

Facilities Planning and Construction  
Suzanne Marshall, Chief Facilities Officer, Construction

**SUBJECT: PROPOSED AMENDMENT OF SCHOOL BOARD RULE: FINAL READING  
6Gx13- 7A-1.011, HISTORICAL PRESERVATION OF FACILITIES**

The School Board of Miami-Dade County, Florida, announced on May 16, 2001, its intention to amend School Board Rule 6Gx13- 7A-1.011, Historical Preservation of Facilities, at the meeting of June 20, 2001.

The Notice of Intended Action was published in the *Miami Business Review* on May 21, 2001, posted in various places for public information and mailed to various organizations representing persons affected by the amended rule and to individuals requesting notification.

The time to request a hearing or protest the adoption of this rule has elapsed.

In accordance with the provisions of the Administrative Procedure Act, this amended rule is presented to The School Board of Miami-Dade County, Florida, for adoption and authorization to file the rule in the official records of The School Board of Miami-Dade County, Florida.

Attached are copies of the Notice of Intended Action and the amended rule. Changes from the current rule are indicated by underscoring words to be added and ~~striking through~~ words to be deleted.

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida, adopt amended School Board Rule 6Gx13- 7A-1.011, Historical Preservation of Facilities, and authorize the Superintendent to file the rule with The School Board of Miami-Dade County, Florida, to be effective June 20, 2001.

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## NOTICE OF INTENDED ACTION

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA, announced on May 16, 2001, its intention to amend Board Rule 6Gx13- 7A-1.011, HISTORICAL PRESERVATION OF FACILITIES, at its meeting of June 20, 2001.

**PURPOSE AND EFFECT:** The purpose of the proposed amendment is to adopt a formal process to encourage community participation in projects where historic or significant school buildings are identified for renovation, remodeling, additions or demolition.

**SUMMARY:** The intent of the proposed amendment is to formalize a process to achieve community participation in the process where historical properties are modified or demolished.

**SPECIFIC LEGAL AUTHORITY UNDER WHICH RULEMAKING IS AUTHORIZED:** 230.22(2); 230.23(22)

**LAW IMPLEMENTED, INTERPRETED, OR MADE SPECIFIC:** 235.435 F.S, And FDOE Administrative Rule, Section 1.4

IF REQUESTED, A HEARING WILL BE HELD DURING THE BOARD MEETING OF June 20, 2001, which begins at 1:00 p.m., in the School Board Auditorium, 1450 N.E. Second Avenue, Miami, Florida 33132. Persons requesting such a hearing or who wish to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative as provided by Section 120.541(1), F.S., must do so in writing by June 11, 2001, to the Superintendent of Schools, Room 912, at the same address.

ANY PERSON WHO DECIDES TO APPEAL THE DECISION made by The School Board of Miami-Dade County, Florida, with respect to this action will need to ensure the preparation of a verbatim record of the proceedings, including the testimony and evidence upon which the appeal is to be based. (Section 286.0105, F.S.)

A COPY OF THE PROPOSED AMENDED RULE is available for inspection and copying at cost by the public in the Citizen Information Center, Room 158, 1450 N.E. Second Avenue, Miami, Florida 33132.

Originator: Ms. Suzanne Marshall  
Supervisor: Mr. Roger C. Cuevas  
Date: May 3, 2001

Planning**HISTORICAL PRESERVATION OF FACILITIES**

The Board recognizes that many of its facilities have historical and/or architectural significance to the public and that these facilities should be maintained in their original condition to the extent feasible.

## I. Coordination

The Board also recognizes:

- A. That Miami-Dade County and various municipalities within the County have ordinances governing the designation of historical sites and subsequent restrictions pertaining to architectural changes to designated facilities and have established preservation boards to oversee these matters.
- B. That the Miami-Dade County Historic Preservation Board (Preservation Board) ~~Council of Preservation Boards~~ is the umbrella organization representing these various preservation boards, through which the School Board may coordinate its various general efforts in the area of historical/architectural preservation.
- C. That the individual local preservation boards are most knowledgeable of specific facilities within their area and therefore, are the agencies which should be involved in review of plans involving specific facilities having historical/architectural significance.
- D. That there are also individuals in each community whose insight into the cultural significance of a structure is important for a successful project.

