAMILY MEDIUM-DENSITY RESIDENTIAL WITH AN "SD-19" DESIGNATED F.A.R. OVERLAY DISTRICT, INCREASING THE F.A.R. TO 1.0, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 260, 282, AND 296 NORTHWEST 57TH AVENUE AND 5710 NORTHWEST 3RD STREET, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-3 Multifamily Medium-Density Residential to R-3 Multifamily Medium-Density Residential with an SD-19 Designated F.A.R. Overlay District, Increasing the F.A.R. to 1.0, to Change the Zoning Atlas

LOCATION: Approximately 260, 282, and 296 NW 57th Avenue and 5710 NW 3rd Street

APPLICANT(S): Feob Construction, Inc., Wilfredo & Delia Miranda and Otto Pardinias, Owners

APPLICANT(S) AGENT: Simon Ferro, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended approval to City Commission on March 28, 2005 by a vote of 6-1.

PURPOSE: This will change the above properties to R-3 Multifamily Medium-Density Residential with an SD-19 Designated F.A.R. Overlay District, increasing the F.A.R. to 1.0.

PZ.22

05-00344

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, BY AMENDING ARTICLE 6, SECTION 616 OF THE ZONING ORDINANCE, IN ORDER TO MODIFY THE REQUIREMENTS FOR THE SD-16, SD-16.1 AND SD-16.2 SPECIAL ZONING DISTRICTS; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 6, 2005 by a vote of 6-0. See companion File ID 05-00344a.

PURPOSE: This will modify requirements for the SD-16, SD-16.1 and SD-16.2 special zoning districts.

PZ.23

05-00344a

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING PAGE NOS. 23 AND 36 OF THE ZONING ATLAS OF ZONING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY CHANGING THE ZONING CLASSIFICATION FOR THE PROPERTIES LOCATED WITHIN AND APPROXIMATELY BOUNDED BY INTERSTATE I-395 TO THE NORTH, NORTHEAST 2ND AVENUE TO THE EAST, NORTHEAST 5TH STREET AND NORTHEAST 6TH STREET TO THE SOUTH AND NORTHWEST 1ST AVENUE TO THE WEST, MIAMI, FLORIDA; FROM C-1 RESTRICTED COMMERCIAL AND C-2 LIBERAL COMMERCIAL TO SD-16.1 SOUTHEAST OVERTOWN-PARK WEST COMMERCIAL-RESIDENTIAL DISTRICTS (SEE MAP OF EXACT PROPERTIES ATTACHED HERETO AND COMPLETE LEGAL DESCRIPTIONS ON FILE); MAKING FINDINGS; CONTAINING A REPEALER PROVISION AND A SEVERALTY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from C-1 Restricted Commercial and C-2 Liberal Commercial to SD-16.1 Southeast Overtown-Park West Commercial-Residential Districts, to Change the Zoning Atlas

LOCATION: Approximately Bounded by Interstate I-395 to the North, NE 2nd Avenue to the East, NE 5th Street and NE 6th Street to the South and NW 1st Avenue to the West

APPLICANT(S): Planning Department

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 6, 2005 by a vote of 6-0. See companion File ID 05-00344.

PURPOSE: This will change the above properties to SD-16.1 Southeast Overtown-Park West Commercial-Residential Districts.

PZ.24**05-00345****ORDINANCE****FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, BY AMENDING ARTICLE 10, IN ORDER TO AMEND SECTION 10.6.3.23, TO ADD SIGN REGULATIONS FOR VERTICAL SHOPPING CENTERS IN THE SD-23 DISTRICT CORAL WAY SPECIAL OVERLAY DISTRICT, CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 Text

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on April 6, 2005 by a vote of 6-0.

PURPOSE: This will add sign regulations for vertical shopping centers in the SD-23 Coral Way Special Overlay District.

