

RESOLUTION NO. 20-_____

**A RESOLUTION OF THE TOWN COUNCIL OF THE
TOWN OF MIAMI LAKES, FLORIDA; OPOSING THE
COUNTY CODE AMENDMENT PREVENTING
MUNICIPALITIES FROM REQUIRING RIGHT OF WAYS
PERMITS ON COUNTY OWNED ROADS; PROVIDING
FOR INCORPORATION OF RECITALS; PROVIDING FOR
INSTRUCTIONS TO TOWN CLERK ; AND PROVIDING
FOR AN EFFECTIVE DATE (PIDERMANN)**

WHEREAS, on June 2, 2020, the Miami-Dade County Board of County Commissioners heard the first reading of an ordinance amending Sections 2-103.1 and 2-103.4 of Miami-Dade County Code, prohibiting municipalities from charging any fees, imposing any requirements including but not limited to the 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; and

WHEREAS, the proposed ordinance will prohibit the Town of Miami Lakes (the “Town”) from requiring rights of way permits, and reduce the Town’s ability to regulate construction work; and

WHEREAS, the Town Council finds that the proposed amendments to the Miami-Dade County Code are overly intrusive, encroach on the Town’s home rule powers, and impinge on the Town’s ability to carry out its municipal functions.

**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. **Opposition to Miami-Dade County Amendments to Sections 2-103.1 and 2-103.4 of the Miami-Dade County Code** The Town Council hereby opposes proposed amendments to Sections 2-103.1 and 2-103.4 of the Miami-Dade County Code, as overly intrusive, encroach on the Town's home rule powers, and impinge on the Town's ability to carry out its municipal functions.

Section 3. **Instructions to the Town Clerk** The Town Council hereby authorizes the Town Clerk to provide a copy of said Resolution to all members of Miami-Dade County's Board of County Commissioners.

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

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Passed and adopted this _____ day of _____, 2020.

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

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

Manny Cid
MAYOR

Attest:

Gina Inguanzo
TOWN CLERK

Approved as to form and legal sufficiency:

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