



To: Jane Tompkins

From: Craig E. Leen, City Attorney for the City of Coral Gables 

RE: Legal Opinion Regarding City Manager Ability To Delegate Responsibility On Tree Protection Appeals Committee

Date: September 25, 2012

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The City Manager has express authority under the City Charter to appoint, and implied authority to delegate authority to, other officials in the administrative service of the City to act on his behalf. Accordingly, he may designate an administrative staff member to fill his position on the tree protection appeals committee, unless otherwise directed by the City Commission.

## Hernandez, Cristina

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**From:** Leen, Craig  
**Sent:** Tuesday, September 25, 2012 11:42 AM  
**To:** Hernandez, Cristina  
**Subject:** FW: Tree Protection Appeals Committee

Please place in the opinion folder.

Craig E. Leen  
City Attorney  
City of Coral Gables  
405 Biltmore Way  
Coral Gables, Florida 33134  
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Email: [cleen@coralgables.com](mailto:cleen@coralgables.com)

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**From:** Leen, Craig  
**Sent:** Tuesday, September 25, 2012 11:17 AM  
**To:** Tompkins, Jane  
**Cc:** Thornton Richard, Bridgette  
**Subject:** RE: Tree Protection Appeals Committee

Yes, the City Manager has express authority under the City Charter to appoint, and implied authority to delegate authority to, other officials in the administrative service of the City to act on his behalf. Accordingly, he may designate an administrative staff member to fill his position on the tree protection appeals committee, unless otherwise directed by the City Commission.

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**From:** Tompkins, Jane  
**Sent:** Tuesday, September 25, 2012 8:31 AM  
**To:** Leen, Craig  
**Subject:** FW: Tree Protection Appeals Committee

Good morning Craig,

Have you given this any thought yet? We need to schedule a committee meeting, so I need to know what to tell the CM.

Thanks  
Jane

**From:** Tompkins, Jane  
**Sent:** Friday, September 21, 2012 2:46 PM  
**To:** Leen, Craig  
**Subject:** FW: Tree Protection Appeals Committee

Craig,

The CM has asked me whether he can delegate his responsibilities for the Tree Protection Appeals Committee to someone else. Please advise.

Thanks,  
Jane



Bank: Current Version

Hide TOC RESULTS HISTORY ORD. BANK Sa

- Coral Gables, Florida - Code of Ordinances
- CODE OF THE CITY OF CORAL GABLES, FLORIDA
- SUPPLEMENT HISTORY TABLE
- PART I - CHARTER AND RELATED LAWS
  - Subpart A - CHARTER
  - Subpart B - RELATED LAWS
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  - CHARTER AND RELATED LAWS COMPARATIVE TAE
  - CHARTER AND RELATED LAWS COMPARATIVE TAE
- PART II - CODE OF ORDINANCES
  - Subpart A - GENERAL ORDINANCES
    - Chapter 1 - GENERAL PROVISIONS
    - Chapter 2 - ADMINISTRATION
    - Chapters 3—5 - RESERVED
    - Chapter 6 - ALCOHOLIC BEVERAGES
    - Chapters 7—9 - RESERVED
    - Chapter 10 - ANIMALS

(Code 1958, § 34-17; Code 1991, § 27-32; Ord. No. 2005-31, §

#### Sec. 82-34. - ~~Tree~~ variances.

The preservation of trees may be considered as provisions of the zoning, flood control or subdivision re

(Code 1958, § 34-18; Code 1991, § 27-33)

#### Sec. 82-35. - Tree protection appeals committee

There is hereby created a tree protection app building and zoning director and the planning director. notice to all affected parties.

(Code 1958, § 34-19; Code 1991, § 27-34)

*Virginia Goizueta*

*Plans Processor Lead*

*City of Coral Gables*

Development Services Department

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Coral Gables, Florida 33134

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