

1st Reading: January 14, 2015
2nd Reading: February 11, 2015
Public Hearing: February 11, 2015
Adopted: February 11, 2015
Effective Date: February 12, 2015
Sponsored by: City Manager

Ordinance No. 15-03

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, AMENDING THE CITY'S HISTORIC PRESERVATION ORDINANCE AT SECTION 11.1-4 STYLED "DEFINITIONS", BY ADDING SECTION 11.1-4 (2)(C), ALLOWING THE CITY MANAGER TO ISSUE REGULAR AND SPECIAL CERTIFICATES OF APPROPRIATENESS, SUBJECT TO THE APPROVAL OF THE CITY COMMISSION; AMENDING 11.1-24, STYLED "APPEALS", BY ADDING SUBSECTIONS 11.1-24 (1) AND 11.1-24 (2); PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Opa-locka, Florida, has established a Historic Preservation Ordinance, and Preservation Board, in order to preserve and protect the City's historic and cultural heritage in order to foster civic pride; and

WHEREAS, the City is required to have a fully functional process as required by Miami-Dade County in order to maintain our separate, independent Historic Preservation Ordinance; and

WHEREAS, as there has been great difficulty in obtaining quorums of the Board in order to properly administer the applications coming before the City, the City Commission desires to allow the City Manager to grant Certificates of Appropriateness, subject to the approval of a majority of the City Commission.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF OPA-LOCKA, FLORIDA AS FOLLOWS:

Section 1. The recitals to the preamble herein are incorporated by reference.

Section 2. That Section 11.1-4 (2) (C) of the Code of Ordinances is amended by the addition of the following language:

11.1-4 (2) (c) – In the absence of a quorum of the Board, the City Manager may issue Regular or Special Certificates of Appropriateness, subject to a majority vote of the City Commission, in accordance with all administrative requirements pursuant to Sections 11.1-1 through 11.1-26 of the Historic Preservation Ordinance.

Section 3. Section 11.1-24. Styled “Appeals” shall be amended as follows:

- (1) Upon a written decision of the Board or the City Manager, an aggrieved party may appeal the decision by filing a written notice of appeal with the city clerk. The notice of appeal shall state the decision which is being appealed, the grounds for the appeal, and a brief summary of the relief which is sought. Subsequently, the City Commission shall conduct a public hearing at which time they may affirm, modify or reverse the decision of the Board. Nothing contained herein shall preclude the City Commission from seeking additional information prior to rendering a final decision. The decision of the City Commission shall be reflected in the minutes and a copy of the minutes shall be forwarded to the Board and the appealing party.
- (2) Appeals from any decision of the City Commission’s written decision granting or denying a Regular or Special Certificate or Appropriateness shall be by a Petition for Certiorari to the Circuit Court.

Section 4. If any clause, section, or other part or application of this Ordinance is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portions or application of this Ordinance.

Section 5. All ordinances or resolutions or parts of ordinances or resolutions in conflict herewith, are hereby repealed.

Section 6. This Ordinance shall be codified in the Code of Ordinances when the code is recodified.

Ordinance No. 15-03

PASSED AND ADOPTED this 11th day of February, 2015.



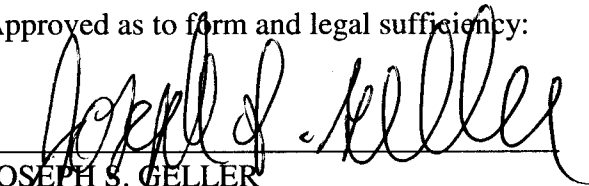
MYRA L. TAYLOR
MAYOR

Attest to:



JOANNA FLORES
CITY CLERK

Approved as to form and legal sufficiency:



JOSEPH S. GELLER
CITY ATTORNEY

Moved by:	COMMISSIONER KELLEY
Second by:	COMMISSIONER PINDER
Commission Vote:	4-0
Commissioner Kelley:	YES
Commissioner Pinder:	YES
Commissioner Santiago:	YES
Vice Mayor Holmes:	YES
Mayor Taylor:	NOT PRESENT

REACH US

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NEIGHBORHOOD NEWS

• CORAL GABLES

TALK ON HISTORY OF
DISCRIMINATION IN
SOUTH FLORIDA

Professor Seth H. Bramson, the official historian for the city of Miami Beach, will present "The History of Discrimination in South Florida: More than 60 years of Jim Crow and more than 40 years of restricted clientele" at 2:30 p.m. Sunday at the meeting of the Miami Pioneers/Natives of Dade at the Central Christian Church, 222 Menores Ave., Coral Gables.

Parking is available behind church; those driving can enter the lot from Mendoza Avenue. The talk will feature memorabilia from The Bramson Archive, the largest private collection of Miami memorabilia and Floridiana in America.

