

Temp. Reso. No. 7162
4/13/20
4/13/20

**CITY OF MIRAMAR
MIRAMAR, FLORIDA**

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, IN SUPPORT OF A MODIFICATION TO STATE OF FLORIDA EXECUTIVE ORDER 20-52 TO INCLUDE THE CESSATION OF ROCK MINE BLASTING DURING A STATE OF EMERGENCY DUE TO COVID-19 OR TO TAKE OTHER APPROPRIATE AND PRUDENT ACTION; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on March 9, 2020, Florida Governor Ron DeSantis promulgated Executive Order Number 20-52 and declared a State of Emergency in Florida in response to COVID-19; and

WHEREAS, on April 1, 2020, Florida Governor Ron DeSantis promulgated Executive Order Number 20-91 and implemented a Safer at Home Order for the State of Florida; and

WHEREAS, Broward County has also issued emergency orders closing businesses, restricting non-essential activities and urging a Shelter-in-Place: Safer at Home Policy to reduce opportunities for community spread of COVID-19, including but not limited to Broward County Emergency Orders 20-01, 20-02 and 20-03; and

WHEREAS, subsequently, the City of Miramar passed a series of social distancing measures and a Safer at Home Order aimed at eliminating the spread of COVID-19; and

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WHEREAS, blasting being conducted in northwest Miami-Dade County is of tremendous concern to residents of the City of Miramar due to the close proximity of the blasting to the City; and

WHEREAS, due to the State of Emergency and the existing Safer at Home Orders, many residents are being impacted by the blasting to a greater degree than normal; and

WHEREAS, the City Commission urges Florida State Governor Ron DeSantis to order the cessation of rock mine blasting during the State of Emergency pursuant to Governor DeSantis' Executive Order Number 20-52 or to take other prudent and appropriate action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA AS FOLLOWS:

Section 1: Adoption of Representations. The foregoing "Whereas" clauses are hereby ratified and confirmed as being true, and the same are hereby made a specific part of this Resolution.

Section 2: Request that Governor DeSantis Modify Executive Order Number 20-52 to include the Cessation of All Rock Mine Blasting Activity During the COVID-19 Emergency or take other prudent action. The City Commission hereby respectfully requests that Governor Ron DeSantis modifies Executive Order Number 20-52 to order the cessation of all rock mine blasting activity during the of the State of Emergency due to COVID-19. In the alternative, the City would request that Governor DeSantis issues an

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additional order or takes other appropriate action to prevent all rock mine blasting activity from occurring during the declared State of Emergency for the State of Florida due to COVID-19.

Section 3: Transmittal. The City Commission hereby authorizes the City Clerk to transmit this Resolution to the Office of Governor Ron DeSantis of the State of Florida; Miami-Dade County Office of the Mayor; the Town of Miami Lakes and to all State and County Legislators representing areas impacted by said rock mine blasting, to include all County Commissioners, State of Florida House of Representative members and State Senators currently representing the City of Miramar.

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Section 4: Effective Date. This Resolution shall be effective immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, _____.

Mayor, Wayne M. Messam

Vice Mayor, Maxwell B. Chambers

ATTEST:

City Clerk, Denise A. Gibbs

I HEREBY CERTIFY that I have approved
this RESOLUTION as to form:

City Attorney
Austin Pamies Norris Weeks Powell, PLLC

<u>Requested by Comm. Colbourne</u>	<u>Voted</u>
Commissioner Winston F. Barnes	_____
Vice Mayor Maxwell B. Chambers	_____
Commissioner Yvette Colbourne	_____
Commissioner Alexandra P. Davis	_____
Mayor Wayne M. Messam	_____

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