

MEMORANDUM

Agenda Item No. 7(C)

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

(Second Reading 05-08-07)

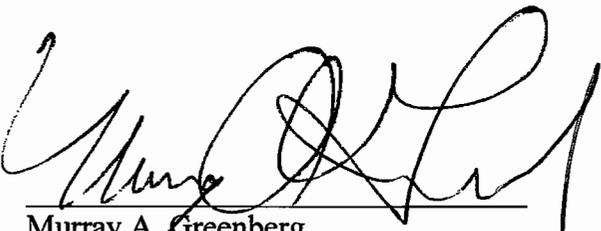
DATE: March 20, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Ordinance Amending
Section 19-4.7.1 of the
Code of Miami-Dade
County to include Public
Housing Property in the
Distance Limitation for
Nuisance Conditions

0#07-64

The accompanying ordinance was prepared and placed on the agenda at the request of Commissioner Audrey M. Edmonson.



Murray A. Greenberg
County Attorney

MAG/dc

Memorandum



Date: May 8, 2007

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

From: George M. Burgess
County Manager

Subject: Ordinance amending Section 19-4.7.1 of the Code of Miami-Dade County to include Public Housing property in the distance limitation for nuisance conditions

The ordinance amending Section 19-4.7.1 of the Code of Miami-Dade County to include Public Housing property in the distance limitation for nuisance conditions will not have a fiscal impact on Miami-Dade County.

A handwritten signature in black ink, appearing to read "Alex Muñoz".

Alex Muñoz
Assistant County Manager

Fiscal00106



MEMORANDUM

(Revised)

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

DATE: May 8, 2007

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Agenda Item No. 7(C)

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(C)
05-08-07

ORDINANCE NO. 07-64

ORDINANCE AMENDING SECTION 19-4.7.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA, TO INCLUDE PUBLIC HOUSING PROPERTY IN THE DISTANCE LIMITATION FOR NUISANCE CONDITIONS; 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 19-4.7.1 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

Sec. 19-4.7.1. County's Authority to Abate Public Nuisance Emergency.

The Director shall have the authority to promptly abate a public nuisance that poses an immediate risk to the health, safety, and welfare of pedestrians, young children, and the general public, regardless of whether notice of the violation has been previously provided to the owner. Examples of such nuisances include, without limitation, abandoned property that is within a 1,500 foot radius surrounding schools>>, << ~~[[or-]]~~ parks>>, or Public Housing property<<. The Director shall have the authority to order the immediate removal of the abandoned property.

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.

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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.

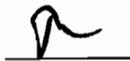
Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: May 8, 2007

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Thomas H. Robertson

Sponsored by Commissioner Audrey M. Edmonson