

2009 ORDINANCES

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| 2009-01 | 01-13-09 | AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING THE CITY OF AVENTURA COMPREHENSIVE PLAN BY AMENDING POLICY 4.19 OF OBJECTIVE 4 OF THE CAPITAL IMPROVEMENTS ELEMENT TO ADOPT BY REFERENCE THE CITY OF AVENTURA 2008/09-2012/13 CAPITAL IMPROVEMENT PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE. |
| 2009-02 | 01-13-09 | AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING SECTION 31-239 OF THE CITY'S LAND DEVELOPMENT REGULATIONS ENTITLED "COMPLIANCE WITH COMPREHENSIVE PLAN" TO ADD LEVEL OF SERVICE STANDARDS FOR EDUCATION AS SECTION 31-239 (f)(8); PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE. |
| 2009-03 | 01-13-09 | AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AMENDING ORDINANCE NO. 2007-13 WHICH ORDINANCE ADOPTED A BUDGET FOR THE 2007/2008 FISCAL YEAR BY REVISING THE 2007/2008 FISCAL YEAR OPERATING AND CAPITAL BUDGET AS OUTLINED IN EXHIBIT "A" ATTACHED HERETO; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE. |
| 2009-04 | 02-03-09 | AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING SECTION 6 "EFFECTIVE DATE" FROM JANUARY 1, 2009 TO APRIL 1, 2009 OF ORDINANCE NO. 2008-08 ADOPTED ON APRIL 8, 2008, WHICH ORDINANCE ESTABLISHED A TRANSPORTATION MITIGATION IMPACT FEE AND SCHEDULE FOR MITIGATION OF TRANSPORTATION IMPACTS BY NEW DEVELOPMENT IN THE CITY OF AVENTURA; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. |

- 2009-05 03-03-09 AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING ARTICLE III "DANGEROUS INTERSECTION SAFETY" OF CHAPTER 48 "VEHICLES, USE OF RIGHT OF WAY, PARKING, OTHER REGULATIONS" BY AMENDING SECTION 48-27 "DEFINITIONS" AND SECTION 48-28 "ADHERENCE TO RED LIGHT TRAFFIC CONTROL SIGNALS" AND SECTION 48-32 " NOTICE OF VIOLATION" OF THE CITY CODE OF THE CITY OF AVENTURA, IN ORDER TO INCREASE THE SCOPE OF THE TRAFFIC CONTROL SIGNAL VIOLATIONS THAT MAY BE CAPTURED BY A TRAFFIC CONTROL SIGNAL MONITORING DEVICE AND TO CLARIFY ENFORCEMENT PROCEDURES ; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.**
- 2009-06 04-14-09 AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING ARTICLE II, "USE OF RIGHT-OF-WAY, PARKING, OTHER REGULATIONS" OF CHAPTER 48 "VEHICLES, USE OF RIGHT-OF-WAY, PARKING AND OTHER REGULATIONS" OF THE CITY CODE OF THE CITY OF AVENTURA BY AMENDING SECTION 48-20, "PROHIBITION OF RIGHT-OF-WAY VENDORS AND SOLICITORS ON CERTAIN ROADS", EXPANDING THE PROHIBITION TO INCLUDE CERTAIN ADDITIONAL ROADS IN ORDER TO FURTHER PROTECT THE SAFETY OF MOTORISTS, PEDESTRIANS, AND ROADSIDE VENDORS AND SOLICITORS; PROVIDING FOR INCLUSION IN THE CODE, PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE.**
- 2009-07 04-14-09 AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AMENDING ORDINANCE NO. 2008-10, WHICH ORDINANCE ADOPTED A CHARTER SCHOOL OPERATING AND CAPITAL BUDGET FOR THE AVENTURA CITY OF EXCELLENCE SCHOOL FOR FISCAL YEAR 2008/09 (JULY 1 – JUNE 30) BY REVISING THE 2008/2009 FISCAL YEAR BUDGET DOCUMENT AS OUTLINED IN EXHIBIT "A" ATTACHED HERETO; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE.**

