



Community Development Department – Planning & Zoning Division
17050 NE 19th Avenue, 1st Floor
North Miami Beach, FL 33162
(305) 948-2966

City Commission Meeting Staff Report

Meeting Date
9/25/2025
(Second Reading)

File No:
24-04

Application Name:
Public Arts Ordinance

Request:

An ordinance of the City of North Miami Beach, Florida, amending Chapter XXIV entitled "Zoning and Land Development" by establishing Article XX entitled "Public Arts," with updated provisions based on City Commission discussion, including creation of a Public Arts Selection Committee, refinement of audio art noise limits, clarification of artwork ownership and maintenance, incorporation of a Call to Artists process, and allowance for a public art budget line item.

Background:

At the request of the City Commission, staff proposed the Public Arts Ordinance to promote the City's heritage, values, and long-term vision through integration of public art into private and public development. The ordinance establishes consistent regulations for new developments and City Capital Improvement Projects exceeding \$5 million.

Key elements include the following:

- Public Art requirements for private development and public infrastructure projects, with either on-site artwork or an in-lieu contribution to the City's Public Art Fund.
- Establishment of a **Public Arts Selection Committee** to replace the Beautification Committee in reviewing proposed artworks.
- Creation of a **Call to Artists process** for Commission-sponsored art to increase participation and transparency.
- Updated **audio art regulations** to reduce noise impacts on adjacent properties (limit hours to 8:00 AM–10:00 PM).
- Clarification that all public art remains with the site unless removal is approved by the City Commission.
- Recommendation for a **City budget line item** to support art installations and legacy projects, including partnerships (e.g., with FIU).
- Master Public Art Plan to be developed by Consultant and adopted by Commission Resolution.

Staff Analysis:

Staff conducted comparative research of public art programs across South Florida and nationwide. Incorporating art in public spaces enhances the built environment, supports cultural identity, promotes tourism and walkability, and contributes to economic vitality. This updated ordinance ensures the City has a transparent, equitable, and creative framework to manage public art investments. It also aligns with future planning goals and encourages public-private collaboration.



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Business Impact Estimate

As part of the submittal attachments, Staff has provided the business impact estimate form and summary demonstrating compliance with Section 166.041(4), Florida Statutes. Before the enactment of the proposed ordinance, the City of North Miami Beach shall prepare or cause to be prepared a business impact estimate in accordance with this subsection.

Comprehensive Plan Consistency:

Staff find that the proposed Ordinance furthers the following goals, objectives, and policies of the City of North Miami Beach Comprehensive Plan listed below:

I. Future Land Use Element

Goals, Objectives, and Policies

Policy 1.8.1 (a): Create and/or enhance community-benefiting assets. These community benefiting assets can include increased park and to accommodate new residents particularly east of US 1, cultural institutions, [public art](#), open space, gazebos, fountains, plazas, seating areas, colonnades, shaded landscaped areas, or similar features.

Policy 1.8.1 (d): Promote distinctive, attractive projects with a strong sense of place through its unique architecture, site planning, walkability, connection to a variety of transportation choices, enhancement of neighborhood identity, and its choice of landscape materials, or similar.

City Commission Motion:

1. **Move to approve** the Ordinance (File# 24-04), to Chapter XXIV, entitled “Zoning and Land Development,” Article XX by creating a new section entitled “Public Arts” to create regulations and processes to enhances the City's heritage, values, and visions for the future through Public Art integrated in the architecture, infrastructure, and landscape; by finding that the request is consistent with the City Charter and the Comprehensive Plan, and does meet the criteria’s set forth in the Zoning and Land Development Regulations.
2. **Move to deny** the Ordinance (File# 24-04), to Chapter XXIV, entitled “Zoning and Land Development,” Article XX by creating a new section entitled “Public Arts” to create regulations and processes to enhances the City's heritage, values, and visions for the future through Public Art integrated in the architecture, infrastructure, and landscape; by finding that the request is inconsistent with the City Charter and the Comprehensive Plan, and doesn’t meet the criteria’s set forth in the Zoning and Land Development Regulations.
3. **Move to continue** the item with further direction to staff



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Project Planner: City of North Miami Beach Community Development Department Planning & Zoning Division	Ordinance Review Dates: <u>Planning & Zoning Board:</u> February 10, 2025 <u>City Commission Meeting:</u> June 17, 2025 (1 st Reading) September 25, 2025 (2 nd Reading)	Submittal Attachments 1. Staff Report 2. Draft Ordinance 3. Business Impact Statement Form 4. Presentation
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CITY COMMISSION STAFF REPORT



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