

## MEMORANDUM

Amended  
Agenda Item No. 11(A)(31)

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

**DATE:** October 6, 2015

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

**SUBJECT:** Resolution directing the  
Mayor to study and make  
recommendations on the  
consideration of sea level rise  
for zoning applications and  
applications to amend the  
Comprehensive Development  
Master Plan

Resolution No. R-903-15

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa, and Co-Sponsors Commissioner Daniella Levine Cava, Commissioner Audrey M. Edmonson, Commissioner Sally A. Heyman and Commissioner Barbara J. Jordan.

  
\_\_\_\_\_  
R.A. Cuevas, Jr.   
County Attorney

RAC/smm



# MEMORANDUM

(Revised)

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

**DATE:** October 6, 2015

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R. A. Cuevas, Jr.  
County Attorney

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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  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Amended  
Agenda Item No. 11(A)(31)  
10-6-15

RESOLUTION NO. R-903-15

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO STUDY AND MAKE RECOMMENDATIONS ON THE CONSIDERATION OF SEA LEVEL RISE FOR ZONING APPLICATIONS AND APPLICATIONS TO AMEND THE COMPREHENSIVE DEVELOPMENT MASTER PLAN; DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO PLACE A STATUS REPORT ON THE AGENDA OF THIS BOARD

**WHEREAS**, the Miami-Dade County Comprehensive Development Master Plan (CDMP) contains certain policies related to sea level rise; and

**WHEREAS**, Policy LU-3K provides that “[b]y 2017, Miami-Dade County shall determine the feasibility of designating areas in the unincorporated area of the County as Adaptation Action Areas as provided by Section 163.3177(6)(g)(10), Florida Statute, in order to determine those areas vulnerable to coastal storm surge and sea level rise impacts for the purpose of developing policies for adaptation and enhance the funding potential of infrastructure adaptation projects”; and

**WHEREAS**, Policy LU-3E of the CDMP also provides, in part, that by 2017, the County shall initiate certain evaluations and analyses related to sea level rise, and that “[r]ecommendations from the analysis shall address appropriate changes to land use designations and zoning of impacted properties, and development standards, among other relevant considerations”; and

**WHEREAS**, in addition to these policies in the CDMP, and in conjunction with the analyses provided for therein, it may be important to also study how future zoning applications and future applications to amend the CDMP, as well as their review, may include consideration of sea level rise; and

**WHEREAS**, such an analysis should include recommendations on how County staff should address sea level rise in their review and recommendations; what additional staff, expertise, or data may be needed to accomplish this; how the Board of County Commissioners, or other applicable boards such as the Planning Advisory Board and Community Zoning Appeals Boards, should consider sea level rise in their decision making; and whether any changes to the Miami-Dade County Code are needed or advisable,

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

**Section 1.** The Mayor or Mayor's designee shall, in conjunction with the analyses referenced in Policies LU-3E and LU-3K of the CDMP, also study how future zoning applications and future applications to amend the CDMP, as well as their review, may include consideration of sea level rise. This shall include, at a minimum: recommendations on how County staff should address sea level rise in their review and recommendations; what additional staff, expertise, or data may be needed to accomplish this; how the Board of County Commissioners, or other applicable boards such as the Planning Advisory Board and Community Zoning Appeals Boards, should consider sea level rise in their decision making; and whether any changes to the Miami-Dade County Code are needed or advisable.

**Section 2.** The Mayor or Mayor's designee shall provide a report to this Board within six months on the status of these efforts and shall place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa, and the Co-Sponsors are Commissioner Daniella Levine Cava, Commissioner Audrey M. Edmonson, Commissioner Sally A. Heyman and Commissioner Barbara J. Jordan. It was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Daniella Levine Cava** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 6<sup>th</sup> day of October, 2015. 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: Christopher Agrippa  
Deputy Clerk



Approved by County Attorney as  
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "ASRB", enclosed within a hand-drawn circle.

Abbie Schwaderer-Raurell