

# MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, [www.miamibeachfl.gov](http://www.miamibeachfl.gov)  
OFFICE OF THE CITY CLERK

LTC No. 292-2016

LETTER TO COMMISSION

TO: Mayor Philip Levine and Members of the City Commission

FROM: Rafael E. Granado, City Clerk 

CC: Raul J. Aguila, City Attorney  
Jimmy L. Morales, City Manager

DATE: July 6, 2016

SUBJECT: **Presentation Pursuant To Section 7.04 Of The City Charter, Of A Petition To The City Commission To Submit To City Electors An Amendment To Section 1.03 Of The City Charter.**

Pursuant to Section 7.04 of the City Charter, I hereby notify the City Commission that on July 5, 2016, original petition papers were presented by "Save Miami Beach 2016," a political committee, to the City Commission, via the Office of the City Clerk, as one (1) instrument, containing an estimated 4,804 signatures, petitioning the City Commission to submit to the qualified electors of Miami Beach, in a Special Election to be held on November 8, 2016, the following amendment to the City Charter:

Sec. 1.03 of the Miami Beach City Charter shall be amended as follows (underscore denotes additions; strikethrough denotes deletions):

(f) The maximum building height in any zoning district within the City of Miami Beach shall not be increased by zoning or land development regulation, text or map amendment, transfer, or any other means from its current maximum building height as it exists on the date of adoption of this Charter Amendment, except for variances no greater than three feet, and height regulations exceptions in the City Code section 142-1161 in existence on January 1, 2016, unless any such increase in maximum building height shall first be approved by a vote of the electors of the City of Miami Beach. This provision is effective on the date of its approval by the electors of Miami Beach.

Clerk's Note: A copy of the petitioner's proposed ballot title and ballot question is attached hereto as Exhibit "A."

The Office of the City Clerk will follow the procedures set forth in Section 7.04 of the City Charter, to wit:

- Within ten (10) days after the petition is formally presented to the City Commission, the City Clerk shall determine whether each petition paper is in proper form.

- Within ten (10) days from determining that the petition is in proper form, the City Clerk shall transmit the petition papers to the Miami-Dade County Elections Department for purposes of determining whether the petition as a whole has been signed by a sufficient percentage of the City electors.<sup>1</sup>
- The Miami-Dade County Elections Department shall complete a certificate as to the petition's sufficiency (concerning requisite number of signatures); such certificate shall specify if it is insufficient, and a copy of this certificate shall be promptly sent to the City Clerk.
- The City Clerk shall then promptly forward the certificate on to the petition's initiator, and shall present the certificate to the City Commission.

You may view a copy of the petition papers submitted at:

<http://www.miamibeachfl.gov/WorkArea/DownloadAsset.aspx?id=88219>

If you have any questions, please contact me at Extension 6451.

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<sup>1</sup> Pursuant to Section 7.02 of the City Charter and Section 6.03 (A) of the Code of Miami-Dade County, a minimum of ten percent (10%) of the qualified electors of the City must have signed the petition in order to submit the proposed Charter amendment to City electors. According to the Miami-Dade County Elections Department, as of July 1, 2016, the City had 42,313 qualified and registered voters. (See Exhibit "B.")

**PROPOSED BALLOT TITLE AND BALLOT SUMMARY  
NOVEMBER 8, 2016 SPECIAL ELECTION**

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**I. PROPOSED BALLOT TITLE AND BALLOT SUMMARY:**

**CHARTER AMENDMENT REQUIRING VOTER APPROVAL BEFORE ALLOWING AN INCREASE TO THE MAXIMUM BUILDING HEIGHTS**

**SHALL THE CHARTER BE AMENDED EFFECTIVE NOVEMBER 9, 2016 REQUIRING PRIOR APPROVAL BY A MAJORITY OF VOTERS IN A CITY-WIDE ELECTION TO ENACT ANY CHANGE TO THE LAND DEVELOPMENT REGULATIONS THAT ALLOWS AN INCREASE TO MAXIMUM ALLOWABLE BUILDING HEIGHTS, EXCEPT FOR VARIANCES NO GREATER THAN THREE FEET AND HEIGHT REGULATION EXCEPTIONS IN CITY CODE SECTION 142-1161 IN EFFECT ON JANUARY 1, 2016?**

