



To: Dona Spain, Historic Preservation Officer
Charles Arguinzoni, Development Services

From: Cristina M. Suárez Assistant City Attorney for the City of Coral Gables

Approved: Miriam S. Ramos, City Attorney Designate for the City of Coral Gables 

RE: Legal Opinion Regarding Biltmore Bridge Restoration Project

Date: November 22, 2017

You have asked us to confirm whether the Art in Public Places Program applies to the restoration of the Biltmore Bridges, which is paid for wholly or in part by the City. Section 3-2106 of the Zoning Code excludes from the definition of "Municipal Construction Projects" "projects that solely consist of historic restoration. . . ." I understand from my prior discussions with Dona regarding this project that it is solely a historic restoration project. For this reason, the Art in Public Places fees do not have to be paid for the Biltmore Bridges restoration project. Our office has previously reached a similar conclusion with respect to the Merrick House project as set forth in CAO 2016-070.

This opinion is issued pursuant to sections 2-201(e)(1) and (8) of the City Code, as well as section 2-702 of the Zoning Code.

From: [Ramos, Miriam](#)
To: [Paulk, Enga](#)
Subject: FW: Biltmore Bridge restoration project
Date: Wednesday, November 22, 2017 6:49:42 AM
Attachments: [image002.png](#)
[image003.png](#)

Please number and publish.

Miriam Soler Ramos, Esq., B.C.S.
City Attorney Designate
*Board Certified by the Florida Bar in
City, County and Local Government Law*
City of Coral Gables
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From: Suarez, Cristina
Sent: Tuesday, November 21, 2017 10:30 AM
To: Spain, Dona <dspain@coralgables.com>; Arguinzoni, Charles <carguinzoni@coralgables.com>
Cc: Ramos, Miriam <mramos@coralgables.com>
Subject: RE: Biltmore Bridge restoration project

Dona, Charles:

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of historic restoration. . . .” I understand from my prior discussions with Dona regarding this project that it is solely a historic restoration project. For this reason, the Art in Public Places fees do not have to be paid for the Biltmore Bridges restoration project. Our office has previously reached a similar conclusion with respect to the Merrick House project as set forth in CAO 2016-070.

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Cristina M. Suárez

Assistant City Attorney

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From: Ramos, Miriam

Sent: Tuesday, November 21, 2017 5:48 AM

To: Spain, Dona; Arguinzoni, Charles

Cc: Suarez, Cristina

Subject: RE: Biltmore Bridge restoration project

I am asking Cristina to handle.

Miriam Soler Ramos, Esq., B.C.S.

City Attorney Designate

Board Certified by the Florida Bar in

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From: Spain, Dona

Sent: Monday, November 20, 2017 4:40 PM

To: Arguinzoni, Charles <carguinzoni@coralgables.com>; Ramos, Miriam <mramos@coralgables.com>

Subject: Biltmore Bridge restoration project

Charlie – this is in response to your question concerning the Biltmore Bridge project. You asked if the Historic Art Fund fees would apply. I don’t think they should apply since this is a restoration project. I’m copying Miriam to confirm.

Dona M. Spain

Historical Resources and Cultural Arts Director

City of Coral Gables, Florida

(305) 460-5095