PZ.25 05-00409 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENTS, APPROVING WITH CONDITIONS, A MAJOR USE SPECIAL PERMIT PURSUANT TO ARTICLES 13 AND 17 OF ZONING ORDINANCE NO. 11000, AS AMENDED, FOR THE **LYNX DOWNTOWN** PROJECT, TO BE LOCATED AT APPROXIMATELY 16 SOUTHEAST 2ND STREET; 60 SOUTHEAST 2ND STREET; 41 SOUTHEAST 3RD STREET; AND 61 SOUTHEAST 3RD STREET, MIAMI, FLORIDA, TO CONSTRUCT A MIXED-USE SIX-BUILDING CLUSTER DEVELOPMENT RANGING IN HEIGHT FROM 436 FEET TO 745 FEET, TO BE COMPRISED OF APPROXIMATELY 430 TOTAL MULTIFAMILY RESIDENTIAL UNITS; APPROXIMATELY 91 LIVE/WORK UNITS; APPROXIMATELY 207 CONDOMINIUM/HOTEL UNITS; APPROXIMATELY 194 HOTEL ROOMS; APPROXIMATELY 147,696 SQUARE FEET OF OFFICE SPACE; APPROXIMATELY 50,357 SQUARE FEET OF RETAIL AND RESTAURANT SPACE; A 291-FOOT HIGH VERTICAL SPORTS CLUB OF APPROXIMATELY 111,041 SQUARE FEET; AND APPROXIMATELY 1,459 TOTAL PARKING SPACES; DIRECTING TRANSMITTAL; MAKING FINDINGS OF FACT AND STATING CONCLUSIONS OF LAW; PROVIDING FOR BINDING EFFECT; CONTAINING A SEVERABILITY CLAUSE AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: Major Use Special Permit for the Lynx Downtown Project

LOCATION: Approximately 16 SE 2nd Street, 60 SE 2nd Street; 41 SE 3rd Street; and 61 SE 3rd Street

APPLICANT(S): 1225 SW 8 Street Property, Owner and Downtown Associates, LLC, Contract Purchaser

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval with conditions*.

PLANNING ADVISORY BOARD: Recommended approval with conditions* to City Commission on April 20, 2005 by a vote of 7-0.

*See supporting documentation.

PURPOSE: This will allow the development of the **Lynx Downtown** Project.

PZ.26 05-00257 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT, CLOSING, VACATING, ABANDONING AND DISCONTINUING FOR PUBLIC USE THAT PORTION OF A RIGHT-OF-WAY LOCATED EAST OF SOUTHWEST 1ST COURT BETWEEN SOUTHWEST 12TH STREET AND SOUTHWEST 13TH STREET, MORE PARTICULARLY DESCRIBED IN EXHIBIT "A."

REQUEST: Official Vacation and Closure of a Public Right-of-Way

LOCATION: Approximately East of SW 1st Court Between SW 12th Street and SW 13th Street

APPLICANT(S): Jose Milton Trust

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

PUBLIC WORKS DEPARTMENT: Recommended denial.

PLAT & STREET COMMITTEE: Recommended denial on November 4, 2004 by a vote of 4-2.

ZONING BOARD: Recommended denial to City Commission on March 14, 2005 by a vote of 6-1.

PURPOSE: This will allow a unified development site.

PZ.27 04-01208 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), DENYING OR GRANTING THE APPEAL BY THE MORNINGSIDE CIVIC ASSOCIATION, INC. AND ROD ALONSO, RON STEBBINS, SCOTT CRAWFORD AND ELVIS CRUZ, AFFIRMING OR REVERSING THE DECISION OF THE MIAMI ZONING BOARD, THEREBY APPROVING WITH CONDITIONS OR DENYING THE CLASS II SPECIAL PERMIT APPLICATION NO. 03-0309 ISSUED ON JULY 21, 2004, TO ALLOW NEW CONSTRUCTION FOR THE PROPERTY LOCATED AT APPROXIMATELY 5101 BISCAYNE BOULEVARD, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A."

REQUEST: Appeal of a Zoning Board Decision of a Class II Special Permit Appeal

LOCATION: Approximately 5101 Biscayne Boulevard

APPLICANT(S): Chetbro, Inc.

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

APPELLANT(S): Morningside Civic Association, Inc., Rod Alonso, Ron Stebbins, Scott Crawford and Elvis Cruz, Adjacent Property Owners

APPELLANT(S) AGENT: Andrew W.J. Dickman, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial of the appeal and uphold the Zoning Board's decision of the director's decision.

ZONING BOARD: Denied the Class II Special Permit appeal on October 4, 2004 by a vote of 8-0.

PURPOSE: The approval of this appeal will not allow the new construction of a mixed-use structure.

