



To: Stephanie Throckmorton, Assistant City Attorney

From: Craig E. Leen, City Attorney for the City of Coral Gables 

RE: Legal Opinion Giralda Street Traffic Suspension Resolution

Date: July 17, 2017

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Yes, it should be the date of substantial completion. I spoke with the ACM/Building Official, who agrees. The area could not presently be used by traffic so there is no need for the resolution to apply at this time. It is clear that the purpose of the resolution is for the area to be used as a pedestrian plaza without cars instead of having traffic. The initial two-year period would therefore begin when it could be used by traffic. The Commission could determine whether to continue using the area in this manner for additional time following the two years.

This opinion is issued pursuant to section 2-201(e)(1) and (8) of the City Code.

**From:** [Leen, Craig](#)  
**To:** [Paulk, Enga](#)  
**Subject:** Fwd: Giralda Street traffic suspension resolution  
**Date:** Thursday, July 20, 2017 3:01:23 PM  
**Attachments:** [image001.png](#)

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Please publish.

Sent from my iPhone

Begin forwarded message:

**From:** "Leen, Craig" <[cleen@coralgables.com](mailto:cleen@coralgables.com)>  
**Date:** July 20, 2017 at 3:00:05 PM EDT  
**To:** "Throckmorton, Stephanie" <[sthrockmorton@coralgables.com](mailto:sthrockmorton@coralgables.com)>  
**Cc:** "Ramos, Miriam" <[mramos@coralgables.com](mailto:mramos@coralgables.com)>, "Suarez, Cristina" <[csuarez@coralgables.com](mailto:csuarez@coralgables.com)>  
**Subject: Re: Giralda Street traffic suspension resolution**

Yes, it should be the date of substantial completion. I spoke with the ACM/Building Official, who agrees. The area could not presently be used by traffic so there is no need for the resolution to apply at this time. It is clear that the purpose of the resolution is for the area to be used as a pedestrian plaza without cars instead of having traffic. The initial two-year period would therefore begin when it could be used by traffic. The Commission could determine whether to continue using the area in this manner for additional time following the two years.

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Craig E. Leen  
Coral Gables City Attorney

Sent from my iPhone

On Jul 20, 2017, at 12:39 PM, Throckmorton, Stephanie <[sthrockmorton@coralgables.com](mailto:sthrockmorton@coralgables.com)> wrote:

Craig,

I am finalizing the Giralda Street traffic resolution from a few months ago. One thing that came up in the final review was when the two-year suspension of traffic would begin. The Commission did not discuss this on the dais. The current draft has the two year period beginning the date of the resolution. I believe the street is closed now for construction reasons, rather than Commission action, is it preferred to use the date of

substantial completion of the Miracle Mile/Giralda Streetscape project?

Draft attached for your review.

Best,  
Stephanie

**Stephanie M. Throckmorton**

**Assistant City Attorney**

City of Coral Gables

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<image001.png>

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