

1989

## Session Law 89-382

Florida Senate & House of Representatives

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**H 889 GENERAL BILL by Hargrett; Martinez (Identical S 623)**

Historical Preservation/Ybor City; formally recognizes cultural role of certain Latin societies in historical development of Ybor City & specifically recognizes accomplishments of La Union Marti-Maceo. Effective Date: 07/05/89.

03/17/89 HOUSE Prefiled  
03/23/89 HOUSE Referred to Commerce  
04/04/89 HOUSE Introduced, referred to Commerce -HJ 86  
04/10/89 HOUSE On Committee agenda—Commerce, 04/12/89, 3:30 pm, 21-HOB—For ratification to subcommittee  
04/13/89 HOUSE On subcommittee agenda—Commerce, 04/17/89, 8:30 am, 415-HOB  
04/17/89 HOUSE Subcommittee Recommendation: Favorable  
04/24/89 HOUSE On Committee agenda—Commerce, 04/26/89, 3:45 pm, 21-HOB  
04/26/89 HOUSE Preliminary Committee Action by Commerce: Favorable  
04/28/89 HOUSE Comm. Report: Favorable by Commerce, placed on Calendar -HJ 310  
05/03/89 HOUSE Placed on Special Order Calendar; Read second time -HJ 362  
05/09/89 HOUSE Read third time; Passed; YEAS 115 NAYS 0 -HJ 423  
05/10/89 SENATE In Messages  
05/16/89 SENATE Received, referred to Community Affairs; Governmental Operations -SJ 362  
05/26/89 SENATE Extension of time granted Committee Community Affairs  
05/29/89 SENATE Withdrawn from Community Affairs; Governmental Operations; Substituted for SB 623; Passed; YEAS 38 NAYS 0 -SJ 529  
05/29/89 Ordered enrolled  
06/20/89 Signed by Officers and presented to Governor  
07/05/89 Approved by Governor; Chapter No. 89-382

**NOTES:** Above bill history from Division of Legislative Information's *FINAL LEGISLATIVE BILL INFORMATION, 1989 SESSIONS*. Staff Analyses for bills amended beyond final committee action may not be in accordance with the enacted law. Journal page numbers (HJ & SJ) refer to daily Journals and may not be the same as final bound Journals.

STORAGE NAME: h889-f.com

DATE: 07/06/89

HOUSE OF REPRESENTATIVES  
COMMERCE COMMITTEE  
FINAL STAFF ANALYSIS & ECONOMIC IMPACT STATEMENT

BILL #: HB 889

RELATING TO: Historical Preservation

SPONSOR(S): Representative Martinez

EFFECTIVE DATE: Upon Becoming a Law

DATE BECAME LAW: July 5, 1989

CHAPTER #: 89-382, Laws of Florida

COMPANION BILL(S): SB 623

OTHER COMMITTEES OF REFERENCE: (1)

(2)

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I. SUMMARY:

This bill recognizes the present headquarters of La Union Marti-Maceo, a cultural society of Afro-Cuban descendants in Ybor City, as a building of historical significance in recognition of its cultural role in the area's latin community. The bill also requests Ybor City and the City of Tampa to protect the building from the consequences of the urban redevelopment process.

A. PRESENT SITUATION:

La Union Marti-Maceo is a socio-cultural club of the Afro-Cuban community in the Tampa area. La Union was established in 1904 to aid the tobacco workers who had migrated to the area from Cuba. It has supplied a space for cultural and social events as well as provided financial as well as other practical assistance to its members. The original building which housed La Union was destroyed in the 1970's. the present structure is a commercial building standing alone on a block which has been cleared of other structures. The present building itself has no great architectural significance and thus is not elligible for inclusion in the National Registry of Historic Places. The site, however, and what La Union represents is of great cultural and historical importance to the latin community in the area. The building is located within the "Barrio Latino" of Ybor City, which area has been designated a historical site.

Section 193.505, F.S., provides that for property to qualify as "historically significant" it must meet one of three requirements: 1) be listed in the National Registry of Historic Places; 2) be in a certified locally ordinated district pursuant to IRS codes; 3) or be found to be historically significant by

the Division of Historical Resources or by the Historical Preservation Board. Furthermore, the property is found to be historically significant under this statute when it is of such unique or rare historic character that a clear and substantial public benefit is provided by it.

B. EFFECT OF PROPOSED CHANGES:

This bill would recognize the present headquarters of La Union Marti-Maceo Club in Ybor City as a building of historical significance which should be preserved from destruction by any subsequent urban redevelopment. It instructs Ybor City and the City of Tampa to take steps to preseve this building.

