

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: October 30, 2024

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, CREATING, STRICTLY IN ITS PROPRIETARY CAPACITY, AN OVERNIGHT ANCHORING PROHIBITION UPON THE CITY-OWNED SUBMERGED LAND LOCATED WITHIN THE PURDY BASIN ABUTTING MAURICE GIBB PARK, AND AUTHORIZING AND DIRECTING THE CITY ADMINISTRATION TO USE ALL AVAILABLE LAWFUL MEANS TO ADMINISTER THIS RULE FOR THE PURDY BASIN PROPERTY INCLUDING, BUT NOT LIMITED TO, THE UTILIZATION OF FLA. STAT. 810.09 (TRESPASS ON PROPERTY OTHER THAN STRUCTURE OR CONVEYANCE).

### **RECOMMENDATION**

### **BACKGROUND/HISTORY**

### **ANALYSIS**

The attached resolution is presented by the sponsor, Commissioner David Suarez, for consideration by the Mayor and City Commission.

### **FISCAL IMPACT STATEMENT**

N/A

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

If applicable, the Business Impact Estimate (BIE) was published on:  
See BIE at: <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notices/>

### **FINANCIAL INFORMATION**

### **CONCLUSION**

### **Applicable Area**

Citywide

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

No

**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 David Suarez

**Co-sponsor(s)**

**Condensed Title**

No Overnight Anchoring in City-Owned Portion of Purdy Basin. (Suarez) CA