

**ORDINANCE NO. 2017-090**

ORDINANCE ACCEPTING THE PARKING AND ACCESS EASEMENT AGREEMENT FROM THE RAMADA INN ATTACHED AS EXHIBIT "1", LOCATED AT 1950 WEST 49 STREET, TO ALLOW PATRONS OF THE DON QUIJOTE CITY PARK, LOCATED AT 1990 WEST 49 STREET, ACCESS INTO THE RAMADA INN PARKING LOT FOR PARKING IN FIVE PARKING SPACES ADJACENT TO THE PARK ALLOCATED BY RAMADA TO THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING PENALTIES FOR VIOLATION HEREOF; AND PROVIDING FOR A SEVERABILITY CLAUSE.

**WHEREAS**, the Parking and Access Easement Agreement from the Ramada Inn to the City shall allow patrons of the Don Quijote Park, access to the Ramada parking lot, and to park in five parking spaces adjacent to the park allocated by Ramada to the city.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

**Section 1:** The Parking and Access Easement Agreement from the Ramada Inn to the City attached as Exhibit "1" is hereby accepted.

**Section 2: Repeal of Ordinances in Conflict.**

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

**Section 3: Penalties.**

Any person, business, association, corporation, partnership or other legal entity who violates any of the provisions of this ordinance shall be assessed a civil penalty, up to a

maximum of \$500.00, within the discretion of the court or administrative tribunal having jurisdiction. Each day that a violation continues shall constitute a separate violation.

**Section 4: Severability Clause.**

If any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the judgment or decree of a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance.

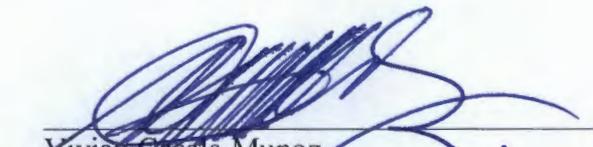
**Section 5: Effective Date.**

This ordinance shall become effective when passed by the City Council and signed by the Mayor or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

PASSED and ADOPTED this 12 day of December

2017.

THE FOREGOING ORDINANCE  
OF THE CITY OF HIALEAH WAS  
PUBLISHED IN ACCORDANCE  
WITH THE PROVISIONS OF  
FLORIDA STATUTE 166.041  
FOR TO FINAL READING.

  
Vivian Casals-Munoz  
Council President

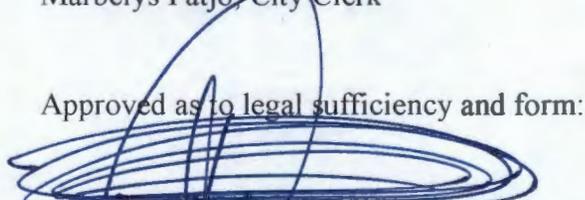
Attest:

Approved on this 18 day of December, 2017.

  
Marbelys Fatjo, City Clerk

  
Mayor Carlos Hernandez

Approved as to legal sufficiency and form:

  
Lorena E. Bravo, City Attorney

Ordinance was adopted by a (7-0) vote with Councilmembers, Caragol, Zogby, Cue-Fuente, Casáls-Munoz, Hernandez, Garcia, and Lozano voting "Yes".