

**CITY OF MIRAMAR
PROPOSED CITY COMMISSION AGENDA ITEM**

First Reading Date: April 21, 2021

Second Reading Date: May 19, 2021

Presenter's Name and Title: Eric B. Silva, Director, on behalf of the Community Development Department and Ronnie Navarro, Assistant Director, on behalf of the Utilities Department

Prepared By: Nixon Lebrun, Development and Capital Management Coordinator, Community Development Department

Temp. Res. Number: 1772

Item Description: **FIRST READING** of Temp. Ord. No. 1772, RELATING TO WATER CONSERVATION; AMENDING CHAPTER 21, ENTITLED "UTILITIES," ARTICLE II, ENTITLED "WATER," OF THE CODE OF THE CITY OF MIRAMAR BY REPEALING, REENACTING, AMENDING AND RENAMING DIVISION 2 "WATER CONSERVATION REGULATIONS" AS DIVISION 2 "WATER SHORTAGE," TO PROVIDE FOR UPDATES, IN FURTHERANCE OF THE LOCAL ENFORCEMENT OF THE WATER SHORTAGE PLAN OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT, AS CREATED UNDER CHAPTER 40E-21, FLORIDA ADMINISTRATIVE CODE, OR WATER SHORTAGE ORDERS ISSUED IN ACCORDANCE THEREWITH; MAKING FINDINGS; PROVIDING FOR INTENT AND PURPOSE; PROVIDING DEFINITIONS; PROVIDING FOR APPLICABILITY; PROVIDING FOR DECLARATION OF WATER SHORTAGE OR WATER SHORTAGE EMERGENCY; PROVIDING FOR VARIANCES; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INTERPRETATION; PROVIDING FOR ADMINISTRATIVE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE. *(Eric Silva, Community Development Director & Ronnie Navarro, Utilities Assistant Director)*

Consent Resolution Ordinance Quasi-Judicial Public Hearing

Instructions for the Office of the City Clerk: None

Public Notice – As required by the Sec. ___301.11___ of the City Code and/or Sec. 163.3184(11)____, Florida Statutes, public notice for this item was provided as follows: on _____ in a _____ ad in the _____; by the posting the property on _____ and/or by sending mailed notice to property owners within _____ feet of the property on _____ (fill in all that apply)

Special Voting Requirement – As required by Sec. _____ of the City Code and/or Sec. _____, Florida Statutes, approval of this item requires a _____ (unanimous, 4/5ths etc.) vote by the City Commission.

Fiscal Impact: Yes No

REMARKS: None

Content:

- **Agenda Item Memo from the City Manager to City Commission**
- **Ordinance TO 1772**



**CITY OF MIRAMAR
INTEROFFICE MEMORANDUM**

TO: Mayor, Vice Mayor, & City Commissioners

FROM: *VEB* Vernon E. Hargray, City Manager *WES*

BY: Eric Silva, Director, Community Development Department

DATE: April 15, 2021

RE: Temp. Ord. No. 1772, amending Chapter 21, Article II of the City Code by repealing and replacing Division 2 to provide for updates, delete antiquated content, and include provisions for variances, in furtherance of the South Florida Management District's Water Shortage Plan

RECOMMENDATION: That the City Commission holds two (2) public hearings (a first reading and a second reading), in accordance with the procedures prescribed in Chapter 1, entitled *General Provisions*, Section 1-10, entitled *Altering the Code*, of the Code of the City of Miramar (the "City Code") and Section 166.041(3)(a), Florida Statutes ("F.S."), to review and adopt the attached ordinance, which amends the City Code, at Chapter 21, entitled *Utilities*, Article II, entitled *Water*, by repealing and replacing all of the provisions of Division 2, entitled *Water Conservation Regulations*, in order to better assist with the local enforcement of the water shortage plan of the South Florida Water Management District (the "District"), as contained in Chapter 40E-21, Florida Administrative Code ("F.A.C."), or any water shortage order issued pursuant thereto.

ISSUE: An ordinance of the City Commission is required to amend by addition or deletion any portion of the City Code, as per the terms of Chapter 1, entitled *General Provisions*, Section 1-10, entitled *Altering the Code* thereof.

