

City of Miami

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



Meeting Agenda

Thursday, June 23, 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.

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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.6 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 CDBG Funds - Allapattah Dev. LLC & Telemiami Inc.

SR - SECOND READING ORDINANCES**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**

PR.1	05-00585	<u>CEREMONIAL ITEM</u>		
		Name of Honoree	Presenter	Protocol Item
		John M. Bulger	Commissioner Regalado	Proclamation

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 MEETING:

Planning and Zoning Meeting of May 26, 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.6 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.6 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** **05-00542** **RESOLUTION**
*Department of
Purchasing* A RESOLUTION OF THE MIAMI CITY COMMISSION ACCEPTING THE BID OF SECURE DATA STORAGE, RECEIVED ON APRIL 18, 2005, PURSUANT TO INVITATION FOR BIDS NO. 04-05-033, FOR THE PROVISION OF COMMERCIAL RECORDS MANAGEMENT SERVICES, FOR THE OFFICE OF THE CITY CLERK, TO BE UTILIZED CITYWIDE BY VARIOUS USER DEPARTMENTS AND AGENCIES, ON AN AS-NEEDED CONTRACT BASIS, FOR AN INITIAL TWO (2) YEAR PERIOD, WITH THE OPTION TO RENEW FOR TWO (2) ADDITIONAL ONE (1) YEAR PERIODS, AT AN ESTIMATED ANNUAL AMOUNT NOT TO EXCEED \$140,000, FOR A TOTAL ESTIMATED AMOUNT NOT TO EXCEED \$560,000; ALLOCATING FUNDS FROM THE CURRENT FISCAL YEAR'S GENERAL OPERATING BUDGETS AND GRANTS OF THE VARIOUS USER DEPARTMENTS AND AGENCIES, WITH FUTURE FISCAL YEAR FUNDING SUBJECT ONLY TO BUDGETARY APPROVAL AT THE TIME OF NEED.
- CA.2** **05-00543** **RESOLUTION**
*Department of
Parks and
Recreation* A RESOLUTION OF THE MIAMI CITY COMMISSION ESTABLISHING A NEW SPECIAL REVENUE FUND ENTITLED: "PROGRAMS FOR THE DEVELOPMENTALLY DISABLED, 2005 -2006" AND APPROPRIATING FUNDS FOR ITS OPERATION IN THE TOTAL AMOUNT OF \$237,396, CONSISTING OF A GRANT FROM THE STATE OF FLORIDA AGENCY FOR HEALTH CARE ADMINISTRATION, MEDICAID PROGRAM DEVELOPMENT, TO FUND PROGRAMS FOR THE DEVELOPMENTALLY DISABLED, WHICH ARE ADMINISTERED BY THE CITY OF MIAMI'S DEPARTMENT OF PARKS AND RECREATION THROUGH ITS PROGRAMS FOR PERSONS WITH DISABILITIES, DURING THE PERIOD OF JULY 1, 2005 THROUGH JUNE 30, 2006; FURTHER AUTHORIZING THE CITY MANAGER TO ACCEPT SAID GRANT AND TO EXECUTE THE NECESSARY DOCUMENTS, TO IMPLEMENT ACCEPTANCE OF SAID GRANT.

