

To: Billy Urquia, City Clerk

From: Miriam Soler Ramos, City Attorney for the City of Coral Gables

RE: Legal Opinion Regarding Scrivener's Error in Ordinance 2019-10

Date: March 15, 2019

We have been alerted by Mr. Ortiz's message below that there is a scrivener's error in Ordinance 2019-10 (the "Ordinance") that must be corrected. Specifically, the Ordinance incorrectly refers to Section 54-156 of the City Code, instead of Section 54-146. Section 54-156 is a "reserved" section; Section 54-146 is the section regarding "Permitted areas of disposition of household refuse and clean yard waste" that was intended to be referenced. Thus, the reference to Section 54-156 is a scrivener's error and the Ordinance should be amended to refer to Section 54-146. The City Attorney has been granted express authority to take such action under Section 2-252(e)(9) of the City Code. Accordingly, pursuant to that section, please make the following administrative correction:

Strike "54-156" throughout the Ordinance and replace with "54-146"

Paulk, Enga

From: Ramos, Miriam

Sent: Friday, March 15, 2019 3:03 PM

To: Paulk, Enga **Cc:** Suarez, Cristina

Subject: FW: Ordinance 2019-10 references reserved code section in Municode

Enga, please publish.

Miriam Soler Ramos, Esq., B.C.S.

City Attorney

Board Certified by the Florida Bar in City, County, and Local Government Law City of Coral Gables 405 Biltmore Way, 2nd Floor Coral Gables, FL 33134 (305) 460-5218 (305) 460-5084 direct dial



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From: Suarez, Cristina

Sent: Friday, March 15, 2019 3:02 PM

To: Urquia, Billy <burquia@coralgables.com>

Cc: Ramos, Miriam <mramos@coralgables.com>; Davis, Yolande <ydavis@coralgables.com>; Ortiz, William

<wortiz@coralgables.com>

Subject: RE: Ordinance 2019-10 references reserved code section in Municode

Mr. City Clerk:

We have been alerted by Mr. Ortiz's message below that there is a scrivener's error in Ordinance 2019-10 (the "Ordinance") that must be corrected. Specifically, the Ordinance incorrectly refers to Section 54-156 of the City Code, instead of Section 54-146. Section 54-156 is a "reserved" section; Section 54-146 is the section regarding "Permitted areas of disposition of household refuse and clean yard waste" that was intended to be referenced. Thus, the reference to Section 54-156 is a scrivener's error and the Ordinance should be amended to refer to Section 54-146. The City

Attorney has been granted express authority to take such action under Section 2-252(e)(9) of the City Code. Accordingly, pursuant to that section, please make the following administrative correction:

Strike "54-156" throughout the Ordinance and replace with "54-146"

Please let me know if you need any additional information.

Thanks, Cristina

Cristina M. Suárez

Deputy City Attorney & City Prosecutor

City of Coral Gables 405 Biltmore Way, 3rd Floor Coral Gables, Florida 33134 Main Phone: (305) 460-5218 Direct Dial: (305) 476-7231

Email: csuarez@coralgables.com



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From: Ramos, Miriam

Sent: Wednesday, March 13, 2019 3:22 PM

To: Ortiz, William <wortiz@coralgables.com>; Suarez, Cristina <csuarez@coralgables.com>

Subject: FW: Ordinance 2019-10 references reserved code section in Municode

Will, I think you may be right. I am copying Cristina, who drafted the ordinance, so that she can confirm. If that is the case, we will have the Clerk's Office make the change.

Miriam Soler Ramos, Esq., B.C.S.

City Attorney
Board Certified by the Florida Bar in
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From: Ortiz, William

