

MEMORANDUM

Agenda Item No. 5(A)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: (Public Hearing: 7-19-22)
July 7, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Ordinance relating to zoning in
the unincorporated area;
amending Ordinance No. 22-4;
revising delayed implementation
date for authorization of Class C
signage within protected areas of
an expressway for certain areas
that are the subject of municipal
annexation applications

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor
Chairman Jose "Pepe" Diaz.


Geri Bonzon-Keenan
County Attorney

GBK/jp




MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: July 19, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(A)

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(A)
7-19-22

ORDINANCE NO. _____

ORDINANCE RELATING TO ZONING IN THE UNINCORPORATED AREA; AMENDING ORDINANCE NO. 22-4; REVISING DELAYED IMPLEMENTATION DATE FOR AUTHORIZATION OF CLASS C SIGNAGE WITHIN PROTECTED AREAS OF AN EXPRESSWAY FOR CERTAIN AREAS THAT ARE THE SUBJECT OF MUNICIPAL ANNEXATION APPLICATIONS; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

WHEREAS, on January 19, 2022, this Board adopted Ordinance No. 22-4, which comprehensively revised the County's signage regulations for the incorporated and unincorporated areas and allowed Class C signs within protected areas along expressways in the unincorporated area; and

WHEREAS, that ordinance contained a delayed implementation date for the new Class C signage allowances within certain protected areas along expressways that are the subject of municipal annexation applications; and

WHEREAS, this Board wishes to extend the delayed implementation date to provide additional time for those annexation applications to be completed,

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

Section 1. All matters set forth in the preamble are found to be true and are hereby incorporated by reference as if set forth verbatim and adopted.

Section 2. Ordinance No. 22-4 is amended to read as follows:¹

Section 5. For certain proposed annexation areas as outlined herein, the provisions of section 33-121.13(c)(1) and (2) that authorize Class C signs in the protected areas of an expressway, other than Class C signs oriented to serve only other streets, shall not be implemented or otherwise deemed to apply until July 31, >>2023<<[[2022]]. This paragraph shall only be deemed to apply to areas that are the subject of a municipal annexation application for which, as of January 19, 2022, a public hearing has been held by the Planning Advisory Board and the County Commission has not subsequently deferred or denied the annexation application.

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 shall be excluded from the Code of Miami-Dade County, Florida.

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:

GKS for GBK

Prepared by:



Dennis A. Kerbel
Abbie Schwaderer-Raurell

Prime Sponsor: Chairman Jose "Pepe" Diaz

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.