DATE: **NOVEMBER 18, 2004**
MOVER: **COMMISSIONER WINTON**
SECONDER: **COMMISSIONER ALLEN**
VOTE: **AYES: 4 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ AND ALLEN**
 ABSENT: 1 - COMMISSIONER REGALADO
ACTION: **ADOPTED**

DATE: **DECEMBER 1, 2004**
ACTION: **SIGNED BY THE MAYOR**

DATE: **DECEMBER 9, 2004**
ACTION: **RECONSIDERED**

PZ.29 05-00352 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), GRANTING OR DENYING THE APPEAL, REVERSING OR AFFIRMING THE DECISION OF THE ZONING BOARD AND THEREBY DENYING OR GRANTING A SPECIAL EXCEPTION AS LISTED IN ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, TO ALLOW A CHILD DAYCARE FOR 85 CHILDREN, WITH A TIME LIMITATION OF TWELVE (12) MONTHS IN WHICH A BUILDING PERMIT MUST BE OBTAINED, FOR THE PROPERTY LOCATED AT APPROXIMATELY 2280 SOUTHWEST 17TH AVENUE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," SUBJECT TO THE FOLLOWING CONDITIONS BY THE PLANNING DEPARTMENT: 1) A NEW LANDSCAPE PLAN, WITH SPECIFICATIONS, SHALL BE SUBMITTED FOR REVIEW AND APPROVAL, 2) PAINT COLOR SAMPLES AND SIGN SPECIFICATIONS SHALL BE SUBMITTED FOR REVIEW AND APPROVAL, AND 3) A CBS FENCE SHALL BE PLACED AROUND THE PLAYGROUND.

REQUEST: Appeal of a Zoning Board Decision of a Special Exception

LOCATION: Approximately 2280 SW 17th Avenue

APPLICANT(S): Cindy A. Stewart, Owner

APPELLANT(S): Maria Belkis de Cardenas and Harry Robinson, Adjacent Property Owners

FINDINGS:

PLANNING DEPARTMENT: Recommended approval with conditions* of the special exception and denial of the appeal.

ZONING BOARD: Granted the special exception on March 28, 2005 by a vote of 6-2.

PURPOSE: The approval of this appeal will not allow a daycare for 85 children.

PZ.30

04-00572

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 1622 AND 1630 NORTHWEST 22ND AVENUE AND 2210 NORTHWEST NORTH RIVER DRIVE, MIAMI, FLORIDA, FROM "DUPLEX RESIDENTIAL" TO "HIGH DENSITY MULTIFAMILY RESIDENTIAL;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Duplex Residential" to "High Density Multifamily Residential" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 1622 and 1630 NW 22nd Avenue and 2210 NW N River Drive

APPLICANT(S): 1622 Investment Corp., Castille Group Inc., Patrick Karakadze, Curtis B. Van Sant & Jose A. Rado, Owners

APPLICANT(S) AGENT: Ben Fernandez, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

MIAMI RIVER COMMISSION: Unanimously recommended denial to City Commission on May 3, 2004.

PLANNING ADVISORY BOARD: Recommended denial to City Commission on May 19, 2004 by a vote of 7-1. Also recommended denial to City Commission on March 2, 2005 by a vote of 6-0. See companion File ID 04-00572a.

PURPOSE: This will change the above properties to High Density Multifamily Residential.

DATE: JULY 22, 2004

ACTION: CONTINUED

DATE: SEPTEMBER 27, 2004

ACTION: DEFERRED

PZ.31

04-00572a

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 25, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM "R-2" TWO-FAMILY RESIDENTIAL TO "R-4" MULTIFAMILY HIGH-DENSITY RESIDENTIAL, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 1622 AND 1630 NORTHWEST 22ND AVENUE AND 2210 NORTHWEST NORTH RIVER DRIVE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-2 Two-Family Residential to R-4 Multifamily High-Density Residential to Change the Zoning Atlas

LOCATION: Approximately 1622 and 1630 NW 22nd Avenue and 2210 NW N River Drive

APPLICANT(S): 1622 Investment Corp., Castille Group Inc., Patrick Karakadze, Curtis B. Van Sant & Jose A. Rado, Owners

APPLICANT(S) AGENT: Ben Fernandez, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

MIAMI RIVER COMMISSION: Unanimously recommended denial to City Commission on May 3, 2004.

ZONING BOARD: Recommended approval to City Commission on June 14, 2004 by a vote of 8-1. Also recommended approval to City Commission on April 25, 2005 by a vote of 6-3. See companion File ID 04-00572.

PURPOSE: This will change the above properties to R-4 Multifamily High-Density Residential.

