

OFFICIAL FILE
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
DADE COUNTY, FLORIDA

MEMORANDUM

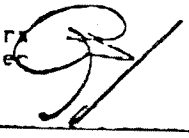
Agenda Item No. 2(d)

TO: Honorable Mayor and Members
Board of County Commissioners

DATE: (Public Hearing 6-2-87)
May 19, 1987

FROM: Sergio Pereira
County Manager

SUBJECT: Kendale Landscape
Maintenance Special
Taxing District



87 35

RECOMMENDATION:

It is recommended that the Board adopt the attached Ordinance which seeks to incorporate the annual property owners meeting provisions of the former "Kendale Lakes South Landscape Maintenance Improvement Special Taxing District" into the existing consolidated "Kendale Landscape Maintenance Special Taxing District," thereby giving District property owners the opportunity to add or delete certain maintenance functions as decided at their annual meeting.

BACKGROUND:

In March, 1982, the Board consolidated the "Kendale Lakes" and the "Kendale Lakes South" Landscape Maintenance Special Taxing Districts. At the consolidation, however, it was not specifically provided that a certain aspect of the "Kendale Lakes South" District be carried through into the new consolidated District. Namely, that certain aspect is the provision for annual meetings to be conducted by the Park and Recreation Department as an integral part of the annual budget process, and for the District to then decide, based upon appropriate information, whether specific maintenance functions should be added or deleted from the District.

The purpose of this Ordinance, therefore, is to clearly make part of the consolidated District the right of property owners, by majority vote of those attending its annual (budget) meeting, to so add or delete maintenance functions for the next fiscal year. However, in no event shall maintenance services be reduced below that level identified in original creation of the District. At the present time, the District is requesting that County crews maintain the exterior double frontage lot walls. Technically, this wall is on private property, but is most reasonably maintained from public property and should be coordinated as to color or treatment.

The Board's approval of this Ordinance is respectfully requested to more closely align actual maintenance - within this District to member desires.

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To: CHARLIE SMALL	From: CHARLES MAURA
Co.	Co.
Dept. P/W	Phone # PARKS
Fax #	Fax #

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ORDINANCE NO. 87 35

ORDINANCE AMENDING ORDINANCE 82-21 PERTAINING TO THE KENDALE LANDSCAPE MAINTENANCE SPECIAL TAXING DISTRICT; PROVIDING ANNUAL MEETINGS FOR AFFECTED PROPERTY OWNERS TO RECOMMEND TO COUNTY STAFF THE SCOPE OF SERVICES TO BE PROVIDED BY THE DISTRICT; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Ordinance No. 82-21 consolidated the "Kendale Lakes" and "Kendale Lakes South" landscape maintenance special taxing districts into a single special taxing district known as the "Kendale Landscape Maintenance Special Taxing District"; and

WHEREAS, Ordinance No. 78-93 created the "Kendale Lakes South" landscape maintenance special taxing district in accordance with the County Manager's report of November 21, 1978, which provided for annual meetings between the Dade County Park and Recreation Department and property owners within the district to determine whether particular maintenance functions should be added to or deleted from the district, as an integral part of the annual budget process for the district; and

WHEREAS, Ordinance No. 82-21, which consolidated the two former special taxing districts, was silent as to whether the "annual property owners meeting" provisions of ordinance No. 78-93 would be continued for the new consolidated district; and

WHEREAS, many property owners within the consolidated special taxing district are desirous of attending annual property owners meetings at which they may recommend additional maintenance functions to be performed by the district, but are uncertain of their right to do so as a result of Ordinance No. 82-21; and

WHEREAS, the Board of County Commissioners of Metropolitan Dade County desires to allow property owners the right to recommend the addition or deletion of maintenance functions to be performed by the consolidated district,

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NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS
OF DADE COUNTY, FLORIDA:

Section 1. That the foregoing recitations are hereby incorporated
herein as a portion of this ordinance.

Section 2. Ordinance 82-72 is hereby amended by adding
the following: annual meetings shall be conducted by the Dade
County Park and Recreation Department with district property owners
as an integral part of the annual budget process for the district
to determine through resident input whether particular maintenance
functions should be added to or deleted from the district, and to
inform the property owners of the cost and rate of assessment to
be levied for the district.

Section 3. This ordinance shall become effective ten (10)
days after the date of its enactment.

PASSED AND ADOPTED: JUN 02 1987

Approved by County Attorney as to
form and legal sufficiency:

RAG

Prepared by:

BCCR 15 480

STATE OF FLORIDA)

COUNTY OF DADE)

I, RICHARD P. BRINKER, Clerk of the Circuit Court in and for Dade County, Florida, and Ex-Officio Clerk of the Board of County Commissioners of said County, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of following denoted ORDINANCE of Dade County, Florida as appears of record.

ORDINANCE NO. 87-35, adopted by the said Board of County Commissioners at its meeting held on June 2, 1987

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this 5th day of JANUARY A.D. 19 89

RICHARD P. BRINKER, Ex-Officio Clerk
Board of County Commissioners
Dade County, Florida

By Kimi Boykin
Deputy Clerk

SEAL

