



MEMORANDUM

INLUC
Agenda Item No. 2(A)

TO:	Honorable Chairman Joe A. Martinez and Members, Board of County Commissioners	DATE:	March 14, 2012
FROM:	R. A. Cuevas, Jr. County Attorney	SUBJECT:	Resolution creating a Working Group to make recommendations to the Board of County Commissioners on a permanent Urban Development Boundary (UDB) and on restrictive procedures should future UDB amendments become necessary

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz.



R. A. Cuevas, Jr.
County Attorney

RAC/cp

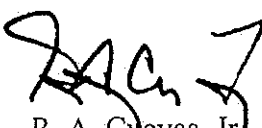


MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: April 3, 2012

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No.

Please note any items checked.

- ☐ **"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**
- ☐ **Ordinance creating a new board requires detailed County Manager's report for public hearing**
- ☐ **No committee review**
- ☐ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve**
- ☐ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No.
4-3-12

RESOLUTION NO. _____

RESOLUTION CREATING A WORKING GROUP TO MAKE
RECOMMENDATIONS TO THE BOARD OF COUNTY
COMMISSIONERS ON A PERMANENT URBAN
DEVELOPMENT BOUNDARY (UDB) AND ON
RESTRICTIVE PROCEDURES SHOULD FUTURE UDB
AMENDMENTS BECOME NECESSARY

WHEREAS, as set forth in Miami-Dade County's Comprehensive Development Master Plan (CDMP), Miami-Dade County values excellence in urban planning and the preservation of the County's agricultural lands and natural resources; and

WHEREAS, one of the most essential components of the CDMP is the Urban Development Boundary, which separates the areas where urban development should occur from areas where it should not occur, provides for the orderly and efficient construction of infrastructure, encourages urban infill and redevelopment, discourages urban sprawl, and helps to conserve agricultural and environmentally-sensitive lands; and

WHEREAS, the Miami-Dade County Code currently provides for amendments to expand the UDB to be filed every two years; and

WHEREAS, since 1991, amendments to the UDB have generally been considered in a piecemeal fashion based on individual private applications, often resulting in numerous contentious public hearings; and

WHEREAS, this Board wishes to undertake a comprehensive review of the UDB and to consider establishing a permanent UDB that can only be amended in very restrictive circumstances, to provide greater certainty in the County's comprehensive plan and its vision to balance the County's urban development with its preservation efforts; and

WHEREAS, a small working group of stakeholders from the environmental and development communities could make recommendations to the Board as to how to best create a permanent Urban Development Boundary with restrictive procedures should future UDB amendments become necessary,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the County Mayor or designee is directed to create a Working Group to make recommendations to the Board relating to (1) the establishment of a permanent Urban Development Boundary and (2) the establishment of very restrictive procedures for future amendments to the UDB, including a requirement that further UDB expansions shall require the unanimous approval of this Board. The Working Group shall consist of the following nine members: the Director of the Environmental & Land Use Law Clinic at the Nova Southeastern Shepard Broad Law Center or designee; the Executive Director of the Tropical Audubon Society or designee; the President of the Urban Environment League of Greater Miami or designee; the President of the Latin Builders Association or designee; the President of the South Florida Builders Association or designee; the President of the Florida East Coast Chapter of Associated Builders and Contractors, Inc., or designee; the President of the Greater Miami Chamber of Commerce or designee; the President of the Beacon Council or designee; and the Miami-Dade County Deputy Mayor with responsibility over the Department of Sustainability, Planning and Economic Enhancement or designee. Miami-Dade County staff, including the Chief of Metropolitan Planning of the Department of Sustainability, Planning and Economic Enhancement, shall provide support to the Working Group. Within 90 days of the effective date of this resolution, the working group shall prepare a report and

recommendation for the Board. Under no circumstances shall this task force exist for one year or more after the effective date of this Resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Jose "Pepe" Diaz. It was offered by Commissioner _____, who moved its adoption.

The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman	
Audrey M. Edmonson, Vice Chairwoman	
Bruno A. Barreiro	Lynda Bell
Esteban L. Bovo, Jr.	Jose "Pepe" Diaz
Sally A. Heyman	Barbara J. Jordan
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	


The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of April, 2012. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Dennis A. Kerbel