

MEMORANDUM

Agenda Item No. 7(E)

(Second Reading 12-2-08)

May 20, 2008


TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE:

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Ordinance amending
Section 30B-4 of the
Code of Miami-Dade
County, Florida
allowing for the
consumption of food and
beverages at transit station
platforms

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



R. A. Cuevas, Jr.
County Attorney

RAC/cp

Memorandum



Date: December 2, 2008

To: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

A handwritten signature in dark ink, appearing to read "G. Burgess", written over the printed name of the County Manager.

Subject: Ordinance amending Section 30B-4 of the Code of Miami-Dade County allowing for the consumption of food and beverages at transit station platforms

Miami-Dade Transit (MDT) has preliminarily reviewed the impacts this Ordinance may have on facility maintenance at Metrorail and Metromover station. There may be a fiscal impact to MDT should the consumption of food and beverages at station platforms generate a significant amount of debris. Additional funding may be necessary for the existing integrated pest management pool and janitorial services contracts as a result.

MDT will monitor the increase in debris at the platform level at all stations to ascertain whether a need for increase in these contracts will be necessary.

A handwritten signature in dark ink, appearing to read "J. [unclear]", written over the printed title of the Assistant County Manager.

Assistant County Manager

fis04408



MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: December 2, 2008

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 7(E)

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
Veto _____
Override _____

Agenda Item No. 7(E)
12-2-08

ORDINANCE NO. _____

ORDINANCE AMENDING SECTION 30B-4 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA ALLOWING FOR THE CONSUMPTION OF FOOD AND BEVERAGES AT TRANSIT STATION PLATFORMS; 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 30B-4 of the Code of Miami-Dade County, Florida is hereby amended as follows:¹

Section 30B-4. Personal activities.

* * *

(6) *Drinking or eating.* It shall be unlawful to eat or drink, or carry an open container of food or beverage, on any mass transit vehicle ~~[[or station platform]]~~.

* * *

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.

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 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:



Prepared by:



Bruce Libhaber

Prime Sponsor:

Commissioner Dorrin D. Rolle