

## R5 C MINIMUM HOTEL UNIT SIZE REQUIREMENTS

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE MIAMI BEACH RESILIENCY CODE, BY AMENDING CHAPTER 7, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE I, ENTITLED "GENERAL TO ALL ZONING DISTRICTS," BY AMENDING SECTION 7.1.5, ENTITLED "UNIT SIZES," AT SUBSECTION 7.1.5.2, ENTITLED "UNIT SIZE STANDARDS," BY MODIFYING THE MINIMUM LODGING AND HOTEL UNIT SIZES CITY-WIDE; BY AMENDING CHAPTER 7, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," BY AMENDING SECTION 7.2.4, ENTITLED "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," AT SUBSECTION 7.2.4.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-1)"; BY AMENDING SECTION 7.2.5, ENTITLED "RM-2 RESIDENTIAL MULTIFAMILY, MEDIUM INTENSITY," AT SUBSECTION 7.2.5.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-2)"; BY AMENDING SECTION 7.2.6, ENTITLED "RM-3 RESIDENTIAL MULTIFAMILY, HIGH INTENSITY," AT SUBSECTION 7.2.6.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-3)"; BY AMENDING SECTION 7.2.10, ENTITLED "CD-1 COMMERCIAL, LOW INTENSITY DISTRICT," AT SUBSECTION 7.2.10.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-1)"; BY AMENDING SECTION 7.2.11, ENTITLED "CD-2 COMMERCIAL, MEDIUM INTENSITY DISTRICT," AT SUBSECTION 7.2.11.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-2)"; BY AMENDING SECTION 7.2.12, ENTITLED "CD-3 COMMERCIAL, HIGH INTENSITY DISTRICT," AT SUBSECTION 7.2.12.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-3)"; BY AMENDING SECTION 7.2.13, ENTITLED "MIXED USE ENTERTAINMENT DISTRICT," AT SUBSECTION 7.2.13.3, ENTITLED "DEVELOPMENT REGULATIONS (MXE)"; BY AMENDING SECTION 7.2.14, ENTITLED "NORTH BEACH TOWN CENTER-CORE DISTRICT (TC)," BY MODIFYING SUBSECTION 7.2.14.4, ENTITLED "DEVELOPMENT REGULATIONS (TC)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND BY MODIFYING SUBSECTION 7.2.14.6, ENTITLED "TOWN CENTER-CENTRAL CORE (TC-C) DISTRICT," BY REMOVING "MICRO-HOTEL" AS A PERMITTED USE, ALONG WITH ASSOCIATED REFERENCES; BY AMENDING SECTION 7.2.15, ENTITLED "PERFORMANCE STANDARD DISTRICT (PS)," AT SUBSECTION 7.2.15.2, ENTITLED "RESIDENTIAL PERFORMANCE STANDARDS DISTRICTS (R-PS)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND BY AMENDING SUBSECTION 7.2.15.3, ENTITLED "COMMERCIAL PERFORMANCE STANDARDS DISTRICTS (C-PS)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, APPLICABILITY; AND AN EFFECTIVE DATE.

Applicable Area:

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: Eric Carpenter, City Manager

DATE: February 26, 2025 9:25 a.m. First Reading Public Hearing

TITLE: MINIMUM HOTEL UNIT SIZE REQUIREMENTS

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE MIAMI BEACH RESILIENCY CODE, BY AMENDING CHAPTER 7, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE I, ENTITLED "GENERAL TO ALL ZONING DISTRICTS," BY AMENDING SECTION 7.1.5, ENTITLED "UNIT SIZES," AT SUBSECTION 7.1.5.2, ENTITLED "UNIT SIZE STANDARDS," BY MODIFYING THE MINIMUM LODGING AND HOTEL UNIT SIZES CITY-WIDE; BY AMENDING CHAPTER 7, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," BY AMENDING SECTION 7.2.4, ENTITLED "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," AT SUBSECTION 7.2.4.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-1)"; BY AMENDING SECTION 7.2.5, ENTITLED "RM-2 RESIDENTIAL MULTIFAMILY, MEDIUM INTENSITY," AT SUBSECTION 7.2.5.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-2)"; BY AMENDING SECTION 7.2.6, ENTITLED "RM-3 RESIDENTIAL MULTIFAMILY, HIGH INTENSITY," AT SUBSECTION 7.2.6.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-3)"; BY AMENDING SECTION 7.2.10, ENTITLED "CD-1 COMMERCIAL, LOW INTENSITY DISTRICT," AT SUBSECTION 7.2.10.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-1)"; BY AMENDING SECTION 7.2.11, ENTITLED "CD-2 COMMERCIAL, MEDIUM INTENSITY DISTRICT," AT SUBSECTION 7.2.11.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-2)"; BY AMENDING SECTION 7.2.12, ENTITLED "CD-3 COMMERCIAL, HIGH INTENSITY DISTRICT," AT SUBSECTION 7.2.12.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-3)"; BY AMENDING SECTION 7.2.13, ENTITLED "MIXED USE ENTERTAINMENT DISTRICT," AT SUBSECTION 7.2.13.3, ENTITLED "DEVELOPMENT REGULATIONS (MXE)"; BY AMENDING SECTION 7.2.14, ENTITLED "NORTH BEACH TOWN CENTER-CORE DISTRICT (TC)," BY MODIFYING SUBSECTION 7.2.14.4, ENTITLED "DEVELOPMENT REGULATIONS (TC)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND BY MODIFYING SUBSECTION 7.2.14.6, ENTITLED "TOWN CENTER-CENTRAL CORE (TC-C) DISTRICT," BY REMOVING "MICRO-HOTEL" AS A PERMITTED USE, ALONG WITH ASSOCIATED REFERENCES; BY AMENDING SECTION 7.2.15, ENTITLED "PERFORMANCE STANDARD DISTRICT (PS)," AT SUBSECTION 7.2.15.2, ENTITLED "RESIDENTIAL PERFORMANCE STANDARDS DISTRICTS (R-PS)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND BY AMENDING SUBSECTION 7.2.15.3, ENTITLED "COMMERCIAL PERFORMANCE STANDARDS DISTRICTS (C-PS)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, APPLICABILITY; AND AN EFFECTIVE DATE.

