

# MEMORANDUM

Agenda Item No. 7(C)

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**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

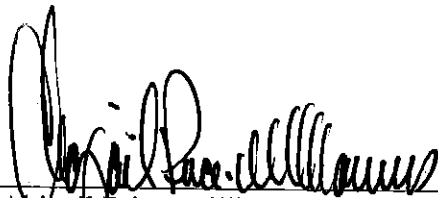
**DATE:** (Second Reading 2-17-16)  
December 1, 2015

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Ordinance relating to zoning;  
directing the County Mayor  
to temporarily suspend  
application of provisions of  
section 33-20 of the Code  
relating to recreational vehicle  
and boat storage

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The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto and Co-Sponsor Commissioner Rebeca Sosa.

  
\_\_\_\_\_  
Abigail Price-Williams  
County Attorney

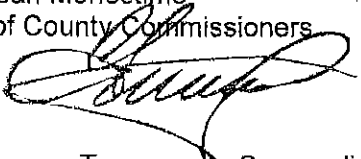
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# Memorandum



**Date:** February 17, 2016

**To:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

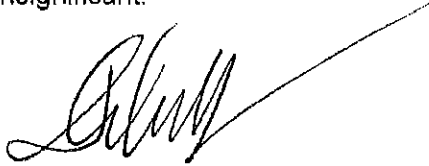
**From:** Carlos A. Gimenez  
Mayor 

**Subject:** Fiscal Impact for Ordinance Temporarily Suspending Application of Provisions of Code  
Related to Recreational Vehicle and Boat Storage

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The proposed ordinance will temporarily suspend the enforcement provisions of Section 33-20 of the Code of Miami-Dade County pertaining to the storage of recreational vehicles and private watercraft. The moratorium shall expire within one (1) year from the effective date of this ordinance or upon enactment of any new ordinance(s) or resolution(s), whichever is earliest.

Cases generated for violations of the referenced Code sections represent less than one (1) percent of the overall annual enforcement activity. Additionally, more than 75 percent of the cases resulting from enforcement of these Code sections are corrected by property owners after a warning is issued, without the issuance of a ticket. If the proposed ordinance is adopted, since the number of active cases represents such a small percentage of the overall enforcement activity of the Unit and most violations are corrected at warning stage without collection of penalties, the fiscal impact, if any, should be insignificant.



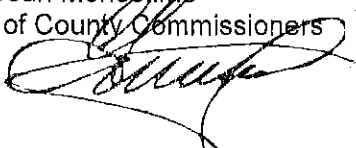
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Jack Osterholt  
Deputy Mayor

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# Memorandum

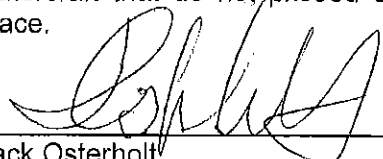


**Date:** February 17, 2016  
**To:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners  
**From:** Carlos A. Gimenez   
Mayor  
**Subject:** Social Equity Statement for Ordinance Temporarily Suspending Application of  
Provisions of Code Related to Recreational Vehicle and Boat Storage

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The proposed ordinance will temporarily suspend the enforcement provisions of Section 33-20 of the Code of Miami-Dade County pertaining to the storage of recreational vehicles and private watercraft. The moratorium shall expire within one (1) year from the effective date of this ordinance or upon enactment of any new ordinance(s) or resolution(s), whichever is earliest.

This proposed ordinance will specifically benefit the owners of recreational vehicles and private watercraft that do not exceed certain dimensions until such time that the moratorium is no longer in place.

  
\_\_\_\_\_  
Jack Osterholt  
Deputy Mayor

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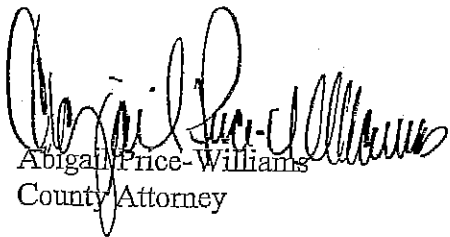


# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** February 17, 2016

**FROM:**   
Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 7(C)

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
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor'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. 7(C)  
2-17-16

ORDINANCE NO. \_\_\_\_\_

ORDINANCE RELATING TO ZONING; DIRECTING THE COUNTY MAYOR OR MAYOR'S DESIGNEE TO TEMPORARILY SUSPEND APPLICATION OF PROVISIONS OF SECTION 33-20 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA RELATING TO RECREATIONAL VEHICLE AND BOAT STORAGE; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

**WHEREAS**, the state of the recreational vehicle and private watercraft industries has evolved since the initial creation of Miami-Dade County's Zoning Code such that the vehicles being manufactured exceed the allowable limits of the Zoning Code for storage in residential neighborhoods; and

**WHEREAS**, this Board is considering legislation to update the Zoning Code's regulations with regard to the storage of recreational vehicles and private watercraft; and

**WHEREAS**, this Board wishes to temporarily suspend application of the current storage standards for recreational vehicles and private watercraft up to an enumerated limit as such regulations relate to maximum length, width, and height while such legislation is being considered,

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

**Section 1.** The County Mayor or Mayor's designee is directed to temporarily suspend application of Section 33-20(e),(f),(h)(7), and (h)(8) of the Code of Miami-Dade County for storage of recreational vehicles or private watercraft meeting the following limitations:

- (1) Recreational vehicles and camping equipment shall not exceed the maximum length, width, height and weight permitted under applicable provisions of the motor vehicle laws

of the State of Florida; provided, however, the maximum length shall not exceed forty (40) feet, the maximum width shall not exceed eight feet, six inches (8' 6") and the maximum height shall not exceed fourteen (14) feet.

(2) Boats shall not exceed forty (40) feet in maximum length, one hundred and two (102) inches in maximum width, and fourteen (14) feet in maximum height.

The moratorium shall expire upon enactment of any new ordinance(s) or resolution(s) addressing the underlying complaints or one year from the effective date of this ordinance, whichever date is earliest.

**Section 2.** 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.

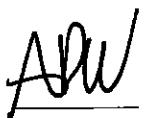
**Section 3.** It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall be excluded from the Code of Miami-Dade County, Florida.

**Section 4.** 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.

**Section 5.** This ordinance shall stand repealed one year from its effective date.

PASSED AND ADOPTED:

Approved by County Attorney as  
to form and legal sufficiency:



Prepared by:



Lauren E. Morse

Prime Sponsor: Senator Javier D. Souto  
Co-Sponsor: Commissioner Rebeca Sosa