VILLAGE OFFICIALS
Mayor ................. Claudia V. Cubillos ccubillos@villageofelporal.org
Vice Mayor .......... Omarr Nickerson onickerson@villageofelporal.org
Councilperson. Harold E Mathis, Jr. hmathis@villageofelporal.org
Councilperson...... Roxanne Isaacs risaacs@villageofelporal.org
Councilperson....... Aubrey Brunson abrunson@villageofelporal.org

Interim Village Mgr..... Basil Binns II bbins@villageofelporal.org
Village Clerk............. Yenise Jacobi yyjacobi@villageofelporal.org
Building Clerk............. Kioka Boyce kboyce@villageofelporal.org
Permit Clerk........... Michael Knowles permitclerk@villageofelporal.org

IMPORTANT NUMBERS
Village Hall .......... 305-795-7880
Police ................. 305-795-7870
Fax ...................... 305-795-7884

OFFICE HOURS
Mon. - Fri......... 9:00 AM - 5:00 PM

500 NE 87th Street
El Portal, Florida 33138

Citizens Crime Watch

Thanks to the residents of the 400 block of NE 90th Street who came out for our crime watch meeting. Special thanks to Felix Guzman, Block captain, for getting such a great turnout. Thanks to Officer Gutierrez, our Crime Watch Leader, Officer Boisnote; Chief Morales and Mayor Cubillos for attending.

Want your block to be next? Email David Ward at DavidNE90thSt@gmail.com. FYI: we have block captains for almost 1/2 of our blocks - can you help with your block?

Thank you David, Officer Gutierrez and Chief!! “Together we can and will deliver a beautiful and safe Village - where everyone matters!”

-- Mayor Cubillos
Message from the Village Clerk

Good day El Portal Residents,

It’s been a busy few months! I’ve very much enjoyed learning, meeting residents and organizing the department! There is still so much to do as it relates to: record keeping, codification of past ordinances, website and more.

As a reminder, please go toelportalvillage.com and sign up to receive our email updates!! We are diligently working to refresh this site, make it mobile friendly and have an app as well!!

Lastly, I can be best reached at Village Hall 305 795-7880 ext. 5 or by email at: yjacobi@villageofelportal.org

Sincerely,
Yenise Jacobi

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Welcome to Code Corner.
This edition of CC is designed to focus on various codes we ask Villagers to be mindful of:

Sec. 8-4.
Placement of garbage cans.
(a) No garbage cans or trash containers shall be kept or maintained upon or adjacent to any street, sidewalk, parkway, front yard, side yard or other place within the view of persons using the village streets or sidewalks, earlier than 4:00 p.m. of that day preceding the day when garbage and trash collection are customarily made from such premises.

(b) Such garbage cans and trash containers may and shall be placed within five feet of the street for the purpose of permitting the collection of garbage and trash therefrom, and such containers shall be permitted to remain in such place for a period of 12 hours following the collection.

(c) Garbage cans and trash containers shall not be kept upon neighboring property not in the ownership or tenancy of the person by whom the garbage or trash is accumulated, irrespective of whether or not such neighboring property be vacant or improved.

Sec. 20-2.
Planting trees and shrubs in streets require permission of council. It shall be unlawful for any person to plant or set out any shrubbery, trees or other plants in any street or other public place within the village unless permission to do so has first been obtained from the council.

Sec. 10-21.1.
Storage of inoperable vehicles.
(a) No person, firm or corporation owning, leasing, renting or occupying land in the village shall permit, maintain, park or store thereon for any purpose any motor vehicle not in provable operating condition, unless such vehicle is stored within a total enclosure that, once closed, makes the vehicle unseen.

(b) Vehicles which would be visible, at ground level, from a street or other public or private property but for the concealment of such vehicle behind a wall, fence, hedge or other plant material or by the use of plastics, fabrics or other materials to form a tent, curtain, partition or similar makeshift structure or device, shall be deemed visible for purposes of this chapter.

