



Town of Miami Lakes Memorandum

To: Honorable Mayor & Honorable Councilmembers

From: Edward Pidermann, Town Manager

Subject: Oppose the County Code Amendment Preventing Municipalities from Requiring Right of Ways Permits on County Owned Roads

Date: July 14, 2020

Recommendations:

It is recommended that the Town Council pass a resolution opposing an ordinance relating to Miami Dade County rights-of-ways and easements within municipalities; amending Sections 2-103.1 and 2-103.4 of the Code of Miami Dade County.

Background:

On June 2, 2020, the Miami Dade County Board of County Commissioners heard the first reading of the ordinance amending Sections 2-103.1 and 2-103.4 of the Code of Miami Dade County. A public hearing to consider this ordinance is scheduled for the Health Care and County Operations Committee meeting on Wednesday, July 15, 2020. The proposed ordinance will prohibit municipalities from charging any fees, imposing any requirements including, but not limited to, maintenance of traffic requirements or requiring that any permit be obtained for any construction, maintenance, or improvements done by any person, corporation, partnership, association, governmental agency, or other legal entity on any County-owned or County-maintained rights of way or easements within the municipality.

The proposed ordinance will prohibit the Town from requiring rights of way permit and reduce its ability to regulate construction work. Without a rights of way permit, the Town would not have advance warning of construction work which may impede, hinder, or restraint traffic. In addition, it would diminish the Town's ability to enforce the preservation of rights of way located within the Town's jurisdictional boundaries.

Attachments:

Resolution in Opposition
Ordinance Relating to County Rights-of-Ways