

MEMORANDUM

Agenda Item No. 7(B)

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

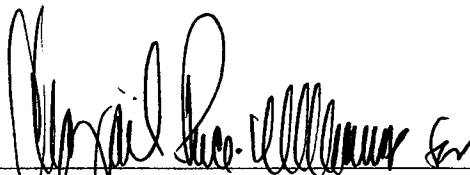
DATE: (Second Reading 11-15-11)
September 1, 2011

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

SUBJECT: Ordinance repealing Ordinance
07-163 for the establishment of
a Community Development
District; dissolving Palm Isle at
Doral Community
Development District

Ordinance No. 11-88

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz.



R. A. Cuevas, Jr.
County Attorney


RAC/jls

Memorandum



Date: November 15, 2011

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

From: Carlos A. Gimenez
Mayor 

Subject: Ordinance repealing Ordinance 07-163, dissolving Palm Isle at Doral Community
Development District

The proposed ordinance dissolving the Palm Isle at Doral Community Development District will not have a fiscal impact to the County.

A handwritten signature in black ink, appearing to be the initials "CAH", written over a horizontal line.

Office of the Mayor

Fis6411



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. 7(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. 7(B)
11-15-11

ORDINANCE NO. 11-88

ORDINANCE REPEALING ORDINANCE 07-163 FOR THE ESTABLISHMENT OF A COMMUNITY DEVELOPMENT DISTRICT; DISSOLVING PALM ISLE AT DORAL COMMUNITY DEVELOPMENT DISTRICT; PROVIDING SEVERABILITY, EXCLUSION FROM THE CODE, AND AN EFFECTIVE DATE

WHEREAS, the Miami-Dade Board of County Commissioners approved the establishment of the Palm Isle at Doral Community Development District (the “District”) by adopting Ordinance 07-163 on November 6, 2007; and

WHEREAS, pursuant to Section 190.046(9), if a community development district has no outstanding financial obligations and no operating or maintenance responsibilities, upon the petition of the district, the district may be dissolved by a nonemergency ordinance of the general-purpose local governmental entity that established the district; and

WHEREAS, the Board of Supervisors of the District, by Resolution 2011-01, authorized the filing of a petition to the Miami-Dade Board of County Commissioners requesting the termination of the District; and

WHEREAS, the City of Doral, on behalf of the District, has filed such a petition; and

WHEREAS, the District has no outstanding financial obligation and no operating or maintenance responsibilities,

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

Section 1. The foregoing findings, which are expressly set forth herein, are hereby adopted and made a part hereof.

Section 2. The Petition to terminate the Palm Isle at Doral Community Development District which was filed by the City of Doral on behalf of the District, and which is on file at the Office of the Clerk of the Board, is hereby granted.

Section 3. As a result of the granting of the Petition, Ordinance No. 07-163 is hereby repealed.

Section 4. 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 5. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall be excluded from the Code of Miami-Dade County.

Section 6. 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: November 15, 2011

Approved by County Attorney as to form and legal sufficiency:

APW

Prepared by:

JRA

Juliette R. Antoine

Prime Sponsor: Commissioner Jose "Pepe" Diaz