- CA.3** **05-00544** **RESOLUTION**
*Department of
Economic
Development* A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO EXECUTE A RELEASE, DISCHARGE AND WAIVER OF REVERTER ("REVERTER RELEASE"), IN SUBSTANTIALLY THE ATTACHED FORM, FOR A PORTION OF NORTHEAST 20TH STREET FROM MARGARET PACE PARK WEST TO BISCAYNE BOULEVARD, MIAMI, FLORIDA, AS MORE LEGALLY DESCRIBED IN THE ATTACHED REVERTER RELEASE, IN CONNECTION WITH THE DEVELOPMENT OF A PROJECT IN THE OMNI COMMUNITY REDEVELOPMENT AREA.
- CA.4** **05-00545** **RESOLUTION**
*Department of
Finance* A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE CITY OF MIAMI DEBT MANAGEMENT POLICY ("DEBT POLICY"), ATTACHED AND INCORPORATED; DIRECTING THE CITY MANAGER TO IMPLEMENT THE AMENDED DEBT POLICY.
- CA.5** **05-00535** **RESOLUTION**
*Office of the City
Attorney* A RESOLUTION OF THE MIAMI CITY COMMISSION AUTHORIZING THE DIRECTOR OF FINANCE TO PAY VIVIANA DIAZ, WITHOUT ADMISSION OF LIABILITY, THE SUM OF \$39,500 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 VIVIANA DIAZ VS. CITY OF MIAMI, IN THE CIRCUIT COURT IN AND FOR MIAMI-DADE COUNTY, CASE NO. 04-14917 CA (05), 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. 515001.624401.6340.65319.
- CA.6** **05-00569** **RESOLUTION**
*Department of
Public Works* A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR GRANT FUNDING TO THE STATE OF FLORIDA, DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY, IN AN AMOUNT NOT TO EXCEED \$75,000, FOR REPLANTING, REFORESTING AND/OR REPLACING OF TREES THAT WERE DAMAGED AND/OR DESTROYED IN THE LITTLE HAITI SECTION OF THE CITY OF MIAMI DUE TO HURRICANES FRANCES AND JEANNE ("TREE PROJECT"); AUTHORIZING THE ALLOCATION OF REQUIRED MATCHING FUNDS FOR TWENTY-FIVE PERCENT (25%) OF THE TREE PROJECT, IN AN AMOUNT NOT TO EXCEED \$18,750, FROM THE PUBLIC WORKS GENERAL ACCOUNT NO. 001000.311003.6.340; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE THE NECESSARY DOCUMENTS, FOR SUBMISSION OF SAID GRANT APPLICATION, SUBJECT TO THE TERMS AND CONDITIONS OF SAID GRANT APPLICATION.

END OF CONSENT AGENDA

MAYOR AND COMMISSIONER'S ITEMS

CITYWIDE

HONORABLE MAYOR MANUEL A. DIAZ

PUBLIC HEARING

M.1

05-00564

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, AFTER A PUBLIC HEARING, PURSUANT TO SECTION 2-614 OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED ("CITY CODE"), WAIVING THE CONFLICT OF INTEREST PROVISIONS CONTAINED IN SECTION 2-612 OF THE CITY CODE, AS RELATED TO STATE CERTIFIED FIREFIGHTERS/ EMERGENCY MEDICAL TECHNICIANS, TO ENABLE THEM TO PROVIDE BASIC LIFE SUPPORT TRAINING AND EDUCATION IN COMPLIANCE WITH THE CITY OF MIAMI SAVE A LIFE FOUNDATION GRANT PROJECT.

DISTRICT 1

VICE CHAIRMAN ANGEL GONZÁLEZ

DISTRICT 2

COMMISSIONER JOHNNY L. WINTON

D2.1

05-00530

DISCUSSION ITEM

DISCUSSION TO EXPLORE THE OPTIONS AVAILABLE TO THE CITY OF MIAMI IN DEALING WITH THE FEDERAL GOVERNMENT TO GIVE US BACK OUR DOWNTOWN STREETS, INCLUDING FILING SUIT, IF NEED BE.

DISTRICT 3

CHAIRMAN JOE SANCHEZ

DISTRICT 4

COMMISSIONER TOMAS REGALADO

DISTRICT 5

COMMISSIONER JEFFERY L. ALLEN

PUBLIC HEARINGS**PH.1 05-00546***Department of
Economic
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, AFTER AN ADVERTISED PUBLIC HEARING, AUTHORIZING THE CITY MANAGER TO EXERCISE THE OPTION TO PURCHASE REAL PROPERTIES LOCATED AT 958 AND 960 NORTHEAST 79TH STREET, MIAMI, FLORIDA, AS LEGALLY DESCRIBED IN "EXHIBIT A," ATTACHED AND INCORPORATED, IN CONNECTION WITH THE DEVELOPMENT OF A FIRE STATION, FOR A TOTAL PURCHASE PRICE AMOUNT NOT TO EXCEED \$1,050,000; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE THE OPTION TO PURCHASE REAL PROPERTY AGREEMENT ("OPTION AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI AND 79TH STREET LLC, A FLORIDA LIMITED LIABILITY COMPANY, AND TO CONSUMMATE SAID TRANSACTION IN ACCORDANCE WITH THE TERMS OF SAID OPTION AGREEMENT; ALLOCATING FUNDS, IN THE AMOUNT NOT TO EXCEED \$1,095,000 FROM THE NEIGHBORHOOD FIRE STATIONS AND TRAINING FACILITY PROJECT, ACCOUNT NO. 313306.289307 APPROPRIATED FROM THE \$255 MILLION HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND FOR COSTS, INCLUDING BUT NOT LIMITED TO, SURVEYS, ENVIRONMENTAL REPORTS, DEMOLITION AND OTHER COSTS ASSOCIATED WITH SAID ACQUISITION; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS IN CONNECTION WITH SAID OPTION AGREEMENT.

