

ORDINANCE NO. 22-298

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA; AMENDING CHAPTER 13, ARTICLE VI, SECTION 13-1606, TITLED “BOATS AND WATERCRAFT” 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. (RODRIGUEZ)

WHEREAS, during the May 2022 Town of Miami Lakes (the “Town”) Council Meeting, the Town Council directed the Town Attorney to prepare an Ordinance revising Section 13-1606 of the Town Code of Ordinance to provide that watercrafts can remain overnight, on residential properties, un-hitched; and

WHEREAS, on June 14, 2022, the Town Council met and passed the proposed Ordinance in First Reading; and

WHEREAS, on July 12, 2022 the Town Council met and passed the proposed Ordinance in Second Reading; and

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. Amending Chapter 13, Article VI, Section 13-1606. The Town Council hereby amends Chapter 13, Article VI, Section 13-1606, title “Boats and Watercraft” as described in Exhibit “A.”

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 All provisions of the Code of the Town of Miami Lakes that are in conflict with this Ordinance are hereby repealed.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 Vice Mayor Rodriguez who moved its adoption on first reading. The motion was seconded by Councilmember Dieguez 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	Absent
Councilmember Marilyn Ruano	No

Passed on first reading this 14th day of June 2022

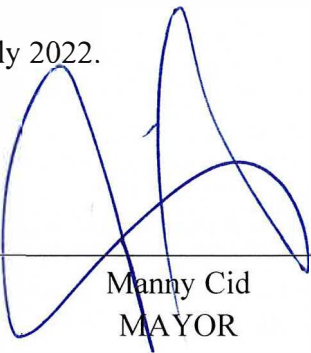
Additions to the Ordinance in First Reading shall be reflected by underlined, and deletions shall be reflected as ~~strike-throughs~~. Additions to the Ordinance between first reading and second reading shall be reflected by a double underline, and deletions between first reading and second reading shall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

SECOND READING

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

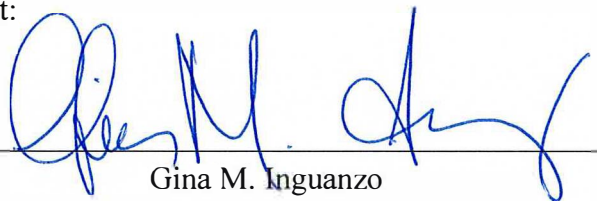
Mayor Manny Cid	Yes
Vice Mayor Jeffrey Rodriguez	Yes
Councilmember Carlos O. Alvarez	Yes
Councilmember Luis E. Collazo	Yes
Councilmember Josh Dieguez	Yes
Councilmember Tony Fernandez	Absent
Councilmember Marilyn Ruano	No

Passed and adopted on second reading this 12th of July 2022.



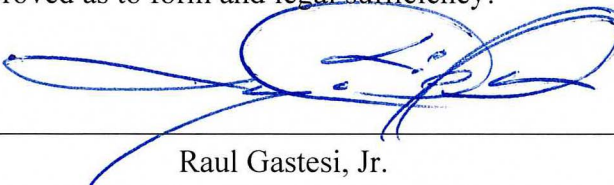
Manny Cid
MAYOR

Attest:



Gina M. Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:



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

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~~.

EXHIBIT A

CHAPTER 13, ARTICLE VI, SECTION 13-1606, TITLED “BOATS AND WATERCRAFT”

- (b) The temporary parking for a period of less than 24 hours of a boat, personal watercraft, or boat trailers ~~in front of the front building line of the property or in front of the side street building line of the property~~ either the front or side yards shall be permitted for routine cleaning, loading, or unloading. ~~while the boat is hitched to an operable motor vehicle with a valid permanent license tag.~~ Under no circumstances shall a boat be parked in the public right-of-way, including the swale area of a right-of-way or sidewalk.