

# MEMORANDUM

Agenda Item No. 5(B)

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**TO:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

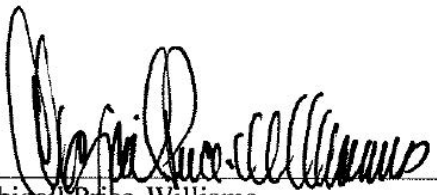
**DATE:** (Public Hearing 6-2-20)  
May 5, 2020

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

**SUBJECT:** Ordinance relating to the fixed-guideway rapid transit system development zone ("RTZ"); amending section 33C-13 of the Code; providing for certain signage relating to the underline; allowing additional signage in the Rapid Transit Corridor Bicycle and Pedestrian Area after administrative site plan review; making a technical change

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The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Eileen Higgins.

  
Abigail Price-Williams  
County Attorney

APW/uw

# Memorandum



**Date:** June 2, 2020

**To:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

A handwritten signature in blue ink, appearing to read "Carlos A. Gimenez", written over the name in the "From:" field.

**Subject:** Fiscal Impact Statement for Ordinance Relating to Road Impact Fees Relating to the Fixed-Guideway Rapid Transit System Development Zone ("RTZ"); Relating to the Underline

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The implementation of this ordinance will not have a fiscal impact to Miami-Dade County as the sign program provided in the ordinance would be reviewed as part of the established Administrative Site Plan Review process.

A handwritten signature in blue ink, appearing to read "Jack Osterholt", written above the name in the signature block.

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Jack Osterholt  
Deputy Mayor

FIS 04720 200794

# Memorandum



**Date:** June 2, 2020

**To:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

A blue ink signature of Carlos A. Gimenez, Mayor of Miami-Dade County.

**Subject:** Social Equity Statement for Ordinance Relating to Road Impact Fees Relating to the Fixed-Guideway Rapid Transit System Development Zone ("RTZ"); Relating to the Underline

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The proposed ordinance aligns with Miami-Dade County's effort of broadening land uses surrounding mass transit stations and corridors by providing standards for additional wayfinding and signage that enhance the use of portions of the Rapid Transit Corridor for recreational trail purposes that also serve to connect the stations.

A blue ink signature of Jack Osterholt, Deputy Mayor of Miami-Dade County.

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Jack Osterholt  
Deputy Mayor

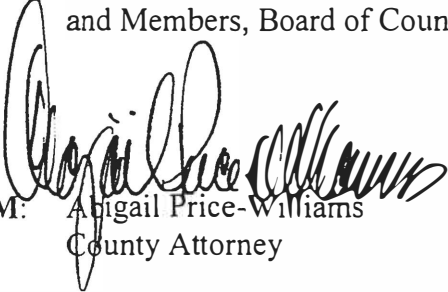


# MEMORANDUM

(Revised)

**TO:** Honorable Chairwoman Audrey M. Edmonson  
and Members, Board of County Commissioners

**DATE:** June 2, 2020

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

**SUBJECT:** Agenda Item No. 5(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
- ☐ 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 present \_\_\_\_, 2/3 membership \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) \_\_\_\_, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) \_\_\_\_) 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. 5(B)

6-2-20

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

ORDINANCE RELATING TO THE FIXED-GUIDEWAY RAPID TRANSIT SYSTEM DEVELOPMENT ZONE (“RTZ”); AMENDING SECTION 33C-13 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR CERTAIN SIGNAGE RELATING TO THE UNDERLINE; ALLOWING ADDITIONAL SIGNAGE IN THE RAPID TRANSIT CORRIDOR BICYCLE AND PEDESTRIAN AREA AFTER ADMINISTRATIVE SITE PLAN REVIEW; MAKING A TECHNICAL CHANGE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

**WHEREAS**, this Board recently adopted Ordinance No. 20-16, which among other things, allowed for a Rapid Transit Corridor Bicycle and Pedestrian Area (“RTCBPA”) where additional uses may be permitted; and

**WHEREAS**, one of the primary goals of Ordinance No. 20-16 was to facilitate the creation and construction of the Underline, which is envisioned to be an enhanced bicycle and pedestrian trail underneath the Metrorail’s fixed guideways, containing a variety of commercial, civic, and recreational uses to attract pedestrians and bicyclists and build a strong sense of community; and

**WHEREAS**, the Florida Department of Transportation has recently confirmed that certain additional signage would be allowable under applicable state regulations; and

