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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

MEMORANDUM

Agenda Item No. 11(A)(13)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

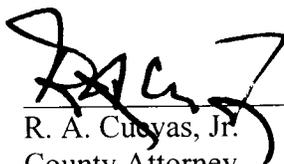
DATE: November 4, 2010

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

SUBJECT: Resolution urging the Florida
Legislature to enact legislation
providing to current long-term mobile
home park tenants the right of first
refusal for purchase of underlying
mobile home lots or for purchase or
lease of residences created in the
event of redevelopment of mobile
home park properties

Resolution No. R-1112-10

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.



R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: November 4, 2010

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

SUBJECT: Agenda Item No. 11(A)(13)

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. 11(A)(13)
11-4-10

RESOLUTION NO. R-1112-10

RESOLUTION URGING THE FLORIDA LEGISLATURE TO ENACT LEGISLATION PROVIDING TO CURRENT LONG-TERM MOBILE HOME PARK TENANTS THE RIGHT OF FIRST REFUSAL FOR PURCHASE OF UNDERLYING MOBILE HOME LOTS OR FOR PURCHASE OR LEASE OF RESIDENCES CREATED IN THE EVENT OF REDEVELOPMENT OF MOBILE HOME PARK PROPERTIES

WHEREAS, mobile home parks represent an important component of Miami-Dade County's stock of affordable housing; and

WHEREAS, the Florida Legislature has adopted section 723.083, Florida Statutes, which provides that "[n]o agency of government shall approve any application for rezoning, or take any other official action, which would result in the removal or relocation of mobile home owners residing in a mobile home park without first determining that adequate mobile home parks or other suitable facilities exist for the relocation of the mobile home owners"; and

WHEREAS, as lessees, many long-term mobile home park tenants have limited resources and often find themselves subject to permanent displacement due to redevelopment of mobile home park properties; and

WHEREAS, long-term mobile home park tenants who own the mobile homes in which they reside make significant investments in order to purchase and maintain their homes; and

WHEREAS, long-term mobile home park tenants often develop strong ties to the communities and neighborhoods in which they reside; and

WHEREAS, section 723.061, Florida Statutes, provides that all mobile home park tenants shall be given at least six months notice of a proposed change in the use of land and of their need to secure other accommodations,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Legislature to adopt legislation providing that any tenant who has resided in a mobile home park for 180 days preceding a notice of change in the use of the land comprising the mobile home park, shall be given the right of first refusal to purchase the underlying mobile home lot or to purchase or lease a residence created as a result of the redevelopment of the mobile home park property.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, and the Chair and Members of the Miami-Dade County State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the legislation set forth in Section 1 above, and authorizes and directs that the 2011 State Legislative Package be amended to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. It was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Joe A. Martinez** and upon being put to a vote, the vote was as follows:

	Dennis C. Moss, Chairman	aye	
	Jose "Pepe" Diaz, Vice-Chairman	aye	
Bruno A. Barreiro	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	aye
Barbara J. Jordan	aye	Joe A. Martinez	aye
Dorrin D. Rolle	absent	Natacha Seijas	nay
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of November, 2010. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.



MIAMI-DADE COUNTY, FLORIDA
 BY ITS BOARD OF
 COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **DIANE COLLINS**
 Deputy Clerk

Approved by County Attorney as
 to form and legal sufficiency.

John McInnis

5