

RESOLUTION NO. 2009-3447

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS AMENDING THE APPENDIX OF CIVIL INFRACTION CODE SECTIONS AND CIVIL PENALTIES FOR VIOLATIONS APPENDED TO, AND MADE A PART OF, CODE OF ORDINANCE SECTION 101-01, SUPPLEMENTAL CODE ENFORCEMENT CITATION SYSTEM; DIRECTIONS TO CODIFIERS ; EFFECTIVE DATE.

WHEREAS, the City previously enacted Code of Ordinance Chapter 101 and Code Section 101-01, which created and established a supplemental Code Enforcement Citation System (“ticketing system”) for the City; and,

WHEREAS, as part of the enactment of this Code Enforcement Ordinance, the City, by Resolution, also adopted an Appendix, which provides a listing of all “Civil Infraction Code Sections and Civil Penalties for Violation”, which can be enforced by the Supplemental Code Enforcement System; and,

WHEREAS, pursuant to the provisions contained in Code Section 101.01(I)(1), the Appendix may be amended or clarified at any time by the enactment of an appropriate City Council Resolution; and,

WHEREAS, the City Council has recently been advised that Code Section 150-032 – Portable Storage Units, was inadvertently not included within the “Civil Infraction Code Sections and Civil Penalties for Violation”; and,

WHEREAS, the City Council has reviewed, approved and determined that it is in the best interests of the City and its citizens to include the aforesaid Code Section within the appendix of violation sections and corresponding penalties:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MIAMI SPRINGS, FLORIDA:

Section 1: That the City Council of the City of Miami Springs hereby approves the Amendment of the Appendix of the City’s Supplemental Code Enforcement Citation System codified as Code of Ordinance Section 101-01.

Section 2: That the City Council of the City of Miami Springs hereby approves the addition of the following new City of Miami Springs Ordinance and corresponding penalty to the Appendix of the “Civil Infraction Code Sections and Civil Penalties for Violation” incorporated by reference into the City’s Supplemental Code Enforcement Citation System:

APPENDIX: CIVIL INFRACTION CODE SECTIONS AND CIVIL PENALTIES FOR VIOLATION

<u>CODE SECTION</u>	<u>CITY OF MIAMI SPRINGS ZONING CODE</u>	<u>CIVIL PENALTY</u>
MSC 150-032 (G) offender	Portable Storage Units; Violations and Penalties	\$50.00 per day for first violation \$100.00 per day for second violation/repeat

Section 3: That the City Council of the City of Miami Springs hereby resolves and reserves unto itself the right to add, delete, amend, clarify or supplement the Appendix of “Civil Infraction Code Sections and Civil Penalties for Violation” as may be required in the future.

Section 4: That the Codifiers of the City shall codify the additions contained in this Resolution into the Appendix of “Civil Infraction Code Sections and Civil Penalties for Violation” of Code of Ordinance Section 101-01 in the same manner as previously codified within the existing Appendix.

Section 5: That this Resolution shall take effect immediately upon adoption by the City Council.

PASSED AND ADOPTED by the City Council of the City of Miami Springs, Florida, this 26th day of May, 2009.

The motion to adopt the foregoing resolution was offered by Councilman Lob, seconded by Vice Mayor Best, and on roll call the following vote ensued:

Vice Mayor Best	“aye”
Councilman Espino	“aye”

Councilman Lob
Councilwoman Ator
Mayor Bain

“aye”
“aye”
“no”

Billy Bain
Mayor

ATTEST:

Magalí Valls, CMC
City Clerk

APPROVED AS TO LEGALITY AND FORM:



Jan K. Seiden, City Attorney