**WHEREAS**, such additional signage includes larger signs on the Metrorail columns with names of Metrorail stations and cardinal directions, non-commercial signs on the Metrorail columns providing historical, cultural and fitness information, and small signs on the Metrorail columns which would recognize donors to the Underline; and

**WHEREAS**, the Board would like to allow such additional signage for the Underline within the RTCBPA, after administrative site plan review by the County,

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

**Section 1.** The foregoing recitals are incorporated into this ordinance and are approved.

**Section 2.** Section 33C-13 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:<sup>1</sup>

**Sec. 33C-13. - Signs.**

- (A) Except where expressly provided otherwise in this section or chapter, all signs within the Rapid Transit Zone, shall be governed by section 33-284.87 and shall be subject to administrative site plan review in accordance with section 33-310.4
- (B) Notwithstanding any provisions to the contrary, within the RTCBPA, only the following signs may be permitted, and only to the extent the use is permitted pursuant to 33C-2, >>provided that such signs<< comply with the following standards and criteria[[;]] and are compatible with the surrounding uses:
  - (1) Signs up to 6 square feet, consisting solely of standard recreational and cultural interest icons, as shown on pages 3-110 through 3-113 of the Federal Highway Administration's Standard Highway Signs, 2004 Ed., or icons substantially similar thereto, as determined by the Director of the Department. Such signs may be attached or detached.
  - (2) Mile marker signs up to 24 square feet. Such signs may be attached or detached.

<sup>1</sup> 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.

- (3) Signs stating only “Underline” or “The Underline,” up to 24 square feet. Such signs may be attached or detached.
- (4) >>Attached locational signs such as Metrorail station names, cardinal directions such as “North” or “South,” and “The Gym,” up to 30 square feet.
- (5) Detached non-commercial signs for pet waste stations up to 3 square feet.
- (6) Attached non-commercial signs up to 60 square feet, provided that such signs are limited to historical, cultural or fitness information only. Because the RTCBPA entirely consists of County-owned property, the content of all such informational signs shall require approval of the County Mayor or designee.
- (7)<< Attached Class B (Point-of-sale) signs for such uses as concessions or personal services establishments, as authorized by section 33-284.87 of the Code.
- >>(8)<<[[~~(5)~~]] Off-site advertising signs, including donor recognition signs, provided that any such sign is no larger than 2 square feet, is oriented towards the bicycle and pedestrian uses of the RTCBPA, and provided that the message of any such sign cannot be seen or read from any road or adjacent property. This subsection may be used to authorize, for example, small signs on benches. Such signs may be attached or detached.
- >>(9) Attached donor recognition signs, provided that any such sign is no larger than 9 square feet, is painted on or affixed to a Metrorail column, and is placed on the narrow, trail facing side of a Metrorail column, and does not face U.S. 1.<<
- >>(10)<<[[~~(6)~~]] Illumination may be allowed, in accordance with section 33-284.87 of the Code, only where compatible with the surrounding area.
- >>(11)<<[[~~(7)~~]] *Administrative site plan review required.* All signs shall be presented for administrative site plan review in accordance with section 33-310.4 as part of a comprehensive sign program to ensure a consistent aesthetic throughout the RTCBPA.
  - (a) Site plans and submittals shall include all relevant information pertaining to the location, size, copy, illumination, and orientation of the proposed signs and to the characteristics of the surrounding properties,

- and shall include written approval from the Federal Transit Administration and any other information requested by the Director.
- (b) Notwithstanding any of the above-referenced maximum dimensions or other provisions to the contrary, the Director may require that the proposed size and number of signs be reduced, and that the proposed orientation, illumination, and location of proposed signs be modified, to maintain compatibility with surrounding properties, including, but not limited, to single-family residences.
  - (c) As part of the administrative site plan review, the Director shall also require the submittal of confirmation from the Florida Department of Transportation's Outdoor Advertising Division that the proposed sign or signs do not require a permit under chapter 479, Florida Statutes.
  - (d) If a permit under chapter 479, Florida Statutes, is required for a sign, said sign shall not be approved by the Director, or, where applicable, the Director shall revoke the sign approval and the sign shall be removed forthwith.

**Section 3.** 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 4.** 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 5.** 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:

Abbie Schwaderer-Raurell

Prime Sponsor: Commissioner Eileen Higgins