

MEMORANDUM

MSC

Agenda Item No. 1G3

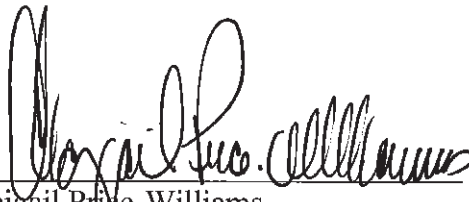
TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: November 12, 2015

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

SUBJECT: Ordinance relating to building security measures; requiring installation and maintenance of security cameras on commercial properties; creating section 8c-3.1 and amending section 8cc-10 of the Code; providing for enforcement by civil penalty

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


Abigail Price-Williams
County Attorney

APW/smm

Memorandum



Date:

To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to be "Carlos A. Gimenez", written over the name in the "From" field.

Subject: Ordinance Relating To Building Security Measures; Requiring Installation And
Maintenance Of Security Cameras On Commercial Properties

The proposed ordinance relating to building security measures and code enforcement creates section 8C-3.1 and amends section 8CC-10 of the code of Miami-Dade County requiring that all new or existing properties with a Florida Building Code occupancy classification of Group B (Business) or Group M (Mercantile) and containing 6 or more stores, units, bays, or other such subdivisions shall install and maintain surveillance video cameras. In addition, the schedule of civil penalties is amended to include a \$500.00 penalty for failure to install or maintain security cameras.

For new construction, the proposed ordinance will be enforced through the established permitting plan review and inspection process for new construction. It will be funded by the permit revenue generated from the permits with no fiscal impact for the department.

For existing properties, the Department would enforce this ordinance through the Recertification Program of existing buildings and as complaints are received. Cost of enforcement action, if necessary, will be passed along to the property owner. Expenses related to outreach efforts to inform the public of the proposed ordinance would be absorbed under the Department's adopted budget.

A handwritten signature in black ink, appearing to be "Jack Osterhoff", written over the name in the signature line.

Jack Osterhoff
Deputy Mayor

Fis09815

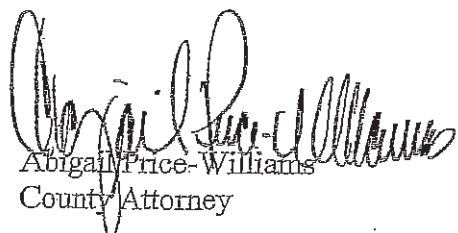


MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 1, 2015

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No.

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
- ☒ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor'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(E)
9-1-15

ORDINANCE NO. _____

ORDINANCE RELATING TO BUILDING SECURITY MEASURES; REQUIRING INSTALLATION AND MAINTENANCE OF SECURITY CAMERAS ON COMMERCIAL PROPERTIES; CREATING SECTION 8C-3.1 AND AMENDING SECTION 8CC-10 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR ENFORCEMENT BY CIVIL PENALTY; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:¹

Section 1. Section 8C-3.1 of the Code of Miami-Dade County, Florida, is hereby created to read as follows:

>>Sec. 8C-3.1. Security cameras mandated for commercial properties.

- (a) This section applies to new or existing properties with a Florida Building Code occupancy classification of Group B (Business) or Group M (Mercantile) and containing 6 or more stores, units, bays, or other such subdivisions.
- (b) All properties described in subsection (a) shall be required to install and maintain surveillance video cameras that satisfy the following requirements:
 - (1) The property shall have at least the minimum number of cameras to provide a view of all entrances and exits to the stores, units, bays, or other such subdivisions and to provide a full view of all parking areas.

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.

- (2) The entrance/exit area cameras to the stores, units, bays, or other such subdivisions shall be placed to provide a clear and identifiable image of the faces of individuals being filmed.
- (3) The cameras shall be operated at all times, including hours when the property or any portion thereof is not open for business.
- (4) The recorded digital images shall be maintained for not less than 30 days.
- (5) All exits and entrances to the property and to the stores, units, bays or other such subdivisions shall be posted with signs or decals indicating that surveillance cameras are in use on the property.
- (c) Existing properties with a Florida Building Code occupancy classification of Group B (Business) or Group M (Mercantile) and containing 6 or more stores, units, bays or other such subdivisions shall have 180 days from the effective date of this ordinance to comply with the foregoing requirements.<<

Section 2. Section 8CC-10 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

Sec. 8CC-10. Schedule of civil penalties.

The following table shows the sections of this Code, as they may be amended from time to time, which may be enforced pursuant to the provisions of this chapter; and the dollar amount of civil penalty for the violation of these sections as they may be amended.

* * *

<u>Code Section</u>	<u>Description of Violation</u>	<u>Civil Penalty</u>
* * *		
8C-3	Failure to illuminate parking lots, alleys and access thereto	500.00
>>8C-3.1	<u>Failure to install or maintain security cameras</u>	<u>500.00</u> <<
* * *		

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:

APW
JEM

Prepared by:

Lauren E. Morse

Prime Sponsor: Senator Javier D. Souto