PH.2 05-00547

*Department of
Economic
Development*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), BY A FOUR-FIFTHS (4/5THS) AFFIRMATIVE VOTE, AFTER AN ADVERTISED PUBLIC HEARING, AUTHORIZING THE CITY MANAGER TO EXERCISE THE OPTION TO PURCHASE REAL PROPERTY LOCATED AT 990 NORTHEAST 79TH STREET, MIAMI, FLORIDA, AS LEGALLY DESCRIBED IN "EXHIBIT A," ATTACHED AND INCORPORATED, IN CONNECTION WITH THE DEVELOPMENT OF A FIRE STATION, FOR A TOTAL PURCHASE PRICE AMOUNT NOT TO EXCEED \$900,000; FURTHER AUTHORIZING THE CITY MANAGER TO EXECUTE THE OPTION TO PURCHASE REAL PROPERTY AGREEMENT ("OPTION AGREEMENT"), IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF MIAMI AND JEFFREY LEFCOURT AND TO CONSUMMATE SAID TRANSACTION IN ACCORDANCE WITH THE TERMS OF SAID OPTION AGREEMENT; ALLOCATING FUNDS, IN THE AMOUNT NOT TO EXCEED \$935,200, FROM THE NEIGHBORHOOD FIRE STATIONS AND TRAINING FACILITY PROJECT, ACCOUNT NO. 313306.289307, APPROPRIATED FROM THE \$255 MILLION HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND FOR COSTS, INCLUDING BUT NOT LIMITED TO, SURVEYS, ENVIRONMENTAL REPORTS, DEMOLITION AND OTHER COSTS ASSOCIATED WITH SAID ACQUISITION; FURTHER AUTHORIZING THE CITY MANAGER TO ACCEPT THE ASSIGNMENT OF THE EXISTING LEASE AGREEMENT ("LEASE"), IN SUBSTANTIALLY THE ATTACHED FORM, FOR THE PROPERTY AND TO EXECUTE ALL NECESSARY DOCUMENTS IN CONNECTION WITH THE OPTION AGREEMENT AND ASSIGNMENT OF SAID LEASE.

10:30 A.M.**PH.3 05-00460***Department of
Community
Development***RESOLUTION**

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AUTHORIZING THE TRANSFER OF COMMUNITY DEVELOPMENT BLOCK GRANT CLOSED OUT FUNDS, IN THE AMOUNT OF \$260,174.41 AND CITY OF MIAMI DEPARTMENT OF COMMUNITY DEVELOPMENT COMMERCIAL FAÇADE PROGRAM FUNDS, IN THE AMOUNT OF \$339,825.59, AS SPECIFIED IN "ATTACHMENT A," ATTACHED AND INCORPORATED, FOR THE TOTAL AMOUNT OF \$600,000; ALLOCATING SAID FUNDS, IN THE FORM OF SUBORDINATED LOANS, TO ALLAPATTAH DEVELOPMENT, LLC., IN THE AMOUNT OF \$300,000 AND TO TELEMAMI, INC., IN THE AMOUNT OF \$300,000, FOR SPECIAL ECONOMIC DEVELOPMENT ACTIVITIES, AS SPECIFIED IN SAID ATTACHMENT; AUTHORIZING THE CITY MANAGER TO EXECUTE LOAN AGREEMENTS, WITH SAID AGENCIES, FOR SAID PURPOSES.

