

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. R- 2009 - \_\_\_\_\_

A RESOLUTION OF THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA, OPPOSING SENATE BILL 1654; HOUSE BILL 923 OR SIMILAR LEGISLATION THAT WOULD PREEMPT LOCAL REGULATION OF CRANES; URGING THE FLORIDA LEGISLATURE NOT TO PASS SUCH LEGISLATION

**WHEREAS**, a fatal crane accident in Miami-Dade County in 2006 prompted the creation of a Crane and Heavy Duty Equipment Workgroup to consider legislation to regulate construction cranes; and

**WHEREAS**, on March 27, 2008, the Miami-Dade Board of County Commissioners passed Ordinance No. 08-34 regulating crane safety; and

**WHEREAS**, shortly after passage of the crane safety ordinance two people were killed and five were injured when a crane being used in the construction of a high-rise condominium building in Miami fell through the roof of a nearby house; and

**WHEREAS**, bills were considered during the Florida Legislature's 2008 regular session, SB 1316 by Senator Don Gaetz and HB 609 by Representative Greg Evers, that would have preempted local regulation of construction cranes, and language preempting local regulation of cranes also was amended onto HB 697; and

**WHEREAS**, HB 609 passed the Florida House by a vote of 103-11, but the Senate refused to take up the bill and in the end, no legislation passed during the 2008 session preempting local regulation of cranes; and

**WHEREAS**, bills have been filed for consideration during the 2009 legislative session, SB 1654 by Senator Thad Altman and HB 923 by Representative Greg Evers, that would preempt local regulation of cranes.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:**

**Section 1.** The recitals and findings contained in the preamble of this Resolution are hereby adopted by reference thereto and incorporated herein as if fully set forth in this section.

**Section 2.** The City Commission opposes Senate Bill 1654 and House Bill 923 and urges the Florida Legislature not to pass legislation that would preempt local regulation of cranes.

**Section 3.** The City Commission directs the City Clerk to transmit certified copies of the resolution to the Governor, Senate President, House Speaker, the Chair and Members of the Miami-Dade State Legislative Delegation, Senator Thad Altman and Representative Greg Evers.

**Section 4.** The City Commission directs the City's state lobbyists to advocate against any legislation that would preempt local regulation of construction cranes, and authorizes and directs that the 2009 state legislative package be amended to include this item.

**Section 5.** This resolution shall become effective upon the date of its adoption herein.

PASSED AND ADOPTED THIS \_\_\_\_\_ DAY OF MARCH, A.D., 2009

DONALD D. SLESNICK II  
MAYOR

ATTEST:

WALTER J. FOEMAN  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

ELIZABETH M. HERNANDEZ  
CITY ATTORNEY