### **RECOMMENDATION**

The Administration recommends that the Mayor and City Commission (City Commission) approve the subject ordinance at First Reading and schedule a Second Reading public hearing for April 23, 2025.

## **BACKGROUND/HISTORY**

On June 26, 2024, at the request of Commissioner Kristen Rosen Gonzalez, the City Commission referred a proposal to modify minimum hotel unit size requirements (C4 O) to the Land Use and Sustainability Committee (LUSC) and the Planning Board. On October 14, 2024, the LUSC discussed the item and recommended that the Planning Board transmit an ordinance to the City Commission in accordance with the following:

1. Remove the 85% and 15% thresholds for minimum hotel unit size in all applicable zoning districts and establish a uniform minimum hotel unit size of 335 square feet, exclusive of established exception areas.
2. Remove the current allowance of micro-hotel units, with a minimum unit size of 175 square feet, in the TC-C district.

## **ANALYSIS**

Citywide, the following are the current regulations applicable to the minimum unit size for hotel units, as set forth in the LDRs:

- 85% of hotel units within a site have a minimum unit size of 335 square feet and 15% of hotel units within a site have a minimum unit size of 300 square feet.
- For contributing hotel structures, located within an individual historic site, a local historic district or a national register district, which are renovated in accordance with the Secretary of the Interior Standards and Guidelines for the Rehabilitation of Historic Structures as amended, retaining the existing room configuration and sizes of at least 200 square feet shall be permitted. Additionally, the existing room configurations for these hotel structures may be modified to address applicable life-safety and accessibility regulations, provided the 200 square feet minimum unit size is maintained, and provided the maximum occupancy per hotel room does not exceed 4 persons.
- For hotel units within rooftop additions to contributing structures in a historic district and individually designated historic buildings the minimum unit size is 200 square feet.

The following are the exceptions to the above noted minimum hotel unit size requirements:

### **RM-2 District:**

- For hotel structures located within the Collins Park District generally bounded by the erosion control line on the east, the east side of Washington Avenue on the west, 23rd Street on the north, and 17th Street on the south: 200 square feet.

### **CD-2 District:**

- For hotel structures located within the Collins Park District generally bounded by the erosion control line on the east, the east side of Washington Avenue on the west, 23rd Street on the north, and 17th Street on the south: 200 square feet.
- For a property formerly zoned HD the minimum hotel unit size for is 250 square feet, provided that the property does not exceed 25,000 square feet as of March 23, 2019.

- For properties on Washington Avenue from 5<sup>th</sup> Street to 16<sup>th</sup> Street: For new hotel construction or conversion to hotel use, the minimum hotel room unit size may be 175 square feet, provided that:
  1. A minimum of 20 percent (20%) of the gross floor area of the hotel consists of hotel amenity space that is physically connected to and directly accessed from the hotel. Hotel amenity space includes the following types of uses, whether indoor or outdoor, including roof decks: restaurants; bars; cafes; hotel business center; hotel retail; screening rooms; fitness center; spas; gyms; pools; pool decks; and other similar uses customarily associated with a hotel. Bars and restaurants shall count no more than 50 percent (50%) of the total hotel amenity space requirements.
  2. Windows shall be required in all hotel rooms and shall be of dimensions that allow adequate natural lighting, as determined by the historic preservation board.

CD-3 District:

- For hotel structures located within the Collins Park District generally bounded by the erosion control line on the east, the east side of Washington Avenue on the west, 23rd Street on the north, and 17th Street on the south: 200 square feet.
- For new hotel units within attached or detached additions to contributing buildings on the north side of Lincoln Road, between Pennsylvania Avenue and Lenox Avenue, with at least 5 percent (5%) of the total floor area dedicated to amenity space: 200 square feet.

