

ORDINANCE NO. 1039-2012

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING CODE OF ORDINANCE SECTION 32-100, ARCHITECTURAL REVIEW BOARD – ESTABLISHED, BY QUALIFYING AND RESTRICTING THE DUTIES AND RESPONSIBILITIES OF THE BOARD; ELIMINATING THE BOARD’S DUTIES TO PARTICIPATE IN THE MANDATORY PRELIMINARY REVIEW PROCESS OF COMMERCIAL PROJECTS AND TO ISSUE ADVISORY OPINIONS FOR EACH PROJECT REVIEW CONDUCTED; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; PROVIDING AN EFFECTIVE DATE

WHEREAS, there has been some confusion and disagreement with the basic role of the Architectural Review Board and its participation in the review process of potential commercial development projects in the City; and,

WHEREAS, the City Council has become aware of the discontent of the Board in regard to a number of matters related to the duties and jurisdiction of the Board; and,

WHEREAS, the City Council has been advised that it has become difficult to maintain a full complement of Board members; and,

WHEREAS, the City Council has determined that it is in the best interests of the City and its citizens to restrict and limit the duties and jurisdiction of the City’s Architectural Review Board;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That Code of Ordinance Section 32-100, Architectural Review

Board – Established, is hereby amended as follows;

Sec. 32-100. Architectural Review Board – Established.

(A)

(B)

(C)

(D)

(E)

(F)

(G) Duties and responsibilities. The duties and responsibilities of the Board shall be as follows: upon the receipt of specific directions or requests from the City

Council:

(1)

(2)

(3)

(4)

(5)

(6)

~~(H) Review of Proposed Projects. As part of the City's Development Review Process for the City's commercial areas, the Architectural Review Board shall review the proposed schematics and designs of all development projects which have completed the mandatory preliminary review process. The Board may suggest or recommend such changes in said schematics or designs, as in its judgment may be requisite or appropriate to the maintenance of the standards of construction, architecture, beauty and harmony currently existing in the City Code of Ordinances.~~

~~(1) Board Advisory Opinion. The minutes of each development review meeting conducted by the Board to review the schematics and designs of any proposed development project shall contain, and constitute, the advisory opinion of the Board on the specific project reviewed. The Board may include within its meeting minutes any additional information or documentation that may be further explanative of its project opinions. All meeting minutes of the Board shall be forwarded to the City Council for review and for consideration of any further action or appearance deemed necessary by the City Council.~~

Section 2: That all Ordinances or parts of Ordinances in conflict herewith are hereby repealed insofar as they are in conflict.

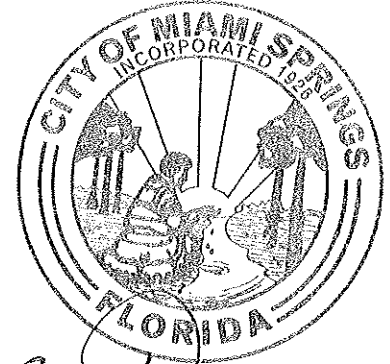
Section 3: That the provisions of this Ordinance shall be effective immediately upon adoption by the City Council.

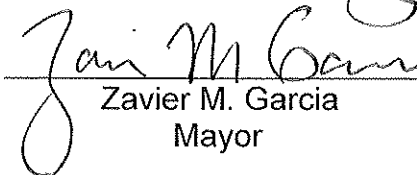
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PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida this 10th day of September, 2012.


The motion to adopt the foregoing ordinance was offered on second reading by Vice Mayor Lob, seconded by Councilman Best, and on roll call the following vote ensued:

Vice Mayor Lob	"aye"
Councilman Best	"aye"
Councilwoman Bain	"aye"
Councilwoman Ator	"no"
Mayor Garcia	"aye"





Zavier M. Garcia
Mayor

ATTEST:


Magali Valls, CMC
City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY


Jan K. Seiden, Esquire
City Attorney

First reading: 08-13-2012 Tabled
First reading: 08-27-2012
Second reading: 09-10-2012

Words ~~stricken through~~ shall be deleted. Underscored words constitute the amendment proposed. Words remaining are now in effect and remain unchanged.