

ORDINANCE NO. 274

ORDINANCE OF THE CITY OF WEST MIAMI, FLORIDA, ADOPTING THE METROPOLITAN-DADE COUNTY MINIMUM STANDARDS FIRE PREVENTION SAFETY CODE BY REFERENCE AS AN ORDINANCE OF THE CITY; PROVIDING PENALTIES FOR VIOLATION THEREOF; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Dade County, Florida, have heretofore passed Ordinance 66-31 to become effective September 24, 1966; and

WHEREAS, said Ordinance provides a minimum standards fire prevention and safety code and provides that said code may be adopted by reference by municipalities as a municipal ordinance; and

WHEREAS, the Council of the City of West Miami, Florida, is of the opinion that the best interests of the municipality will be served by the adoption of such county fire code as a municipal ordinance of the City,

NOW, THEREFORE, BE IT ENACTED BY THE MAYOR AND CITY COUNCIL AS FOLLOWS:

Section 1. The Dade County Fire Prevention and Safety Code adopted by the Board of County Commissioners of Dade County, Florida, by County Ordinance 66-31 be and is hereby adopted by reference as an ordinance of the City of West Miami, applicable within the boundaries of the City, and such code should be known as the West Miami Fire Code.

Section 2. Enforcement of the West Miami Fire Code shall be the responsibility of the Mayor and shall be subject to applicable provisions of Dade County Ordinance 66-31.

Section 3. (a) All violations of the West Miami Fire Code shall be prosecuted in the West Miami Municipal Court. Any person convicted in the Municipal Court of violating any of the provisions of the West Miami Fire Code shall be punished by a fine not to exceed \$500.00, or by imprisonment in the West Miami Jail not to exceed 60 days; or by both such fine and imprisonment. Application of a penalty shall not be held to prevent the removal of a prohibited condition.

(b) Each day's failure to comply with the provisions of the West Miami Fire Code shall constitute a separate offense and shall be punishable as such.

(c) The term "person" as used in this Ordinance and in the West Miami Fire Code shall include the owner, occupant, lessee, agent or any other person, firm, corporation, association, partnership, or other legal entity directly or indirectly in control of the property involved.

Section 4. It is intended that if any section, sub-section, sentence, clause or provision contained herein is held invalid, the remainder shall not be affected.

Section 5. It is the intention of the City Council and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of West Miami, Florida, and that sections of this Ordinance may be re-numbered or re-lettered to accomplish such intention.

Section 6. The provisions of this Ordinance shall become effective September 24, 1966, or such other date as the Dade

County Fire Prevention and Safety Code shall become effective.

PASSED AND ADOPTED this 21st day of September, 1966.

Howey H. Stall
PRESIDENT, CITY COUNCIL

ATTESTED:

Bessie Blum
CITY CLERK

APPROVED:

Edmund Cooper
MAYOR