TC-C District:

- Hotel units: 300 square feet.
- Micro-hotel units: 175 square feet, provided that a minimum of 20% of the gross floor area of the building consists of amenity space that is physically connected to and directly accessed from the micro-hotel units without the need to exit the parcel.

Currently, most new hotel rooms in the city are required to have a minimum unit size of 335 square feet. As recommended by the LUSC, the proposed ordinance removes the current allowance for up to 15% of hotel units within a project to have a minimum unit size of 300 square feet. This would ensure that all new hotel rooms, other than those within the exception areas noted above, would be at least 335 square feet. Additionally, as further recommended by the LUSC, the provision for micro-hotel units (minimum unit size of 175 square feet) has been removed from the TC-C district.

Lastly, as a clean-up to the CD-1 regulations, where hotel use is not permitted, references to hotel units and minimum hotel unit sizes has been eliminated.

**PLANNING BOARD REVIEW**

On February 4, 2025, the Planning Board held a public hearing and transmitted the proposed ordinance to the City Commission with a favorable recommendation (6-0).

**APPLICATION FEE WAIVER**

The subject amendment is proposed on a comprehensive, citywide basis, and not on behalf of a private applicant or third party. Pursuant to section 2.4.1.c of the Land Development Regulations of the City Code, amendments to the City Code require the payment of the applicable fees in section 2.2.3.5, 2.2.3.6, and appendix A to the City Code. These fees may be waived by a five-sevenths (5/7ths) vote of the City Commission, based upon one or more of the following circumstances:

1. The City Commission determines that the proposed amendment is necessary due to a change

in federal or state law, or to implement best practices in urban planning, or based on circumstances unique to the proposed amendment.

2. Upon the written recommendation of the City Manager acknowledging a documented financial hardship of a property owner(s) or developer(s).

3. If requested, in writing, by a non-profit organization, neighborhood association, or homeowner's association for property owned by any such organization or association, so long as the request demonstrates that a public purpose is achieved by enacting the applicable amendment.

The Administration recommends that the City Commission waive the applicable fees based on circumstances unique to the proposed amendment.

**FISCAL IMPACT STATEMENT**

No Fiscal Impact Expected

**Does this Ordinance require a Business Impact Estimate?** Yes  
(FOR ORDINANCES ONLY)

If applicable, the Business Impact Estimate (BIE) was published on:  
See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

**FINANCIAL INFORMATION**

Not Applicable

**CONCLUSION**

The Administration recommends the following:

1. The City Commission approve the subject ordinance at First Reading and schedule a Second Reading public hearing for April 23, 2025.
2. In accordance with section 2.4.1.c.1 of the Land Development Regulations of the City Code, the City Commission waive the applicable fees based on circumstances unique to the proposed amendment.

**Applicable Area**

Citywide

**Is this a "Residents Right to Know" item, pursuant to City Code Section 2-17?**

Yes

**Is this item related to a G.O. Bond Project?**

No

**Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying?** No

If so, specify the name of lobbyist(s) and principal(s):

