

R7 K A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE ADMINISTRATION TO ISSUE REFUNDS TO RESIDENTS WHO WERE CHARGED THE \$30 FLAT RATE FOR PARKING AT CERTAIN CITY-OWNED SURFACE LOTS AND PARKING GARAGES UPON PROVIDING DOCUMENTATION OF AMOUNT PAID AND PROOF OF RESIDENCY, WITH SUCH REFUNDS TO BE IN THE AMOUNT OF THE DIFFERENCE BETWEEN THE FLAT RATE APPLICABLE TO NON-RESIDENTS AND THE REGULAR RESIDENT RATE.

Applicable Area:

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: April 23, 2025

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE ADMINISTRATION TO ISSUE REFUNDS TO RESIDENTS WHO WERE CHARGED THE \$30 FLAT RATE FOR PARKING AT CERTAIN CITY-OWNED SURFACE LOTS AND PARKING GARAGES UPON PROVIDING DOCUMENTATION OF AMOUNT PAID AND PROOF OF RESIDENCY, WITH SUCH REFUNDS TO BE IN THE AMOUNT OF THE DIFFERENCE BETWEEN THE FLAT RATE APPLICABLE TO NON-RESIDENTS AND THE REGULAR RESIDENT RATE.

### **RECOMMENDATION**

### **BACKGROUND/HISTORY**

### **ANALYSIS**

The attached Resolution was prepared at the request of the sponsor, Commissioner Kristen Rosen Gonzalez.

### **FISCAL IMPACT STATEMENT**

The refunds to be issued pursuant to this measure will be in the amount of the difference between the flat rate applicable to non-residents and the regular resident rate for parking at certain city-owned surface lots and parking garages. Therefore, the refunds for the overpayment of parking fees are monies otherwise not due to the City and will not have a fiscal impact.

### **Does this Ordinance require a Business Impact Estimate?**

(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**

### **CONCLUSION**

**Applicable Area**

Citywide

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

No

**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**

City Attorney

**Sponsor(s)**

Commissioner Kristen Rosen Gonzalez

**Co-sponsor(s)**

**Condensed Title**

Issue Refunds to Residents Charged Non-Resident \$30 Flat Parking Rate. (KRG) CA

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

Not reached on 3/19/2025 - C7 AD

RESOLUTION NO. 2025 - \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE ADMINISTRATION TO ISSUE REFUNDS TO RESIDENTS WHO WERE CHARGED THE \$30 FLAT RATE FOR PARKING AT CERTAIN CITY-OWNED SURFACE LOTS AND PARKING GARAGES UPON PROVIDING DOCUMENTATION OF AMOUNT PAID AND PROOF OF RESIDENCY, WITH SUCH REFUNDS TO BE IN THE AMOUNT OF THE DIFFERENCE BETWEEN THE FLAT RATE APPLICABLE TO NON-RESIDENTS AND THE REGULAR RESIDENT RATE.**

**WHEREAS**, as part of its spring break 2025 safety measures, the City of Miami Beach implemented a flat rate of \$30 for parking at City-owned surface lots south of 23rd Street, as well as at certain City parking garages; and

**WHEREAS**, the City's notifications to residents indicated that residents with proof of residency would be charged the regular resident parking rates; and

**WHEREAS**, the parking payment applications used by the City to manage parking charges are unable to verify residency unless a resident is registered with the City's residential parking program; and

**WHEREAS**, as a result, some residents who were not registered in the City's residential parking program were incorrectly charged the \$30 flat rate, which was intended for non-residents; and

**WHEREAS**, the Mayor and City Commission wish to ensure that residents who were mistakenly charged the non-resident rate be refunded the difference between the \$30 flat rate and the regular resident parking rate.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby direct the Administration to issue refunds to residents who were charged the \$30 flat rate for parking at certain City-owned surface lots and parking garages upon providing documentation of the amount paid and proof of residency, with such refunds to be in the amount of the difference between the \$30 flat rate charged to non-residents and the regular resident parking rate that would have applied.

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

**ATTEST:**

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

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

(Sponsored by Commissioner Kristen Rosen Gonzalez)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

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

3/11/2025  
\_\_\_\_\_  
Date