(c) A motor vehicle shall be presumed inoperative when a valid and unexpired license tag is not attached as required by state law or when the vehicle, upon visual inspection by the village manager or his/her designee or representative, appears patently unfit for safe operation on the public roads; provided, however, that this section shall not apply to house trailers, to antique vehicles licensed as such by the state, or to storage of motor vehicles by persons or businesses licensed for such purpose by the village.

How do Code Enforcement Officers enforce Municipal Code?
The Code Enforcement Officers either self-observe or receive complaints from the public or other. Upon observing a violation, the officer documents by visual observation, written report and/or photographic evidence. All observations must be conducted from the public right-of-way unless the officer is given consent by the property owner/tenant to enter the property or by an order from the court granting access to the property in question.

The property owner is notified of the violation via personal service, posting or mail and advised of the following:

- The nature of the violation
- How to correct the violation
- Timeframe to correct the violation
- The enforcement avenue which will be taken if the violation is not corrected

Councilperson Harold E Mathis, Jr. Chairperson of Code Enforcement
GET READY - BE READY!!

With Hurricane Season starting in June it’s never too early to be prepared. The Miami-Dade County Office of Emergency Management is conducting a study to better understand the preparedness needs of its residents. To do so, a survey is being distributed throughout the county. Important preparedness information specific to Miami-Dade County is provided at the end of the survey.

An online version of this survey is available at: http://mi-amidade.survey.squizmo.com/s3/.

The survey should only take about 20 minutes to complete. All responses will be kept confidential, and participation is strictly voluntary. The survey results will enable the County to better serve you.

To request a Community Preparedness Survey in an alternate format such as Braille or large print, please call 3-1-1 or send an e-mail to eoc@miamidade.gov.

If you have any questions, please feel free to contact the Miami-Dade County Office of Emergency Management
Phone: 305-468-5400  ●  E-mail: eoc@miamidade.gov
Updated Committee Meeting Schedule

“You’ve asked and we listened, committee meetings are now split into 2 days and not 3 anymore!”

2016 COUNCIL & COMMITTEE MEETINGS

HOLIDAY SCHEDULE

REGULAR COUNCIL MEETING (4TH Tuesday every month at 7PM)
January 26th, February 23rd, March 22nd, April 26th, May 24th, June 28th, July 26th, AUGUST RECESS, September 27th, October 25th, November 15th, and December 20th

COMMITTEE MEETINGS
(2ND week of every other month)

Public Affairs (2nd Monday, every other month at 6:30PM)
Jan. 11th, March 7th, May 9th, July 11th, Sept. 12th, Nov. 7th

Public Works (2nd Monday, every other month at 6:45PM)
Jan. 11th, March 7th, May 9th, July 11th, Sept 12th, Nov. 7th

Planning & Zoning (2nd Monday, every other month at 7:00PM)
Jan. 11th, March 7th, May 9th, July 11th, Sept 12th, Nov. 7th

Public Safety (2nd Tuesday, every other month at 6:30PM)
Jan. 12th, March 8th, May 10th, July 12th, Sept. 13th, Nov. 8th

Code Enforcement (2nd Tuesday, every other month at 6:45PM)
Jan. 12th, March 8th, May 10th, July 12th, Sept. 13th, Nov. 8th

Administration & Finance (2nd Tuesday, every other month at 7:00PM)
Jan. 12th, March 8th, May 10th, July 12th, Sept. 13th, Nov. 8th

HOLIDAYS
(Village Hall will be closed for the following Holidays)
New Year’s Day, Friday, January 1st
Martin Luther King’s Birthday, Monday, January 18th
Presidents’ Day, Monday, February 15th
Memorial Day, Monday, May 30th
Independence Day, Monday, July 4th
Labor Day, Monday, September 5th
Veterans’ Day, Friday, November 11th
Thanksgiving Day, Thursday, November 24th

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March Resident Luncheon

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The ladies and Gents of NE 90th Street with Mayor Cubillos and Zamira!!