**Department**

Planning

**Sponsor(s)**

Commissioner Kristen Rosen Gonzalez

**Co-sponsor(s)**

Commissioner David Suarez

**Condensed Title**

9:25 a.m. 1st Rdg PH, Minimum Hotel Unit Size Requirements. (KRG/DS) PL 5/7

**Previous Action (For City Clerk Use Only)**

## Minimum Hotel Unit Size Requirements

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING THE MIAMI BEACH RESILIENCY CODE, BY AMENDING CHAPTER 7, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE I, ENTITLED "GENERAL TO ALL ZONING DISTRICTS," BY AMENDING SECTION 7.1.5, ENTITLED "UNIT SIZES," AT SUBSECTION 7.1.5.2, ENTITLED "UNIT SIZE STANDARDS," BY MODIFYING THE MINIMUM LODGING AND HOTEL UNIT SIZES CITY-WIDE; BY AMENDING CHAPTER 7, ENTITLED "ZONING DISTRICTS AND REGULATIONS," ARTICLE II, ENTITLED "DISTRICT REGULATIONS," BY AMENDING SECTION 7.2.4, ENTITLED "RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY," AT SUBSECTION 7.2.4.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-1)"; BY AMENDING SECTION 7.2.5, ENTITLED "RM-2 RESIDENTIAL MULTIFAMILY, MEDIUM INTENSITY," AT SUBSECTION 7.2.5.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-2)"; BY AMENDING SECTION 7.2.6, ENTITLED "RM-3 RESIDENTIAL MULTIFAMILY, HIGH INTENSITY," AT SUBSECTION 7.2.6.3, ENTITLED "DEVELOPMENT REGULATIONS (RM-3)"; BY AMENDING SECTION 7.2.10, ENTITLED "CD-1 COMMERCIAL, LOW INTENSITY DISTRICT," AT SUBSECTION 7.2.10.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-1)"; BY AMENDING SECTION 7.2.11, ENTITLED "CD-2 COMMERCIAL, MEDIUM INTENSITY DISTRICT," AT SUBSECTION 7.2.11.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-2)"; BY AMENDING SECTION 7.2.12, ENTITLED "CD-3 COMMERCIAL, HIGH INTENSITY DISTRICT," AT SUBSECTION 7.2.12.3, ENTITLED "DEVELOPMENT REGULATIONS (CD-3)"; BY AMENDING SECTION 7.2.13, ENTITLED "MIXED USE ENTERTAINMENT DISTRICT," AT SUBSECTION 7.2.13.3, ENTITLED "DEVELOPMENT REGULATIONS (MXE)"; BY AMENDING SECTION 7.2.14, ENTITLED "NORTH BEACH TOWN CENTER-CORE DISTRICT (TC)," BY MODIFYING SUBSECTION 7.2.14.4, ENTITLED "DEVELOPMENT REGULATIONS (TC)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND BY MODIFYING SUBSECTION 7.2.14.6, ENTITLED "TOWN CENTER-CENTRAL CORE (TC-C) DISTRICT," BY REMOVING "MICRO-HOTEL" AS A PERMITTED USE, ALONG WITH ASSOCIATED REFERENCES; BY AMENDING SECTION 7.2.15, ENTITLED "PERFORMANCE STANDARD DISTRICT (PS)," AT SUBSECTION 7.2.15.2, ENTITLED "RESIDENTIAL PERFORMANCE STANDARDS DISTRICTS (R-PS)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND BY AMENDING SUBSECTION 7.2.15.3, ENTITLED "COMMERCIAL PERFORMANCE STANDARDS DISTRICTS (C-PS)," TO MODIFY THE MINIMUM LODGING AND HOTEL UNIT SIZE; AND PROVIDING FOR CODIFICATION, REPEALER, SEVERABILITY, APPLICABILITY; AND AN EFFECTIVE DATE.

**WHEREAS**, the health, safety, and well-being of hotel guests are priorities for the City of Miami Beach (the "City"), and adequate space in hotel rooms is critical to ensuring comfort, functionality, and accessibility; and

**WHEREAS**, overcrowded or undersized hotel units can negatively impact a guest's experience, leading to reduced satisfaction and potentially harming the City's reputation as a premier travel destination; and

**WHEREAS**, increasing minimum hotel unit sizes can enhance the quality of lodging options, making them more competitive and attractive in both domestic and international markets; and

**WHEREAS**, larger hotel units contribute to a more inclusive lodging environment by accommodating individuals and families with diverse needs, including those with disabilities; and

**WHEREAS**, the amendments set forth below are necessary to accomplish all of the above objectives.

**NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA.**

**SECTION 1.** Chapter 7 of the Resiliency Code, entitled “Zoning Districts and Regulations,” is hereby amended as follows:

**CHAPTER 7  
ZONING DISTRICTS AND REGULATIONS**

**ARTICLE I: GENERAL TO ALL ZONING DISTRICTS**

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**7.1.5 UNIT SIZES**

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**7.1.5.2 Unit Size Standards**

The following unit sizes shall apply. Where these units sizes are in conflict with those associated with a specific zoning district or overlay district, then those associated with the zoning district or overlay district shall prevail.

<b>UNIT SIZE TABLE</b>		
<b>UNIT TYPE</b>	<b>MINIMUM UNIT SIZE (Square Feet)</b>	<b>MINIMUM AVERAGE UNIT SIZE (Square Feet)</b>
Single Family Detached House	1,800 SF (1)	N/A
Apartments/Multi-family Units		
New Construction	550 SF	800 SF (3) (4)
Non-elderly and elderly low and moderate income housing	400 SF	400 SF (3) (4)
Workforce Housing	400 SF	400 SF (3) (4)
Rehabilitated Buildings	400 SF	550 SF (3) (4)
Lodging and Hotel Units	<del>15%: 300 SF — 335 SF</del> (2) 85%: 335 SF + (2)	N/A

**UNIT SIZE TABLE**

1. Excluding Accessory Building.
2. For contributing hotel structures, located within an individual historic site, a local historic district or a national register district, which are renovated in accordance with the Secretary of the Interior Standards and Guidelines for the Rehabilitation of Historic Structures as amended, retaining the existing room configuration and sizes of at least 200 square feet shall be permitted. Additionally, the existing room configurations for the above described hotel structures may be modified to address applicable life-safety and accessibility regulations, provided the 200 square feet minimum unit size is maintained, and provided the maximum occupancy per hotel room does not exceed 4 persons. Hotel units within rooftop additions to contributing structures in a historic district and individually designated historic buildings—200 square feet.
3. The number of units may not exceed the maximum density set forth in the comprehensive plan.
4. Developments located in zoning districts that do not prohibit the short-term rental of residential apartment units shall be eligible for an exemption from the average unit size requirements established above, subject to the following conditions:
  - **Density.** The development shall not be permitted to exceed the maximum residential density established in the Comprehensive Plan or Land Development Regulations.
  - **Minimum Unit Size.** This incentive shall not be construed to permit any unit that is smaller than the minimum allowable unit size for the type of unit being proposed.
  - **Covenant.** In order to be eligible for this voluntary average unit size incentive, the property owner, at the owner’s sole discretion, shall voluntarily execute a restrictive covenant running with the land, in a form approved by the City Attorney, affirming that in perpetuity no residential units on the property shall be leased or rented for a period of less than six months and one day.

