



## CITY OF DORAL NOTICE OF PUBLIC HEARING

All residents, property owners and other interested parties are hereby notified of a **Council Zoning Hearing** meeting on **Wednesday, September 25, 2019, beginning at 6:00 PM**, to consider the following text amendments to the City of Doral Land Development Code. The City Council will consider this item for **SECOND READING**. This meeting will be held at the **City of Doral, Government Center, Council Chambers located at 8401 NW 53rd Terrace, Doral, Florida, 33166**.

The City of Doral proposes to adopt the following Ordinance:

### ORDINANCE No. 2019-24

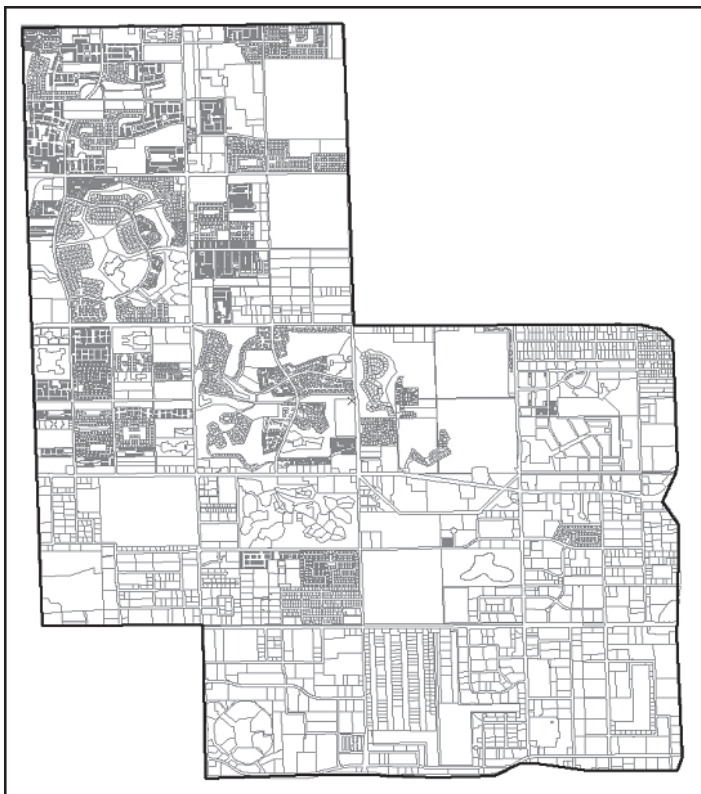
**AN ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, PROVIDING FOR TEXT AMENDMENTS TO THE CITY OF DORAL LAND DEVELOPMENT CODE, CHAPTER 63 "GREEN BUILDING INCENTIVES" TO CLARIFY THE TIMELINE WITHIN WHICH GREEN CERTIFICATION MUST BE ACHIEVED FOR NEW CONSTRUCTION, AND TO PROVIDE FOR GREEN BUILDING BOND SUBMITTAL REQUIREMENTS; PROVIDING A REPEALER PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCORPORATION INTO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE**

HEARING NO.: 19-09-DOR-06

APPLICANT: City of Doral

REQUEST: Text amendments to the City of Doral Land Development Code, Chapter 63 – "Green Building Incentives", to clarify the timeline within which green certification must be achieved for new construction and to provide for green building bond submittal requirements.

#### Location Map



Information relating the subject application is on file and may be examined in the City of Doral, Planning and Zoning Department Located at **8401 NW 53rd Terrace, Doral, FL. 33166**. All persons are invited to appear at this meeting or be represented by an agent, or to express their views in writing addressed to the City Clerk, **8401 NW 53rd Terrace, Doral, FL. 33166**. Maps and other data pertaining to these applications are available for public inspection during normal business hours in City Hall. Any persons wishing to speak at a public hearing should register with the City Clerk prior to that item being heard. Inquiries regarding the item may be directed to the Planning and Zoning Department at 305-59-DORAL.

Pursuant to Section 286.0105, Florida Statutes If a person decides to appeal any decisions made by the City Council with respect to any matter considered at such meeting or hearing, they will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the City for introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law. In accordance with the Americans with Disabilities Act, all persons who are disabled and who need special accommodations to participate in this meeting because of that disability should contact the Planning and Zoning Department at 305-59-DORAL no later than three (3) business days prior to the proceeding.

NOTE: If you are not able to communicate, or are not comfortable expressing yourself, in the English language, it is your responsibility to bring with you an English-speaking interpreter when conducting business at the City of Doral during the zoning application process up to, and including, appearance at a hearing. This person may be a friend, relative or someone else. A minor cannot serve as a valid interpreter. The City of Doral DOES NOT provide interpretation services during the zoning application process or during any quasi-judicial proceeding.