DATE: MAY 26, 2005**ACTION: DEFERRED**

ORDINANCES - SECOND READING

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

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|-------------|--|--|-----------------------|
| SR.1 | 05-00524 | <u>ORDINANCE</u> | SECOND READING |
| | <i>Office of the City
Attorney</i> | <p>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 DELETING REFERENCES TO CERTAIN BOARDS AND AUTHORITIES IN THE SUNSET PROVISIONS OF SAID CODE; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.</p> <p>DATE: JUNE 9, 2005</p> <p>MOVER: COMMISSIONER WINTON</p> <p>SECONDER: COMMISSIONER ALLEN</p> <p>VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ, REGALADO AND ALLEN</p> <p>ACTION: PASSED ON FIRST READING</p> | |
| SR.2 | 05-00539 | <u>ORDINANCE</u> | SECOND READING |
| | <i>Office of the City
Attorney</i> | <p>AN ORDINANCE OF THE MIAMI CITY COMMISSION RELATED TO MUNICIPAL ELECTIONS; CHANGING THE TUESDAY, NOVEMBER 8, 2005, CITY OF MIAMI GENERAL MUNICIPAL ELECTION TO TUESDAY, NOVEMBER 1, 2005, TO PROVIDE THE MIAMI-DADE COUNTY SUPERVISOR OF ELECTIONS SUFFICIENT TIME BETWEEN THE GENERAL AND RUN-OFF ELECTIONS TO ACCURATELY PROGRAM VOTING MACHINES, PRINT AND TEST-RUN THE BALLOT, AND PROVIDE SUFFICIENT TIME FOR PROCESSING ABSENTEE BALLOTING; DIRECTING THE CITY CLERK TO TRANSMIT CERTIFIED COPIES OF THIS ORDINANCE TO THE MIAMI-DADE COUNTY MANAGER AND ELECTIONS SUPERVISOR; CONTAINING A REPEALER PROVISION, A SEVERABILITY CLAUSE, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.</p> <p>DATE: JUNE 9, 2005</p> <p>MOVER: COMMISSIONER ALLEN</p> <p>SECONDER: COMMISSIONER REGALADO</p> <p>VOTE: AYES: 3 - COMMISSIONER GONZÁLEZ, REGALADO AND ALLEN</p> <p>ABSENT: 2 - COMMISSIONER WINTON AND SANCHEZ</p> <p>ACTION: PASSED ON FIRST READING</p> | |

DISCUSSION ITEM

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	05-00562	<u>DISCUSSION ITEM</u>
	<i>Office of the City Attorney</i>	DISCUSSION REGARDING THE PENDING LAWSUIT CONCERNING FAMILY BOARDING HOME.

PART B

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

PZ.1 04-00723 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENTS, APPROVING WITH CONDITIONS, A MAJOR USE SPECIAL PERMIT PURSUANT TO ARTICLES 9, 13 AND 17 OF ZONING ORDINANCE NO. 11000, FOR THE **1237 BISCAYNE BOULEVARD** PROJECT, TO BE LOCATED AT APPROXIMATELY 1237 BISCAYNE BOULEVARD, 324 AND 444 NORTHEAST 13TH STREET, MIAMI, FLORIDA, TO CONSTRUCT A 57-STORY MIXED-USE STRUCTURE CONSISTING OF 408 TOTAL MULTIFAMILY RESIDENTIAL UNITS, APPROXIMATELY 17,160 SQUARE FEET OF RETAIL/OFFICE USE, AND 570 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 1237 Biscayne Boulevard Project

LOCATION: Approximately 1237 Biscayne Boulevard and 324 and 444 NE 13th Street

APPLICANT(S): 1237 Biscayne Blvd, LLC, Owner and 1237 Biscayne Development Group, 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 June 16, 2004 by a vote of 6-0.

ZONING BOARD: Granted the special exception with conditions* on June 28, 2004 by a vote of 8-0.

*See supporting documentation.

PURPOSE: This will allow the development of the **1237 Biscayne Boulevard** Project.

DATE: JULY 22, 2004

ACTION: CONTINUED

DATE: JULY 29, 2004

ACTION: CONTINUED

DATE: OCTOBER 28, 2004

ACTION: CONTINUED

DATE: NOVEMBER 18, 2004

ACTION: CONTINUED
DATE: JANUARY 27, 2005
ACTION: CONTINUED
DATE: MARCH 24, 2005
ACTION: CONTINUED
DATE: APRIL 28, 2005
ACTION: CONTINUED

PZ.2 05-00463 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 **VISTA BISCAYNE** PROJECT, TO BE LOCATED AT APPROXIMATELY 436, 446 AND 452 NORTHEAST 29TH STREET, MIAMI, FLORIDA, TO CONSTRUCT AN APPROXIMATE 17-STORY HIGH RESIDENTIAL STRUCTURE CONSISTING OF APPROXIMATELY 41 TOTAL MULTIFAMILY RESIDENTIAL UNITS WITH RECREATIONAL AMENITIES; AND APPROXIMATELY 62 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 Vista Biscayne Project

LOCATION: Approximately 436, 446 and 452 NE 29th Street

APPLICANT(S): Vista Biscayne, 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 May 4, 2005 by a vote of 5-0.