Representative Campbell, Mayor Cubillos, Vice Mayor Nickerson, Manager Walker singing happy birthday to Vicky!

SAVE THE DATE:
Jazzin it up in El Portal on Saturday, June 18th

Put THIS on YOUR CALENDAR!

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First Tri-Village Bike Ride!

El Portal won the Tri-Village Kickball tournament against Miami Shores and Biscayne Park!!

El Portal residents Mabel Otero & her daughter Daiana Rodriguez.

Mayor Cubillos and Vice Mayor Nickerson with his children!

El Portal Resident, Mabel Otero, comes in first place in her age Category!!

Indian Mound Re-dedication by the Biscayne Chapter - Daughter of the American Revolution.

El Portal Women’s Club was present!!

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The Many Faces of El Portal
GET INFORMED - STAY INFORMED!
Here are the (4) 2015 Ordinances that were passed!

I will be asking the Code Enforcement Chair to coordinate a resident workshop in Q3 to answer any questions on these ordinances, as well as, address others that may be brought forward!

ORDINANCE NO. 2015-49
An ordinance of the Mayor and Village Council Of The Village Of El Portal, Florida, to amend part II, Chapter 4 of the Village’s Code Of Ordinances by establishing section 4-10, entitled “Tethering Of Dogs”, to prohibit the tethering of dogs unless certain conditions are satisfied; providing for severability; providing for conflicts; providing for inclusion in the code; and providing for an effective date.

WHEREAS, Article VII, Section 2 of the Florida Constitution, and Chapter 166, Florida Statutes, provide municipalities the authority to exercise any power for municipal purposes, except where prohibited by law, and to adopt ordinances in furtherance of such authority; and

WHEREAS, the Village Council of the Village of El Portal finds it periodically necessary to amend its Code of Ordinances (“Code”) in order to update regulations and procedures to implement municipal goals and objectives; and

WHEREAS, the Village Council has determined that tethering dogs is prohibited unless certain conditions are satisfied; and

WHEREAS, the Village Council has identified a need to establish Part II, Chapter 4, Section 4-10 to prohibit the tethering of dogs unless certain conditions are satisfied; and

WHEREAS, the Village Council has reviewed this Ordinance at two (2) duly noticed public hearings in accordance with the law; and

WHEREAS, the Village Council finds that adoption of this Ordinance through its police powers will protect the public health, safety, and welfare of the residents of the Village, and furthers the purpose, goals, objectives, and policies of the Village’s Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA:

Section 1. That the preceding “Whereas” clauses are ratified and incorporated as a record of the legislative intent of this Ordinance.

Section 2. That Part II, Chapter 4 of the Village of El Portal Code of Ordinances is amended to read as follows:

************

Sec. 4-10.-Tethering of dogs.
(a) As used in this section, tether means to restrain a dog by tying the dog to any object or structure, including without limitation a house, tree, fence, post, garage, or shed, by any means, including without limitation a chain, rope, cord, leash, or running line. Tethering shall not include using a leash to walk a dog.

(b) It shall be unlawful for a responsible party to tether a dog while outdoors, except when all of the following conditions are met:

1. The dog is in visual range of the responsible party, and the responsible party is located outside with the dog.

2. The tether is connected to the dog by a buckle-type collar or a body harness made of nylon or leather, not less than one inch in width.

3. The tether has the following properties: it is at least five times the length of the dog’s body, as measured from the tip of the nose to the base of the tail; it terminates at both ends with a swivel; it does not weigh more than 1/8 of the dog’s weight; and it is free of tangles.

4. The dog is tethered in such a manner as to prevent injury, strangulation, or entanglement.

5. The dog is not outside during a period of extreme weather, including but without limitation, extreme heat or near-freezing temperatures, thunderstorms, tornadoes, tropical storms, or hurricanes.