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**ARTICLE II: DISTRICT REGULATIONS**

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**7.2.4 RM-1 RESIDENTIAL MULTIFAMILY LOW INTENSITY**

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**7.2.4.3 DEVELOPMENT REGULATIONS (RM-1)**

a. The development regulations in the RM-1 residential multifamily, low density district are as follows:

<b>DEVELOPMENT REGULATIONS TABLE (RM-1)</b>	
Maximum FAR	1.25

<b>DEVELOPMENT REGULATIONS TABLE (RM-1)</b>	
west side of Collins Avenue between 76th and 79th Streets (MAP EXHIBIT-5)	1.4
Public and private institutions: Lot area equal to or less than 15,000 square feet	1.25
Public and private institutions: lot area greater than 15,000 square feet	1.4
Maximum Density (Dwelling Units per Acre)	60 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Single Family Detached House	1,800 SF (4)
Apartments/Multi-family Units	
New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Lodging and Hotel Units	15%: 300 SF — 335 SF (5) 85%: 335 SF + (5)
Hotel units within rooftop additions to contributing structures in a historic district and individually designated historic buildings	200 SF

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(5) For contributing hotel structures, located within an individual historic site, a local historic district or a national register district, which are renovated in accordance with the Secretary of the Interior Standards and Guidelines for the Rehabilitation of Historic Structures as amended, retaining the existing room configuration and sizes of at least 200 square feet shall be permitted. Additionally, the existing room configurations for the above described hotel structures may be modified to address applicable life-safety and accessibility regulations, provided the 200 square feet minimum unit size is maintained, and provided the maximum occupancy per hotel room does not exceed 4 persons.

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### 7.2.5 RM-2 RESIDENTIAL MULTIFAMILY, MEDIUM INTENSITY

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#### 7.2.5.3 DEVELOPMENT REGULATIONS (RM-2)

- a. The development regulations in the RM-2 residential multifamily, medium intensity district are as follows:

<b>DEVELOPMENT REGULATIONS TABLE (RM-2)</b>	
Maximum FAR	2.0
Maximum Density (Dwelling Units Per Acre)	100 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Single Family Detached House	1,800 SF (2)
Apartments/Multi-family Units	
New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Lodging and Hotel Units	15%: 300 SF — 335 SF (3) 85%: 335 SF + (3)
For hotel structures located within the Collins Park District generally bounded by the <u>erosion control line</u> on the east, the east side of Washington Avenue on the west, 23rd Street on the north, and 17th Street on the south (MAP EXHIBIT-11)	200 SF
Hotel units within rooftop additions to contributing structures in a historic district and individually designated historic buildings	200 SF

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(3) For contributing hotel structures, located within an individual historic site, a local historic district or a national register district, which are renovated in accordance with the Secretary of the Interior Standards and Guidelines for the Rehabilitation of Historic Structures as amended, retaining the existing room configuration and sizes of at least 200 square feet shall be permitted. Additionally, the existing room configurations for the above described hotel structures may be modified to address applicable life-safety and accessibility regulations, provided the 200 square feet minimum unit size is maintained, and provided the maximum occupancy per hotel room does not exceed 4 persons.

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### 7.2.6 RM-3 Residential Multifamily, High Intensity

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#### 7.2.6.3 DEVELOPMENT REGULATIONS (RM-3)

- a. The development regulations in the RM-3 residential multifamily, medium intensity district are as follows:

<b>DEVELOPMENT REGULATIONS TABLE (RM-3)</b>	
<b>Maximum FAR</b>	
Lot area equal to or less than 45,000 square feet	2.25 (1) (2)
Lot area greater than 45,000 square feet	2.75 (1) (2)
Oceanfront lots with lot area greater than 45,000 square feet	3.0 (1) (2)
Maximum Density (Dwelling Units per acre)	150 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Single Family Detached House	1,800 SF (7)
Apartments/Multi-family Units	
New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Lodging and Hotel Units	15%: 300 SF — 335 SF (8) 85%: 335 SF + (8)
Hotel units within rooftop additions to contributing structures in a historic district and individually designated historic buildings	200 SF

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(8) For contributing hotel structures, located within an individual historic site, a local historic district or a national register district, which are renovated in accordance with the Secretary of the Interior Standards and Guidelines for the Rehabilitation of Historic Structures as amended, retaining the existing room configuration and sizes of at least 200 square feet shall be permitted. Additionally, the existing room configurations for the above described hotel structures may be modified to address applicable life-safety and accessibility regulations, provided the 200 square feet minimum unit size is maintained, and provided the maximum occupancy per hotel room does not exceed 4 persons.

