

MEMORANDUM

Agenda Item No. 7(F)

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

DATE: (Second Reading 2-2-16)
December 1, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Ordinance relating to
vehicles for hire; amending
Chapter 31 of the Code to
provide that taxicabs scheduled
for retirement on December 31,
2015 shall be allowed to be
operated until December 31,
2017

Ordinance No. 16-18

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan, and Co-Sponsors Commissioner Bruno A. Barreiro and Commissioner Jose "Pepe" Diaz.

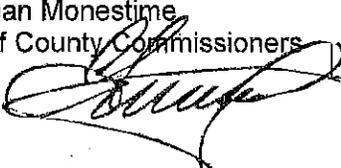


Abigail Price-Williams
County Attorney 

APW/cp

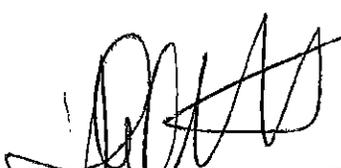
Memorandum



Date: February 2, 2016
To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners
From: Carlos A. Gimenez 
Mayor
Subject: Fiscal Impact for Ordinance Related to Vehicles for Hire

The proposed ordinance relating to vehicles for hire amends Chapter 31 of the Code of Miami-Dade County allowing for properly permitted and inspected taxicabs scheduled for retirement on December 31, 2015 to be operated until December 31, 2017, despite the vehicle age limits required by sections of the Code.

Currently, there are 117 vehicles scheduled to be retired and replaced on or before December 31, 2015. The 117 vehicles are all models over five (5) years of age and will remain operational under the proposed ordinance for an additional two (2) years. The Department will continue to collect quarterly inspection fees for these 117 vehicles over the extended period to support operations. Therefore, implementation of this ordinance will not have a fiscal impact to the County.



Jack Osterholt
Deputy Mayor

Fis01816 152700

Memorandum



Date: February 2, 2016
To: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners
From: Carlos A. Gimenez 
Mayor
Subject: Social Equity Statement for Ordinance Related to Vehicles for Hire

The proposed ordinance relating to vehicles for hire amends Chapter 31 of the Code of Miami-Dade County pertaining to vehicles for hire. More specifically, this ordinance allows properly permitted and inspected taxicabs scheduled for retirement on December 31, 2015 to be operated until December 31, 2017, despite the vehicle age limits required by sections of the Code.

Currently, there are 117 vehicles scheduled to be retired and replaced on or before December 31, 2015; however, these vehicles will be allowed to operate through December 31, 2017 with the enactment of this ordinance. The proposed ordinance specifically benefits the owners of these 117 vehicles, which are model year 2007 or older and no longer need to be replaced. By not requiring the replacement of these vehicles, the County may see an increase in complaints regarding the maintenance, upkeep or aesthetics of such vehicles by tourists and/or local patrons, which may indirectly negatively impact the hospitality industry.



Jack Osterholt
Deputy Mayor

152700

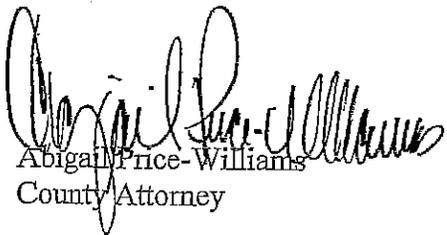


MEMORANDUM

(Revised)

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

DATE: February 2, 2016

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 7(F)

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. 7(F)
2-2-16

ORDINANCE NO. 16-18

ORDINANCE RELATING TO VEHICLES FOR HIRE;
AMENDING CHAPTER 31 OF THE CODE OF MIAMI-DADE
COUNTY, FLORIDA, TO PROVIDE THAT TAXICABS
SCHEDULED FOR RETIREMENT ON DECEMBER 31, 2015
SHALL BE ALLOWED TO BE OPERATED UNTIL
DECEMBER 31, 2017; 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. Chapter 31 of the Code of Miami-Dade County, Florida, is hereby
amended to read as follows:¹

Chapter 31

VEHICLES FOR HIRE

* * *

**ARTICLE II. LICENSING AND REGULATION OF
FOR-HIRE MOTOR VEHICLES**

* * *

Sec. 31-93. Special provisions.

* * *

(e) Notwithstanding the vehicle age limits required by
Sections 31-82(1)(4), 31-89(f) and 31-93(c)(3) of the
Code, any properly permitted and inspected taxicab
scheduled for retirement on December 31, 2012 shall
be allowed to be operated for an additional one-year
period. Notwithstanding the vehicle age limits

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.

required by Sections 31-82(1)(4), 31-89(f) and 31-93(c)(3) of the Code, any properly permitted and inspected model year 2005 taxicab scheduled for retirement on December 31, 2013 shall be allowed to be operated until June 30, 2014. ~~[[No further extensions shall be granted.]]>>~~Notwithstanding the vehicle age limits required by Sections 31-82(1)(4), 31-89(f), 31-93(b)(8)-(9) and 31-93(c)(3) of the Code, any properly permitted and inspected taxicab scheduled for retirement on December 31, 2015 shall be allowed to be operated until December 31, 2017<<.

* * *

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.

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: February 2, 2016

Approved by County Attorney as to form and legal sufficiency:

GPK
for
GKS

Prepared by:

Gerald K. Sanchez

Prime Sponsor: Commissioner Barbara J. Jordan
Co-Sponsors: Commissioner Bruno A. Barreiro
Commissioner Jose "Pepe" Diaz