6. The dog has access to water, shelter, and dry ground.

7. The dog is at least six months of age. Puppies shall not be tethered.

8. The dog is not sick or injured.

9. Pulley, running line, or trolley systems are at least 15 feet in length and are less than 7 feet above ground.

10. If there are multiple dogs, each dog must be tethered separately.

(c) The penalties for violating this section are specified in Part III, Chapter 5, Section 5-21 (e) of the Miami-Dade County Code of Ordinances.

Section 3. Severability. If any portion, section, phrase or clause of this Ordinance is for any reason held unconstitutional or invalid by a competent jurisdiction, such ruling shall not affect the validity of the remainder of this Ordinance.

Section 4. Conflicts. All ordinances, resolutions or parts of resolutions in conflict with this Ordinance are repealed to the extent of such conflict.


Section 6. Effective Date. This Ordinance shall become effective immediately upon its passage and adoption by the Village Council on second and final reading.

PASSED AND ADOPTED, on second reading January 26, 2016

ORDINANCE NO. 2015-50
An ordinance of the Mayor and Village Council Of The Village Of El Portal, Florida, to amend chapter 4, of the Village’s Code Of Ordinances by amending section 4-5, entitled “Birds; Molesting, etc., Prohibited; Exceptions.”, to prohibit any person from feeding or providing any attractant to any game birds or wild birds within the village resulting in the accumulation of debris within a public right-of-way or private property, without written consent from the village or the private property owner; providing for severability; providing for conflicts; providing for inclusion in the code; and providing for an effective date.
**ORDINANCE NO. 2015-51**

**An ordinance of the Mayor And Village Council Of The Village Of El Portal, Florida, to amend chapter 24, of the Village’s Code Of Ordinances by amending article 3, section 24-22 entitled “Other General Regulations”, to provide that it shall be the responsibility of the owner of property, located in any zoning district within the village, to maintain the swale which abuts the property; providing for conflicts; providing for inclusion in the code; and providing for an effective date.**

**Section 2.** That Chapter 4, Section 4-5 of the Village of El Portal Code of Ordinances is amended to read as follows:

**********

### Sec.4-5. -Birds.

**a)** **Molesting, etc., prohibited; exceptions.** It shall be unlawful for any person to injure, kill, hunt, destroy, capture or molest, by any means whatsoever or in any manner or form, any game birds or wild birds within the village; provided, that the chief of police may issue a special permit therefor to persons holding a valid permit to destroy birds for scientific purposes issued by the state fish and game commission and by the United States Fish and Wildlife Service, Department of the Interior.

**b)** **Feeding or providing an attractant.** It shall be unlawful for any person to feed or provide any attractant to any game birds or wild birds within the village resulting in the accumulation of debris within a public right-of-way or private property, without written consent from the village or private property owner.

**********

### Section 3. Severability. If any portion, section, phrase or clause of this Ordinance is for any reason held unconstitutional or invalid by a competent jurisdiction, such ruling shall not affect the validity of the remainder of this Ordinance.

### Section 4. Conflicts. All ordinances, resolutions or parts of resolutions in conflict with this Ordinance are repealed to the extent of such conflict.

### Section 5. Codification. This Ordinance shall be codified in the Village of El Portal Code of Ordinances upon recodification of the Code.

### Section 6. Effective Date. This Ordinance shall become effective immediately upon its passage and adoption by the Village Council on second and final reading.

**PASSED on first reading October 27, 2015**

**PASSED AND ADOPTED , on second reading December 15, 2015**

**Ordinance No. 2015-51**

Section 1. That the preceding “Whereas” clauses are ratified and incorporated as a record of the legislative intent of this Ordinance.

