

MEMORANDUM

Agenda Item No. 11(A)(6)

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

DATE: October 6, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County
Mayor to prepare a report on
certificates of use issued to rural
event venues in the AU,
Agriculture, Zoning District in
County Commission District 8

Resolution No. R-952-22

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Danielle Cohen Higgins.



Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM

(Revised)

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

DATE: October 6, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(6)

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. 11(A)(6)
10-6-22

RESOLUTION NO. _____ R-952-22

RESOLUTION DIRECTING THE COUNTY MAYOR OR
COUNTY MAYOR'S DESIGNEE TO PREPARE A REPORT ON
CERTIFICATES OF USE ISSUED TO RURAL EVENT VENUES
IN THE AU, AGRICULTURE, ZONING DISTRICT IN COUNTY
COMMISSION DISTRICT 8

WHEREAS, Miami-Dade County is a premiere tourist destination in the country given its natural beauty and climate; and

WHEREAS, part of Miami-Dade County's tourism industry includes outdoor events and outdoor venue spaces to hold such events, including weddings, family reunions and corporate gatherings; and

WHEREAS, many outdoor event venues are historical locations designated by the Miami-Dade County Historic Preservation Board; and

WHEREAS, rural outdoor event venue use should be balanced with resident concerns regarding traffic, noise, and effect on agricultural operations; and

WHEREAS, the Miami-Dade County Department of Regulatory and Economic Resources is tasked with both issuing certificates of use to rural outdoor event venues and enforcing regulations related to such certificates of use through its Code Enforcement Division; and

WHEREAS, this Board passed Ordinance No. 20-108, allowing rural event venues in the agricultural zoning district under certain circumstances and establishing regulations pertaining to such venues; and

WHEREAS, Ordinance No. 20-108 required an annually renewable certificate of use; and

WHEREAS, this Board desires a report on the County's issuance of certificates of use to rural outdoor event venues in the AU, Agriculture, zoning district in County Commission District 8 in order to review the effectiveness of current County policy and consider whether additional legislation may be appropriate,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board directs the County Mayor or County Mayor's Designee to provide a report detailing the number of rural event venue certificates of use that have been granted, denied, and currently pending in the AU, Agriculture, zoning district in County Commission District 8 since the passage of Ordinance No. 20-108, including a map of all such locations. The report shall also detail the number of reported violations of Ordinance No. 20-108, including, but not limited to: (1) measures to enforce violations of the ordinance along Krome Avenue within County Commission District 8; (2) the number of citations issued since the passage of Ordinance No. 20-108, broken down by month; and (3) whether rural event venues with certificates of uses have violated specific terms of the certificate of use. The report shall also include: (1) a section describing the procedure for residents and venues to apply for such certificates of use; (2) a section describing the training given to Code Enforcement officers, including frequency of training, for enforcement of Ordinance No. 20-108; and (3) a section describing the training given to staff responsible for processing applications for such certificates of use, including frequency of training. The report shall also include recommendations by the County Mayor or County Mayor's designee related to additional legislation and enforcement of Ordinance No. 20-108, including the possible creation of regulations for "three strike" penalties for violation of the terms of an issued certificate of use. The

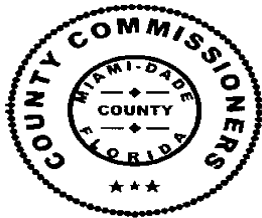
County Mayor or County Mayor’s designee shall provide the report to this Board within 60 days of the effective date of this resolution and place the completed report on an agenda of the full Board without committee review pursuant to Ordinance No. 14-65.

The Prime Sponsor of the foregoing resolution is Commissioner Danielle Cohen Higgins.

It was offered by Commissioner **Sally A. Heyman** , who moved its adoption. The motion was seconded by Commissioner **Keon Hardemon** and upon being put to a vote, the vote was as follows:

	Jose “Pepe” Diaz, Chairman	aye
	Oliver G. Gilbert, III, Vice-Chairman	absent
Sen. René García	aye	Keon Hardemon aye
Sally A. Heyman	aye	Danielle Cohen Higgins aye
Eileen Higgins	aye	Kionne L. McGhee aye
Jean Monestime	aye	Raquel A. Regalado aye
Rebeca Sosa	aye	Sen. Javier D. Souto aye

The Chairperson thereupon declared this resolution duly passed and adopted this 6th day of October, 2022. 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

Basia Pruna

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in dark ink, appearing to be "LEM", written over a horizontal line.

Lauren E. Morse