

C7 AO A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING THE CITY'S MARINE PATROL TO REQUIRE VESSELS ANCHORED OR MOORED IN OR ADJACENT TO CHANNELS, OR IN A MANNER WHICH OTHERWISE UNREASONABLY OR UNNECESSARILY CONSTITUTES A NAVIGATIONAL HAZARD OR INTERFERES WITH ANOTHER VESSEL, TO ENDEAVOR TO HAVE SUCH VESSELS RELOCATE IN ORDER TO ENSURE SAFETY IN THE CHANNELS AND ON THE CITY'S WATERWAYS, IN ACCORDANCE WITH FLORIDA LAW, INCLUDING SECTION 327.44 OF THE FLORIDA STATUTES.

Applicable Area:

# MIAMI BEACH

## COMMISSION MEMORANDUM

TO: Honorable Mayor and Members of the City Commission

FROM: City Attorney Ricardo J. Dopico

DATE: June 25, 2025

TITLE: A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING THE CITY'S MARINE PATROL TO REQUIRE VESSELS ANCHORED OR MOORED IN OR ADJACENT TO CHANNELS, OR IN A MANNER WHICH OTHERWISE UNREASONABLY OR UNNECESSARILY CONSTITUTES A NAVIGATIONAL HAZARD OR INTERFERES WITH ANOTHER VESSEL, TO ENDEAVOR TO HAVE SUCH VESSELS RELOCATE IN ORDER TO ENSURE SAFETY IN THE CHANNELS AND ON THE CITY'S WATERWAYS, IN ACCORDANCE WITH FLORIDA LAW, INCLUDING SECTION 327.44 OF THE FLORIDA STATUTES.

### **RECOMMENDATION**

### **BACKGROUND/HISTORY**

### **ANALYSIS**

The attached Resolution was prepared at the request of the sponsor, Vice-Mayor David Suarez.

### **FISCAL IMPACT STATEMENT**

None.

### **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**

Require Vessels Anchored in or around Channel to Relocate. (Suarez) CA

**Previous Action (For City Clerk Use Only)**

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, URGING THE CITY'S MARINE PATROL TO REQUIRE VESSELS ANCHORED OR MOORED IN OR ADJACENT TO CHANNELS, OR IN A MANNER WHICH OTHERWISE UNREASONABLY OR UNNECESSARILY CONSTITUTES A NAVIGATIONAL HAZARD OR INTERFERES WITH ANOTHER VESSEL, TO ENDEAVOR TO HAVE SUCH VESSELS RELOCATE IN ORDER TO ENSURE SAFETY IN THE CHANNELS AND ON THE CITY'S WATERWAYS, IN ACCORDANCE WITH FLORIDA LAW, INCLUDING SECTION 327.44 OF THE FLORIDA STATUTES.**

**WHEREAS**, the City of Miami Beach ("City") is a coastal municipality with extensive navigable waterways used by residents and visitors for personal, recreational and commercial boating, tourism, and waterborne transportation; and

**WHEREAS**, the safety, accessibility, and orderly use of these waterways is essential to the welfare of residents, visitors, and the local economy; and

**WHEREAS**, vessels that are anchored or moored in or adjacent to navigational channels, or in a manner that unreasonably or unnecessarily interferes with navigation or the safe passage of other vessels, can create hazardous conditions that threaten public safety and disrupt the intended use of these public waterways; and

**WHEREAS**, Florida Statute § 327.44 provides that a vessel may not be anchored or moored in a manner that unreasonably or unnecessarily constitutes a navigational hazard or interferes with another vessel; and

**WHEREAS**, the City's Marine Patrol is charged with enforcing applicable state and local laws on the water and ensuring safe navigation within the City's jurisdictional waterways; and

**WHEREAS**, the Mayor and City Commission support proactive and consistent enforcement of these navigational safety measures, including requiring the relocation of improperly anchored or moored vessels, in order to protect the public, reduce maritime conflicts, and promote safe boating practices.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission hereby urge the City's Marine Patrol to require vessels anchored or moored in or adjacent to channels, or in a manner which otherwise unreasonably or unnecessarily constitutes a navigational hazard or interferes with another vessel, to endeavor to have such vessels relocate in order to ensure safety in the channels and on the City's waterways, in accordance with Florida law, including Section 327.44 of the Florida Statutes.

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2025.

**ATTEST:**

\_\_\_\_\_  
Steven Meiner, Mayor

\_\_\_\_\_  
Rafael E. Granado, City Clerk

(Sponsored by Vice-Mayor David Suarez)

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

\_\_\_\_\_  
City Attorney

6/15/2025  
Date