BACKGROUND: In compliance with subsection 373.246(1), F.S., the District's Governing Board has formulated a water shortage plan for implementation during periods of water shortage. Contained in Chapter 40E-21, F.A.C., the water shortage plan specifically aims to protect the water resources of the District from harm; to assure equitable distribution of available water resources among all water users during times of shortage, consistent with the goals of minimizing adverse economic, social and health related impacts; to provide advance knowledge of the means by which water apportionments and reductions will be made during times of shortage, and to promote greater security for water use permittees.

In accordance with the water shortage plan, the District's Governing Board by order may declare that a water shortage exists for a source or sources within all or part of the district when insufficient water is or will be available to meet the present and anticipated requirements of the users or when conditions are such as to require temporary reduction in total use within the area to protect water resources from serious harm. Such orders will be final agency action. Upon such declaration, the District's Governing Board may impose such restrictions on one or more classes of water uses (based on source of water supply; method of extraction, withdrawal, or diversion; or use of water or a combination thereof) as may be necessary to protect the water resources of the area from serious harm and to restore them to their previous condition.

Rule 40E-21.421, F.A.C., specifically directs the District to seek the cooperation and assistance of state, county and municipal governmental officials, law enforcement officials, and police officers in the enforcement of the water shortage plan or any water shortage order issued pursuant thereto. In addition, counties and municipalities throughout the District's jurisdiction are authorized and encouraged to adopt ordinances which provide for local enforcement of the plan, or any order adopted pursuant thereto.

DISCUSSION: In February 2020, the District sent a letter to the City and all other local governments throughout the District's jurisdiction, which appeared to have not enacted or updated their irrigation ordinances to comport with the District's Year-Round Landscape Irrigation Conservation Measures Rule ("YRR"), as comprised in Chapter 40E-24, F.A.C. After the District had confirmed that Broward County does not now, nor intends to, enforce its irrigation ordinance within incorporated areas other than to route complaints of potential violations to the appropriate municipalities for further investigation, the City was then asked to enact its own irrigation ordinance. In drafting the ordinance for the District's review and subsequent City Commission adoption, Staff realized that since their initial adoption in 2001, the provisions set forth in Chapter 21, entitled *Utilities*, Article II, entitled *Water*, 2, *Water Conservation Regulations*, of the City Code to assist the District in the implementation of its water shortage plan have never been updated to reflect any relevant amendment to the latter by the District's Governing Board.

ANALYSIS: Since the adoption of the City's water conservation ordinance in 2001, the District's Governing Board has adopted several amendments to Chapter 40E-21, F.A.C., which comprises the water shortage plan. In addition, the District has drafted a model ordinance and a model for code language to assist local governments within its jurisdiction with the enforcement of the water shortage plan or water shortage order issued pursuant thereto. The proposed amendments mirror the language of these two guidance documents from the District and help achieve many objectives. They provide for the necessary updates to, delete antiquated language from, and include provisions in the City Code, which recognize the variances granted by the District pursuant to Rule 40E-21.275, F.A.C., ensuring thereby greater alignment with the District's water shortage plan. It shall be noted that the division title change was suggested by the District to avoid intermingling water shortage codes (which are enacted on a temporary basis) with water conservation measures (which are permanent and year-round).

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**CITY OF MIRAMAR
MIRAMAR, FLORIDA**

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, RELATING TO WATER CONSERVATION; AMENDING CHAPTER 21, ENTITLED "UTILITIES," ARTICLE II, ENTITLED "WATER," OF THE CODE OF THE CITY OF MIRAMAR BY REPEALING, REENACTING, AMENDING AND RENAMING DIVISION 2 "WATER CONSERVATION REGULATIONS" AS DIVISION 2 "WATER SHORTAGE," TO PROVIDE FOR UPDATES, IN FURTHERANCE OF THE LOCAL ENFORCEMENT OF THE WATER SHORTAGE PLAN OF THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT, AS CREATED UNDER CHAPTER 40E-21, FLORIDA ADMINISTRATIVE CODE, OR WATER SHORTAGE ORDERS ISSUED IN ACCORDANCE THEREWITH; MAKING FINDINGS; PROVIDING FOR INTENT AND PURPOSE; PROVIDING DEFINITIONS; PROVIDING FOR APPLICABILITY; PROVIDING FOR DECLARATION OF WATER SHORTAGE OR WATER SHORTAGE EMERGENCY; PROVIDING FOR VARIANCES; PROVIDING FOR ENFORCEMENT; PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INTERPRETATION; PROVIDING FOR ADMINISTRATIVE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Article VIII of the Constitution of the State of Florida and Chapter 166, Florida Statutes (F.S.), provide that municipalities shall have the governmental, corporate and proprietary home rule powers to enable them to conduct municipal government, perform municipal functions, render municipal services, and exercise any power for municipal purposes, except when expressly prohibited by law; and

