

ORDINANCE NO. 1454

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ESTABLISHING THE “GRIFFING BISCAYNE PARK ESTATES 1 CONTROLLED RESIDENTIAL PARKING AREA” ON NE 127TH STREET BETWEEN NE 5TH AVENUE AND NE 6TH AVENUE AND ON NE 4TH AVENUE BETWEEN NE 125TH STREET AND NE 129TH STREET PURSUANT TO CHAPTER XI OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES ENTITLED “LICENSES AND BUSINESS REGULATIONS” AT ARTICLE 12, “CONTROLLED PARKING RESIDENTIAL AREAS” TO LIMIT PARKING TO THOSE WHO LIVE IN THE ZONED AREAS; PROVIDING FOR INCLUSION IN THE CODE OF THE CITY OF NORTH MIAMI AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Mayor and City Council of the City of North Miami seeks to protect the public safety and preserve the quality of life within the City; and

WHEREAS, on March 26, 2019, the Mayor and City Council passed Ordinance Number 1437 which gave residents or the City Manager the ability to establish Controlled Residential Parking Areas where necessary; and

WHEREAS, the success of certain businesses located on 6th Avenue between 125th Street and 129th Street generates a number of patrons far exceeding the capacity of those businesses’ parking lots; and

WHEREAS, during business hours, the patrons of those certain businesses have taken to parking on the swales and private properties of residential properties in the area; and

WHEREAS, the Department of Code of Enforcement and the North Miami Police Department have reported that the parking of vehicles in the area by non-residents of those neighborhoods have caused negative effects on the neighborhood;

WHEREAS, it is has now become necessary to restrict parking in the Griffing Biscayne Park Estates 1 Controlled Residential Parking Area in order to reduce hazardous traffic conditions resulting from the parking of vehicles in residential areas by persons not living in those areas; to protect the individuals living in residential areas from unreasonable traffic obstacles while attempting to access their residences; to preserve the residential character of residential areas; to

promote efficiency in maintaining residential streets in a clean and safe condition; to preserve residential property values; and to preserve the safety of children, pedestrians and occupants of vehicles, and the peace, good order, comfort, convenience and welfare of the residents of the City generally; and

WHEREAS, the City deems it in its best interest to further amend Chapter 11 to of the Code of the City of North Miami to create the Griffing Biscayne Park Estates Controlled Residential Parking Area in order to eliminate these hazards.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, THAT:

Section 1. **Recitals Adopted.** That the recitals set forth above are true and correct and incorporated herein by reference.

Section 2. **Section 11-263 created.**

Section 11-263. Creation of the Griffing Biscayne Park Estates Controlled Residential Parking Area.

- (a) As shown in Exhibit "A" to this ordinance, 127th Street between NE 5th Avenue and NE 6th Avenue and NE 5th Avenue between 125th Street and 129th Street is designated the Griffin Biscayne Park Estates Controlled Residential Parking Area.
- (b) There shall be parking by residential or visitor parking permit only in this area between 8am and 8pm.
- (c) The parking of commercial vehicles as defined under Section 33-124 of the Miami-Dade County Code of Ordinances, without the permission of a resident or owner living in the area, is prohibited between 8am and 8pm.
- (d) The City Manager is authorized to do all things necessary to establish the Griffing Biscayne Park Estates Controlled Residential Parking Area including but not limited to issuance of permits, striping and placement of signs.

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Section 2. **Repeal.** All ordinances or parts of ordinances in conflict herewith are repealed.

Section 3. **Conflicts.** In the event that the provisions of this Ordinance are in conflict with any other ordinance, rule or regulation, the provisions of this Ordinance shall prevail.

Section 4. 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 by a court of competent jurisdiction, 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 5. Codification. It is the intention of the City Council of the City of North Miami and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Miami, Florida. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and the word "ordinance" may be changed to "section," "article" or any other appropriate word.

Section 6. Effective Date. This Ordinance shall become effective immediately upon adoption on second reading.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, on first reading this 10th day of March, 2020.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, on second reading this 9th day of June, 2020.


PHILIPPE BIEN-AIME
MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: COUNCILWOMAN ESTIME-IRVIN

Moved by: Estimé-Irvin

Sponsored by: Galvin

Vote:

Mayor Philippe Bien-Aime

X (Yes) _____ (No)

Vice Mayor Alix Desulme, Ed.D.

X (Yes) _____ (No)

Councilman Scott Galvin

X (Yes) _____ (No)

Councilwoman Carol Keys, Esq.

X (Yes) _____ (No)

Councilwoman Mary Estimé-Irvin

X (Yes) _____ (No)

Additions shown by underlining. Deletions shown by ~~overstriking~~.