

MEMORANDUM

Agenda Item No. 11(A)(13)

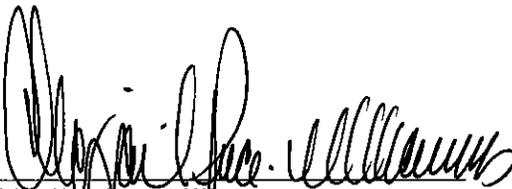
TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: November 1, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution directing the County Mayor to assess the feasibility of: (1) creating a historic preservation mitigation fund; (2) creating a transfer of development rights program to further historic preservation; and (3) using impact fees to address historic preservation; and directing the County Mayor to provide a report

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.



Abigail Price-Williams
County Attorney

APW/smm

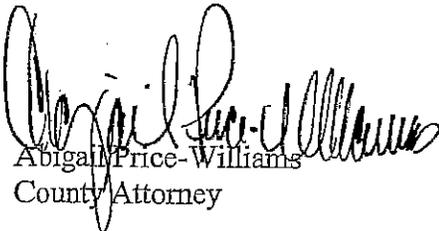


MEMORANDUM

(Revised)

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

DATE: November 1, 2016

FROM: 
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County Attorney

SUBJECT: Agenda Item No. 11(A)(13)

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. 11(A)(13)
11-1-16

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO ASSESS THE FEASIBILITY OF: (1) CREATING A HISTORIC PRESERVATION MITIGATION FUND; (2) CREATING A TRANSFER OF DEVELOPMENT RIGHTS PROGRAM TO FURTHER HISTORIC PRESERVATION; AND (3) USING IMPACT FEES TO ADDRESS HISTORIC PRESERVATION; AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PROVIDE A REPORT

WHEREAS, recently, the County Mayor convened an advisory work group to provide recommendations on how historic preservation could be improved in Miami-Dade County; and

WHEREAS, among other things, the work group recommended that the County look at various ways to economically incentivize historic preservation; and

WHEREAS, to this end, the work group recommended that the County: (1) create a historic preservation mitigation fund through fees collected from the demolition of properties that are over 50 years old, the age threshold typically required for historic designation; (2) create a transfer of development rights (TDR) program for historic preservation purposes, similar to existing TDR programs, and possibly to include provisions allowing for the donation of TDRs to non-profit organizations; and (3) consider using various impact fees to address historic preservation in the County; and

WHEREAS, the above-mentioned recommendations will require further assessment and study as to feasibility and possible implementation; and

WHEREAS, accordingly, this Board wishes for such an assessment to be undertaken and for the County Mayor or County Mayor's designee to report back regarding possible further action,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor's designee to assess the feasibility of: (1) creating a historic preservation mitigation fund; (2) creating a transfer of development rights (TDR) program to further historic preservation; and (3) using impact fees to address historic preservation. The County Mayor or County Mayor's designee shall prepare a report regarding the assessment described above, to include, at a minimum, a recommendation regarding possible implementation. The report shall be provided to this Board within 180 days of the effective date of this resolution, and shall be placed on an agenda of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. 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:

Jean Monestime, Chairman	
Esteban L. Bovo, Jr., Vice Chairman	
Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

The Chairperson thereupon declared the resolution duly passed and adopted this 1st day of November, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.

James Eddie Kirtley