ZONING BOARD: Recommended approval of a variance to City Commission on April 25, 2005 by a vote of 5-4.

*See supporting documentation.

PURPOSE: This will allow the development of the **Vista Biscayne** Project.

PZ.3 05-00518 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 **PLATINUM ON THE BAY** PROJECT (MU-2005-010), TO BE LOCATED AT APPROXIMATELY 2955 NORTHEAST 7TH AVENUE; 486 AND 700 NORTHEAST 29TH TERRACE; 555, 575 AND 711 NORTHEAST 29TH STREET, MIAMI, FLORIDA, TO CONSTRUCT AN APPROXIMATE 589-FOOT, 56-STORY HIGH RESIDENTIAL STRUCTURE CONSISTING OF APPROXIMATELY 320 TOTAL MULTIFAMILY RESIDENTIAL UNITS WITH RECREATIONAL AMENITIES; AND APPROXIMATELY 587 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 Platinum on the Bay Project

LOCATION: Approximately 2955 NE 7th Avenue; 486 and 700 NE 29th Terrace; 555, 575 and 711 NE 29th Street

APPLICANT(S): Maysville, Inc.

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 May 18, 2005 by a vote of 5-0.

*See supporting documentation.

PURPOSE: This will allow the development of the **Platinum on the Bay** Project.

PZ.4**05-00140****ORDINANCE****SECOND 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.

DATE: MAY 26, 2005
MOVER: VICE CHAIRMAN GONZÁLEZ
SECONDER: COMMISSIONER WINTON
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ, REGALADO AND ALLEN
ACTION: PASSED ON FIRST READING

PZ.5**05-00140a****ORDINANCE****SECOND 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.

DATE: MAY 26, 2005

MOVER: COMMISSIONER WINTON

SECONDER: VICE CHAIRMAN GONZÁLEZ

VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ, REGALADO AND ALLEN

ACTION: PASSED ON FIRST READING

PZ.6

05-00141

ORDINANCE**SECOND 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.

DATE: MAY 26, 2005
MOVER: COMMISSIONER WINTON
SECONDER: VICE CHAIRMAN GONZÁLEZ
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ, REGALADO AND ALLEN
ACTION: PASSED ON FIRST READING

PZ.7

05-00141a

ORDINANCE**SECOND 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.

DATE: MAY 26, 2005
MOVER: COMMISSIONER WINTON
SECONDER: COMMISSIONER ALLEN
VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ, REGALADO AND ALLEN
ACTION: PASSED ON FIRST READING

PZ.8

05-00292

ORDINANCE**SECOND 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.

DATE: MAY 26, 2005

MOVER: COMMISSIONER WINTON

SECONDER: COMMISSIONER REGALADO

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

ABSENT: 1 - COMMISSIONER ALLEN

ACTION: PASSED ON FIRST READING

PZ.9**05-00292a****ORDINANCE****SECOND 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.

DATE: MAY 26, 2005

MOVER: COMMISSIONER WINTON

SECONDER: COMMISSIONER REGALADO

VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ, REGALADO AND ALLEN

ACTION: PASSED ON FIRST READING

PZ.10

05-00346

ORDINANCE**SECOND 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.

DATE: MAY 26, 2005

MOVER: COMMISSIONER REGALADO

SECONDER: VICE CHAIRMAN GONZÁLEZ

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

NOES: 1 - COMMISSIONER WINTON

ACTION: PASSED ON FIRST READING

PZ.11

05-00344

ORDINANCE**SECOND 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.

DATE: MAY 26, 2005

MOVER: COMMISSIONER ALLEN

SECONDER: COMMISSIONER WINTON

**VOTE: AYES: 4 - COMMISSIONER WINTON, SANCHEZ,
REGALADO AND ALLEN**

ABSENT: 1 - COMMISSIONER GONZÁLEZ

ACTION: PASSED ON FIRST READING

PZ.12 05-00344a ORDINANCE SECOND 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.

DATE: MAY 26, 2005

MOVER: COMMISSIONER ALLEN

SECONDER: COMMISSIONER WINTON

**VOTE: AYES: 4 - COMMISSIONER WINTON, SANCHEZ,
REGALADO AND ALLEN**

ABSENT: 1 - COMMISSIONER GONZÁLEZ

ACTION: PASSED ON FIRST READING

PZ.13

05-00345

ORDINANCE**SECOND 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.