2009-08	05-05-09	AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING SECTION 6 "EFFECTIVE DATE" FROM APRIL 1, 2009 TO SEPTEMBER 30, 2009 OF ORDINANCE NO. 2008-08 ADOPTED ON APRIL 8, 2008, AS AMENDED BY ORDINANCE NO. 2009-04 ADOPTED ON FEBRUARY 3, 2009, WHICH ORDINANCE ESTABLISHED A TRANSPORTATION MITIGATION IMPACT FEE AND SCHEDULE FOR MITIGATION OF TRANSPORTATION IMPACTS BY NEW DEVELOPMENT IN THE CITY OF AVENTURA; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
2009-09	05-05-09	AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING ARTICLE II "CITY COMMISSION AND MAYOR" OF CHAPTER 26 "ELECTIONS" OF THE CITY CODE OF THE CITY OF AVENTURA BY AMENDING SECTION 26-31 "TIME AND MANNER OF QUALIFICATION OF CANDIDATES", BY AMENDING SECTION 26-32 "COMMENCEMENT OF TERM OF ELECTED OFFICIALS", BY AMENDING SECTION 26-34 "EARLY VOTING"; AND AMENDING ARTICLE I "IN GENERAL" OF CHAPTER 2 "ADMINISTRATION" BY AMENDING SECTION 2-2 "APPOINTMENT OF VICE MAYOR" IN ORDER TO ENSURE CONSISTENCY WITH RECENTLY AMENDED CITY CHARTER SECTION 2.03 "ELECTION AND TERM OF OFFICE" AND CITY CHARTER SECTION 5.03 "ELECTIONS" WHICH REVISED THE DATE OF GENERAL MAYORAL AND COMMISSION ELECTIONS; PROVIDING FOR INCLUSION IN THE CODE, PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE.
2009-10	05-05-09	AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF AVENTURA, FLORIDA, AMENDING ORDINANCE NO. 2008-15 WHICH ORDINANCE ADOPTED A BUDGET FOR THE 2008/2009 FISCAL YEAR BY REVISING THE 2008/2009 FISCAL YEAR OPERATING AND CAPITAL BUDGET AS OUTLINED IN EXHIBIT "A" ATTACHED HERETO; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE.

- 2009-11 05-05-09 AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, ADOPTING THE ATTACHED CHARTER SCHOOL OPERATING AND CAPITAL BUDGET FOR THE AVENTURA CITY OF EXCELLENCE SCHOOL FOR FISCAL YEAR 2009/10 (JULY 1 – JUNE 30), PURSUANT TO SECTION 4.05 OF THE CITY CHARTER; AUTHORIZING EXPENDITURE OF FUNDS ESTABLISHED BY THE BUDGET; PROVIDING FOR BUDGETARY CONTROL; PROVIDING FOR PERSONNEL AUTHORIZATION; PROVIDING FOR GIFTS AND GRANTS; PROVIDING FOR AMENDMENTS; PROVIDING FOR ENCUMBRANCES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.**
- 2009-12 06-02-09 AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING THE COMPREHENSIVE MASTER PLAN BY AMENDING THE FUTURE LAND USE MAP DESIGNATION FOR TWO PARCELS LOCATED ON WEST COUNTRY CLUB DRIVE, CONTAINING A TOTAL OF 2.69 ACRES MORE OR LESS AND MORE PARTICULARLY DESCRIBED IN EXHIBIT “A”, FROM BUSINESS AND OFFICE TO PARKS AND RECREATION; AMENDING THE COMPREHENSIVE MASTER PLAN BY AMENDING THE FUTURE LAND USE DESIGNATION FOR TWO PARCELS OF LAND LOCATED ON WEST COUNTRY CLUB DRIVE CONTAINING A TOTAL OF 2.69 ACRES MORE OR LESS AND MORE PARTICULARLY DESCRIBED IN EXHIBIT “B” FROM PARKS AND RECREATION TO BUSINESS AND OFFICE; PROVIDING FOR TRANSMITTAL TO THE AGENCIES AS REQUIRED UNDER CHAPTER 163, PART II, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.**
- 2009-13 06-02-09 AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF AVENTURA BY AMENDING THE ZONING DESIGNATION FOR TWO PARCELS OF LAND LOCATED ON WEST COUNTRY CLUB DRIVE CONTAINING A TOTAL OF 2.69 ACRES MORE OR LESS AND MORE PARTICULARLY DESCRIBED IN EXHIBIT “A”, FROM B2, COMMUNITY BUSINESS DISTRICT TO ROS, RECREATION OPEN SPACE AND BY AMENDING THE ZONING DESIGNATION**

FOR TWO PARCELS OF LAND LOCATED ON WEST COUNTRY CLUB DRIVE CONTAINING A TOTAL OF 2.69 ACRES MORE OR LESS AND MORE PARTICULARLY DESCRIBED IN EXHIBIT "B", FROM ROS, RECREATION OPEN SPACE TO B2, COMMUNITY BUSINESS DISTRICT; APPROVING THE THIRD AMENDMENT TO RESTRICTIONS RELATING TO THE GOLF COURSE AND COUNTRY CLUB PARCELS; ACCEPTING THE DECLARATION OF RESTRICTIONS CONTAINING THE APPLICANT'S PROFFER OF SITE IMPROVEMENTS AND OTHER RESTRICTIONS ON THE PARCEL DESCRIBED IN EXHIBIT "B"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

