

MEMORANDUM

Agenda Item No. 7(L)

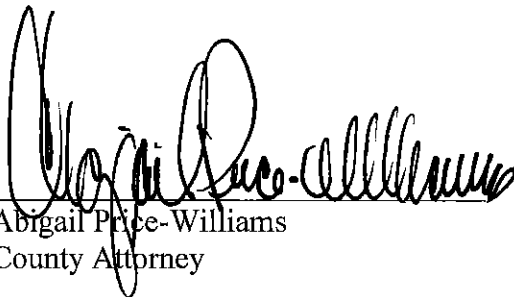
TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: (Second Reading 2-2-16)
September 1, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Ordinance relating to zoning;
providing for increased height
and length in recreational vehicle
and boat storage; amending
section 33-20 of the Code

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Vice Chairman Esteban L. Bovo, Jr., and Co-Sponsor Commissioner Sally A. Heyman.



Abigail Price-Williams
County Attorney

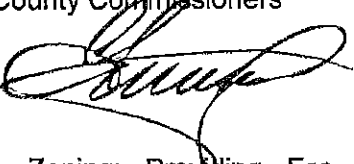
APW/smm

Memorandum



Date: February 2, 2016

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

From: Carlos A. Gimenez
Mayor 

Subject: Ordinance Relating To Zoning; Providing For Increased Height And Length In
Recreational Vehicle And Boat Storage

The proposed ordinance related to zoning amends section 33-20 of the code of Miami-Dade County by providing for increased height and length in recreational vehicle and boat storage. Specifically, this ordinance will now allow for larger boats not exceeding 40 feet in length, not more than 102 inches in width and 14 feet in height above grade, to be stored or temporarily parked in the RU, EU, AU, and GU zoning districts on lots developed with residential structures. In addition, it will also allow for parking of larger recreational and camping equipment, provided such 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. However, the maximum length of these vehicles shall not exceed 40 feet and the maximum height shall not exceed 14 feet.

This is an enabling legislative change allowing for larger boats to be stored and parked in RU, EU, and AU zoning districts, and for larger recreational/camping equipment to be parked in the open, on sites containing a single-family or duplex residence. As a result, it may reduce the amount of enforcement activity related to these efforts. The precise fiscal impact cannot be determined because the level of non-compliance for the proposed ordinance cannot be estimated at this time. However, all enforcement related expenses will not exceed revenues associated with enforcement activities. Further, enforcement activities relating to the implementation of this ordinance will be absorbed as part of the Regulatory and Economic Resources Department's ongoing enforcement activities.



Jack Osterholt
Deputy Mayor

Fis09215

Memorandum



Date: February 2, 2016

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

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to read "Carlos A. Gimenez".

Subject: Social Equity Statement for Zoning Ordinance Providing for Increased Height and Length in Recreation Vehicle and Boat Storage – Legistar 151777

The proposed ordinance is not anticipated to have a specific social equity benefit or burden as described in Ordinance No. 15-83. This is an enabling legislative change allowing for larger boats to be stored and parked in certain zoning districts and for larger recreational/camping equipment to be parked in certain areas.

A handwritten signature in black ink, appearing to read "Jack Osterholt".

Jack Osterholt
Deputy Mayor



MEMORANDUM

(Revised)

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

DATE: February 2, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 7(L)

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(L)
2-2-16

ORDINANCE NO. _____

ORDINANCE RELATING TO ZONING; PROVIDING FOR INCREASED HEIGHT AND LENGTH IN RECREATIONAL VEHICLE AND BOAT STORAGE; AMENDING SECTION 33-20 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; 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 33-20 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec. 33-20. Accessory buildings; utility sheds and pergolas; swimming pools; fallout shelters; boat storage; portable mini-storage units; cargo container storage units.

* * *

(e) *Boat storage.* Boats ~~[[of less than]]~~ >>not exceeding<< ~~[[thirty (30)]]~~ >>forty (40)<< feet in length, not more than one hundred and two (102) inches in width and ~~[[thirteen (13) feet six (6) inches]]~~ >>fourteen (14) feet<< in height above grade, may be stored or temporarily parked in the RU, EU, AU and GU Zoning Districts on lots developed with a residential structure subject to the following conditions:

* * *

(f) *Recreational and camping equipment.* Recreational and camping equipment in the form of travel and camping trailer, truck trailer and motor travel home, designed and used as temporary living quarters for recreation, camping

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.

or travel use may be parked in the open on sites containing a single-family or duplex residence, subject to the following conditions:

* * *

- (8) Such 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 ~~[[thirty (30)]]~~ >> forty (40)<< feet and the maximum height shall not exceed ~~[[ten (10)]]~~ >> fourteen (14)<< feet.

* * *

- (h) *Outdoor boat and RV storage area on private residential condominium association, homeowner's association or multi-family tenant community property.* The term "boat" as used in this subsection shall include every description of watercraft or airboat used or capable of being used as a means of transportation on water. The term "RV" shall mean recreational and camping equipment in the form of travel and camping trailer, swamp buggy and other off-road vehicles and motor travel home.

* * *

- (7) Boats placed in the storage area shall be restricted to the following dimensions as measured pursuant to Section 33-20(e):
- (a) ~~[[thirty (30)]]~~ >> forty (40)<< feet in overall length
 - (b) eight feet six inches (8'6") in width
 - (c) ~~[[thirteen (13) feet six (6) inches]]~~ >> fourteen (14) feet<< in height.

- (8) RV's placed in the storage area shall not exceed ~~[[thirty (30)]]~~ >> forty (40) << feet in length, eight feet six inches (8'6") in width nor exceed ~~[[ten (10)]]~~ >> fourteen (14) << feet in height.

* * *

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.

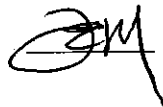
Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Lauren E. Morse

Prime Sponsor: Vice Chairman Esteban L. Bovo, Jr.
Co-Sponsor: Commissioner Sally A. Heyman