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**7.2.10 CD-1 Commercial, Low Intensity District**

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**7.2.10.3 DEVELOPMENT REGULATIONS (CD-1)**

a. **The development regulations in the CD-1 Commercial, Low Intensity District are as follows:**

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<b>DEVELOPMENT REGULATIONS TABLE (CD-1)</b>	
Maximum FAR	1.0
Mixed Use Buildings (When more than 25 percent (25%) of the total area of a building is used for residential or hotel units)	1.25
Maximum Density (Dwelling Units per Acre)	60 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Apartments/Multi-family Units	
New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Lodging and Hotel Units	15%: 300 SF — 335 SF 85%: 335 SF ±
Hotel units within rooftop additions to contributing structures in a historic district and individually designated historic buildings	200 SF

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### 7.2.11 CD-2 Commercial, Medium Intensity District

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#### 7.2.11.3 DEVELOPMENT REGULATIONS (CD-2)

- a. The development regulations in the CD-2 Commercial, Medium Intensity District are as follows:

\* \* \*

<b>DEVELOPMENT REGULATIONS TABLE (CD-2)</b>	
Maximum FAR	1.5 (5)
Mixed Use Buildings (When more than 25 percent (25%) of the total area of a building is used for residential or hotel units)	2.0 (5)
Maximum Density (Dwelling Units Per Acre)	100 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Apartments/Multi-family Units	

<b>DEVELOPMENT REGULATIONS TABLE (CD-2)</b>	
New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Lodging and Hotel Units	15%: 300 SF—335 SF (6) 85%: 335 SF + (6)
For contributing hotel structures located within the Collins Park District, generally bounded by the <a href="#">erosion control line</a> on the east, the east side of Washington Avenue on the west, 23rd Street on the north, and 17th Street on the south ( <a href="#">MAP EXHIBIT-7</a> )	200 SF
Hotel units within rooftop additions to contributing structures in a historic district and individually designated historic buildings	200 SF

\* \* \*

(6) For contributing hotel structures, located within an individual historic site, a local historic district or a national register district, which are being renovated in accordance with the Secretary of the Interior Standards and Guidelines for the Rehabilitation of Historic Structures as amended, retaining the existing room configuration shall be permitted, provided all rooms are a minimum of 200 square feet. Additionally, existing room configurations for the above-described hotel structures may be modified to address applicable life-safety and accessibility regulations, provided the 200 square feet minimum unit size is maintained, and provided the maximum occupancy per hotel room does not exceed 4 persons. In addition, the minimum hotel unit size for a property formerly zoned HD is 250 square feet, provided that the property does not exceed 25,000 square feet as of March 23, 2019.

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### 7.2.12 CD-3 Commercial, High Intensity District

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#### 7.2.12.3 DEVELOPMENT REGULATIONS (CD-3)

- a. The development regulations in the CD-2 Commercial, Medium Intensity District are as follows:

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<b>DEVELOPMENT REGULATIONS TABLE (CD-3)</b>	
Maximum FAR	
Lot area equal to or less than 45,000 SF	2.25
Lot area greater than 45,000 SF	2.75

<b>DEVELOPMENT REGULATIONS TABLE (CD-3)</b>	
Lots located between Drexel Avenue and Collins Avenue and between 16th Street and 17th Street (MAP EXHIBIT-5)	2.75
Residential and hotel development within the architectural district	2.5
Maximum Density (Dwelling Units per Acre)	150 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
<b>Apartments/Multi-family Units</b>	
New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Lodging and Hotel Units	15%: 300 SF — 335 SF (4) 85%: 335 SF + (4)
For hotel structures located within the Collins Park District, generally bounded by the erosion control line on the east, the east side of Washington Avenue on the west, 23rd Street on the north, and 17th Street on the south (MAP EXHIBIT-12)	200 SF
For new hotel units within attached or detached additions to contributing buildings on the north side of Lincoln Road, between Pennsylvania Avenue and Lenox Avenue (MAP EXHIBIT-13), with at least 5 percent (5%) of the total floor area dedicated to amenity space	200 SF
Hotel units within rooftop additions to contributing structures in a historic district and individually designated historic buildings	200 SF

\* \* \*

- (4) For contributing hotel structures, located within an individual historic site, a local historic district or a national register district, which are renovated in accordance with the Secretary of the Interior Standards and Guidelines for the Rehabilitation of Historic Structures as amended, retaining the existing room configuration and sizes of at least 200 square feet shall be permitted. Additionally, the existing room configurations for the above described hotel structures may be modified to address applicable life-safety and accessibility regulations, provided the 200 square feet minimum unit size is

maintained, and provided the maximum occupancy per hotel room does not exceed 4 persons.