C. SECTION-BY-SECTION ANALYSIS:

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE AGENCIES/STATE FUNDS:

1. Non-recurring or First Year Start-Up Effects:

None

2. Recurring or Annualized Continuation Effects:

None

3. Long Run Effects Other Than Normal Growth:

None

4. Appropriations Consequences:

None

B. FISCAL IMPACT ON LOCAL GOVERNMENTS AS A WHOLE:

1. Non-recurring or First Year Start-Up Effects:

None

2. Recurring or Annualized Continuation Effects:

None

3. Long Run Effects Other Than Normal Growth:

None

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

1. Direct Private Sector Costs:

None

2. Direct Private Sector Benefits:

None

3. Effects on Competition, Private Enterprise, and Employment Markets:

None

D. FISCAL COMMENTS:

III. LONG RANGE CONSEQUENCES:

IV. COMMENTS:

V. LEGISLATIVE HISTORY:

A. ENACTED BILL:

House Bill 889 was prefiled on 3/17/89 by Representative Martinez. On 4/04/89 the bill was introduced and referred to the Commerce Committee (HJ 00086). On 4/17/89 Subcommittee recommended the bill favorably. On 4/28/89 the Commerce Committee reported favorably and placed on Calendar (HJ 00310). On 5/9/89 the Bill passed 115-0 (HJ 00423). On 5/16/89 the Senate received the bill and referred to Community Affairs and Governmental Operations (SJ 00362). On 5/29/89 this bill was substituted for SB 623 and passed 38-0 (SJ 00529). On 5/29/89 it was ordered enrolled. On 6/20/89 HB 889 was signed by the Officers and presented to the Governor. On 7/05/89 the bill became law.

B. DISPOSITION OF COMPANION:

Senate Bill 623 was prefiled on 3/23/89 by Senator Casas. On 5/8/89 the bill was reported favorably by Community Affairs Committee (SJ 00292). On 5/17/89 Governmental Operations Committee reported favorably and was placed on the Calendar (SJ 00380). On 5/29/89 HB 889 was substituted for SB 623 and HB 889 passed.

V. SIGNATURES:

SUBSTANTIVE COMMITTEE:

Prepared by:

John Carbo



Staff Director:

William Leary

SECOND COMMITTEE OF REFERENCE:

Prepared by:

Staff Director:

APPROPRIATIONS:

Prepared by:

Staff Director:

REVISED: \_\_\_\_\_

BILL NO. SB 623

DATE: May 17, 1989

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SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

<u>ANALYST</u>	<u>STAFF DIRECTOR</u>	<u>REFERENCE</u>	<u>ACTION</u>
1. <u>Buck</u>	<u>Buck</u>	1. <u>CA</u>	<u>Favorable</u>
2. <u>Hosack</u>	<u>Stengle</u>	2. <u>GO</u>	<u>Favorable</u>
3. _____	_____	3. _____	_____
4. _____	_____	4. _____	_____

SUBJECT:

Historical Preservation;  
Ybor City

BILL NO. AND SPONSOR:

SB 623 by  
Senator Casas

I. SUMMARY:

A. Present Situation:

La Union Marti-Maceo is a socio-cultural club of the Afro-Cuban community in the Tampa area. La Union was established in 1904 to aid the tobacco workers who had migrated to the area from Cuba. It has supplied a space for cultural and social events, and has provided financial and other practical assistance to its members.

The original building which housed La Union Marti-Maceo was destroyed in the 1970's. The present structure is a commercial building standing alone on a block which has been cleared of other structures. The present building itself has no great architectural significance and, thus, is not eligible for inclusion in the National Register of Historic Places. The site, however, and what La Union represents are of great cultural and historical importance to the Latin community in the area. The building is located within the "Barrio Latino" in Ybor City, which area has been designated as a historical site.

Section 193.505, F.S., provides that for property to qualify as "historically significant," and thus be protected by the local governing board as a historic property, it must meet one of three requirements: (1) be listed in the National Register of Historic Places; (2) be in a certified locally ordained district pursuant to the Internal Revenue Code; or (3) be found to be historically significant by the Division of Historical Resources or by the historical preservation board existing pursuant to ch. 266, F.S., in the area of jurisdiction, if any. Furthermore, for such designation under this statute, the property must be of such unique or rare historic character that a clear and substantial public benefit is provided by its preservation.

The National Historic Preservation Act of 1966 establishes procedures and criteria for the designation of historic sites and properties. Generally, in order to be eligible for such designation and, thus, placed on the National Register of Historic Places, buildings must be at least 50 years old and be architecturally or culturally significant. As well, the City of Tampa has adopted a local ordinance which provides that buildings will be protected as historic sites if they meet the criteria in the the national act.

Part VI of ch. 266, F.S., establishes the Historic Tampa-Hillsborough County Preservation Board of Trustees to preserve and protect historic sites and properties in the county. Section 266.408, F.S., designates the Ybor City Historic District within the City of Tampa, and establishes the Barrio Latino Commission to serve as the architectural review board of the district. The board and the commission have specified

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authority for the designation and protection of historical sites, but no regulation may be adopted in conflict with ordinances of the local governing bodies. Although the board and the commission support the preservation of the La Union Marti-Maceo building, it does not meet the criteria for designation as a historical site.

The City of Tampa may condemn property in exercising its power of eminent domain. Article X, s. 6, Fla. Const., provides that the power of eminent domain may be used to take private property for a public purpose, provided full compensation is paid to the owner of the property. Authorized uses include plans of public improvement deemed necessary for the public welfare. The local preservation board is not aware of any current city plan which would affect the site of the La Union Marti-Marceo.

**B. Effect of Proposed Changes:**

The present headquarters of La Union Marti-Maceo, a cultural society of Afro-Cuban descendants in Ybor City, would be recognized as a building of historical significance in recognition of its cultural role in the area's Latin community. The City of Tampa and Ybor City would be requested to protect the building from the consequences of the urban renewal process.

**II. ECONOMIC IMPACT AND FISCAL NOTE:**

**A. Public:**

None.

**B. Government:**

None.

**III. COMMENTS:**

None.

**IV. AMENDMENTS:**

None.