

RESOLUTION NO. 20- \_\_\_\_\_

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, OPPOSING MIAMI DADE COUNTY BOARD OF COUNTY COMMISSIONERS PROPOSED ORDINANCES REDUCING NOTICE TO MUNICIPALITIES AND REQUIRING MATTERS AFFECTING THE COMPREHENSIVE DEVELOPMENT MASTER PLAN AND ZONING TO BE HEARD CONCURRENTLY; PROVIDING FOR INSTRUCTION TO THE TOWN CLERK; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes (the “Town”) is a municipality within the boundaries and jurisdiction of Miami-Dade County; and

**WHEREAS**, decisions taken by the Miami-Dade County Board of County Commissioners (the “BCC”) that impose restrictions or dilutes local municipalities substantive and procedural rights affects the Town’s ability to self-regulate and infringes on its home-rule charter; and

**WHEREAS**, during the October 6, 2020 BCC meeting, the BCC passed on first reading a change to Miami-Dade County’s code that would allow applications that involve changes to Miami-Dade County’s Comprehensive Development Master Plan (CDMP) and Zoning changes to be heard concurrently, effectively reducing the number of public hearings available for the public and interested parties to voice concerns and opinions. A true and correct copy of the Ordinance is attached as Exhibit “A”; and

**WHEREAS**, also, during the October 6, 2020 BCC meeting, the BCC passed on first reading a change to Miami-Dade County’s Code that will reduce the public notice requirement for public hearings. A true and correct copy of the Ordinance is attached as Exhibit “B”; and

**WHEREAS**, projects that require both CDMP and Zoning changes are very impactful on the surrounding community and can have a detrimental effect on both property values and quality of life; and

**WHEREAS**, Public Notice informs the general public, as well as other interested parties, such as Municipalities and Home Owners Associations, as to the date and time of public hearings that may affect their quality of life, or property rights, or otherwise be of interest to them; and

**WHEREAS**, the Town Council believes that passage of Miami-Dade County Ordinance 20-1905 and 20-1909, are contrary to the best interest of the Town and its residents.

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

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

**Section 2.**     **Statement of Opposition.** The Town of Miami Lakes Council opposes Miami Dade County Ordinances attached hereto as Exhibit “A”, and Exhibit “B”, which attempt at reducing the Town’s substantive and procedural rights to self-government.

**Section 3.**     **Instructions to the Clerk.** The Clerk is instructed to forward a copy of this Resolution to the Chair of Miami-Dade County Board of County Commissioners, and the Clerk for Miami-Dade County.

**Section 4.**     **Effective Date.** This Resolution shall take effect upon its passage and adoption by the Town Council.

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 Luis Collazo	_____
Councilmember Joshua Dieguez	_____
Councilmember Jeffrey Rodriguez	_____
Councilmember Marilyn Ruano	_____

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Manny Cid  
MAYOR

Attest:

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Gina Inguanzo  
TOWN CLERK

Approved as to form and legal sufficiency:

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