## II. Procedures

Under State Statutes, the Board is exempted from, and does not elect to be bound by the aforementioned various preservation ordinances. Therefore, the Board will not accept or agree to formal designation of any facilities, nor will it agree to be bound by any ordinance or specific provision of an ordinance pertaining to historical designation/preservation.

The Board will, however, make every effort to coordinate with the Miami-Dade County Historic Preservation Board ~~Council of Preservation~~

~~Boards and~~ the various local boards to identify facilities having historical/architectural significance and interested members of the public; to review plans for addition, alteration, or disposition of said facilities; and wherever feasible, preserve or maintain such historical/architectural significance, as follows:

- A. Communications will be established between Facilities Planning and Construction and the Miami-Dade County Historic Preservation Board as representative of the various agencies and groups having historical preservation interest, to ensure timely and accurate interchange of concerns, planned activities, problems, etc., which are of mutual concern. The contact agency for the Preservation Board is the Miami-Dade County Office of Community and Economic Development Historic Preservation Division. Additionally, public notice will be provided in an attempt to reach individuals in each community to provide insight into the value of the structure to that neighborhood.
- B. The Preservation Board Council, through its member agencies and groups, will identify and submit to the Board a countywide listing of Board owned facilities which the Council has determined have historical and/or architectural significance.
- C. The Board through staff, utilizing the list of schools, will notify the Preservation Board Council and the applicable local preservation board regarding any plans to significantly alter, renovate, or add to any of the facilities, and also indicate any current or future plans for disposal or demolition. Public notification of the proposed project will be provided in the newspapers announcing a public meeting to be held at the building site at a time conducive to public participation, to solicit community comment and input regarding significance of the building to the community, and to discuss the educational outcomes proposed by the Board.
- D. Any building carried on the Florida Inventory of School Houses (FISH) inventory with a construction date of over 50 years, and where the Board plans to significantly alter, renovate, add to or demolish the structure, the Board shall provide public notification of the proposed project in the newspapers, announcing a public meeting to be held at the building site, at a time conducive to public participation, to solicit community comment regarding the significance of the building to the community and to discuss the educational outcomes proposed by the Board.

- ~~D~~.E. Preliminary and final plans for any significant alterations or additions to the above facilities will be made available to the applicable local preservation board for review and comment as to historical/architectural preservation details.
- ~~E~~.F. Where a building is scheduled for demolition, a second advertisement and public meeting shall be held at the building site at a time conducive to public participation, three months prior to scheduled demolition.
- G. Where public notice is required to be provided, it shall include at least the following: "Miami-Dade County Public Schools will hold a public meeting on (date) at the (school site name and address) at (time) to provide information and to receive community comment on its plans to (significantly alter/renovate/remodel/demolish) the (building name) at (school name).
- ~~E~~.H. The applicable local preservation board will, if applicable, provide to the Board's Capital Improvement Committee (CIC) a written review of the plans, including any comments or concerns for the preservation of specific details, materials to be used, and any other observations regarding the architectural details of the design.
- ~~F~~.I. The Board's Capital Improvement Committee will:
1. Analyze any requested changes or concerns transmitted by the local preservation board;
  2. Determine the cost and other impact of the recommendations on the project;
  3. Include in the plans, to the extent architecturally, economically, and programmatically feasible, the recommendations of the local preservation board;
  4. Advise the Preservation Board ~~Council~~ and the local preservation board of the disposition of the recommendations;
  5. Invite members of the Preservation Board ~~Council~~ to attend those CIC meetings at which decisions regarding historical preservation matters are to be made. Presentations may be made to the CIC by representatives of the Council.

- G.J. If substantial concerns or disagreements exist after the CIC's action, the Preservation Board Council will have the option of appealing the CIC's decisions to the School Board. Staff will provide the necessary documentation and the basis of the CIC's decisions to the Board for review. The Board's decision in these issues will then be final.
  
- H.K. Requests or concerns pertaining to historical/architectural preservation of specific facilities, originating from individuals or agencies not represented by the Preservation Board Council, will be referred to the Council for its professional review, to be processed in accordance with the established procedures, if applicable.

Specific Authority: 230.22(2); 230.23(22) F.S.

Law Implemented, Interpreted, or Made Specific: 230.23005(4)(10); 235.193; 235.435 F.S.;  
and FDOE Administrative Rule, Section 1.4

History

New: 6-20-84

Amended: 4-19-89

Technical Change: 5-1-98

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA