



AGENDA ITEM COVER PAGE

File ID: #1219

Resolution

Sponsored by: Mayor Tomás Regalado, Chair Keon Hardemon

A RESOLUTION OF THE MIAMI CITY COMMISSION ISSUING A NOISE WAIVER FOR MIAMI ART WEEK RELATED EVENTS PURSUANT TO SECTIONS 36-4(A) AND (B) OF THE CODE OF THE CITY OF MIAMI, FLORIDA, AS AMENDED ("CITY CODE"), ENTITLED "OPERATION OF RADIOS, PHONOGRAPHS OR OTHER SOUND-MAKING DEVICES; BANDS, ORCHESTRAS AND MUSICIANS—GENERALLY; EXEMPTION", AND AN EXTENSION OF ALCOHOL SALES THROUGH 5:00 A.M. PURSUANT TO SECTION 4-3.1(A)(7) OF THE CITY CODE, ENTITLED "SALES", FOR THE WYNWOOD CAFE DISTRICT DURING MIAMI ART WEEK OCCURRING FROM NOVEMBER 30, 2016 THROUGH DECEMBER 4, 2016.



City of Miami
Legislation
Resolution

City Hall
3500 Pan American Drive
Miami, FL 33133
www.miamigov.com

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Final Action Date:

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WHEREAS, Section 36-4(a) of the Code of the City of Miami, Florida, as amended, ("City Code") prohibits excessive noise or music audible at a distance of one hundred (100) feet from a building or structure or vehicles from where it is produced; and

WHEREAS, Section 36-4(b) of the City Code provides that the City Commission may exempt Section 36-4(a) for special occasions by Resolution; and

WHEREAS, Section 4-3.1(a)(7) of the City Code provides that the City Commission may extend the hours of sale for alcoholic beverages for consumption on or off the premises for special occasions by Resolution; and

WHEREAS, Miami Art Week is a premiere art show known around the world and is held every year in South Florida; and

WHEREAS, Miami Art Week will be held from November 30, 2016 to December 4, 2016; and

WHEREAS, accompanying the art exhibits at Miami Art Week are special events where there will be large gatherings of persons and entertainment will be provided; and

WHEREAS, Miami Art Week attracts people from all over the world to view one-of-a-kind artistic masterpieces and is a forum to showcase local talent which is a benefit to the residents of the City of Miami;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

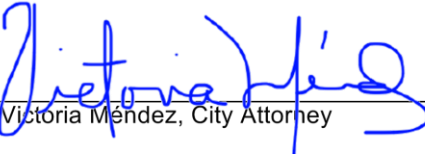
Section 1. The recitals and findings contained in the Preamble to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. The noise prohibition contained in Section 36-4(a) of the City Code is waived pursuant to Section 36-4(b) of the City Code entitled "Operation of radios, phonographs or other sound-making devices; bands, orchestras and musicians—Generally; exemption" for Miami Art Week related events in the Wynwood Café District to be held from November 30, 2016 through December 4, 2016.

Section 3. Alcohol sales are extended until 5:00 A.M. pursuant to Section 4-3.1(a)(7) of the City Code entitled "Sales" for Miami Art Week related events in the Wynwood Café District to be held from November 30, 2016 through December 4, 2016.

Section 4. This Resolution shall become effective immediately upon its adoption and signature of the Mayor.¹

APPROVED AS TO FORM AND CORRECTNESS:


Victoria Méndez, City Attorney 11/5/2016

¹ If the Mayor does not sign this Resolution, it shall become effective at the end of ten (10) calendar days from the date it was passed and adopted. If the Mayor vetoes this Resolution, it shall become effective immediately upon override of the veto by the City Commission.