

CITY OF CORAL GABLES, FLORIDA

ORDINANCE NO. 2023-09

AN ORDINANCE OF THE CITY COMMISSION AMENDING CHAPTER 62 - STREETS, SIDEWALKS AND OTHER PUBLIC PLACES TO REDUCE ABANDONED CONSTRUCTION SIGNAGE AND BARRICADES IN CONNECTION WITH APPROVED WORK ON THE RIGHT OF WAY AND AMENDING SECTION 1-7 ENTITLED "PENALTIES" TO INCLUDE ADDITIONAL PENALTIES FOR VIOLATIONS; PROVIDING FOR SEVERABILITY, REPEALER, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, in the City of Coral Gables it is unlawful for any person to do work on any of the streets, parks, parkways, sidewalks, alleys, or easements in the City without first securing a Public Works permit to do such work; and

WHEREAS, the Public Works permit shall provide and specify the purpose for which the performance of work in the streets, parks, parkways, sidewalks, alleys, or easements are made and the period of time allowed for the completion of the work; and

WHEREAS, in connection with said work there is required maintenance of traffic plan which includes signage and barricades to secure the working area and provide for public safety; and

WHEREAS, in the City of Coral Gables there has been a prevalence of abandoned construction signage and barricades throughout the City after the completion of said work in the public right-of-way and a relaxed sense of urgency on contractors to remove unnecessary obstructions on the right-of-way; and

WHEREAS, the City Commissions desires to address the issue by the adoption of this ordinance which will allow our Code Enforcement and Public Works teams to remove, discard, and cite as necessary any unapproved obstructions in the right-of-way; and

WHEREAS, the City Commission finds that this Ordinance is necessary for the preservation of our environment and the public health, safety, and welfare of City residents and visitors;

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

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 Chapter 62 “Streets, Sidewalks And Other Public Places,” Article I. “In General”, and Section 1-7 “Penalties” of the Code of the City of Coral Gables, Florida are amended as follows¹:

CHAPTER 62

ARTICLE I. – IN GENERAL

DIVISION 1. GENERALLY

Sec. 62-4. – Abandoned construction signage and barricades -

- (a) Any abandoned construction signage and barricades, including but not limited to traffic cones and modular signs, which are approved pursuant to this chapter, shall be removed immediately at the completion of any permitted work.
- (b) Any abandoned construction signage and barricades left on the right-of-way will be deemed abandoned 24 hours after the final inspection for the permitted work.
- (c) Additionally, any abandoned construction signage and barricades, on the right-of-way is subject to removal and destruction.
- (d) Violations of this section shall be punished as provided in section 1-7.

CHAPTER 1

Sec. 1-7. - Penalties.

Chapter 62. Streets, Sidewalks and Other Public Places

<i>City Code §</i>	<i>Description of Violation</i>	<i>Penalty</i>

¹ Deletions indicated in ~~strike through~~ and additions indicated in underline

<u>CC 62-4</u>	<u>Failure to remove abandoned construction signage or barricades</u>	<u>Civil penalty of \$500.00 per day per item.</u>
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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.

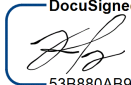
SECTION 5. It is the intention of the Commission of the City of Coral Gables, Florida, that the provisions of this Ordinance shall become and be made part of the City of Coral Gables Code of Ordinances and that the sections of this “Ordinance” may be changed to “section”, “article”, or such other appropriate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

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

PASSED AND ADOPTED THIS TWENTY-EIGHTH DAY OF FEBRUARY, A.D., 2023.

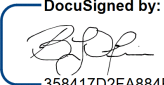
(Moved: Mena / Seconded: Anderson)
(Yeas: Mena, Menendez, Anderson, Cason, Lago)
(Unanimous: 5-0 Vote)
(Agenda Item: F-2)

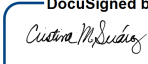
APPROVED:

DocuSigned by:

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VINCE LAGO
MAYOR

ATTEST:

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

DocuSigned by:

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BILLY Y. URQUIA
CITY CLERK

DocuSigned by:

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CRISTINA M. SUÁREZ
CITY ATTORNEY