

RESOLUTION NO. 2022 – 4012

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA, ESTABLISHING A PAYMENT-IN-LIEU-OF-PARKING-FEE PURSUANT TO SECTION 150.070.1, “MIAMI SPRINGS OVERLAY GATEWAY DISTRICT,” OF THE CITY’S CODE OF ORDINANCES; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on June 25, 2018, the City of Miami Springs (the “City”) Council adopted Ordinance No. 1107-2018, creating Section 150.070.1, “Miami Springs Overlay Gateway District,” of the City’s Code of Ordinances (the “Gateway Ordinance”); and

WHEREAS, on January 14, 2019, the City Council adopted Ordinance No. 1111-2019, to amend the Gateway Ordinance; and

WHEREAS, the Gateway Ordinance is codified in Section 150.070.1 of the City Code; and

WHEREAS, the Miami Springs Overlay Gateway District’s (the “District”) minimum parking requirements are set forth in Section 150-070.1(D); and

WHEREAS, Section 150-070.1(D) requires that a fee (the “Payment-In-Lieu-of-Parking-Fee,” hereinafter, the “Fee”) be established by resolution of the City Council to be paid when on-street parking spaces are used to satisfy a property’s parking requirement or if there is a waiver of required spaces based on the factors provided in subsections 150-070.1(D)(1)-(7); and

WHEREAS, the Fee is to be used “to fund parking and wayfinding improvements in the Gateway District and the CBD;” and

WHEREAS, given the District regulations’ intent of off-setting parking demand, proceeds from the Fee could be used for the construction of new parking spaces, lots, or garages; closely related expenses like acquisition and design costs; and improvements to existing spaces and improved wayfinding; and

WHEREAS, after evaluating several factors, including land costs and the cost of constructing surface parking spaces or parking garage spaces, City staff recommends that the City Council establish the Fee as set forth herein and that the Fees be held in a separate account; and

WHEREAS, the City Council finds that it is necessary and appropriate to adopt the Fee as recommended by Staff in accordance with the provisions of the Gateway Ordinance; and

WHEREAS, the City Council finds that this Resolution is in the best interest and welfare of the residents of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are confirmed, adopted, and incorporated herein and made a part hereof by reference.

Section 2. Establishing Fee. The City Council establishes the Fee as follows:

On Street Parking Spaces Needed	Fee per Space
1 to 20	\$30,000
21 and over	\$40,000

Section 3. Implementation. The City Council hereby authorizes the City Manager to take any and all steps necessary to implement the intent and purpose of this Resolution.

Section 4. Effective Date. This Resolution shall become effective immediately upon adoption.

The foregoing Resolution was offered by Councilman Best who moved its adoption. The motion was seconded by Councilwoman Bravo and upon being put to a vote, the vote was as follows:

Vice Mayor Dr. Walter Fajet	<u>YES</u>
Councilman Bob Best	<u>YES</u>
Councilwoman Jacky Bravo	<u>YES</u>
Councilman Dr. Victor Vazquez	<u>YES</u>
Mayor Maria Puente Mitchell	<u>YES</u>

PASSED AND ADOPTED this 27th day of June, 2022.

Maria Puente Mitchell

MARIA PUENTE MITCHELL
MAYOR

ATTEST:

Erika Gonzalez

ERIKA GONZALEZ, MMC
CITY CLERK



APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF MIAMI SPRINGS ONLY:

Haydee

WEISS SEROTA HELFMAN COLE & BIERMAN, P.L.
CITY ATTORNEY