NOTA: Si usted no está en capacidad de comunicarse, o no se siente cómodo al expresarse en inglés, es de su responsabilidad traer un intérprete del idioma inglés cuando trate asuntos públicos o de negocios con la Ciudad de Doral durante el proceso de solicitudes de zonificación, incluyendo su comparecencia a una audiencia. Esta persona puede ser un amigo, familiar o alguien que le haga la traducción durante su comparecencia a la audiencia. Un menor de edad no puede ser intérprete. La Ciudad de Doral NO suministra servicio de traducción durante ningún procedimiento durante el proceso de solicitudes de zonificación.

Connie Diaz, MMC  
City Clerk  
City of Doral

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## FROM THE COURTS

# Opioid Companies Will Face Public Nuisance Claims at Trial



DOUGLAS HEALEY/ASSOCIATED PRESS

U.S. District Judge Dan Polster refused to toss claims that the opioid manufacturers, which include Purdue Pharma and Johnson & Johnson, created a public nuisance.

by Amanda Bronstad

Manufacturers of prescription opiates lost a key ruling involving public nuisance claims as pressure against them mounts ahead of a closely watched trial next month.

U.S. District Judge Dan Polster of the Northern District of Ohio, who will oversee the Oct. 21 jury trial, refused to toss claims that the opioid manufacturers, which include Purdue Pharma and Johnson & Johnson, created a public nuisance. The ruling applies to two Ohio counties serving as plaintiffs in the first federal trial over the opioid crisis.

"Plaintiffs introduce fact and expert evidence demonstrating material factual issues regarding interference with public health and public safety interests," he wrote Monday. Among that evidence are statistics of opioid-related increases in overdose deaths, instances of neonatal abstinence syndrome, overdose hospital admissions and emergency room visits, and crisis center detoxifications.

"A factfinder could reasonably conclude that this evidence demonstrates an interference with public health and public safety rights," he wrote.

Mark Cheffo, a partner at Dechert in New York, who serves as co-liaison counsel for the manufacturers and represents Connecticut-based Purdue Pharma, did not respond to a request for comment.

"With six weeks until the first federal opioid trial begins in Ohio, Judge Polster has issued an emphatic order that strengthens the claims of American communities when he allowed the plaintiffs' 'public nuisance' claim to move forward," said co-lead lawyers for the plaintiffs' executive committee: Paul Farrell of Greene, Ketchum, Farrell, Bailey & Tweel; Paul Hanly of Simmons Hanly Conroy; and Joe Rice of Motley Rice. "This clears the runway for the communities we represent to demonstrate, with evidence, exactly how opioid manufacturers and distributors created a massive public health epidemic that endangered our entire country."

The ruling is the latest of several summary judgment orders that Polster has issued ahead of the trial, nearly all in favor of the plaintiffs. They include a finding that a jury could conclude, based on the evidence, that the defendants, which also include opioid distributors, caused the opioid epidemic.

It also comes as settlement talks broke down over the weekend between some

state attorneys general and Purdue's founders, who are members of the Sackler family, according to news reports, and as another manufacturer, Mallinckrodt Pharmaceuticals, reached a \$30 million proposed deal with the two Ohio counties.

More settlements could be underway, said Carl Tobias, a professor at the University of Richmond School of Law.

"I expect they're thinking how to mount a defense, if they can, and whether their exposure to liability is sufficiently great that they need to settle and probably sooner rather than later," he said of the remaining defendants. "So, as we get closer to trial, and more settle out, it seems to me the dynamics will move more people toward settlement, and it's not clear how many will be left at the end and who it will be. My sense is it's likely to be some of the bigger players."

More than a dozen defendants face numerous claims at next month's trial, which will take place in Cleveland. On Aug. 15, Polster granted the plaintiffs' motion to sever some defendants from the trial, including Rite Aid and CVS.

Among the most critical allegations is that of public nuisance, the only allegation in the first trial in the nation over the opioid crisis: a bench trial between the state of Oklahoma and Johnson & Johnson that ended last month with a \$572 million judgment.

Recent settlements, such as that with Mallinckrodt, have focused on resolving the claims of the two plaintiffs in the federal trial, Cuyahoga County and Summit County.

"No one wants the result of this litigation to be mere bankruptcy of companies, but pharmaceutical manufacturers, distributors, and pharmacies that participated in creating the opioid epidemic or knowingly profited from the misconduct must actively participate in abating and helping communities recover from this public health crisis," said members of the plaintiffs' executive committee at the time of the Sept. 6 announcement of the settlement.

Other defendants, Endo International and Allergan, reached settlements last month totaling \$15 million.

But those settlements don't resolve claims in additional trials, which Polster has lined up as part of multidistrict litigation that includes about 2,000 cities and counties suing opioid companies.

**Amanda Bronstad is the ALM staff reporter covering class actions and mass torts nationwide. Contact her at [abronstad@alm.com](mailto:abronstad@alm.com).**