

CITY OF CORAL GABLES, FLORIDA

ORDINANCE NO. 2026-__

AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES, FLORIDA, AMENDING CHAPTER 54 – SOLID WASTE ARTICLE III – COLLECTION AND DISPOSAL TO AMEND SECTION 54-121 ROLL OFF WASTE CONTRACTORS FRANCHISE AGREEMENTS OF THE CITY CODE; UPDATING CERTAIN REQUIREMENTS AND ESTABLISHING REQUIREMENTS FOR THE SECURING, REMOVAL, AND EMERGENCY MANAGEMENT OF ROLL-OFF CONTAINERS DURING TROPICAL STORM AND HURRICANE EVENTS; PROVIDING FOR PENALTIES, COST RECOVERY, AND NONRENEWAL OF FRANCHISE AGREEMENTS FOR NONCOMPLIANCE; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, Section 54-121 of the City Code establishes a competitively neutral policy for usage of public rights-of-way for the provision of roll-off waste service; and

WHEREAS, the City Commission finds that roll-off containers that are not properly secured, emptied, or removed in advance of a tropical storm or hurricane event may become displaced, creating hazards to public health, safety, and welfare, and may cause damage to property; and

WHEREAS, the City Commission finds that establishing requirements for franchisees to secure, remove, or otherwise safeguard roll-off containers during tropical storm or hurricane events is necessary to protect the public and property; and

WHEREAS, this Ordinance codifies and establishes emergency preparedness requirements of franchisees for roll-off containers, provides cost recovery and enforcement measures, and authorizes the City to decline renewal of a franchise agreement until the franchisee has cured all violation(s) and achieved full compliance with the City Code, and updates certain requirements.

NOW THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA:

SECTION 1. That the foregoing “**WHEREAS**” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. That the City Commission does hereby amend Chapter 54 – Solid Waste, Article III – Collection and Disposal, Section 54-121 Roll Off Waste Contractors Franchise Agreements as indicated in the attached Exhibit A¹.

SECTION 3. All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4. If any section, part of section, paragraph, clause, phrase, or word of this Ordinance is declared invalid, the remaining provisions of this Ordinance shall not be affected.

SECTION 5. It is the intention of the Commission of the City of Coral Gables, Florida, that the provisions of this Ordinance shall become and be made part of the City Code and that the sections of this “ordinance” may be changed to “section”, “article”, or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 6. If the City Code Table of Contents or other reference portion is affected by these provisions, then changes are approved as a part of this Ordinance.

SECTION 7. This Ordinance shall become effective immediately upon passage.

PASSED AND ADOPTED THIS _____ DAY OF _____, A.D. 2026.

APPROVED:

VINCE LAGO

MAYOR

¹ Deletions are indicated by ~~striethrough~~. Insertions are indicated by underline.

ATTEST:

BILLY Y. URQUIA

CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

CRISTINA M. SUÁREZ

CITY ATTORNEY