

**RESOLUTION 05 - 93**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA OPPOSING THE PRACTICE OF REQUIRING COMMUNITIES THAT WANT TO FORM MUNICIPALITIES TO PAY MITIGATION TO THE COUNTY; SUPPORTING THE PASSING OF A LAW WHICH WOULD PROHIBIT COUNTIES FROM REQUIRING MUNICIPALITIES TO PAY ANY TAX, FEE OR OTHER CONSIDERATION IN RETURN FOR ALLOWING CITIZENS OF AN AREA TO INCORPORATE; PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, over the last several years, certain County governments have begun exacting payments from local communities in return for allowing citizens of an area to incorporate and self-govern; and

**WHEREAS**, these payments have hindered the newly formed municipality from performing the municipal functions which serve its citizens; and

**WHEREAS**, the requirement to pay such a tax or fee is contrary to public policy and results in individuals paying taxes that are improperly spent outside of that community and spent for services which they do not receive; and

**WHEREAS**, the City Council of the City of Doral, Florida hereby finds that such a practice of requiring newly formed municipalities to pay any tax, fee or other consideration in return for allowing their citizens to incorporate and self govern is contrary to public policy and contrary to the interests of the citizens of the City of Doral;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA THAT:**



**Section 1.** The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Resolution upon adoption hereof.

**Section 2.** The City Council hereby opposes the practice by Counties to exact payment in order to allow local communities to self govern and incorporate and supports any and all efforts made to pass laws which will prohibit the exacting of a tax, fee or other consideration for this purpose.

**Section 3.** This resolution shall become effective upon its passage and adoption by the City Council.

A motion to approve the application was offered by Councilman Van Name, who moved its adoption. The motion was seconded by Vice Mayor Cabrera and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Peter Cabrera	Yes
Councilmember Michael DiPietro	Yes
Councilwoman Sandra Ruiz	Yes
Councilmember Robert Van Name	Yes

PASSED AND ADOPTED this 14<sup>th</sup> day of December, 2005.

  
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JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:

  
\_\_\_\_\_  
BARBARA HERRERA-HILL, CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY FOR THE  
SOLE USE OF THE CITY OF DORAL:

  
\_\_\_\_\_  
JOHN J. HEARN, CITY ATTORNEY