

37 **NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE TOWN**
38 **OF SURFSIDE AS FOLLOWS:¹**

39 **Section 1. Recitals.** The above-stated recitals are true and correct and are incorporated
40 herein by this reference.

41 **Section 2. Qualifying Dates Changed.** For the Town’s March 19, 2024 General
42 Election, the qualifying periods set forth in Section 101 of the Town Charter are hereby changed
43 to establish a qualifying period to commence on Friday, November 3, 2023 at 9:00 a.m. and end
44 on Wednesday, November 22, 2023 at 12:00 p.m., with any amended qualifying petition (as
45 otherwise permitted pursuant to Section 101 of the Town Charter) to be filed by no later than
46 Wednesday, November 29, 2023 at 12:00 p.m.

47 **Section 3. Establishing End of Supplemental Qualifying Period.** That with regard
48 to the Town’s March 19, 2024 General Election, the end date for any supplemental qualifying
49 period shall be Wednesday, November 29, 2023 at 12:00 p.m.

50 **Section 4. Incorporation into Charter.** The provisions of Section 2 of this Ordinance
51 dealing with the limited change in qualifying dates for the Town’s March 19, 2024 General
52 Election, shall become and be made part of Section 101 of the Town’s Charter, and all remaining
53 language in the Charter dealing with qualifying for office not otherwise in conflict with and/or
54 expressly referred to in this Ordinance shall apply to said March 19, 2024 General Election.

55 **Section 5. Inclusion in the Code.** The provision of Section 3 of this Ordinance dealing
56 with the establishment of a date by which the supplemental qualifying period shall end for the
57 Town’s March 19, 2024 General Election, shall become and be made part of Section 26-14 of the
58 Town’s Code of Ordinances.

59 **Section 6. Authorization.** The Town Clerk is authorized to take all actions necessary
60 to incorporate the provisions of this Ordinance into the Town Charter and Town Code in order to
61 accomplish such intentions, and sections of this Ordinance may be implemented into the Charter
62 and Code via footnote.

63 **Section 7. Notification to Miami-Dade County.** The Town Clerk is directed, upon
64 adoption of this Ordinance on second and final reading, to notify the Miami-Dade County
65 Elections Department of the subject changes in qualifying dates and to transmit certified copies of
66 this Ordinance to the Miami-Dade County Supervisor of Elections.

67 **Section 8. Codification.** It is the intent of the Town Commission that the provisions
68 of this ordinance shall become and be made a part of the Town’s Charter and Code of Ordinances,
69 and that the sections of this Ordinance may be renumbered or relettered, and the word “ordinance”
70 may be changed to “section,” “article,” “regulation,” or such other appropriate word or phrase in
71 order to accomplish such intentions.

¹ Coding: ~~Strikethrough words~~ are deletions to the existing words. Underlined words are additions to the existing words. Changes between first and second reading are indicated with **highlighted** ~~double-strikethrough~~ and double underline.

72 **Section 9. Severability.** The provisions of this Ordinance are declared to be severable
73 and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be
74 invalid or unconstitutional, such decision shall not affect the validity of the remaining sections,
75 sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the
76 legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

77 **Section 10. Conflicts.** All ordinances or parts of ordinances, resolutions or parts of
78 resolutions, in conflict herewith, are repealed to the extent of such conflict.

79 **Section 11. Effective Date.** This Ordinance shall become effective immediately upon
80 final adoption on second reading.

81 **PASSED** on first reading on the 18th day of April, 2023.

82 **PASSED AND ADOPTED** on second reading on the 9th day of May, 2023.


83 **On Final Reading Moved By:** Vice Mayor Rose

84 **On Final Reading Second By:** Commissioner Velasquez


85 **FINAL VOTE ON ADOPTION**

86 Commissioner Nelly Velasquez	<u>Yes</u>
87 Commissioner Marianne Meisheid	<u>Yes</u>
88 Commissioner Fred Landsman	<u>Yes</u>
89 Vice Mayor Jeff Rose	<u>Yes</u>
90 Mayor Shlomo Danzinger	<u>Yes</u>

91
92
93
94 
95 _____
96 Shlomo Danzinger
97 Mayor

96 **ATTEST:**
97
98 
99 _____
100 Sandra McCready, MMC
101 Town Clerk

103 **APPROVED AS TO FORM AND LEGALITY FOR THE USE
104 AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**

105
106 
107 _____
108 Weiss Serota Helfman Cole & Bierman, P.L.
109 Town Attorney