

**ORDINANCE NO. 2016-\_\_**

**AN ORDINANCE OF THE CITY COMMISSION OF CORAL GABLES CREATING, IN ACCORDANCE WITH THE CITY CODE, ARTICLE III, DIVISION 1, SECTION 2-64, A WATERWAY ADVISORY BOARD AND SETTING FORTH GUIDELINES BY WHICH SUCH ADVISORY BOARD SHALL BE GOVERNED AND PROVIDING FOR A REPEALER PROVISION, SEVERABILITY CLAUSE, CODIFICATION AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Coral Gables has over forty miles of public, navigable waterways and coastal areas, which present a host of unique issues not found in other parts of the City; and

**WHEREAS**, presently the City has Boards or Committees in place which assist City staff in the oversight and maintenance of City infrastructure; and

**WHEREAS**, the City Commission has recognized a gap in City infrastructure with respect to the City's waterways and wishes to enact a Committee tasked with addressing the unique concerns of the City waterways and coastal areas, the residents who live along the waterways and coastal areas, and those who regularly use the waterways and coastal areas; and

**WHEREAS**, the City Commission, given the City's unique positioning in the State, believes it can have a positive impact on sustainability practices within the waterways and coastal areas through the enactment of this Committee.

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

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

**SECTION 2.** Creation and Purpose. That the Waterway Advisory Board is hereby created for the purpose of identifying and recommending improvement opportunities to City staff with respect to the Coral Gables' public, navigable waterways and coastal areas. The Board shall make nonbinding policy recommendations specifically related to the health, safety, maintenance and sustainability of the Coral Gables' waterways. Moreover, the Board shall seek to ensure that the waterways and coastal areas remain accessible for recreational use and enjoyment of all.

**SECTION 3.** Membership. The Board shall consist of nine (9) Members, five (5) of which shall be appointed by the members of the Commission each appointing one (1) member, two (2) members shall be appointed by the Commission-as-a-whole, one (1) member shall be

appointed by the Board-as-a-whole, and the remaining one (1) member shall be appointed by the City Manager. All appointed members shall be confirmed by the City Commission. In appointing members, the City Commission and City Manager shall ensure that each waterway or coastal area throughout the City is represented by a Board member.

**SECTION 4. Qualifications.** That eight of the the Members of the Board shall be City residents residing along a City waterway for a period greater than six (6) months prior to their appointment. Of the eight Members of the Board, one Member shall reside along each of the following waterways: (1) Mahi; (2) Coral Gables; (3) Entrada Channel; (4) Gables Estates; (5) Matheson Hammocks; (6) Snapper Creek; (7) Gables by the Sea; and (8) Deering Bay. The remaining Board Member shall be a City resident.

**SECTION 5. Appointment and Renewal.** That the Waterway Advisory Board members' terms of office shall commence March 1, 2016 and run for an initial term until May, 2017, or until a successor has been selected and qualified, and thereafter terms shall commence June 1<sup>st</sup> of odd numbered years and expire two (2) years thereafter on May 31<sup>st</sup>, or until a successor has been selected and qualified. All appointments for replacement of any member shall be for the member's unexpired term.

**SECTION 6. Chairperson.** The Board shall select among its members a Chairperson and Vice Chairperson who shall serve for one (1) year terms. The Chair and Vice Chair may be named to successive terms.

**SECTION 7. Administrative Support Staff.** The Public Works Director shall appoint a staff member from his or her Department to serve as a liaison with, and Secretary for, the Board. Said support shall include, but will not be limited to, preparation of summary minutes, preparation of meeting agendas.

**SECTION 8. Written Reports.** That the Waterway Advisory Board shall submit an annual report to the City Commission in accordance with City Code, Article III, Division 1, Section 2-66.

**SECTION 9. Repealer.** All ordinances or parts of ordinances in conflict herewith, are hereby repealed.

**SECTION 10. Severability.** The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this Ordinance, but they shall remain in effect it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

**SECTION 11. Codification.** 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 a part of the City of Coral Gables Code of Ordinances; and that the sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be

changed to “section”, “article”, or such appropriate work or phrase in order to accomplish such intentions.

**SECTION 12.** Effective Date. This Ordinance shall become effective upon adoption.

PASSED AND ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., 2016.

APPROVED:

JIM CASON  
MAYOR

ATTEST:

WALTER J. FOEMAN  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

CRAIG E. LEEN  
CITY ATTORNEY