

MEMORANDUM

Agenda Item No. 7(B)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: (Second Reading 2-4-14)
December 3, 2013

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

SUBJECT: Ordinance amending
Section 2-116.1 of the Code
amending procedure for
amending Comprehensive
Development Master Plan;
relating to changes to the urban
development boundary and the
urban expansion areas
Ordinance No. 14-16

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Dennis C. Moss.



R. A. Cuevas, Jr.
County Attorney

RAC/cp

Memorandum



Date: February 4, 2014

To: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to read "Carlos A. Gimenez". The signature is fluid and cursive, written over a horizontal line.

Subject: Ordinance Amending Procedure for Amending Comprehensive Development Master Plan; Relating to Changes to the Urban Development Boundary and the Urban Expansion Areas; Amending Section 2-116.1 of the Code

The proposed ordinance pertains to the Comprehensive Development Master Plan and procedures for amending the Plan to include changes to the Urban Development Boundary and the Urban Expansion Areas. Implementation of this ordinance will not have a fiscal impact to the County.

A handwritten signature in black ink, appearing to read "Jack Osterholt". The signature is fluid and cursive, written over a horizontal line.

Jack Osterholt
Deputy Mayor

Fis2314



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: February 4, 2014

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

SUBJECT: Agenda Item No. 7(B)

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 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

Agenda Item No. 7(B)

Veto _____

2-4-14

Override _____

ORDINANCE NO. 14-16

ORDINANCE AMENDING SECTION 2-116.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING PROCEDURE FOR AMENDING COMPREHENSIVE DEVELOPMENT MASTER PLAN; RELATING TO CHANGES TO THE URBAN DEVELOPMENT BOUNDARY AND THE URBAN EXPANSION AREAS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

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

Section 1. Section 2-116.1 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec. 2-116.1. Amendment Procedure for Comprehensive Development Master Plan.

* * *

(2) *Application.* Except as specifically provided below for applications pursuant to a compliance agreement, pursuant to a State statutory requirement, or pursuant to a concurrently requested development of regional impact (DRI) development order or change to an existing DRI development order, or for applications relating to reuse of military bases pursuant to Chapter 288, F.S., any request for amendments, modifications, additions or changes to the Comprehensive Development Master Plan shall be submitted to the Miami-Dade County Department of Regulatory and Economic Resources or successor agency (hereinafter referred to as "the Department") during the period between May 1 and May 31 inclusive (hereinafter "May period"), and during the period between November 1 and November 30 inclusive (hereinafter

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.

"November period"), in each year only in accordance with the following provisions:

* * *

>>(e) No change to include additional land within the UDB or the UEA may be considered by the Community Councils, the Planning Advisory Board, or the Board of County Commissioners unless and until the Director, through the Department, has analyzed any such request and made a recommendation on the proposed change to include additional land within the UDB or the UEA.<<

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, 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 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.

PASSED AND ADOPTED: February 4, 2014

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Abbie Schwaderer Raurell

Prime Sponsor: Commissioner Dennis C. Moss