

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission  
FROM: City Attorney Ricardo J. Dopico  
DATE: July 24, 2024 11:05 a.m. Second Reading Public Hearing

TITLE: AN ORDINANCE OF THE MAYOR AND COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, AMENDING CHAPTER 30 OF THE MIAMI BEACH CITY CODE, ENTITLED "CODE ENFORCEMENT," BY AMENDING ARTICLE III, ENTITLED "ENFORCEMENT PROCEDURE," BY AMENDING SECTION 30-72 THEREOF, ENTITLED "CONDUCT OF HEARINGS," BY CREATING SUBSECTION (D) ALLOWING ONLY ONE EXTENSION OF TIME TO EXTEND A COMPLIANCE DATE; AND PROVIDING FOR REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

### **ANALYSIS**

At the request of the sponsor, Vice Mayor Laura Dominguez, this proposed ordinance is presented to the Mayor and City Commission for your consideration.

The enforcement of the provisions of the Code of the City of Miami Beach is a priority of the Mayor and City commission. Efficient, speedy, and just resolution of City Code violations heard before the City's special magistrates is an indispensable component of achieving this priority.

Multiple requests to extend compliance dates frustrates this goal and leads to inefficient, late, and unjust resolution of City Code violations.

The proposed legislation amends City Code Sec. 30-72 by adding subsection (d) to codify to codify that after an initial request for an extension of time is heard and granted by the special magistrate, a subsequent request for an extension of time to extend a previously extended compliance date shall be denied by the special magistrate.

### **FISCAL IMPACT STATEMENT**

N/A

**Does this Ordinance require a Business Impact Estimate?** Yes  
(FOR ORDINANCES ONLY)

The Business Impact Estimate (BIE) was published on 7/5/2024. See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

### **Applicable Area**

Citywide

**Is this a "Residents Right to Know" item, pursuant to City Code Section 2-17?**

Yes

**Is this item related to a G.O. Bond Project?**

No

**Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying?** No

If so, specify the name of lobbyist(s) and principal(s):

**Department**

City Attorney

**Sponsor(s)**

Commissioner Laura Dominguez

**Co-sponsor(s)**