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**7.2.13 MXE Mixed Use Entertainment District**

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**7.2.13.3 DEVELOPMENT REGULATIONS (MXE)**

a. The development regulations in the MXE Mixed Use Entertainment District are as follows:

<b>DEVELOPMENT REGULATIONS TABLE (MXE)</b>	
Maximum FAR	2.0
Convention hotel development	3.5
Maximum Density (Dwelling Units per Acre)	100 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Apartments/Multi-family Units	
New Construction	500 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Lodging and Hotel Units	<del>15%: 300 SF — 335 SF</del> 85%: 335 SF +
Hotel Units (in a local historic district/site)	200 SF
Hotel Units within rooftop additions or within ground level additions to contributing structures in a historic district and individually designated historic buildings	200 SF

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**7.2.14 North Beach Town Center-Core District (TC)**

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**7.2.14.4 DEVELOPMENT REGULATIONS (TC)**

a. The development regulations in the TC-1, TC-2 and TC-3 town center districts are as follows:

<b>DEVELOPMENT REGULATIONS TABLE (TC-1 TOWN CENTER CORE)</b>	
Maximum FAR	2.25 - For lots equal to or less than 45,000 square feet

**DEVELOPMENT REGULATIONS TABLE (TC-1 TOWN CENTER CORE)**

	2.75 - For lots greater than 45,000 square feet.
Maximum Density (Dwelling Units per Acre)	150 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Apartments/Multi-family Units	
New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	550 SF
Lodging and Hotel Units	<del>15%: 300 SF — 335 SF</del> 85%: 335 SF +

\* \* \*

**DEVELOPMENT REGULATIONS TABLE (TC-2 TOWN CENTER MIXED-USE)**

Maximum FAR	1.5
Mixed-Use Buildings (where more than 25 percent (25%) of the total area of a building is used for residential or hotel units)	2.0
Maximum Density (Dwelling Units per Acre)	100 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Apartments/Multi-family Units	
New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	550 SF
Lodging and Hotel Units	<del>15%: 300 SF — 335 SF</del> 85%: 335 SF +

\* \* \*

**DEVELOPMENT REGULATIONS TABLE (TC-3 TOWN CENTER RESIDENTIAL OFFICE)**

Maximum FAR	1.25
Maximum Density (Dwelling Units per Acre)	60 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Apartments/Multi-family Units	

**DEVELOPMENT REGULATIONS TABLE (TC-3 TOWN CENTER RESIDENTIAL OFFICE)**

New Construction	550 SF
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Lodging and Hotel Units	15%: 300 SF — 335 SF 85%: 335 SF +

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**7.2.14.6 Town Center-Central Core (TC-C) District**

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**b. Uses (TC-C)**

1. The main permitted, accessory, conditional and prohibited uses are as follows:

**USES TABLE (TC-C)**

<b>RESIDENTIAL</b>	
Single family detached dwelling	P
Apartments	P*
Townhomes	P*
Co-living	P*
Live-work	P*
<b>LODGING</b>	
Hotels	P*
Micro-hotel	P* Pro

\* \* \*

\*See Supplemental Use Regulations below

\* \* \*

**c. Development Regulations (TC-C)**

The development regulations for the Town Center Central Core District are as follows:

**DEVELOPMENT REGULATIONS TABLE (TC-C (TOWN CENTER CENTRAL CORE))**

Maximum FAR	3.5
Maximum Density (Dwelling Units per Acre)	150 DUA (80% bonus for workforce or affordable units) (4) (5)
<b>MINIMUM UNIT SIZE (SQUARE FEET)</b>	
Apartments/Multi-family Units	
New Construction	550 SF

DEVELOPMENT REGULATIONS TABLE (TC-C (TOWN CENTER CENTRAL CORE))	
Non-elderly and elderly low and moderate income housing	400 SF
Workforce Housing	400 SF
Rehabilitated Buildings	400 SF
Co-living Units	375 SF with a minimum of 20% of the gross floor area of the building consisting of amenity space on the same site. (6)
Lodging and Hotel Units	
Hotel Units	300 SF
Micro-Hotel Units	<del>175 SF provided that a minimum of 20% of the gross floor area of the building consists of amenity space that is physically connected to and directly accessed from the micro-hotel units without the need to exit the parcel. (7)</del>

\* \* \*

- (6) Amenity space includes the following types of uses, whether indoor or outdoor, including roof decks: restaurants; bars; cafes; kitchens; club rooms; business center; retail; screening rooms; fitness center; spas; gyms; pools; pool decks; and other similar uses whether operated by the condo or another operator. Bars and restaurants shall count no more than 50 percent (50%) of the total co-living amenity space requirements. ~~These amenities may be combined with the amenities for micro-hotels, provided residents and hotel guests have access.~~ No variances are permitted from these provisions.
- (7) Amenity space includes the following types of uses, whether indoor or outdoor, including roof decks: restaurants; bars; cafes; hotel business center; hotel retail; screening rooms; fitness center; spas; gyms; pools; pool decks; and other similar uses customarily associated with a hotel uses whether operated by the hotel or another operator. Bars and restaurants shall count no more than 50 percent (50%) of the total amenity space requirements. These amenities may be combined with the amenities for co-living units, provided residents and hotel guests have access. No variances are permitted from these provisions.