DATE: JULY 22, 2004

ACTION: CONTINUED

DATE: SEPTEMBER 27, 2004

ACTION: DEFERRED

PZ.32

04-00854

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTY LOCATED AT APPROXIMATELY 1262 SOUTHWEST 21ST TERRACE, MIAMI, FLORIDA, FROM "SINGLE FAMILY RESIDENTIAL" TO "RESTRICTED COMMERCIAL;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544, from "Single Family Residential" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 1262 SW 21st Terrace

APPLICANT(S): Ive Group One, LLC

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended denial to City Commission on July 7, 2004 by a vote of 5-2. See companion File ID 04-00854a.

PURPOSE: This will change the above property to Restricted Commercial.

DATE: FEBRUARY 24, 2005

ACTION: CONTINUED

PZ.33

04-00854a

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 38, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM "C-1" RESTRICTED COMMERCIAL WITH AN "SD-23" CORAL WAY SPECIAL OVERLAY DISTRICT AND "R-1" SINGLE-FAMILY RESIDENTIAL WITH AN "SD-12" BUFFER OVERLAY DISTRICT TO "C-1" RESTRICTED COMMERCIAL WITH AN "SD-23" CORAL WAY SPECIAL OVERLAY DISTRICT AND "SD-19" DESIGNATED F.A.R. OVERLAY DISTRICT, WITH A SPECIFIC F.A.R. OF 2.4, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 1249 AND 1265 SOUTHWEST 22ND STREET AND 1262 SOUTHWEST 21ST TERRACE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from C-1 Restricted Commercial with an SD-23 Coral Way Special Overlay District and R-1 Single-Family Residential with an SD-12 Buffer Overlay District to C-1 Restricted Commercial with an SD-23 Coral Way Special Overlay District and SD-19 Designated F.A.R. Overlay District, with a Specific F.A.R. of 2.4 to Change the Zoning Atlas

LOCATION: Approximately 1249 and 1265 SW 22nd Street and 1262 SW 21st Terrace

APPLICANT(S): Ive Group One, LLC, Owner/Contract Purchaser and Maria Garcia, Owner

APPLICANT(S) AGENT: Lucia A. Dougherty, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended approval, which failed, constituting a recommendation of denial to City Commission on November 22, 2004 by a vote of 4-4. See companion File ID 04-00854.

PURPOSE: This will change the above properties to C-1 Restricted Commercial with an SD-23 Coral Way Special Overlay District and SD-19 Designated F.A.R. Overlay District, with a specific F.A.R. of 2.4.

DATE: FEBRUARY 24, 2005

ACTION: CONTINUED

PZ.34**05-00080****ORDINANCE****FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING ORDINANCE NO. 10544, AS AMENDED, THE FUTURE LAND USE MAP OF THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 1065 AND 1075 NORTHEAST LITTLE RIVER DRIVE, MIAMI, FLORIDA, FROM "SINGLE FAMILY RESIDENTIAL" TO "MEDIUM DENSITY MULTIFAMILY RESIDENTIAL,;" MAKING FINDINGS; DIRECTING TRANSMITTALS TO AFFECTED AGENCIES; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544 from "Single Family Residential" to "Medium Density Multifamily Residential" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 1065 and 1075 NE Little River Drive

APPLICANT(S): Saieh Investments, Inc.

APPLICANT(S) AGENT: Richard J. Sarafan, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended denial to City Commission on January 19, 2005 by a vote of 7-0. See companion File ID 05-00080a.

PURPOSE: This will change the above properties to Medium Density Multifamily Residential.

PZ.35

05-00080a

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 8, OF THE ZONING ATLAS OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, ARTICLE 4, SECTION 401, SCHEDULE OF DISTRICT REGULATIONS, BY CHANGING THE ZONING CLASSIFICATION FROM "R-1" SINGLE-FAMILY RESIDENTIAL TO "R-3" MULTIFAMILY MEDIUM-DENSITY RESIDENTIAL, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 1065 AND 1075 NORTHEAST LITTLE RIVER DRIVE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A," CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000, from R-1 Single-Family Residential to R-3 Multifamily Medium-Density Residential to Change the Zoning Atlas

LOCATION: Approximately 1065 and 1075 NE Little River Drive

APPLICANT(S): Saieh Investment, Inc.

APPLICANT(S) AGENT: Richard J. Sarafan, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended denial to City Commission on February 28, 2005 by a vote of 8-0. See companion File ID 05-00080.

PURPOSE: This will change the above properties to R-3 Multifamily Medium-Density Residential.