

MEMORANDUM

Agenda Item No. 7(c)

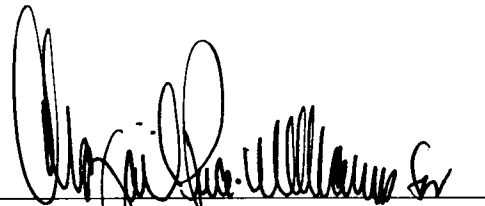
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: (Second Reading 3-1-11)
January 20, 2011

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

SUBJECT: Ordinance relating to vehicles for hire; amending Chapter 31 of the Code, to provide that taxicabs, passenger motor carriers, luxury limousine sedans, stretch limousines and super-stretch limousines scheduled for retirement on December 31, 2010 shall be allowed to be operated for an additional one-year period

The accompanying ordinance was prepared and placed on the agenda at the request of Co-Prime Sponsors Senator Javier D. Souto and Chairman Joe A. Martinez, and Co-Sponsors Commissioner Sally A. Heyman and Commissioner Jean Monestime.



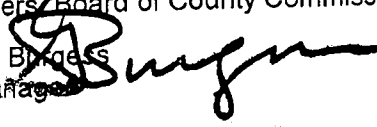
R. A. Cuevas, Jr.
County Attorney

RAC/jls

Date: March 1, 2011

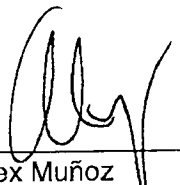
To: Honorable Chairman Joe A. Martinez
and Members Board of County Commissioners

From: George M. Burgess
County Manager



Subject: Fiscal Impact for Ordinance allowing vehicles for hire scheduled for retirement on December 31, 2010 to operate for additional one-year period

The proposed ordinance would allow vehicles for hire scheduled for retirement on December 31, 2010 to operate for additional one-year period. The proposed amendment will extend the life of approximately 47 vehicles, including 15 taxicabs, 24 luxury sedans, three stretch limousines and five jitneys. It will have a minimum negative impact of \$1,500 in lost revenue to the County due to the differential between a new vehicle inspection fee (\$70) and the fee charged for a vehicle safety re-inspection fee (\$38).



Alex Muñoz
Assistant County Manger

Fis1711



MEMORANDUM
(Revised)

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

DATE: March 1, 2011

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

SUBJECT: Agenda Item No. 7 (C)

Please note any items checked.

- "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
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(C)
3-1-11

ORDINANCE NO. _____

ORDINANCE RELATING TO VEHICLES FOR HIRE;
AMENDING CHAPTER 31 OF THE CODE OF MIAMI-
DADE COUNTY, FLORIDA, TO PROVIDE THAT
TAXICABS, PASSENGER MOTOR CARRIERS,
LUXURY LIMOUSINE SEDANS, STRETCH
LIMOUSINES AND SUPER-STRETCH LIMOUSINES
SCHEDULED FOR RETIREMENT ON DECEMBER 31,
2010 SHALL BE ALLOWED TO BE OPERATED FOR
AN ADDITIONAL ONE-YEAR PERIOD; 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. Chapter 31 of the Code of Miami-Dade County, Florida, is hereby
amended to read as follows:¹

CHAPTER 31

VEHICLES FOR HIRE

* * *

ARTICLE II. LICENSING AND REGULATION OF
FOR-HIRE MOTOR VEHICLES.

* * *

Sec. 31-93. Special provisions.

* * *

¹Words 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.

>>(d) Notwithstanding the vehicle age limits required by Sections 31-82(l)(4), 31-89 (f) and 31-93(c)(3) of the Code, any properly permitted and inspected taxicab scheduled for retirement on December 31, 2010 shall be allowed to be operated for an additional one-year period.<<

* * *

ARTICLE III. PASSENGER MOTOR CARRIERS

* * *

Sec. 31-115. Special provisions.

* * *

>>(j) Notwithstanding the vehicle age limit required by Section 31-107 (b) of the Code, any properly permitted and inspected passenger motor carrier scheduled for retirement on December 31, 2010 shall be allowed to be operated for an additional one-year period.<<

* * *

ARTICLE VI. LICENSING AND REGULATION OF FOR-HIRE LIMOUSINES.

* * *

Sec. 31-613. Special provisions.

* * *

(d) Notwithstanding the >>vehicle age limits required by<< [[requirements of]] Section 31-609(b) of the Code, any properly permitted and inspected luxury limousine sedan >>,stretch limousine, or super-stretch limousine scheduled for retirement on<< [[over five (5) model years of age as of]] December 31, [[2009]]>>2010<<, shall be allowed to be

operated ~~[[as a luxury limousine sedan]]~~ for an additional ~~[[six month]]~~ >>one-year<< period.

* * *

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:

APW

Prepared by:

GKS

Gerald K. Sanchez

Co-Prime Sponsors: Senator Javier D. Souto
Chairman Joe A. Martinez

Co-Sponsors: Commissioner Sally A. Heyman
Commissioner Jean Monestime