

**CITY OF CORAL GABLES, FLORIDA
RESOLUTION NO. 2016-__**

A RESOLUTION PROVIDING CITY COMMISSION POLICY DIRECTION TO THE CITY ATTORNEY AND CITY STAFF TO PREPARE AN ORDINANCE AMENDING THE ART IN PUBLIC PLACES PROGRAM TO PROVIDE FOR INCREASED CONTRIBUTIONS FOR NON-MUNICIPAL CONSTRUCTION PROJECTS, INCLUDING AS TO THE USE OF FUNDS FOR PUBLIC PARKS AND OPEN SPACES, FOR CONSIDERATION BY PLANNING AND ZONING BOARD AND CITY COMMISSION.

WHEREAS, the City of Coral Gables, through its Art in Public Places ordinance, Article 3, Division 21 of the City's Zoning Code, adopted a municipal program providing for the acquisition and maintenance of art in public places; and

WHEREAS, the Art in Public Places ordinance requires that any non-municipal project with an aggregate project value of one million dollars (\$1,000,000.00) or more contribute one percent (1.0%) of the value of project to the Art Acquisition Fund established by the City, with enumerated exceptions; and

WHEREAS, one of the enumerated exceptions, subject to Commission approval, is that the developer of a non-municipal construction project may purchase parcels identified in the City's Parks and Open Space Inventory Analysis in an amount equal to or greater than the amount of the Art in Public Places Fee that otherwise would be required and donating such parcels to the City; and

WHEREAS, the City Commission recognizes the importance of parks and open public spaces for quality of life and would, therefore, like to create an incentive program to increase donations of parks and open public spaces.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. That the City Commission does hereby direct the City Attorney and City Staff to prepare an ordinance increasing the City's Art in Public Places fee for non-municipal construction projects to 2%, while providing an incentive for a portion of the increased fee to be used towards the purchase of parks or open space, such as by allowing a reduction in the total fee to 1.5% if at least .5% of that amount is provided for the purchase of parks or open space. In no event, however, shall the contribution to the Art Acquisition Fund be less than the current 1% contribution.

SECTION 3. That Staff shall present the proposed Ordinance to the City Planning and Zoning Board for review and recommendation before presentation to the City Commission.

SECTION 4. That said Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS TWELFTH DAY OF APRIL, A.D., 2016.

(Moved By)

JIM CASON
MAYOR

ATTEST:

WALTER FOEMAN
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

CRAIG E. LEEN
CITY ATTORNEY