• MIAMI-DADE COUNTY

FREE INCOME TAX
HELP FROM
MIAMI-DADE PARKS
AND THE IRS

Until April 15, Miami-Dade County Parks will offer free income tax preparation at 4 Technology Learning Centers for the elderly, disabled and non-English speaking. Volunteers from the Internal Revenue Service (IRS) will help taxpayers prepare their returns.

Tax preparation sites include:

- Goulds Park, 11350 SW 216th St., 305-255-2399
- Westwind Lakes Park, 6805 SW 152nd Ave., 305-388-4771
- Country Village Park, 6550 NW 188th Ter., 305-622-2594
- Arcola Lakes Park, 1301

NW 83rd St., 305-836-5095

• CORAL GABLES

ANDRES BUKOWINSKY
AT CORAL GABLES
MUSEUM

The Centro Cultural Brasil-USA and the Coral Gables Museum will host a talk with award-winning director, Andres Bukowsky at 6 p.m., Feb. 9 at 285 Aragon Ave. His films will be shown in Portuguese with English subtitles.

RSVP for this free event at ccbru@centroculturalbrasilusa.org or 305-569-0078.

• CORAL GABLES

CORAL GABLES FORUM
LUNCHEON

The Coral Gables Forum will host a luncheon at noon Monday at JohnMartin's

Restaurant, 253 Miracle Mile. Cathy Swanson-Rivenbark, Coral Gables' new city manager, will be the guest speaker. Lunch is \$20 for members and \$25 for non-members.

The Coral Gables Forum meets on the first and third Mondays of the month at JohnMartin's. RSVP at coralgablesforum@gmail.com

• CUTLER RIDGE

CHAMBER MUSIC
CONCERT AT DEERING
ESTATE

Part of the Living Artist Concert Series, "Classical America" will be held at 5:30 p.m. Feb. 22, with a meet-the-artist reception at 5 p.m. at the Deering Estate, 16701 SW 72nd Ave. Tickets are \$25 for adults and \$12 for students, with ID.

The Estate Chamber Ensemble founding members, along with Charles Castleman, will perform a range of classical music.

To purchase tickets, visit www.deeringestate.org or call 305-235-1668, ext. 233.

• MIAMI BEACH

JEWISH WOMEN
SCHOLARS LECTURE

Join Israeli professor To-va Cohen for a lecture about women who crossed gender barriers to learn Hebrew at 7 p.m., Feb. 16 at the Jewish Museum of Florida-FIU, 301 Washington Ave. Event is \$10 for the public, \$5 for museum members and free for students with ID.

For more information or to purchase tickets, contact info@jewishmuseum.com or 786-972-3175.



**Join Commissioner Barbara Jordan
and City of Miami Gardens
Councilman Rodney Harris
as they celebrate...**





**BLACK
HERITAGE
Festival**

Celebrating a Century of Black Life, History & Culture

**Saturday, February 7, 2015
Noon - 3 p.m.**

**Betty T. Ferguson Recreational Complex
3000 NW 199 Street, Miami Gardens, FL 33056**

African Fashions, Musical Entertainment, Dancers, Face Painting, Rock Climbing, and Bounce House. Vendors will also showcase their wares.


Call (305) 474-3011 for more information.








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**CITY OF OPA-LOCKA, FLORIDA
NOTICE TO THE PUBLIC**

NOTICE IS HEREBY GIVEN that the City Commission of the City of Opa-locka, Florida will hold public hearings at its Regular Commission Meeting on Wednesday, February 11, 2015 at 7:00 p.m. in the Auditorium at Sherbondy Village, 215 President Barack Obama (Perviz) Avenue, Opa-locka, Florida to consider the following item:

SECOND READING ORDINANCE/PUBLIC HEARING:

AN ORDINANCE OF THE CITY OF OPA-LOCKA, FLORIDA, AMENDING THE CITY'S HISTORIC PRESERVATION ORDINANCE AT SECTION 11.1-4 STYLED "DEFINITIONS", BY ADDING SECTION 11.1-4 (2)(c), ALLOWING THE CITY MANAGER TO ISSUE REGULAR AND SPECIAL CERTIFICATES OF APPROPRIATENESS, SUBJECT TO THE APPROVAL OF CITY COMMISSION; AMENDING 11.1-24, STYLED "APPEALS", BY ADDING SUB-SECTIONS 11.1-24 (1) AND 11.1-24 (2); PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICT AND REPEALER; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE (first reading held on January 14, 2015).

Additional information on the above items may be obtained in the Office of the City Clerk, 3400 NW 135th Street, Bldg. B, Opa-locka, Florida. All interested persons are encouraged to attend this meeting and will be heard with respect to the public hearing.

PURSUANT TO FS 286.0105: *Anyone who desires to appeal any decision made by any board, agency, or commission with respect to any matter considered at such meeting or hearing will need a record of the proceedings, and for that reason, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal may be based.*

**JOANNA FLORES, CMC
CITY CLERK**