

ORDINANCE NO. 2004-12-28

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AUTHORIZING THE IMPOSITION OF LIEN SEARCH FEES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN CODE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Miami Gardens receives requests from private companies to provide information regarding code enforcement liens, and

WHEREAS, there are costs to the taxpayer when these private companies request City staff to verify these liens, and

WHEREAS, it is the City's objective to reimburse the General Fund for lien research expenses, and

WHEREAS, the Office of the City Manager has recommended a fee and has provided it for consideration by the City Council.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIAMI GARDENS, FLORIDA, AS FOLLOWS:

SECTION 1. **ADOPTION OF REPRESENTATIONS:** The foregoing Whereas Clauses are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Ordinance.

SECTION 2. **IMPOSITION OF LIEN SEARCH FEE:** The following lien research fees apply for requests made to the City:

- | | | |
|----|-----------------------------------------------------|---------|
| A. | For responses within twenty-four 24 Hours or less | \$50.00 |
| B. | For response within seven (7) calendar days or less | \$25.00 |

The requesting party shall also be responsible for all expenses incurred for complying with such request including all postage and express mail fees.

SECTION 3. **SEVERABILITY:** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent

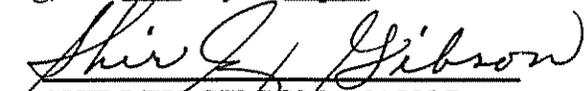
jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. INCLUSION IN CODE: It is the intention of the City Council of the City of Miami Gardens that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Miami Gardens and that the sections of this Ordinance may be renumbered or relettered and the word "Ordinance" may be changed to "Chapter," "Section," "Article" or such other appropriate word.

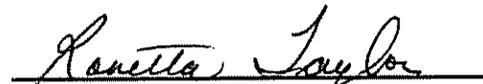
SECTION 6. EFFECTIVE DATE: This ordinance shall take effect ten (10) days after adoption on second reading.

PASSED on first reading this 14th day of April, 2004.

PASSED AND ADOPTED on second reading, this 28th day of April, 2004.


SHIRLEY GIBSON, MAYOR

ATTEST:


RONETTA TAYLOR, CMC, CITY CLERK

Reviewed by SONJA K. KNIGHTON, ESQ.
City Attorney

SPONSORED BY: Danny O. Crew, City Manager

MOVED BY: Councilwoman Watson

SECONDED BY: Councilwoman King

VOTE: 6-0

Mayor Gibson	<input type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	Out of town
Vice Mayor Campbell	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Councilman Melvin L. Bratton	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Councilman Oscar Braynon, II	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Councilwoman Audrey J. King	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Councilwoman Sharon Pritchett	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	
Councilwoman Barbara Watson	<input checked="" type="checkbox"/> (Yes)	<input type="checkbox"/> (No)	