

**RESOLUTION NO. 20-1667**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, IN SUPPORT OF A MODIFICATION OF COUNTY EMERGENCY ORDER 07-20, TO INCLUDE THE CESSATION OF ROCK MINE BLASTING; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR INSTRUCTIONS TO THE TOWN CLERK; AND PROVIDING FOR AN EFFECTIVE DATE (N. RODRIGUEZ)**

**WHEREAS**, during the Town of Miami Lakes (the “Town”) April 2, 2020 Council Special Call Meeting, the Town Council considered Vice Mayor Rodriguez new business item focused on the cessation of rock mine blasting activity during the duration of Miami-Dade County Emergency Order 07-20; and

**WHEREAS**, on March 17, 2020, in response to the highly contagious COVID 19 Virus, Governor DeSantis ordered the closure of schools throughout the State of Florida; and

**WHEREAS**, Miami-Dade County (the “County”) Emergency Order 07-20, adopted on March 19, 2020, mandates the closure of all non-essential businesses in order to truncate the spread of the highly contagious COVID-19 Virus; and

**WHEREAS** on April 1, 2020, Governor De Santis promulgated Executive Order 20-91 and 20-92, adopting Miami-Dade County mandate regarding non-essential businesses; and

**WHEREAS**, subsequently, the County and the Town have each passed a series of social distancing measures, and Safer at Home Orders all aimed at eliminating the COVID-19 threat; and

**WHEREAS**, the State, County, and Town's restrictions on work and social interaction have unintentionally caused significant economic and emotional hardships for Town residents; and

**WHEREAS**, continual rock mine blasting at this time of crisis has exacerbated the economic and emotional stress felt by Town residents; and

**WHEREAS**, the cessation of rock mining within a three (3) mile radius from residential neighborhoods will provide necessary relief to resident's affected by the blast; and

**WHEREAS**, in the alternative, if cessation of all rock mining activity is unfeasible, a decrease in the frequency of the blasting levels; and

**WHEREAS**, the Council finds that this resolution is in the best interest of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The foregoing Recitals are true and correct and incorporated herein by this reference.

**Section 2. Request that Miami-Dade County amend Emergency Order 07-20, and/or Governor DeSantis amend Emergency Order 20-91 and 20-92, mandating the cessation of all rock mine blasting activity within a three mile radius of the Town of Miami Lakes during the duration of the COVID-19 Emergency.** The Town Council hereby respectfully requests that Miami-Dade County amend its Emergency Order 07-20, and Governor DeSantis to amend Executive Order 20-91 and 20-92, in order to require the cessation of all rock mining activity occurring within a three (3) mile radius of a residential neighborhood, or in the alternative that Rock Mine Blast sites be required to reduce the frequency of blasts during the duration of the emergency and executive orders, respectively.

**Section 3.** **Instructions to Town Clerk.** The Town Clerk or their designee are authorized and instructed to send a copy of this resolution to all necessary official.

**Section 4.** **Effective Date.** This Resolution shall take effect immediately upon adoption.

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Passed and adopted this 2<sup>nd</sup> of April 2020.

The foregoing resolution was offered by Vice Mayor Rodriguez who moved its adoption. The motion was seconded by Mayor Cid and upon being put to a vote, the vote was as follows:


Mayor Manny Cid	yes
Vice Mayor Nelson Rodriguez	yes
Councilmember Carlos Alvarez	yes
Councilmember Jeffrey Rodriguez	yes
Councilmember Joshua Dieguez	yes
Councilmember Luis Collazo	yes
Councilmember Marilyn Ruano	yes



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Manny Cid  
MAYOR

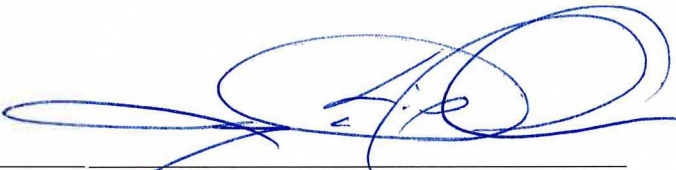
Attest:



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Gina M. Inguanzo  
TOWN CLERK

Approved as to form and legal sufficiency:



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Raul Gastesi, Jr.  
Gastesi, Lopez and Mestre, PLLC  
TOWN ATTORNEY