

ORDINANCE NO. 2004-10

**AN ORDINANCE OF THE MAYOR AND COUNCIL
OF THE CITY OF DORAL, FLORIDA, CREATING
AN ENVIRONMENTAL ADVISORY BOARD;
PROVIDING FOR MEMBERSHIP; PROVIDING
FOR POWERS AND DUTIES; PROVIDING
PURPOSE; PROVIDING FOR SEVERABILITY,
INCLUSION IN THE CODE AND AN EFFECTIVE
DATE**

WHEREAS, the City Council wishes to establish an Environmental Advisory Board to identify and assess significant environmental objectives to advise the City Council on environmental issues while providing insight to the City Council and staff on environmental activities within and affecting the City; now, therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DORAL, FLORIDA, AS FOLLOWS:

Section 1. That Section 2-8, entitled "Environmental Advisory Board," of the City of Doral Code of Ordinances is hereby created to read as follows:

Sec. 2-8. Environmental Advisory Board.

- (1) The Environmental Advisory Board of the City of Doral is hereby created.
- (2) Composition; appointment and term of members: The Board shall consist of five (5) members, all of whom shall be residents of the City of Doral. Members shall be appointed by the Mayor, subject to approval of the majority of the City Council, annually. Vacancies for the unexpired terms of members shall be filled by the Mayor.
- (3) The powers and duties of the Environmental Advisory Board shall include the following:
 - (a) Provide advice upon request to the planning and zoning board and to the City Council on the environmental impact of proposed developments which contain environmentally sensitive lands, listed species, or wetlands, including public works within the City's jurisdiction, and to recommend ways in which adverse environmental impact might be minimized.
 - (b) Provide advice upon request to the planning and zoning board and to the City Council regarding proposed amendments to the comprehensive plan or elements or portions thereof, proposed amendments to the zoning district regulations, and other matters as may be requested.

- (c) Study and make recommendations with regard to the reclamation and restoration of degraded property.
- (d) Study and advise the City Council on public health problems resulting from environmental pollution.
- (e) Review existing and proposed City ordinances which affect the environment, and advise the planning and zoning board and the City Council regarding the need for modifications or changes to such ordinances.
- (f) Advise the City Council regarding environmental and conservation elements of the comprehensive plan.
- (g) Establish and maintain liaison with other governmental bodies and private institutions relating to the enhancement of environmental quality and maintain liaison with the general public regarding all environmental matters.
- (h) Study and advise the City Council regarding energy and water conservation.
- (4) Selection of officers; meetings:
 - (a) The Cultural Affairs Board and its committees shall select one of their members as Chairperson and such other officers as they may determine.
 - (b) The Board and its committees shall meet at such time and place as provided in their rules or procedures which rules shall also provide for the transaction of the business. Such rules and procedures shall become effective after approval by the City Council.
- (5) Membership; removal. The City Council shall have the authority to remove any member of the Board for misconduct, or for more than three (3) unexcused absences in any one (1) calendar year.

Section 2. Repeal of Conflicting Provisions. To the extent any provisions of the Code, as made applicable to the City through Section 8.03 of the City Charter conflict with this Chapter, those provisions are repealed in its entirety.

Section 3. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity

of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 4. Inclusion in the Code. It is the intention of the City Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the City of Doral, Florida; that the sections of this Ordinance may be renumbered or relettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

Section 5. Effective Date. This Ordinance shall be effective upon adoption on second reading.

The foregoing Ordinance was offered by Vice Mayor Cabrera, who moved its adoption. The motion was seconded by Councilman Van Name and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	yes
Vice Mayor Peter Cabrera	yes
Councilman Michael DiPietro	yes
Councilwoman Sandra Ruiz	yes
Councilman Robert Van Name	yes

PASSED AND ADOPTED on First Reading this 9th day of June, 2004.

PASSED AND ADOPTED on Second Reading this 14th day of July, 2004.



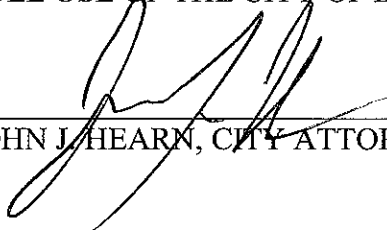
JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



SHEILA PAUL, CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE CITY OF DORAL:



JOHN J. HEARN, CITY ATTORNEY