

# MEMORANDUM

Agenda Item No. 7(A)

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**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

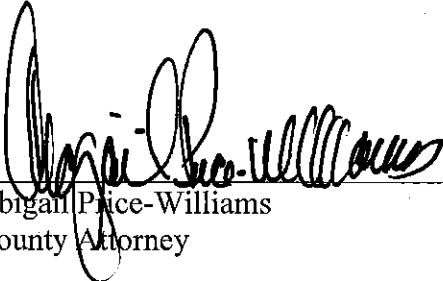
**DATE:** (Second Reading 9-5-18)  
May 15, 2018

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Ordinance relating to vehicles for-hire; amending section 31-107 of the Code; revising requirements for vehicles used as passenger motor carriers; revising vehicle age requirements for passenger motor carriers providing circulator service or fixed route service

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The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.

  
Abigail Price-Williams  
County Attorney

APW/smm

# Memorandum



**Date:** September 5, 2018

**To:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

A handwritten signature in black ink, appearing to read "Carlos A. Gimenez". The signature is fluid and cursive, written over a horizontal line.

**Subject:** Fiscal Impact Statement for Ordinance Relating To Vehicles For-Hire - Passenger Motor Carriers

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The implementation of this ordinance will not have a fiscal impact to Miami-Dade County as it will not result in additional staffing needs or future operational costs.

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Alina T. Hudak  
Deputy Mayor

FIS05818 181182

# Memorandum



**Date:** September 5, 2018

**To:** Honorable Chairman Esteban L. Boyo, Jr.  
and Members, Board of County Commissioners

**From:** Carlos A. Gimenez  
Mayor

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

**Subject:** Social Equity Statement for Ordinance Relating to For-Hire Passenger Motor Carriers --  
Legistar 181182

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The proposed Ordinance amends Chapter 31, Article II of the Code of Miami-Dade County relating to Passenger Motor Carriers (PMC). The amendment to Section 31-107(b) deletes a prohibition against passenger motor carrier vehicles that have rebuilt or salvage titles and increases the vehicle age requirement to 15 model years for PMC vehicles providing circulator and fixed route service.

Removing the prohibition against rebuilt or salvage titles and the increase in the vehicle age will benefit operators by allowing them to obtain more affordable vehicles. The PMC vehicle age limit was originally 15 model years and was reduced by Ordinance No. 17-30 to 10 years. Every for-hire vehicle is required to pass an annual vehicle safety standard inspection for continued operation.

Approval of these amendments may cause an increase in complaints regarding the maintenance upkeep or aesthetics of such vehicles by tourists and/or local patrons.

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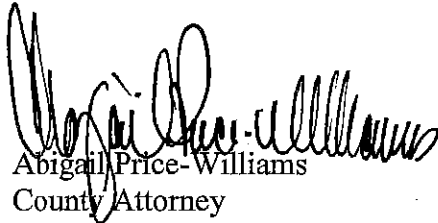
Alina T. Hudak  
Deputy Mayor



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Esteban L. Bovo, Jr.  
and Members, Board of County Commissioners

**DATE:** September 5, 2018

**FROM:**   
Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 7(A)

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(A)  
9-5-18

ORDINANCE NO. \_\_\_\_\_

ORDINANCE RELATING TO VEHICLES FOR-HIRE;  
AMENDING SECTION 31-107 OF THE CODE OF MIAMI-  
DADE COUNTY, FLORIDA; REVISING REQUIREMENTS  
FOR VEHICLES USED AS PASSENGER MOTOR CARRIERS;  
REVISING VEHICLE AGE REQUIREMENTS FOR  
PASSENGER MOTOR CARRIERS PROVIDING  
CIRCULATOR SERVICE OR FIXED ROUTE SERVICE;  
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 31-107 of the Code of Miami-Dade County, Florida, is hereby  
amended to read as follows:<sup>1</sup>

**Sec. 31-107. Vehicle standards.**

\* \* \*

- (b) *Vehicle age limits and inspection schedules.* Vehicle age limits and frequency of for-hire vehicle inspections are as stated in this subsection; provided, however, that the DTPW may inspect a for-hire vehicle at any time. All motor vehicles currently in service as of the effective date of this ordinance shall be permitted to remain in service until the motor vehicle reaches its fifteenth model year. Said motor vehicles must continue to pass inspection and meet all applicable vehicle standards. Any vehicle initially placed into service following the effective date of this ordinance shall be no greater than 10 model years of age.

<sup>1</sup> 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.

~~[[No passenger motor carrier vehicle shall have a "rebuilt" or "salvage" title and shall be no greater than 10 model years of age.]]~~ Any vehicle over 10 model years of age shall not be operated as a passenger motor carrier vehicle. >>Notwithstanding the foregoing, passenger motor carrier vehicles providing circulator service or fixed route service shall meet the following vehicle age requirements: any vehicle over 15 model years of age providing circulator service or fixed route service shall neither be placed into service nor operate as a passenger motor carrier vehicle.<< Passenger motor carrier vehicles shall be inspected annually.

**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:

Approved by County Attorney as  
to form and legal sufficiency:

ADW

Prepared by:

GKS

Gerald K. Sanchez

Prime Sponsor: Commissioner Sally A. Heyman