



Legislation Details (With Text)

File #: 21-3179 **Version:** 1 **Name:**
Type: Ordinance **Status:** Adopted
File created: 10/1/2021 **In control:** City Commission
On agenda: 1/11/2022 **Final action:** 1/11/2022
Enactment date: 1/11/2022 **Enactment #:** 2022-01

Title: An Ordinance of the City Commission providing for a text amendment to the City of Coral Gables Official Zoning Code by amending Article 1, "General Provisions" Section 1-109, "Construction Rules" to clarify that where the provisions of this Zoning Code vary from the applicable requirements of any law, statute, rule, regulation, ordinance, or code, the most restrictive provisions which shall be deemed to be the higher standard of zoning shall govern, including provisions of zoning within the Miami-Dade County Rapid Transit Zone; providing for a repealer provision, severability clause, codification and providing for an effective date.
(Sponsored by Vice Mayor Mena)
(Sponsored by Commissioner Fors)

Sponsors: Vice Mayor Mena, Commissioner Fors, Jr.

Indexes:

Code sections:

Attachments: 1. Signed Ordinance 2022-01, 2. 01 11 2022 CC Cover Memo - RTZ/Stricter Standards - 2nd Reading, 3. 01 11 2022 Exhibit A - Draft Ordinance - Stricter Standards, 4. 01 11 2022 Exhibit B - 11 10 21 - Staff Report - RTZ w attachments, 5. 01 11 2022 Exhibit C - Excerpts from 12 08 21 PZB Meeting, 6. Stricter Standards Cover Memo 2nd Reading, 7. Stricter Standards Ordinance 2nd Reading, 8. Stricter Standards Cover Memo, 9. Zoning Code Amendment Stricter Standards, 10. Speaker card for F-4, 11. Verbatim Transcript - CCMtg Oct 26 2021 - Agenda Item F-4 - Ordinance providing for text amendment of Official Zoning Code by amending Article 1 - General Provisions, 12. Verbatim Transcript - CCMtg Jan 11 2022 - Agenda Item F-1 - Ordinance providing for a text amendment to official zoning code

Date	Ver.	Action By	Action	Result
1/11/2022	1	City Commission	adopted by Ordinance Number	Pass
10/26/2021	1	City Commission	approved as an Ordinance on First Reading	Pass

An Ordinance of the City Commission providing for a text amendment to the City of Coral Gables Official Zoning Code by amending Article 1, "General Provisions" Section 1-109, "Construction Rules" to clarify that where the provisions of this Zoning Code vary from the applicable requirements of any law, statute, rule, regulation, ordinance, or code, the most restrictive provisions which shall be deemed to be the higher standard of zoning shall govern, including provisions of zoning within the Miami-Dade County Rapid Transit Zone; providing for a repealer provision, severability clause, codification and providing for an effective date.
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Section 6.02 of the Miami-Dade County Charter provides municipalities with the authority to exercise all powers relating to local affairs that are not inconsistent with the County Charter. Under this Charter provision, each municipality may provide for higher standards of zoning, service, and regulation than those provided by Miami-Dade County ("County"), so that municipalities can preserve their individual characters and standards for the benefit of municipal residents.

There are many examples of the City of Coral Gables (“City”) imposing higher standards of zoning, service, and regulation than the County in areas generally regulated by the County. This Zoning Code amendment clarifies a basic but important legal principal that the City has applied consistently for decades.