DATE: MAY 26, 2005

MOVER: COMMISSIONER ALLEN

SECONDER: COMMISSIONER REGALADO

VOTE: AYES: 5 - COMMISSIONER GONZÁLEZ, WINTON, SANCHEZ, REGALADO AND ALLEN

ACTION: PASSED ON FIRST READING

PZ.14 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

DATE: MAY 26, 2005

ACTION: CONTINUED

PZ.15

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

DATE: MAY 26, 2005

ACTION: CONTINUED

PZ.16**05-00410a****ORDINANCE****FIRST 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 BY CHANGING THE LAND USE DESIGNATION OF THE PROPERTIES LOCATED AT APPROXIMATELY 1400-1500 NORTHWEST NORTH RIVER DRIVE, MIAMI, FLORIDA, FROM "OFFICE" 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 "Office" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 1400-1500 NW N River Drive

APPLICANT(S): Mahi Shrine Holding Corp.

APPLICANT(S) AGENT: A. Vicky Garcia-Toledo, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on May 18, 2005 by a vote of 5-0. See companion File ID 05-00410.

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

PZ.17**05-00410****ORDINANCE****FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 24, 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 "O" OFFICE TO "C-1" RESTRICTED COMMERCIAL WITH AN "SD-19" DESIGNATED F.A.R. OVERLAY DISTRICT, INCREASING THE F.A.R. TO 2.8, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 1400-1500 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 O Office to C-1 Restricted Commercial with an SD-19 Designated F.A.R. Overlay District, Increasing the F.A.R. to 2.8 to Change the Zoning Atlas

LOCATION: Approximately 1400-1500 NW N River Drive

APPLICANT(S): Mahi Shrine Holding Corp.

APPLICANT(S) AGENT: A. Vicky Garcia-Toledo, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

ZONING BOARD: Recommended approval to City Commission on April 25, 2005 by a vote of 9-0. See companion File ID 05-00410a.

PURPOSE: This will change the above properties to C-1 Restricted Commercial with an SD-19 Designated F.A.R. Overlay District, increasing the F.A.R. to 2.8.

PZ.18**05-00520****ORDINANCE****FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, AMENDING ORDINANCE NO. 11000, OF THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, BY AMENDING ARTICLE 6, SPECIAL DISTRICTS, IN ORDER TO AMEND SECTION 610 AND SUBSECTIONS THEREOF, SD-10 JACKSON MEMORIAL HOSPITAL MEDICAL CENTER OVERLAY DISTRICT, IN ORDER TO CHANGE THE NAME OF THE DISTRICT TO THE "MEDICAL HEALTH CARE, HOSPITAL AND RESEARCH PARK OVERLAY DISTRICT", AND IN ORDER TO MODIFY SPECIAL DISTRICT REQUIREMENTS, INCLUDING CONSIDERATIONS FOR CLASS II PERMIT DETERMINATIONS REQUIREMENTS RELATED TO HEIGHT, SETBACK, FLOOR AREA RATIO AND PARKING AND LOADING LIMITATIONS FOR SPECIAL PERMITS; 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 May 18, 2005 by a vote of 5-0. See companion File ID 05-00520a.

PURPOSE: This will change the name and modify special district requirements for the SD-10 special zoning district.

PZ.19 05-00520a ORDINANCE FIRST READING

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING PAGE NO. 24 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-95 TO THE EAST, NORTHWEST 20TH STREET TO THE NORTH, STATE ROAD 836 TO THE SOUTH AND NORTHWEST 14TH AVENUE TO THE WEST, MIAMI, FLORIDA; (SEE COMPLETE LEGAL DESCRIPTION AND MAP ON FILE), IN ORDER TO REMOVE THE SD-19 DESIGNATED FAR OVERLAY DISTRICT FROM THE FORMER SD-10 JACKSON MEMORIAL HOSPITAL MEDICAL CENTER OVERLAY DISTRICT, AND IN ORDER TO ADD THE NEW SD-10 "MEDICAL HEALTH CARE, HOSPITAL AND RESEARCH PARK OVERLAY DISTRICT" TO THE ENTIRE NEW BOUNDARIES FOR SUCH PROPERTIES, AS LEGALLY DESCRIBED IN "EXHIBIT A" OF THE ADOPTING ORDINANCE; MAKING FINDINGS; CONTAINING A REPEALER PROVISION AND A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 11000 by Changing the Zoning Atlas to Add the SD-10 Medical Health Care, Hospital and Research Park Overlay District to Certain Properties and Simultaneously Remove the SD-19 Designated FAR Overlay District from Portions of the District as Described in the Ordinance

LOCATION: Approximately Bounded by Interstate I-95 to the East, NW 20th Street to the North, SR 836 to the South and NW 14th Avenue to the West

APPLICANT(S): Planning Department

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on May 18, 2005 by a vote of 5-0. See companion File ID 05-00520.

