



400 South Federal Hwy
Hallandale Beach, FL 33009

City of Hallandale Beach City Commission Agenda Cover Memo

Meeting Date:	Item Type:		1 st Reading	2 nd Reading
6/15/2022	<input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Other	Ordinance Reading	5/18/2022	6/15/2022
File No.:		Public Hearing	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
22-125		Advertising Required	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Quasi Judicial:	<input type="checkbox"/>	<input type="checkbox"/>
Fiscal Impact (\$):	Account Balance (\$):	Funding Source:	Project Number :	
N/A	N/A	N/A	N/A	
Contract/P.O. Required	RFP/RFQ/Bid Number:	Sponsor Name:	Department:	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	N/A	Vanessa Leroy, Director	Community Enhancement & Sustainable Development	
Strategic Plan Focus Areas:				
<input checked="" type="checkbox"/> Finance & Budget		<input type="checkbox"/> Organizational Capacity		<input type="checkbox"/> Infrastructure/Projects
Implementation Timeline:				
Estimated Start Date: 5/18/2022 Estimated End Date: 6/15/2022				

SHORT TITLE:

AN ORDINANCE OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, AMENDING SECTION 13-36 CHAPTER 13, ARTICLE II, "CLEANLINESS AND SAFETY OF PUBLIC AND PRIVATE PREMISES"; CREATING SECTION 13-43 ENTITLED "ILLEGAL DUMPING"; PROVIDING FOR CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

STAFF SUMMARY:

Summary:

The proposed ordinance adds a subsection to City Code, Chapter 13 that specifically addresses illegal dumping and changes the violation class to class IV; therefore increasing the legal consequences and penalties for illegal dumping within City limits.

Background:

The City of Hallandale Beach continues to be plagued with inordinate amounts of littering and illegal dumping on the public rights-of-way and private properties. In the past 5 months, Code cases related to illegal dumping increased to 48 percent of overall Code cases. To further the goal of reducing and abating illegal dumping and trash violations throughout the City, among various other strategies, staff proposes to amend the violation class for illegal dumping to a class IV.

Current Situation:

Section 13-36, Accumulation or storage of junk, does not specifically address illegal dumping and is not the appropriate ordinance to cite violations for this problem. This Code section needs to be amended to categorize illegal dumping as a class IV violation to better allow staff to address this issue more aggressively.

A class IV violation is a misdemeanor offense punishable by law, class III civil penalties, or both; which levies a fine of \$500 plus administrative costs.

This update is needed to strengthen regulations on illegal dumping and maximize sanctions of same. This is one part of a multi-faceted strategy developed by the City to help resolve this issue. City staff has been working on this particular issue since last year.

It is important to note that over the past few months, Mayor Joy Cooper and Commissioner Anabelle Lima-Taub, also worked with staff regarding additional strategies to hold violators accountable, in order to reduce the amount of illegal dumping that occurs within the City.

Why Action is Necessary:

Pursuant to Article V, Division I, Section 5.01 of The City of Hallandale Beach City Charter, a City Ordinance is to be adopted to amend an existing Ordinance.

Cost Benefit:

The proposed code amendments will help to reduce and abate illegal dumping issues, which will lessen the man-hours needed to cite and remove trash. Typically, the administrative cost associated with code compliance cases of this nature ranges between \$650 and \$1,000. For the offenders that continue to violate this provision of the code and receive citations, the increased fine of \$500 will help to offset the City's administrative cost.

STAFF RECOMMENDATIONS:

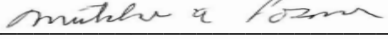
Staff recommends the City Commission approve the proposed Ordinance on first reading and schedule second reading for June 15, 2022.


PROPOSED ACTION:

The City Commission consider the attached Ordinance.

ATTACHMENT(S):

Exhibit 1 – Proposed Ordinance

Prepared By: 
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Code Compliance Official

Reviewed By: 
Vanessa Leroy
Director, CESD Department

Reviewed By: Sharon Ragoonan
Sharon Ragoonan
Assistant City Manager

Reviewed By: Noemy Sandoval
Noemy Sandoval
Assistant City Manager

Approved By: Jeremy Earle
Dr. Jeremy Earle
City Manager