\_\_\_\_\_ YES

\_\_\_\_\_ NO

**From:** McClain, Michelle (Elections) <MGILES@miamidade.gov>  
**Sent:** Friday, July 01, 2016 9:18 AM  
**To:** Granado, Rafael  
**Cc:** Hatfield, Liliam; Ramirez, Vanessa (Elections)  
**Subject:** Active Voters as of 7-1-16  
**Attachments:** Active Voters for Miami Beach as of 7-1-16 at 913am.pdf

Rafael,

Per your request, attached is the report showing the number of active voters currently registered to vote in the City of Miami Beach.

Let me know if you need anything else.

Thanks,

*Michelle G. McClain*

Deputy Supervisor of Elections, Voter Services

**Miami-Dade County Elections**

2700 NW 87th Avenue, Miami, FL 33172

(305) 499-8302 Phone (305) 468-2542 Fax

[www.miamidade.gov/elections](http://www.miamidade.gov/elections)

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please do not print this e-mail unless absolutely necessary

Christina White

Supervisor of Elections

Miami-Dade County, FL

Date 7/1/2016

Time 09:13 AM

Precincts comprising District City: Miami Beach

Precinct	Place Name	Total	Registered Voters				Inactive Voters			
			Dems	Reps	NonP	Other	Dems	Reps	NonP	Other
011.0	Biscayne Elementary School	1,755	768	403	556	28	164	71	132	9
013.0	North Shore Branch Library	2,215	964	445	747	59	223	72	162	13
014.0	North Shore Park Youth Center	2,567	1,145	545	823	54	198	69	144	10
015.0	Normandy Shores Golf Club	835	362	191	268	14	29	11	31	2
018.0	Indian Creek Fire Station #4	2,296	1,081	388	767	60	145	48	120	10
019.0	Normandy Park & Pool	796	354	165	256	21	72	17	45	4
020.0	Ronald W. Shane Center	1,565	562	453	514	36	101	49	87	10
023.0	Miami Beach Fire Station #3	2,846	889	951	950	56	184	112	202	16
024.0	Nautilus Middle School	1,565	666	449	412	38	53	31	36	7
025.0	St. Johns on the Lake Methodist Chu	1,454	475	472	473	34	115	74	129	14
028.0	Temple Beth Sholom	1,457	587	396	440	34	54	29	51	5
029.0	North Beach Elementary School	1,475	563	428	459	25	44	41	39	6
030.0	Miami Beach Botanical Garden	2,810	1,329	590	842	49	157	51	100	13
031.0	Miami City Ballet	1,132	489	253	363	27	98	32	78	4
032.0	Miami Beach Regional Library	2,403	829	747	777	50	224	123	220	14
033.0	Miami Beach Sr. High School	1,588	755	303	502	28	209	63	162	12
036.0	Miami Beach Police Athletic League	2,626	1,226	438	920	42	253	50	249	13
037.0	Miami Beach City Hall	877	346	137	368	26	192	75	157	23
038.0	Veterans Foreign War Post #3559	426	162	126	129	9	22	13	15	0
040.0	South Pointe Elementary School	1,459	635	306	483	35	201	93	184	16
041.0	South Shore Community Center	3,119	1,436	532	1,082	69	392	115	306	24
042.0	Fienberg Fisher K-8 Center	1,670	797	284	539	50	276	99	241	22
043.0	Miami Beach Police Department	856	387	166	287	16	141	40	106	16
048.0	Rebecca Towers	2,521	860	768	842	51	195	113	221	19
		42,313	17,667	9,936	13,799	911	3,742	1,491	3,217	282