

# MEMORANDUM

Agenda Item No. 6(B)

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(Second Reading 6-3-03)

**DATE:** April 22, 2003

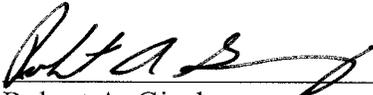
**TO:** Hon. Chairperson and Members  
Board of County Commissioners

**SUBJECT:** Ordinance requiring the  
creation of Municipal Advisory  
Committees following Public  
Hearing

**FROM:** Robert A. Ginsburg  
County Attorney

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The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Dennis C. Moss.

  
Robert A. Ginsburg  
County Attorney

RAG/jls



## MEMORANDUM

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**TO:** Honorable Chairperson and Members  
Board of County Commissioners

**DATE:** June 3, 2003

**FROM:** Steve Shiver   
County Manager

**SUBJECT:** Ordinance requiring the creation  
of Municipal Advisory Committees  
following Public Hearing

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The accompanying ordinance prepared and placed on the agenda at the request of Commissioner Dennis C. Moss will not have an additional fiscal impact on Miami-Dade County. The public hearing requirement prior to the creation of a municipal advisory committee can be fulfilled at a regularly scheduled Board of County Commission meeting.



# MEMORANDUM

(Revised)

**TO:** Honorable Chairperson and Members  
Board of County Commissioners

**DATE:** June 3, 2003

**FROM:**   
Robert A. Ginsburg  
County Attorney

**SUBJECT:** Agenda Item No. 6(B)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved \_\_\_\_\_ Mayor

Agenda Item No. 6(B)

Veto \_\_\_\_\_

6-3-03

Override \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

ORDINANCE REQUIRING THE CREATION OF MUNICIPAL  
ADVISORY COMMITTEES FOLLOWING PUBLIC HEARING;  
PROVIDING SEVERABILITY, INCLUSION IN THE CODE,  
AND AN EFFECTIVE DATE

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF  
MIAMI-DADE COUNTY, FLORIDA:**

Section 1. Section 20-29 of the Code of Miami-Dade County, Florida, is hereby  
amended to read as follows:<sup>[1]</sup>

**Sec. 20-29. Municipal Advisory Committee-- >>Creation  
and<< Limitation of Study Area.**

>>(A) Following public hearing, a Municipal Advisory Committee  
may be created by ordinance or resolution of the Board to study  
and give advice to the County Commission regarding the creation  
of a proposed municipality.<<

[[~~(A)~~]] >>(B)<< In the event a Municipal Advisory Committee is  
created where part of the study area is outside the sponsoring  
Commissioner's district, such area shall automatically be excluded  
from the Municipal Area Committee's consideration.

[[~~(B)~~]] >>(C)<< The restriction set forth in Paragraph [[~~(A)~~]]  
>>(B)<< may be waived by the Commissioner(s) whose district  
the study area comes within by filing a memorandum with the  
Clerk of the Board indicating consent to all or part of the study  
area.

[[~~(C)~~]] >>(D)<< This section shall apply to existing as well as to  
all future Municipal Advisory Committee's created after the  
effective date of the ordinance from which this section derives.

[1] Words stricken through and/or [[double bracketed]] shall be deleted. Words  
underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining  
provisions are now in effect and remain unchanged.

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as  
to form and legal sufficiency:

RAG

Prepared by:

CJD

Cynthia Johnson-Stacks

Sponsored by Commissioner Dennis C. Moss