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WHEREAS, the City of Miramar (“City”) is a duly constituted municipality in the State of Florida (“State”) having such power and authority conferred upon it by the Florida Constitution and Chapter 166, F.S.; and

WHEREAS, Section 1.04 of the Charter of the City provides that the City shall have all available governmental, corporate and proprietary powers and may exercise them for municipal purposes, except when prohibited by law, including the power to adopt, amend, or repeal ordinances, resolutions and codes as may be required for the benefit of residents and governance of the City; and

WHEREAS, the South Florida Water Management District (“District”) is the regional governmental agency created under Chapter 373, F.S., to manage the water resources in the southern half of the State, from Orlando to the Florida Keys, including all of Broward County and the City, and with the responsibility and exclusive authority for implementation of a water shortage plan; and

WHEREAS, the District has promulgated and amended Chapter 40E-21, Florida Administrative Code (“F.A.C.”), which comprises the District’s water shortage plan required under Subsection 373.246(1), F.S., the purpose of which is to protect the water resources of the District from serious harm; to ensure equitable distribution of available water resources among all water users during times of shortage consistent with the goals of minimizing adverse economic, social and health related impacts; to provide advance knowledge of the means by which water apportionments and reductions will be made during times of shortage; and to promote greater security for water use permittees; and

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WHEREAS, the rules framed under Chapter 40E-21, F.A.C., apply to all water users as defined in Subsection 40E-21.051(3), F.A.C., including permitted and exempt users under Chapter 40E-2, F.A.C., and excluding those users using reclaimed or seawater; and

WHEREAS, Rule 40E-21.421, F.A.C., directs the District to seek the cooperation and assistance of state, county, and municipal governmental officials, law enforcement officials, and police officers in the enforcement of the water shortage plan or any issued water shortage orders; and

WHEREAS, as prescribed in Rule 40E-21.421, F.A.C., counties and municipalities throughout the District's jurisdiction are authorized and encouraged to adopt ordinances which provide for local enforcement of the District's water shortage plan or any water shortage orders issued in accordance therewith; and

WHEREAS, in order to help with local enforcement of the water shortage plan, as amended, the District has drafted a water shortage model ordinance and a model code language that feature, among other elements, sections describing the locality's provisions for variances, enforcement, and penalties; and

WHEREAS, in order to protect the water resources of the City from the harmful effects of over-utilization during periods of water shortage and allocate available water supplies by assisting the District in the enforcement of the water shortage plan or any issued water shortage order, the City Commission passed and adopted the regulations currently designated as, and codified in Chapter 21, entitled *Utilities*, Article II, entitled

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Water, Division 2, entitled *Water Conservation Regulations* of the Code of the City of Miramar (“City Code”), by passage of Ordinance Number 01-26 on March 21st, 2001; and

WHEREAS, since 2001, the Governing Body of the District has adopted numerous amendments to Chapter 40E-21, F.A.C.; and

WHEREAS, Chapter 21, entitled *Utilities*, Article II, entitled *Water*, Division 2, entitled *Water Conservation Regulations* of the City Code includes no provisions recognizing the granting of variances by the District, as currently authorized under Rule 40E-21.275, F.A.C., and, since its initial adoption, has never been updated to reflect any of the various amendments to the District’s water shortage plan, as may be relevant; and

WHEREAS, as a result and in order to further the local enforcement of the District’s water shortage plan or any issued water shortage orders, as prescribed under Rule 40E-21.421, F.A.C., the City sought to amend Chapter 21, entitled *Utilities*, Article II, entitled *Water*, of the City Code, by repealing, reenacting, amending and renaming Division 2, *Water Conservation Regulations* as a new Division 2, *Water Shortage*, using the District’s most recent water shortage model ordinance and model code language; and

WHEREAS, the City Manager found the proposed amendment to further the intent and purpose of Rule 40E-21.421, F.A.C., and recommended adoption thereof; and