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| 2009-14 | 06-02-09 | AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, ADOPTING A TEN-YEAR WATER SUPPLY FACILITIES WORK PLAN AND AMENDING THE CITY OF AVENTURA COMPREHENSIVE PLAN BY AMENDING THE FUTURE LAND USE ELEMENT, THE INFRASTRUCTURE ELEMENT, THE CAPITAL IMPROVEMENTS ELEMENT, THE INTERGOVERNMENTAL CO-ORDINATION ELEMENT AND THE CONSERVATION & COASTAL MANAGEMENT ELEMENT OF THE CITY OF AVENTURA COMPREHENSIVE PLAN TO IMPLEMENT THE CITY OF AVENTURA TEN-YEAR WATER SUPPLY FACILITIES WORK PLAN REQUIRED PURSUANT TO CHAPTER 163, PART II, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE. |
| 2009-15 | 09-01-09 | AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING THE CITY OF AVENTURA COMPREHENSIVE PLAN BY AMENDING POLICY 4.19 OF OBJECTIVE 4 OF THE CAPITAL IMPROVEMENTS ELEMENT TO ADOPT BY REFERENCE THE CITY OF AVENTURA 2009/10-2013/14 CAPITAL IMPROVEMENT PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE. |
| 2009-16 | 09-22-09 | AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, ESTABLISHING AND ADOPTING THE CITY OF AVENTURA AD VALOREM TAX OPERATING MILLAGE LEVY RATE AT 1.7261 MILS PER THOUSAND DOLLARS |

OF TAXABLE ASSESSED PROPERTY VALUE, WHICH IS 13.85% BELOW THE ROLLED BACK RATE COMPUTED PURSUANT TO STATE LAW, FOR THE 2009 TAX YEAR; PROVIDING FOR CONFLICTS; PROVIDING FOR

SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

2009-17 09-22-09 AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, ADOPTING THE ATTACHED TENTATIVE OPERATING AND CAPITAL BUDGET, AS REVIEWED AND APPROVED BY CITY COMMISSION AT THE REVIEW MEETING HELD ON JULY 16, 2009, AS THE CITY OF AVENTURA FINAL BUDGET FOR THE 2009/2010 FISCAL YEAR, PURSUANT TO SECTION 4.05 OF THE CITY CHARTER; AUTHORIZING EXPENDITURE OF FUNDS ESTABLISHED BY THE BUDGET; PROVIDING FOR BUDGETARY CONTROL; PROVIDING FOR PERSONNEL AUTHORIZATION; PROVIDING FOR GIFTS AND GRANTS; PROVIDING FOR AMENDMENTS; PROVIDING FOR PROCEDURES REGARDING ENCUMBRANCES AND THE RE-APPROPRIATION OF UNEXPENDED CAPITAL APPROPRIATIONS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

2009-18 10-06-09 AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING THE CITY CODE OF THE CITY OF AVENTURA BY ADDING NEW ARTICLE VI. ENTITLED "GREEN BUILDING PROGRAM" TO CHAPTER 14 "BUILDINGS AND BUILDING REGULATIONS" OF THE CITY CODE; ESTABLISHING DEFINITIONS, STANDARDS, PROCEDURES, REQUIREMENTS AND INCENTIVES; PROVIDING FOR VOLUNTARY PARTICIPATION RELATING TO NEW CONSTRUCTION OR SUBSTANTIAL RENOVATIONS AS PROVIDED IN THE ARTICLE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING AN EFFECTIVE DATE.

2009-19 10-06-09 AN ORDINANCE OF THE CITY OF AVENTURA, FLORIDA, AMENDING CHAPTER 31 "LAND DEVELOPMENT REGULATIONS" OF THE CITY CODE TO IMPLEMENT GREEN BUILDING INCENTIVES PROPOSED BY ARTICLE VI. "GREEN BUILDING PROGRAM" OF CHAPTER 14, "BUILDINGS AND

**BUILDING REGULATIONS” OF THE CITY CODE;
PROVIDING FOR SEVERABILITY; PROVIDING FOR
INCLUSION IN THE CODE; PROVIDING FOR AN
EFFECTIVE DATE.**