

CITY OF CORAL GABLES, FLORIDA

ORDINANCE NO. 2008-28

AN ORDINANCE AMENDING CHAPTER 74 OF THE CITY CODE ENTITLED "TRAFFIC AND VEHICLES", BY AMENDING SECTION 74-356 ENTITLED "SIX-MONTH NOTICE; INTRODUCTORY PERIOD", TO CHANGE THE COURTESY NOTICE PROVISION FROM SIX-MONTHS TO NINETY-DAYS; PROVIDING FOR A REPEALER PROVISION; A SAVINGS CLAUSE; A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 74-356 of the "Code of the City of Coral Gables" authorizes a six-month introductory period to receive a courtesy notice of red light signal violations cited with the use of the unmanned cameras/monitoring system; and

WHEREAS, the City wishes to amend the grace period from six months to ninety- days, in keeping with industry standards;

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

SECTION 1. 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 Section 74-356 of the "Code of the City of Coral Gables" entitled "Six-Month Notice; Introductory Period", shall be and is hereby amended to read as follows:

Sec. 74-356. Ninety-Day Notice; Introductory Period.

For the first ninety days of this article, unless the driver of a vehicle received a citation from a police officer in accordance with normal traffic enforcement techniques, the vehicle owner shall receive a courtesy notice of the violation; further stating that Commencing ninety-days after the effective date of the article, the vehicle owner is subject to the enforcement provision as provided herein.

SECTION 3. That 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 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. That this Ordinance shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS EIGHTEENTH DAY OF NOVEMBER, A. D., 2008.

(Moved: Anderson / Seconded: Kerdyk)
(Yea: Kerdyk, Withers, Anderson, Cabrera, Slesnick)
(Unanimous: 5-0 Vote)
(Agenda Item: E-3)

ATTEST:

WALTER J. POEMAN
CITY CLERK

APPROVED:

DONALD D. SLESNICK II
MAYOR

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:


ELIZABETH M. HERNANDEZ
CITY ATTORNEY