WHEREAS, Article VII, Section 2 of the Florida Constitution, and Chapter 166, Florida Statutes, provide municipalities the authority to exercise any power for municipal purposes, except where prohibited by law, and to adopt ordinances in furtherance of such authority; and

WHEREAS, the Village Council of the Village of El Portal finds it periodically necessary to amend its Code of Ordinances (“Code”) in order to update regulations and procedures to implement municipal goals and objectives; and

WHEREAS, Chapter 4 of the Code provides regulations regarding animals within the Village; and

WHEREAS, Article VII, Section 2 of the Florida Constitution, and Chapter 166, Florida Statutes, provide municipalities the authority to exercise any power for municipal purposes, except where prohibited by law, and to adopt ordinances in furtherance of such authority; and

WHEREAS, the Village Council of the Village of El Portal finds it periodically necessary to amend its Code of Ordinances (“Code”) in order to update regulations and procedures to implement municipal goals and objectives; and

WHEREAS, Chapter 4, Section 4-5 of the Code provides specific regulations in relation to birds within the Village; and

WHEREAS, the Village Council desires to prevent the accumulation of debris as a result of any person feeding game birds and wild birds within a public right-of-way or private property; and

WHEREAS, the Village Council has identified a need to amend Chapter 4, Section 4-5 to prohibit any person from feeding or providing any attractant to any game birds or wild birds within the Village resulting in the accumulation of debris within a public right-of-way or private property, without written consent from the Village or private property owner; and

WHEREAS, the Village Council has reviewed this Ordinance at two (2) duly noticed public hearings in accordance with the law; and

WHEREAS, the Village Council finds that adoption of this Ordinance through its police powers will protect the public health, safety, and welfare of the residents of the Village, and furthers the purpose, goals, objectives, and policies of the Village’s Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA:

Section 1. That the preceding “Whereas” clauses are ratified and incorporated as a record of the legislative intent of this Ordinance.

**********

**Continued on page 12**
ORDINANCE NO. 2015-52

An ordinance of the Mayor And Village Council Of The Village Of El Portal, Florida, to amend chapter 4, of the Village’s Code of Ordinances entitled “Animals”, establishing section 4-10, regulating the restraint of dogs within the village; providing for severability; providing for conflicts; providing for inclusion in the code; and providing for an effective date.

WHEREAS, Article VII, Section 2 of the Florida Constitution, and Chapter 166, Florida Statutes, provide municipalities the authority to exercise any power for municipal purposes, except where prohibited by law, and to adopt ordinances in furtherance of such authority; and

WHEREAS, the Village Council of the Village of El Portal finds it periodically necessary to amend its Code of Ordinances (“Code”) in order to update regulations and procedures to implement municipal goals and objectives; and

WHEREAS, the Village Council desires to protect the health, safety, welfare and property of the citizens of the Village; and

WHEREAS, the Village Council has identified a need to amend Chapter 4 of the Code to provide regulations for the restraint of dogs within the Village; and

WHEREAS, the Village Council has reviewed this Ordinance at two (2) duly noticed public hearings in accordance with the law; and

WHEREAS, the Village Council finds that adoption of this Ordinance through its police powers will protect the public health, safety, and welfare of the residents of the Village, and furthers the purpose, goals, objectives, and policies of the Village’s Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF EL PORTAL, FLORIDA:

Section 1. That the preceding “Whereas” clauses are ratified and incorporated as a record of the legislative intent of this Ordinance.

Section 2. That Chapter 4 of the Village of El Portal Code of Ordinances is amended to read as follows:

**********

Sec. 24-22 Other general regulations

(i) Swales.

(1) It shall be the responsibility of the owner of property, located in any zoning district within the village, to maintain the swale which abuts the property.

**********

Section 3. Severability. If any portion, section, phrase or clause of this Ordinance is for any reason held unconstitutional or invalid by a competent jurisdiction, such ruling shall not affect the validity of the remainder of this Ordinance.

Section 4. Conflicts. All ordinances, resolutions or parts of resolutions in conflict with this Ordinance are repealed to the extent of such conflict.


Section 6. Effective Date. This Ordinance shall become effective immediately upon its passage and adoption by the Village Council on second and final reading.

PASSED on first reading October 27, 2015.

PASSED AND ADOPTED, on second reading December 15, 2015.