PURPOSE: This will generally add the SD-10 Medical Health Care, Hospital and Research Park Overlay District to the above properties.

PZ.20**05-00521****ORDINANCE****FIRST 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 BY AMENDING THE NAME OF THE SD-27.2 DISTRICT FROM BUENA VISTA YARD WEST SPECIAL DISTRICT TO MIDTOWN MIAMI WEST SPECIAL DISTRICT, AND BY AMENDING CERTAIN PROVISIONS IN THE SD-27.1 DISTRICT RELATED TO HEIGHT OF PARKING STRUCTURES; 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 May 18, 2005 by a vote of 5-0.

PURPOSE: This will amend the name of the SD-27.2 District to Midtown Miami West Special District and amend certain provisions in SD-27.1.

PZ.21**04-01102a****ORDINANCE****FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION AMENDING THE FUTURE LAND USE ELEMENT/MAP OF ORDINANCE NO. 10544, AS AMENDED, THE MIAMI COMPREHENSIVE NEIGHBORHOOD PLAN, BY AMENDING THE GOALS, OBJECTIVES AND POLICIES OF THE FUTURE LAND USE ELEMENT/MAP TO INCORPORATE LANGUAGE REGARDING THE DESIGNATION OF AN URBAN CENTRAL BUSINESS DISTRICT WITHIN THE CITY OF MIAMI; SETTING FORTH THE BOUNDARIES OF THE URBAN CENTRAL BUSINESS DISTRICT; ESTABLISHING A POLICY FOR SUCH DESIGNATION; CONTAINING A REPEALER PROVISION AND SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

REQUEST: To Amend Ordinance No. 10544 Text

APPLICANT(S): Joe Arriola, City Manager

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on May 4, 2005 by a vote of 5-0.

PURPOSE: This will amend the goals, objectives and policies of the Future Land Use Element/Map by incorporating language regarding the designation of an Urban Central Business District.

PZ.22

04-01438

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 244 AND 252 SOUTHWEST 6TH STREET, MIAMI, FLORIDA, FROM "INDUSTRIAL" 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 "Industrial" to "Restricted Commercial" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 244 and 252 SW 6th Street

APPLICANT(S): Neo Holdings, Inc.; Legacy Asset Holders, Inc.; Tavmar Investments, LC; Mahlberg Investment Holdings, Inc. and Ibiza Properties, Owners

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

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended approval to City Commission on December 1, 2004 by a vote of 5-2. See companion File ID 04-01438a.

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

DATE: FEBRUARY 24, 2005

ACTION: CONTINUED

DATE: APRIL 28, 2005

ACTION: CONTINUED

PZ.23

04-01438a

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 36 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 "I" INDUSTRIAL AND "C-1" RESTRICTED COMMERCIAL TO "SD-7" CENTRAL BRICKELL RAPID TRANSIT COMMERCIAL-RESIDENTIAL DISTRICT, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 244 AND 252 SOUTHWEST 6TH STREET; 219, 233, 243, 253 AND 257-259 SOUTHWEST 7TH 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 I Industrial and C-1 Restricted Commercial to SD-7 Central Brickell Rapid Transit Commercial-Residential District to Change the Zoning Atlas

LOCATION: Approximately 244 and 252 SW 6th Street; 219, 233, 243, 253 and 257-259 SW 7th Street

APPLICANT(S): Neo Holdings, Inc.; Legacy Asset Holders, Inc.; Tavmar Investments, LC; Mahlberg Investment Holdings, Inc. and Ibiza Properties, Owners

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

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended approval to City Commission on January 10, 2005 by a vote of 7-2. See companion File ID 04-01438.

PURPOSE: This will change the above properties to SD-7 Central Brickell Rapid Transit Commercial-Residential District.