WHEREAS, Chapter 1, entitled *General Provisions*, Section 1-10, *Altering the Code*, provides that amendments to the City Code, either by addition or deletion of any portion thereof, cannot be made in any manner whatsoever except by ordinance of the City Commission; and

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WHEREAS, in conformity with the provisions set forth in Article II of Chapter 2, Article II, Section 2-27 of the City Code and in paragraph (a) of Subsection 166.041(3), F.S., the City Commission held two properly noticed public hearings on April 21, 2021 and on May 19, 2021 to read and review the Ordinance to amend Chapter 21, entitled *Utilities*, Article II, entitled *Water*, by repealing, reenacting, amending and renaming Division 2, *Water Conservation Regulations* as a new Division 2, *Water Shortage*, as further specified herein, at which public hearings the City Manager's recommendation was considered and public testimony was heard; and

WHEREAS, the City Commission found that the adoption of this Ordinance would further the intent and purpose of Rule 40E-21.421, F.A.C., serve a legitimate government purpose, and protect the public health, safety, and welfare of the residents of the City.

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NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, THAT:

Section 1: Recitals. That the foregoing “**WHEREAS**” clauses are hereby adopted as legislative findings of the City of Miramar Commission and are hereby ratified and confirmed as being true and correct and are made a specific part of this Ordinance.

Section 2: Amendment. That Chapter 21, entitled *Utilities*, Article II, entitled *Water*, Division 2, entitled *Water Conservation Regulations* of the Code of the City of Miramar, Florida, is hereby repealed, reenacted, amended, and renamed to read as follows:

DIVISION 2. – WATER CONSERVATION REGULATIONS SHORTAGE

~~Sec. 21-46. – Intent and purpose.~~

~~It is the intent and purpose of this division to protect the water resources of the city from the harmful effects of over-utilization during periods of water shortage and allocate available water supplies by assisting the South Florida Water Management District in the implementation of its Water Shortage Plan.~~

~~(Ord. No. 01-26, § 3, 3-21-01)~~

~~Sec. 21-47. – Definitions.~~

~~For the purpose of this article the following terms, phrases, words and their derivatives shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular and words~~

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~~in the singular include the plural. The word "shall" is always mandatory and not merely directory.~~

~~(a) "District" is the South Florida Water Management District.~~

~~(b) "City" is the City of Miramar, Florida.~~

~~(c) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.~~

~~(d) "Water resource" means any and all water on or beneath the surface of the ground, including natural or artificial water courses, lakes, ponds, or diffused surface water, and water percolating, standing or flowing beneath the surface of the ground.~~

~~(e) "Water shortage condition" is when sufficient water is not available to meet present or anticipated needs of persons using the water resource, or when conditions are such as to require temporary reduction in total water usage within a particular area to protect the water resource from serious harm. A water shortage usually occurs due to drought.~~

~~(f) "Water shortage emergency" means that situation when the powers which can be exercised under Part II of chapter 40E-21, Florida Administrative Code, are not sufficient to protect the public health, safety, or welfare, or the health of animals, fish or aquatic life, or a public water supply, or commercial, industrial, agricultural, recreational or other reasonable uses.~~

~~(Ord. No. 01-26, § 3, 3-21-01)~~

~~Sec. 21-48. - Application of division.~~

~~The provisions of this division shall apply within the city to all persons using the water~~

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~~resource within the geographical areas subject to the water shortage or water shortage emergency, as determined by the district, whether from public or privately owned water utility systems, private wells or private connections with surface water bodies. This division shall not apply to persons using treated effluent or saltwater.~~

~~(Ord. No. 01-26, § 3, 3-21-01)~~

~~**Sec. 21-49. -- Amendments to water shortage plan.**~~

~~Chapter 40E-21, Florida Administrative Code, as it may be amended from time to time, is incorporated herein by reference as a part of this division of the City Code.~~

~~(Ord. No. 01-26, § 3, 3-21-01)~~

~~**Sec. 21-50. -- Declaration of water shortage; water shortage emergency.**~~

~~The declaration of a water shortage condition or water shortage emergency within all or any part of the city by the governing board or the executive director of the district shall invoke the provisions of this division. Upon such declaration all water use restrictions or other measures adopted by the district applicable to the city, or any portion thereof, shall be subject to enforcement action pursuant to this division. Any violation of the provisions of Chapter 40E-21, Florida Administrative Code, or any violation of an order issued pursuant thereto, shall be a violation of this division if committed within the jurisdiction of the city.~~

