

MEMORANDUM

Agenda Item No. 7(H)

TO:	Honorable Chairman Jose "Pepe" Diaz and Members, Board of County Commissioners	DATE:	(Second Reading: 7-7-22) April 5, 2022
FROM:	Geri Bonzon-Keenan County Attorney	SUBJECT:	Ordinance repealing Ordinance No. 22-8 relating to the Westchester Municipal Advisory Committee created to study the possible incorporation of the Westchester area
	Ordinance No. 22-82		

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.



Geri Bonzon-Keenan
County Attorney


GBK/smm

Memorandum



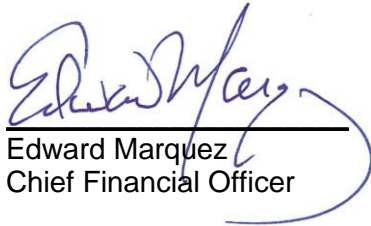
Date: July 7, 2022

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

From: Daniella Levine Cava 
Mayor

Subject: Fiscal Impact Statement for Ordinance Relating to the Westchester Municipal Advisory Committee

The implementation of this ordinance will not have a fiscal impact to Miami-Dade County.


Edward Marquez
Chief Financial Officer

Memorandum



Date: July 7, 2022

To: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

A handwritten signature in blue ink that reads "Daniella Levine Cava".

Subject: Social Equity Statement for Ordinance Repealing the Creation of the Westchester Municipal Advisory Committee

The proposed ordinance repeals the creation of the Westchester Municipal Advisory Committee (MAC). The Westchester community will remain part of UMSA and will continue receiving efficient and effective services from Miami Dade County. A social benefit or burden cannot be determined at this time.

A handwritten signature in blue ink that reads "Edward Marquez".

Edward Marquez
Chief Financial Officer



MEMORANDUM (Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: July 7, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 7(H)

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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ 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(H)

7-7-22

ORDINANCE NO. 22-82

ORDINANCE REPEALING ORDINANCE NO. 22-8 RELATING
TO THE WESTCHESTER MUNICIPAL ADVISORY
COMMITTEE CREATED TO STUDY THE POSSIBLE
INCORPORATION OF THE WESTCHESTER AREA;
PROVIDING SEVERABILITY, EXCLUSION FROM THE
CODE, AND AN EFFECTIVE DATE

WHEREAS, on January 19, 2022, the Board of County Commissioners (the “Board”) adopted Ordinance No. 22-8 which created the Westchester Municipal Advisory Committee and directed the committee to study the possible incorporation of a municipality in the Westchester area; and

WHEREAS, this Board no longer wishes for a municipal advisory committee to undertake this study; and

WHEREAS, this Board wishes to repeal Ordinance No. 22-8 in its entirety, to accomplish the purposes of this ordinance,

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

Section 1. The foregoing recitals are incorporated in this ordinance.

Section 2. Ordinance No. 22-8 is hereby repealed.

Section 3. 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 4. 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 be excluded from the Code of Miami-Dade County, Florida

Section 5. 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:

July 7, 2022

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Abbie Schwaderer-Raurell

Prime Sponsor: Senator Javier D. Souto