# MEMORANDUM

Agenda Item No. 13(I)

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**TO:** Hon. Chairperson Barbara Carey-Shuler, Ed.D. and Members, Board of County Commissioners

**DATE:** February 3, 2004

**FROM:** Robert A. Ginsburg
County Attorney

**SUBJECT** Ordinance amending Chapter 33; authorizing Medical Allied Training Facilities permitted use in the RU-5A Semi-Professional Office District

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The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Jimmy L. Morales.

Robert A. Ginsburg
County Attorney

RAG/jls

# MEMORANDUM

**(Revised)**

**TO:** Hon. Chairperson Barbara Carey-Shuler, Ed.D. and Members, Board of County Commissioners

**DATE:** February 3, 2004

**FROM:** Robert A. Ginsburg
County Attorney

**SUBJECT:** Agenda Item No. 13(I)

**Please note any items checked.**

_____ **"4-Day Rule" ("3-Day Rule" for committees) applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Bid waiver requiring County Manager's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 13(I)
2-3-04

ORDINANCE NO. _____

ORDINANCE PERTAINING TO ZONING; AMENDING CHAPTER 33 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AUTHORIZING MEDICAL ALLIED TRAINING FACILITIES AS A PERMITTED USE IN THE RU-5A, SEMI-PROFESSIONAL OFFICE DISTRICT; PROVIDING DEFINITION; AUTHORIZING BUILDINGS OF PUBLIC ASSEMBLY IN THE RU-5A ZONING DISTRICT TO COMPLY WITH SETBACKS REQUIRED FOR CERTAIN OTHER STRUCTURES PERMITTED IN THE DISTRICT; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

**WHEREAS**, there is a need in Miami-Dade County to foster the development of medical allied training facilities so as to assure that our local workforce may provide sufficient numbers of medical equipment technicians and other skilled medical workers; and

**WHEREAS**, the RU-5A, Semi-Professional Office District includes medical offices as a permitted use; and

**WHEREAS**, medical offices located in the RU-5A zoning district require medical equipment technicians, skilled employees, and the diagnostic services provided by medical allied training facilities,

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Section 33-1 of the Code of Miami-Dade County, Florida, is hereby amended as follows:[1]

**Sec. 33-1. Definitions.**

For the purpose of this chapter, the following definitions for terms used herein shall apply to all sections of this chapter unless the context clearly indicates otherwise:

* * *

>>(69.01) *Medical Allied Training Facility.* Any facility with a minimum floor area of 20,000 square feet, licensed by the Commission for Independent Education of the Florida Department of Education, to train students for careers as medical equipment technicians or as medical support personnel.<<

Section 2. Section 33-223.1 of the Code of Miami-Dade County, Florida, is hereby amended as follows:

**Sec. 33-223.6. Uses permitted.**

No land, body of water or structure shall be used, or permitted to be used, and no structure shall be hereafter erected, constructed, reconstructed, moved or structurally altered or maintained for any purpose in an RU-5A District which is designed, arranged, or intended to be used or occupied for any purpose, except for one (1) or more of the following uses, and all other uses are hereby prohibited:

* * *

>>(27A) Medical Allied Training Facility that are larger that two acres.<<

* * *

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[1] Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

Section 3. Section 33-18 of the Code of Miami Dade-County is hereby amended to read as follows:

**Sec. 33-18. Religious facilities and schools in >>RU-5A,<< BU and IU districts.**

(a) Buildings used for public assemblage as defined in Section 33-17, where located in >>RU-5A,<< BU or IU districts may be permitted with the same yard requirements and setbacks as required of the >>office,<< business or industrial buildings legally allowed in those districts.

* * *

Section 4. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 5. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 6. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as to form and legal sufficiency: RAG

Prepared by: CHC

Craig H. Coller

Sponsored by Commissioner Jimmy L. Morales

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