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### 7.2.15 PERFORMANCE STANDARD DISTRICT (PS)

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#### 7.2.15.2 RESIDENTIAL PERFORMANCE STANDARDS DISTRICTS (R-PS)

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#### F. Residential Performance Standard Area Requirements (R-PS)

The development standards for residential performance standard districts are as follows:

DEVELOPMENT REGULATIONS TABLE (R-PS)				
	R-PS1	R-PS2	R-PS3	R-PS4
Maximum FAR	1.25	1.50	1.75	2.0

<b>DEVELOPMENT REGULATIONS TABLE (R-PS)</b>				
Maximum Density (Dwelling Units per Acre)	57 DUA (80% bonus for workforce or affordable units)	70 DUA (80% bonus for workforce or affordable units)	85 DUA (80% bonus for workforce or affordable units)	102 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZES (SQUARE FEET)</b>	<b>R-PS1</b>	<b>R-PS2</b>	<b>R-PS3</b>	<b>R-PS4</b>
Apartments/Multi-family Units				
New Construction	700 SF	650 SF	600 SF	550 SF
Non-elderly and elderly low and moderate income housing	400 SF			
Workforce Housing	400 SF			
Rehabilitated Buildings	400 SF			
Lodging and Hotel Units	N/A	N/A	15%: 300 SF — 335 SF 85%: 335 SF +	15%: 300 SF — 335 SF 85%: 335 SF +

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**7.2.15.3 COMMERCIAL PERFORMANCE STANDARDS DISTRICTS (C-PS)**

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**F. Commercial Performance Standard Area Requirements (C-PS)**

The development standards for residential performance standard districts are as follows:

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<b>DEVELOPMENT REGULATIONS TABLE (C-PS)</b>				
	C-PS1	C-PS2	C-PS3	C-PS4
Maximum FAR	1.0 1.5 for the Block 51 Properties (MAP EXHIBIT-3) and Block 52 Properties (MAP EXHIBIT-5) 2.0 for the Block 1 Properties (MAP EXHIBIT-6)	2.0	2.5	2.5

<b>DEVELOPMENT REGULATIONS TABLE (C-PS)</b>				
FAR Residential and/or hotel development	1.5 (4)	1.75 (5)	2.5 (6) (except on the Goodman Terrace and Hinson Parcels (MAP EXHIBIT-7), the FAR shall be that necessary to achieve 305,500 square feet (estimated at 3.2 FAR), and 300 feet height maximum for the Goodman Terrace and Hinson Parcels, and open space ratio 0.60 measured at or above grade)	2.5 (6) (open space ratio shall be 0.60 measured at or above grade)
Maximum Density (Dwelling Units per Acre)	80 DUA (80% bonus for workforce or affordable units)	106 DUA (80% bonus for workforce or affordable units)	125 DUA (80% bonus for workforce or affordable units)	125 DUA (80% bonus for workforce or affordable units)
<b>MINIMUM UNIT SIZES (SQUARE FEET)</b>	<b>C-PS1</b>	<b>C-PS2</b>	<b>C-PS3</b>	<b>C-PS4</b>
Apartments/Multifamily Units				
New Construction	650 SF	600 SF	550 SF	550 SF
Non-elderly and elderly low and moderate income housing	400 SF			
Workforce Housing	400 SF			
Rehabilitated Buildings	400 SF			
Lodging and Hotel Units	15%: 300 SF — 335 SF 85%: 335 SF +			

**SECTION 2. REPEALER.**

All ordinances or parts of ordinances and all section and parts of sections in conflict herewith be and the same are hereby repealed.

**SECTION 3. CODIFICATION.**

It is the intention of the City Commission, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of the City of Miami Beach as

amended; that the sections of this ordinance may be renumbered or relettered to accomplish such intention; and that the word "ordinance" may be changed to "section" or other appropriate word.

**SECTION 4. SEVERABILITY.**

If any section, subsection, clause or provision of this Ordinance is held invalid, the remainder shall not be affected by such invalidity.

**SECTION 5. APPLICABILITY.**

The Ordinance shall not apply to properties fronting Washington Avenue that have an active land use board application, with a hearing file number, and where a notice to proceed to public hearing has been issued by the City no later than July 1, 2024.

**SECTION 6. EFFECTIVE DATE.**

This Ordinance shall take effect ten days following adoption.

**PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Steven Meiner, Mayor

ATTEST:

\_\_\_\_\_  
Rafael E. Granado, City Clerk

APPROVED AS TO FORM AND  
LANGUAGE AND FOR EXECUTION

\_\_\_\_\_  
City Attorney

NK

2/18/2025  
\_\_\_\_\_  
Date

First Reading: February 26, 2025

Second Reading: April 23, 2025

Verified by: \_\_\_\_\_  
Thomas R. Mooney, AICP  
Planning Director