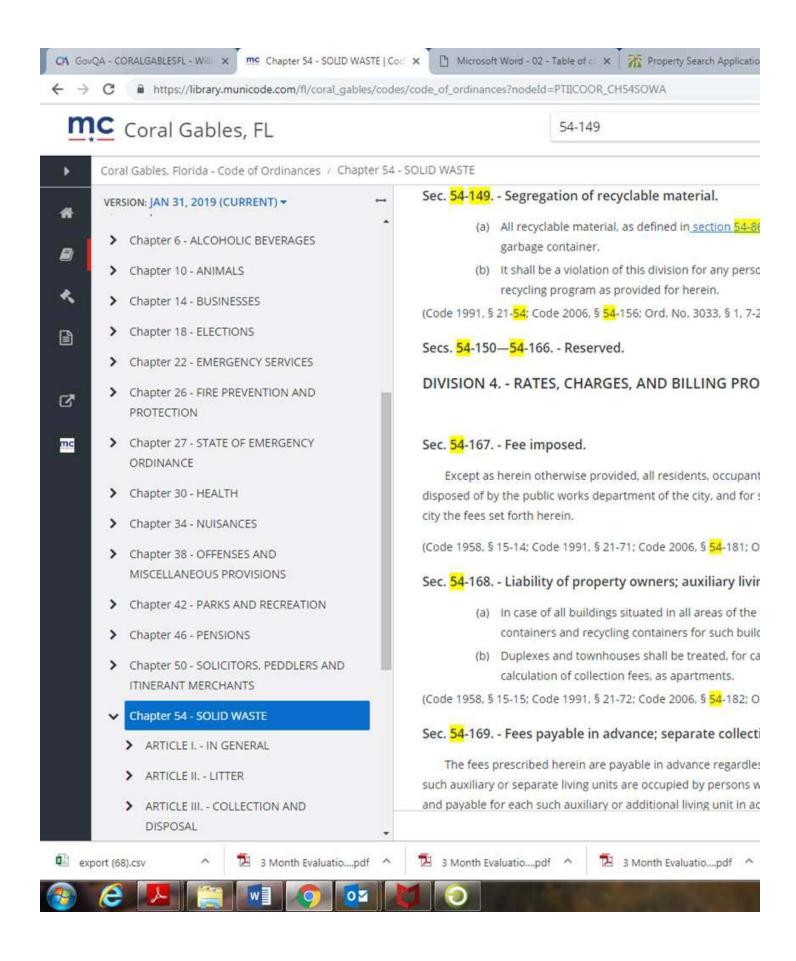
Sent: Wednesday, March 13, 2019 1:08 PM **To:** Ramos, Miriam < mramos@coralgables.com >

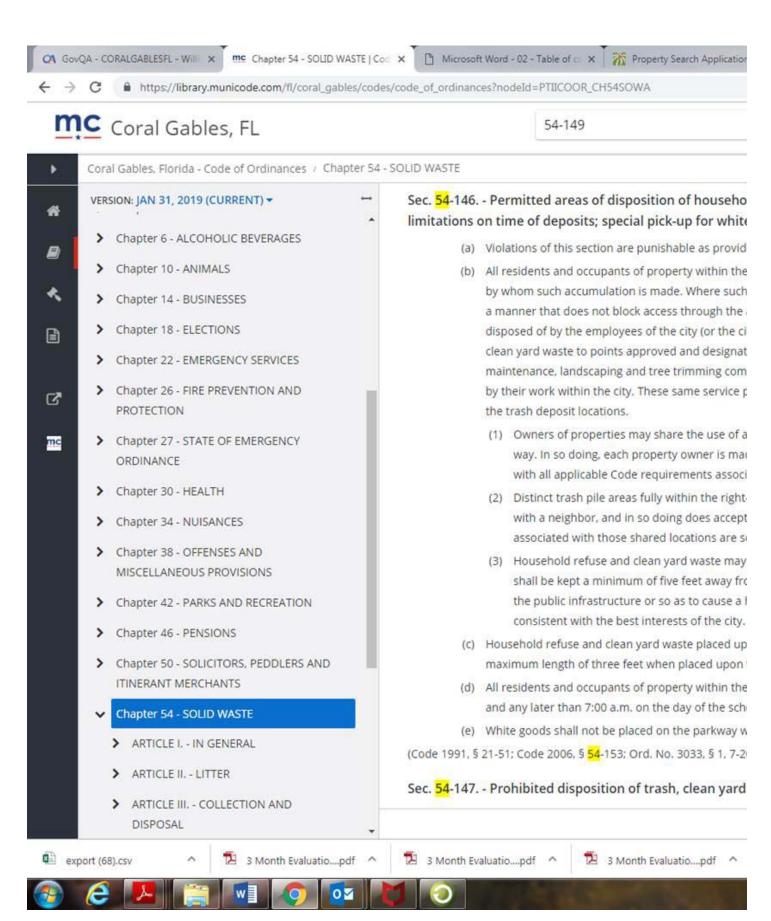
Subject: Ordinance 2019-10 references reserved code section in Municode

Hi Miriam:

I received the attached ordinance from the City Clerk's Office. Upon review, I noticed that the ordinance references code section 54-156. According to Municode, this section is reserved; please see first image below from the Municode webpage. I believe the correct section would be 54-146; please see second image below. Please advise.

Thank you.





Thank you.

William Ortiz
Code Enforcement Division
Development Services Department
City of Coral Gables
427 Biltmore Way Suite 100
Coral Gables, FL 33134

Ph: 305-460-5271 Fax: 305-460-5348



A Think Green! Please do not print this e-mail unless it is completely necessary.