



To: William Ortiz

From: Miriam S. Ramos, Deputy City Attorney for the City of Coral Gables

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

A handwritten signature in blue ink, appearing to be "CL", is written over the word "Approved" in the previous block.

RE: Legal Opinion Regarding Section 34-78 Of Code

Date: April 24, 2015

It is the opinion of the City Attorney's Office that Sec. 34-78, "Abandoned or junk motor vehicles on public or private property prohibited; exceptions," of the City Code, requires only one of the listed conditions in order to constitute a violation.

The Code section reads as follows:

"It shall be unlawful for any person to park, store, or leave any motor or other vehicle maintained on cement blocks, with flat tires, partially dismantled, not properly registered or insured, or in a wrecked, junked, dilapidated or abandoned condition on public or private property in the city..."

In order to honor the intent of the ordinance, as well a reasonable reading of the same, the section should be read as follows:

"It shall be unlawful for any person to park, store, or leave any motor or other vehicle maintained on cement blocks OR with flat tires OR partially dismantled OR not properly registered or insured, or in a wrecked, junked, dilapidated or abandoned condition on public or private property in the city..."

This opinion is issued pursuant to Sec. 2-201(e)(1) and (8), of the City Code, giving the City Attorney's Office the authority to issue opinions and interpretations of the City Code.

Herbello, Stephanie

From: Leen, Craig
Sent: Friday, April 24, 2015 3:46 PM
To: Ramos, Miriam
Cc: Ortiz, William; Figueroa, Yaneris; Herbello, Stephanie
Subject: Re: Opinion regarding Sec. 34-78

Good work. Please put in the opinion folder.

Sent from my iPhone

On Apr 24, 2015, at 3:03 PM, Ramos, Miriam <mramos@coralgables.com> wrote:

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Miriam S. Ramos, Esq.
Deputy City Attorney
City of Coral Gables

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