

1<sup>ST</sup> READING: SEPTEMBER 24,2019

2<sup>ND</sup> READING: OCTOBER 22, 2019

**VILLAGE OF EL PORTAL,FLORIDA**

**ORDINANCE NO. 2019-05**

**CODE AMENDMENT FOR RIGHT-  
OF-WAY VACATION PROCEDURES**

AN ORDINANCE OF THE VILLAGE OF EL PORTAL, FLORIDA, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 24: ZONING AND LAND DEVELOPMENT CODE, ARTICLE VI. – OTHER ADMINISTRATIVE PROVISIONS, PROVIDING FOR UPDATED SPECIFIC REGULATIONS; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS, REPEALER, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

**WHEREAS**, there are currently no provisions within The of El Portal Code of Ordinances regarding the procedures to request a public ROW vacation; and

**WHEREAS**, there are locations in El Portal where this process may be needed in the future, and future annexations may bring additional circumstances and/or locations where this may be needed; and

**WHEREAS**, the Village of El Portal desires to amend Chapter 24: Zoning and Land Development Code, Article VI. – Other Administrative Provisions, of the Village of El Portal Code of Ordinances in order include provisions to grant approval for abandonments and vacation requests.

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

**SECTION 1.** The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

**SECTION 2.** The provisions and language currently contained in Chapter 24: Zoning and Land Development Code, Article VI. – Other Administrative Provisions, of the Village of El Portal Code of Ordinance is hereby amended to read as set forth in "Exhibit A" to this Ordinance.

**SECTION 3.** All ordinances or parts of ordinances in conflict herewith or inconsistent herewith, are hereby repealed, but only insofar as such ordinances may be inconsistent or in conflict with this Ordinance.

**SECTION 4.** If any section, part of section, paragraph, clause, phrase or word of this Ordinance is declared invalid, the remaining provisions of this Ordinance shall not be affected.

**SECTION 5.** It is the intention of the Village Council that the provisions of this Ordinance shall become and be made a part of Ordinance No. 2019-XX as amended and known as the "Code of Ordinances" of the Village of El Portal, Florida, which provisions may be renumbered or re-lettered and the word ordinance be changed to "section", "article", or other appropriate word to accomplish such intention.

**SECTION 6.** If the Official Code of Ordinances of the Village of El Portal Tables of Contents or other reference portions is affected by these provisions, then changes are approved as a part of this Ordinance.

**SECTION 7.** This ordinance shall become effective 10/22 2019.

1<sup>ST</sup> READING: SEPTEMBER 24, 2019

2<sup>ND</sup> READING: OCTOBER 22, 2019

**PASSED AND ADOPTED** by the Village Council of the Village of El Portal

Florida, this 22 day of October, 2019.

  
\_\_\_\_\_  
Claudia Cubillos, Mayor

ATTEST: Yenise Jacobi  
Yenise Jacobi, Village Clerk

Approved as to form and legal sufficiency:  
Interim Village Attorney

By:   
Norman C. Powell, Esq.

Vote: mot: Urbom 2nd: Roman

Councilperson Urbom:  (Yes) \_\_\_ (No)  
Councilperson Roman:  (Yes) \_\_\_ (No)  
Councilperson Mathis:  (Yes) \_\_\_ (No)  
Vice Mayor Nickerson.:  (Yes) \_\_\_ (No)  
Mayor Cubillos:  (Yes) \_\_\_ (No)

I, Yenise Jacobi, Village Clerk of the Village of El Portal, Miami-Dade County, Florida, do hereby certify that this is a true and correct copy of Resolution No.: 2019-05 adopted on October 22, 2019, as shown in the Official Records of the Village of El Portal, Miami-Dade County, Florida. Given under my hand and seal, this 22 day of October, 2019.



Yenise Jacobi  
Yenise Jacobi  
Village Clerk