

CITY OF CORAL GABLES, FLORIDA

ORDINANCE NO. 2019-36

AN ORDINANCE OF THE CITY COMMISSION AMENDING CHAPTER 74 - TRAFFIC AND VEHICLES, ARTICLE IV- BICYCLES, SKATEBOARDS, SCOOTERS, SHARED MOBILITY DEVICES, AND OTHER SIMILAR DEVICES OF THE CITY OF CORAL GABLES CODE TO AMEND CERTAIN DEFINITIONS AND REQUIREMENTS FOR OPERATION OF SHARED MOBILITY DEVICE PROGRAMS; PROVIDING FOR A REPEALER PROVISION, SEVERABILITY CLAUSE, CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature took up the issue of shared mobility devices, also known as micromobility devices, this past legislative session and ultimately adopted House Bill 453, which was signed into law by Governor DeSantis as Chapter 2019-109, Laws of Florida on June 18, 2019; and

WHEREAS, in March of 2019, this Commission adopted a comprehensive ordinance addressing the requirements of shared mobility device programs that may operate within the City; and

WHEREAS, following the passage of Chapter 2019-109 as well as staff's recommendations based on the continued operation of shared mobility device pilot programs within the City, the City of Coral Gables City Commission has adopted the following minor amendments to the comprehensive ordinance passed earlier this year; and

WHEREAS, the minor amendments to Chapter 74 conform with applicable state law provisions and address staff's concerns regarding current and future shared mobility device programs in the City;

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. Chapter 74 "Traffic and Vehicles" Article IV. "Bicycles, Skateboards, Scooters, Shared Mobility Devices, and Other Similar Devices" of the Official Code of the City of Coral Gables is hereby amended in Attachment A, with deletions are indicated by ~~striketrough~~ and insertions indicated by underline.

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 All ordinances or parts of ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.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

SECTION 7. This Ordinance shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS EIGHTH DAY OF OCTOBER, A.D., 2019.

(Moved: Lago / Seconded: Keon)

(Yeas: Keon, Lago, Mena, Fors, Jr., Valdes-Fauli)

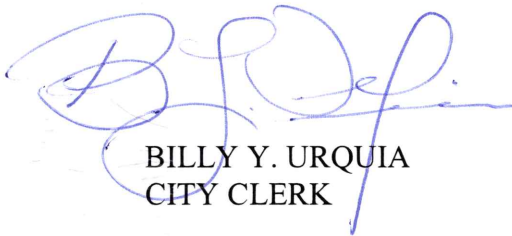
(Unanimous: 5-0)

(Agenda Item: F-4)

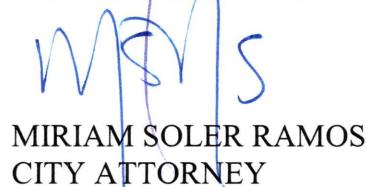
APPROVED:

RAUL VALDES-FAULI
MAYOR

ATTEST:


BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:


MIRIAM SOLER RAMOS
CITY ATTORNEY