~~(Ord. No. 01-26, § 3, 3-21-01)~~

~~**Sec. 21-51. -- Enforcement.**~~

~~Every police officer or sheriff having jurisdiction in the area governed by this division,~~

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~~including city police officers, shall, in connection with all other duties imposed by law, diligently enforce the provisions of this division. In addition, the city manager, by written authorization, may also delegate enforcement responsibility for this division to the code enforcement officers of the city in accordance with Florida and local law. The city, in addition to the sanctions contained herein, may take any other appropriate legal action, including but not limited to seeking emergency injunctive action, to enforce the provisions of this division. Enforcement pursuant to City Code is authorized.~~

~~(Ord. No. 01-26, § 3, 3-21-01)~~

~~Sec. 21-52. – Penalties.~~

~~Violation of any provision of this division shall be subject to the following penalties:~~

~~*First violation:* Fifty dollars (\$50.00).~~

~~*Second and subsequent violations:* A fine not to exceed five hundred dollars (\$500.00).~~

~~Each day in violation of this division shall constitute a separate offense. Law enforcement officials should generally provide violators with no more than one (1) written warning, unless additional warnings are found to be warranted by the officer.~~

~~(Ord. No. 01-26, § 3, 3-21-01)~~

~~Sec. 21-53. – Water users to accept provisions of division.~~

~~No water service shall be furnished to any person by a public or private utility unless such person agrees to accept all the provisions of this division. The acceptance of water service shall be in itself the acceptance of the provisions thereof.~~

~~(Ord. No. 01-26, § 3, 3-21-01)~~

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~~Secs. 21-54 – 21-70. – Reserved.~~

Sec. 21-46. - Intent and Purpose

It is the intent and purpose of this division to protect the water resources of the city from the harmful effects of overutilization during periods of water shortage in support of the South Florida Water Management District (District) in the implementation of its water shortage plan, or issued water shortage orders, under Chapter 40E-21, Florida Administrative Code (F.A.C.).

Sec. 21-47. - Definitions

For the purpose of this division, the following terms, phrases, words and their derivatives shall have the meaning listed below. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural. The word "shall" is always mandatory and not merely directory.

- (a) “District” means the South Florida Water Management District, a government entity created under Chapter 373, Florida Statutes.
- (b) “F.A.C.” means the Florida Administrative Code.
- (c) “F.S.” means the Florida Statutes.
- (d) “Law Enforcement Official” means a City of Miramar police officer, code enforcement officer, or other official designated by the city manager.
- (e) “User” means any person, individual, firm, association, organization, partnership, business trust, corporation, company, agent, employee or other legal entity

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whether natural or artificial, the United States of America, and the State and all political subdivisions, regions, districts, municipalities, and public agencies thereof, which directly or indirectly takes water from the water resource, including uses from private or public utility systems, uses under water use permits issued pursuant to Chapter 40E-2, Florida Administrative Code, or uses from individual wells or pumps.

(f) “Water Resources” means any and all water on or beneath the surface of the ground, including natural or artificial water courses, lakes, ponds, or diffused surface water, and water percolating, standing, or flowing beneath the surface of the ground.

(g) “Water Shortage” means when the District determines there is the possibility that insufficient water will be available to meet the present and anticipated needs of the users, or when conditions are such as to require temporary reduction in total use within a particular area to protect water resources from serious harm.

(h) “Water Shortage Emergency” means when the District has determined that the provisions listed in Part II of Chapter 40E-21, Florida Administrative Code, are not sufficient to protect the public health, safety, or welfare, the health of animals, fish, or aquatic life, a public water supply, or commercial, industrial, agricultural, recreational, or other reasonable-beneficial uses.

Sec. 21-48. – Applicability

The provisions of this division shall apply to each user using the water resource

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emergency, as determined by the District, whether from public or privately-owned water within the geographical areas subject to the water shortage condition or water shortage utility systems, private wells, or private connections with surface water bodies. This division shall not apply to users using reclaimed water or saltwater.

