

## MEMORANDUM

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Agenda Item No. 1(E) 1

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

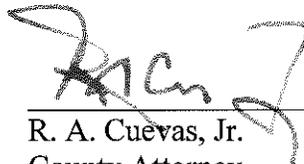
**DATE:** December 14, 2011

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

**SUBJECT:** Ordinance creating Section  
2-103.15.5 of the Code  
requiring disclosures of  
information on signs and  
prohibiting possession of signs  
without the disclosure;  
amending Section 8CC-10 to  
provide for penalties for  
violations

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The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.

  
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R. A. Cuevas, Jr.  
County Attorney

RAC/jls

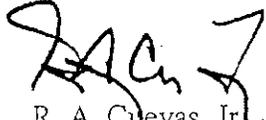


# MEMORANDUM

(Revised)

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

**DATE:** November 15, 2011

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

**SUBJECT:** Agenda Item No. 4(B)

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. 4(B)  
11-15-11

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

ORDINANCE CREATING SECTION 2-103.15.5 OF THE MIAMI-DADE COUNTY CODE REQUIRING DISCLOSURES OF INFORMATION ON SIGNS AND PROHIBITING POSSESSION OF SIGNS WITHOUT THE DISCLOSURE; AMENDING SECTION 8CC-10 TO PROVIDE FOR PENALTIES FOR VIOLATIONS; 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 2-103.15.5 of the Code of Miami-Dade County, Florida, is hereby created to read as follows:

**Sec. 2-103.15.5. Information Required on Signs**

(1) The manufacturer, printer, producer, designer or owner of any sign as defined in section 2-103.14 shall conspicuously disclose, place and display on all signs the name, address and telephone number of the manufacturer, printer, or producer of said sign in a type size of no less than font 12 and of a style similar in nature to Times New Roman. Said disclosure may be upon the rear or back of the sign provided that it is readily available and clearly visible without disassembling or modifying the sign in any manner. Each sign in violation of this section shall be and constitute a separate offense.

(2) No person shall possess a sign, manufactured after the effective date of this ordinance, that does not contain the information required in section (1) of this section 2-103.15.5. Each sign in violation of this section shall be and constitute a separate offense.

(3) In addition to all other remedies available at law or equity, any violation of this section 2-103.15.5 may be enforced in accordance with the provision of Chapter 8CC of the Miami-Dade County Code.

Section 2. Section 2-103.15.6 of the Code of Miami-Dade County, Florida, is hereby created to read as follows:

**Section 2-103.15.6. Manufacturer to maintain records**

(1) The manufacturer, printer, producer and/or designer of any sign as defined in section 2-103.14 shall maintain an accurate record of the name, address and phone number of the person requesting, ordering or purchasing any sign and shall maintain a log of all signs including the information described above and, in addition, the number of signs, the design and contents of the signs.

(2) Upon request of any law enforcement or code enforcement officer, the information required by this section shall be immediately provided.

(3) The information required by this section shall be maintained by the manufacturer, printer, producer and/or designer for a period of not less than 2 years

(4) In addition to all other remedies available at law or equity, any violation of this section 2-103.15.6 may be enforce in accordance with the provision of Chapter 8CC of the Miami-Dade County Code.

Section 3. Section 8CC-10 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:<sup>1</sup>

\* \* \*

<u>Code Section</u>	<u>Description of Violation</u>	<u>Civil Penalty</u>
>>2-103.15.5(1)	<u>Failure to disclose manufacturer</u>	\$500
2-103.15.5(2)	<u>Possession of unidentified sign</u>	\$250<
2-103.15.6(1)	<u>Failure to maintain required information</u>	\$500

<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.

<u>2-103.15.6(2)</u>	<u>Failure to provide required information on request</u>	<u>\$500</u>
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Section 3. 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 4. 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 5. 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:

JAC  
JAC JAV TR

Prepared by:

Thomas H. Robertson

Prime Sponsor: Sen. Javier D. Souto

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