

# MEMORANDUM

Agenda Item No. 7(D)

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**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

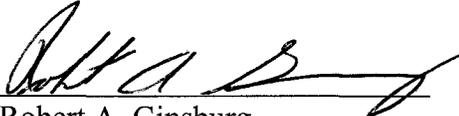
**DATE:** (Second Reading 05-03-05)  
March 1, 2005

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

**SUBJECT:** Ordinance creating Section  
28-3(c) of the Code; relating  
to tentative or final plat  
restriction

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The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Dorrin D. Rolle.

  
Robert A. Ginsburg  
County Attorney

RAG/jls

# Memorandum



**Date:** May 3, 2005

**To:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**From:** George M. Burgess  
County Manager

A large, stylized handwritten signature in black ink, appearing to read "Burgess".

**Subject:** Ordinance creating Section 28-3(c) of the Code; relating to tentative or final plat restriction

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This ordinance creating Section 28-3(c) of the Code; relating to tentative or final plat restriction will have no fiscal impact to Miami-Dade County.

A smaller handwritten signature in black ink, appearing to read "Burgess".  

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Deputy County Manager

Fiscal03305



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Joe A. Martinez  
and Members, Board of County Commissioners

**DATE:** May 3, 2005

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

**SUBJECT:** Agenda Item No. 7(D)

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. 7(D)

Veto \_\_\_\_\_

05-03-05

Override \_\_\_\_\_

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

ORDINANCE CREATING SECTION 28-3 (c) OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING THAT NO TENTATIVE OR FINAL PLAT SHALL CONTAIN ANY RESTRICTION OF ANY NATURE BASED ON RACE, ETHNICITY, NATIONAL ORIGIN, RELIGION OR GENDER; 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 28.3 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:<sup>1</sup>

\* \* \*

**Sec. 28-3. Application of Chapter**

\* \* \*

>>(c) No tentative or final plat containing any restriction of any nature based on race, ethnicity, national origin, religion or gender shall be submitted by a subdivider or presented to the plat division of the appropriate authority or the governing body for approval. <<.

\* \* \*

**Section 2.** If any section, subsection, sentence, clause of this ordinance is held invalid, the remainder of this ordinance shall not be affected thereby.

<sup>1</sup> 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 3.** It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance 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," or "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:



Thomas Goldstein

Sponsored by Commissioner Dorrin D. Rolle

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