DATE: FEBRUARY 24, 2005

ACTION: CONTINUED

DATE: APRIL 28, 2005

ACTION: CONTINUED

PZ.24

04-00853

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 2471 & 2511 SOUTHWEST 32ND AVENUE AND 3186 SOUTHWEST 25TH STREET, MIAMI, FLORIDA, FROM "DUPLEX 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 "Duplex Residential" to "Medium Density Multifamily Residential" to Change the Future Land Use Designation of the Miami Comprehensive Neighborhood Plan

LOCATION: Approximately 2471 & 2511 SW 32nd Avenue and 3186 SW 25th Street

APPLICANT(S): Henry Lester Clark, Owner and GMRR Investments Corp., Contract Purchaser

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

FINDINGS:

PLANNING AND ZONING DEPARTMENT: Recommended denial.

PLANNING ADVISORY BOARD: Recommended denial to City Commission on July 7, 2004 by a vote of 5-2 of the request to Restricted Commercial. Recommended denial to City Commission on March 16, 2005 by a vote of 3-4 of the request to Medium Density Multifamily Residential. See companion File ID 04-00853a.

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

DATE: SEPTEMBER 27, 2004

ACTION: DEFERRED

PZ.25

04-00853a

ORDINANCE**FIRST READING**

AN ORDINANCE OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING PAGE NO. 42, 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-3" MULTIFAMILY MEDIUM-DENSITY RESIDENTIAL, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 2471 AND 2511 SOUTHWEST 32ND AVENUE, AND 3186 SOUTHWEST 25TH 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-2 Two-Family Residential to R-3 Multifamily Medium-Density Residential to Change the Zoning Atlas

LOCATION: Approximately 2471 and 2511 SW 32nd Avenue, and 3186 SW 25th Street

APPLICANT(S): Henry Lester Clark, Owner and GMRR Investments Corp., Contract Purchaser

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

FINDINGS:

PLANNING DEPARTMENT: Recommended denial.

ZONING BOARD: Recommended denial to City Commission on July 26, 2004, by a vote of 6-3 of the request to C-1 Restricted Commercial.

Recommended denial to City Commission on April 25, 2005 by a vote of 5-4 of the request to R-3 Multifamily Medium-Density Residential. See companion File ID 04-00853.

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

DATE: SEPTEMBER 27, 2004

ACTION: DEFERRED

PZ.26

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

DATE: MAY 26, 2005

ACTION: CONTINUED

PZ.27

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

DATE: MAY 26, 2005

ACTION: CONTINUED

PZ.28 05-00236 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT, GRANTING A SPECIAL EXCEPTION, REQUIRING CITY COMMISSION APPROVAL PURSUANT TO THE PROVISIONS OF SECTION 934 OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, TO ALLOW A CHANGE OF OWNERSHIP FOR AN EXISTING COMMUNITY-BASED RESIDENTIAL FACILITY, FOR THE PROPERTY LOCATED AT APPROXIMATELY 820 SOUTHWEST 20TH AVENUE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A."

REQUEST: Special Exception Requiring City Commission Approval

LOCATION: Approximately 820 SW 20th Avenue

APPLICANT(S): La Covadonga Retirement Inv., Ltd.

APPLICANT(S) AGENT: Marbet Mier, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

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

PURPOSE: This will allow a change of ownership to an existing community-based residential facility.

PZ.29 04-01386 RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT, GRANTING A SPECIAL EXCEPTION REQUIRING CITY COMMISSION APPROVAL, AS LISTED IN SECTION 1305 OF ORDINANCE NO. 11000, AS AMENDED, THE ZONING ORDINANCE OF THE CITY OF MIAMI, FLORIDA, TO ALLOW A CHANGE OF OWNERSHIP FOR A COMMUNITY-BASED RESIDENTIAL FACILITY, FOR THE PROPERTIES LOCATED AT APPROXIMATELY 1024 AND 1144 SOUTHWEST 19TH AVENUE AND 1800 AND 1895 SOUTHWEST 11TH TERRACE, MIAMI, FLORIDA, MORE PARTICULARLY DESCRIBED IN "EXHIBIT A."

REQUEST: Special Exception Requiring City Commission Approval

LOCATION: Approximately 1024 and 1144 SW 19th Avenue and 1800 and 1895 SW 11th Terrace

APPLICANT(S): Family Boarding Home, Inc.

APPLICANT(S) AGENT: Jeffrey Flanagan, Esquire

FINDINGS:

PLANNING DEPARTMENT: Recommended approval.

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

PURPOSE: This will allow a change of ownership to four community-based residential facilities.

NOTE: On April 20, 2005, the Circuit Court entered an order granting the applicant's motion for a stay of court proceedings and remanded the item to the Miami City Commission.

DATE: FEBRUARY 24, 2005

ACTION: DENIED