

ORDINANCE NO. 22-288

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 13, SECTION 13-2116, TITLED “PROCESS” OF THE TOWN OF MIAMI LAKES CODE OF ORDINANCE; PROVIDING FOR INCLUSION INTO THE CODE; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE TOWN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (DIEGUEZ)

WHEREAS, in 2021, the Town of Miami Lakes (the “Town”) Council adopted a Sponsoring and Naming Rights Ordinance; and

WHEREAS, Section 13-2116, of the Sponsoring and Naming Rights Ordinance provides a procedure by where the adoption of any resolution re-naming a street or public facility requires a public hearing, two reading of the resolution and notice to residents residing within 300 feet of the rededicated park or public street; and

WHEREAS, the 300 feet notification requirement has been found to be unduly burdensome on Town resources and unnecessary; and

WHEREAS, the proposed amendment to the Ordinance would replace the 300 feet notification requirement with advertisement in a newspaper of general circulation; and

WHEREAS, on January 11, 2022 the Town Council met and passed the proposed Ordinance in first reading; and

WHEREAS, on February 8, 2022 the Town Council met and passed the proposed Ordinance in second reading.

THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES AS FOLLOWS:

Section 1. Recitals. Each of the above stated recitals is true and correct and is incorporated herein by this reference.

Section 2. Amendment of Chapter 13, Section 13-2116 The Town Council hereby amends Chapter 13, Section 13-2115 of The Town of Miami Lakes Code of Ordinances as described in this Ordinance.

Section 3. Repeal of Conflicting Provisions. All provisions of the Code of the Town of Miami Lakes that are in conflict with this Ordinance are hereby repealed.

Section 4. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 5. Inclusion in the Town Code. It is the intention of the Town Council, and it is hereby ordained, that the provisions of this Ordinance shall become and be made part of the Town Code and that if necessary, the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the word “Ordinance” shall be changed to “Article”, “Division” or other appropriate word.

Section 6. Effective Date. That this Ordinance shall be effective immediately upon its adoption on second reading.

Additions to the Ordinance in First Reading shall be reflected by underlined, and deletions shall be reflected as ~~strike throughs~~. Additions to the Ordinance between first reading and second reading shall be reflected by a double underline, and deletions between first reading and second reading shall be reflected by a ~~double strike through~~.

FIRST READING

The foregoing ordinance was offered by Councilmember Alvarez who moved its adoption on first reading. The motion was seconded by Councilmember Fernandez and upon being put to a vote, the vote was as follows:

Mayor Manny Cid	Absent
Vice Mayor Jeffrey Rodriguez	Yes
Councilmember Carlos O. Alvarez	Yes
Councilmember Luis E. Collazo	Yes
Councilmember Josh Dieguez	Yes
Councilmember Tony Fernandez	Yes
Councilmember Marilyn Ruano	Absent

Passed on first reading this 11th day of January 2022

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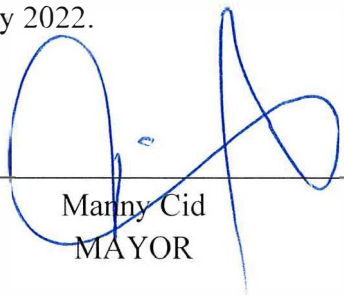
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SECOND READING

The foregoing ordinance was offered by Councilmember Dieguez who moved its adoption on second reading. The motion was seconded by Councilmember Fernandez and upon being put to a vote, the vote was as follows:

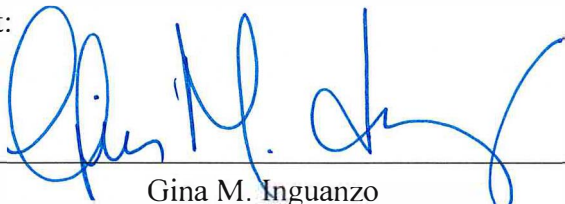
Mayor Manny Cid	Yes
Vice Mayor Jeffrey Rodriguez	Yes
Councilmember Carlos O. Alvarez	Absent
Councilmember Luis E. Collazo	Yes
Councilmember Josh Dieguez	Yes
Councilmember Tony Fernandez	Yes
Councilmember Marilyn Ruano	Yes

Passed and adopted on second reading this 8th of February 2022.




Manny Cid
MAYOR

Attest:



Gina M. Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



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

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Sec. 13-2116. Process

- (a) An applicant shall apply to the Office of the Town Manager for initial review and acceptance.
- (b) Provided the application meets the criteria set forth in this policy, the Town Manager shall submit the application with a report based on the Town Manager's findings and recommendation.
- (c) ~~If the application is for the naming of a public street or park, residents who reside within 300 feet of the street or park will receive notification by mail of the Town Council meeting at which the application will be considered.~~
- (d) The Town Council will allow for public input and comment at no less than two Town Council meeting prior to a final decision on the application. At least one of the meetings shall be advertised in a newspaper of general circulation.

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