Sec. 21-49. - Declaration of Water Shortage or Water Shortage Emergency

A declaration of a water shortage condition and/or water shortage emergency in accordance with Part II of Chapter 40E-21, F.A.C., within all or parts of the city by the District's Governing Board or Executive Director, shall invoke the provisions of this division. Upon such declaration, all water use restrictions or other measures adopted by the District applicable to the city, or any portion thereof, shall be subject to enforcement action in accordance with this division. Any violation of the water use restrictions or other measures adopted by the District, or any order issued, shall be a violation of this division.

A water shortage, as defined in this division, or water shortage emergency order shall supersede mandatory year-round water irrigation measures until the more restrictive measure is rescinded by the District.

Sec. 21-51. - Enforcement

The city recognizes all variances issued by the District under rule 40E-21.275, F.A.C., in order to prevent undue hardship and ensure equitable distribution of water resources.

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Sec. 21-51. - Enforcement

Every law enforcement official having jurisdiction in the area governed by this division shall, in connection with all other duties imposed by law, diligently enforce the provisions of this division by issuance of a citation, summons, or notice to appear in county court, or by filing an action in civil court for injunctive relief. In addition, the city manager may also delegate enforcement responsibility for this division to other departments of the city government, in accordance with state and local law.

Sec. 21-52. - Penalties

- (a) Violation of any provision of this division shall be subject to the following penalties:
- (1) First violation: Fifty dollars (\$50.00).
 - (2) Second and subsequent violations: a fine not to exceed five hundred dollars (\$500.00).
- (b) Each day a violation of this division occurs shall be a separate offense. Law enforcement officials, and others as delegated, may provide violators with no more than 1 written warning. In addition to civil penalties the city may take any other appropriate legal action, including, but not limited to, injunctive action to enforce the provisions of this division.
- (c) Notice of alleged violations shall be provided to the alleged violator by a city law enforcement official, or by certified mail, return receipt requested, to the owner of the property in question at the address listed with the tax collector's office for tax notices, or property appraiser's records, and at any other address provided to the

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city. If notice is provided by certified mail and returned unclaimed or refused, notice may be provided by posting same in a conspicuous location at the subject property.

Section 3: Repeal. That all sections or parts of sections of the City Code, all Ordinances and part of Ordinances, all Resolutions or parts of Resolutions determined by a court of law to be inconsistent or in conflict with this Ordinance are hereby repealed.

Section 4: Severability. That should any phrase, clause, sentence, paragraph or section of this Ordinance be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining portions or applications which shall remain in full force and effect.

Section 5: Interpretation. That in interpreting this Ordinance, underlined words indicate additions to existing text, and ~~stricken through~~ words include deletions from existing text. Changes between first and second readings are denoted by underlined words. Asterisks (* * *) indicate a deletion from the Ordinance of text, which exists in the Code of Ordinances. It is intended that the text in the Code of Ordinances denoted by the asterisks and not set forth in this Ordinance shall remain unchanged from the language existing prior to adoption of this Ordinance.

Section 6: Administrative Correction of Scrivener's Error. The City Attorney is hereby authorized to correct scrivener's errors found in this Ordinance by filing a corrected copy with the City Clerk.

Section 7: Codification. That it is the intention of the City Commission of the City of Miramar that that the provisions of this Ordinance shall become and be made a

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part of the Code of Ordinances of the City of Miramar, Florida. The sections of this Ordinance may be renumbered or re-lettered and the word "Ordinance" may be changed to "Chapter," "Article," "Division," or "Section," or such other appropriate word or phrase, the use of which shall accomplish the intentions herein expressed.

Section 8: Effective Date. That this Ordinance shall become effective upon adoption.

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PASSED FIRST READING: _____

PASSED AND ADOPTED ON SECOND READING: _____

Mayor, Wayne M. Messam

Vice Mayor, Yvette Colbourne

ATTEST:

City Clerk, Denise A. Gibbs

I HEREBY CERTIFY that I have approved
this ORDINANCE as to form:

City Attorney,
Austin Pamies Norris Weeks Powell, PLLC

<u>Requested by Administration</u>	<u>Voted</u>
Commissioner Winston F. Barnes	_____
Commissioner Maxwell B. Chambers	_____
Vice Mayor Yvette Colbourne	_____
Commissioner Alexandra P. Davis	_____
Mayor Wayne M. Messam	_____