



## **Attachment "A"**

### **Advertisement Pharmacies and Medical Marijuana Dispensaries**

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING CHAPTER 3 LAND DEVELOPMENT REGULATIONS, OF THE CODE OF ORDINANCES BY AMENDING SECTION 3-58 NC, NEIGHBORHOOD CENTER DISTRICT, SECTION 3-59 TRC, TRANSIT CORRIDOR DISTRICT, AND SECTION 3-60 TC, TOWN CENTER DISTRICT TO CHANGE THE LIST OF PERMITTED CONDITIONAL AND PROHIBITED USES TO ADDRESS PHARMACIES AND MEDICAL MARIJUANA DISPENSARIES AND TO PROVIDE CERTAIN REGULATIONS FOR SUCH USES; AND BY AMENDING SECTION 3-261, DEFINITIONS, TO PROVIDE NEW DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

H1

MASS TRANSIT

# Citing train deaths, Miami-Dade mayor wants safety check before Brightline comes south

BY MARTIN VASSOLO  
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Before Brightline comes rolling through Miami-Dade County, Mayor Carlos Gimenez has asked the Florida Department of Transportation to evaluate safety measures in place at the railway crossings along the private passenger line’s route.

In a letter sent last month to James Wolfe, FDOT’s District Six secretary, Gimenez noted the private rail company’s recent string of “unfortunate incidents” — two deaths in the company’s first month of operation in South Florida; four since testing began last year — and described as imperative the need for a state safety review to identify “any defi-

ciencies that may be attributed to these incidents.”

Specifically, Gimenez asked for an analysis of all grade crossings along the Florida East Coast Railway corridor, and that the state establish a “plan of action in order to enhance safety for the public. This could include educational programs and coordination with the leaders of cities along the FEC, like North Miami and Miami Shores, said Mike Hernandez, a spokesperson for Gimenez. Wolfe’s office received the letter on Friday night and he had not yet responded as of Tuesday afternoon, a spokesperson for his office said.

Brightline began operating its diesel-electric trains last month between West Palm Beach to Fort Lauderdale. An extension to Miami,

where Miami Central Station is under construction downtown, is expected to be completed later this year.

The expansion of Brightline, formerly known as All Aboard Florida, to Miami will mark a significant change in rail activity along the FEC tracks, which for decades have exclusively belonged to much slower freight trains, which often block intersections for a few minutes at a time.

Come summer, the tracks will be buzzing with passenger trains reaching speeds of 79 miles per hour. Brightline trains come and go in a matter of seconds and promise to take you from Miami to Fort Lauderdale in half an hour — and for as little as \$10, while introductory rates last.

Some have speculated that

ignorance of Brightline’s presence on the tracks led to the deaths of people who perhaps thought they were racing freight trains — not passenger trains — across the tracks. Each incident, along with a non-fatal accident last month, involved residents either walking or riding a bicycle across the tracks after safety gates dropped, lights flashed and a piercing whistle sounded.

Following the accidents, Brightline — owned by Coral Gables-based Florida East Coast Industries — stepped up its educational campaign and deployed safety ambassadors to pass out safety literature and off-duty police officers to monitor the rails.

Hernandez stressed that Gimenez is fully supportive of Brightline’s expansion to Miami-Dade County, which

will link up the downtown areas of South Florida’s tri-county area and eventually spread north to Orlando. The construction of Miami Central Station will include a Tri-Rail connection, which Gimenez is excited about.

“This should not be misinterpreted as the mayor being overly concerned with Brightline,” Hernandez said, adding that Gimenez views the expansion as a big benefit for South Florida. “We have to work together to educate our residents about this new service.”

Brightline said it shares Gimenez’s interest in prioritizing safety, and that it has been collaborating with the county government, the school district and the South Florida Regional Transportation Authority, which operates Tri-Rail, along with other “stakeholders and emergency responders.”

“We are working on a new PSA campaign and increased community outreach, like safety ambassadors and message boards at crossings,” the statement said.

In mid-January, Florida’s two U.S. senators, Republican Marco Rubio and Democrat Bill Nelson, wrote letters to Federal Trans-

portation Secretary Elaine Chao to launch a review of Brightline’s safety protocols.

“It is critical that the Department of Transportation assess safety measures with Brightline, while coordinating with local officials and members of the community to prevent future tragedies from occurring,” Rubio wrote to Chao. “In response to these recent and tragic events, how does the Department intend to ensure that the Florida Department of Transportation, its local partners and Florida East Coast Railway safeguard pedestrians at Brightline rail crossings?”

Miami-Dade County Commissioner Sally Heyman, who represents Northeast Dade, said she was excited for Brightline’s expansion south and glad safety reviews are being conducted before its arrival.

“I’m glad we weren’t the first link in it,” she said. “It’s a needed alternative to have people mobilized on the rails and off our streets, but at the same time it has to be safe.” The key, she said, is educating the community about the train’s presence.

“I know it’s a concern of everybody,” she said.

MIAMI INTERNATIONAL AIRPORT

## Grandparents in Brazil ‘parental abduction’ case are arrested

BY ERNESTO LONDOÑO  
The New York Times

RIO DE JANEIRO

The grandparents of a Brazilian-American child at the center of a custody battle were arrested Wednesday after landing at Miami International Airport, and were charged with international parental kidnapping.

The arrest of the couple, Carlos Otavio Guimaraes and Jemima Guimaraes, was

a rare case of Brazilians facing criminal charges in the United States stemming from a custody battle.

Carlos and Jemima Guimaraes are accused of helping their daughter move her son to her native Brazil, where she then applied for sole custody of him, in violation of a legal agreement with her ex-husband, who lives in Houston. The FBI filed a criminal complaint against the couple and their daughter under seal in Texas last

March.

Heavily publicized, protracted legal fights over accusations of parental kidnappings have been a thorn in relations between the United States and Brazil for years. A similar case prompted Congress in 2014 to pass a law that sought to strengthen the government’s ability to reunite American parents with children who have been taken abroad.

“I am very sorry it has come to this,” Chris Brann,

the child’s father and the arrested couple’s former son-in-law, said in a statement. “All I ever wanted — and all I still want — is for my son Nico to have equal access to both his loving parents.”

He added that if his son were returned immediately to Houston, “I am prepared to ask the U.S. Attorney’s Office to be lenient in how it handles Carlos and Jemima’s cases.”

According to a criminal complaint unsealed on Wednesday, Carlos and Jemima Guimaraes helped their daughter, Marcelle Guimaraes, resettle in Brazil in July 2013, violating a legal agreement that she and Brann had signed in Texas that May.

The complaint says Guimaraes used the pretext of a family wedding to get permission from Brann to allow

their son, Nicolas, to travel to Brazil.

Soon after arriving there in July 2013, however, Guimaraes filed for sole custody of the child in a Brazilian court and, according to the complaint, for weeks misled her ex-husband about her decision to stay permanently.

An FBI special agent, Christopher Petrowski, wrote in the charging document that the grandparents were complicit in the deception and cited as evidence that the child had been enrolled months before the trip in a school that is run by Jemima Guimaraes in Salvador, Bahia.


Petrowski also wrote that Carlos Guimaraes misled Brann about his daughter’s intentions by emailing him flight-itinerary information that suggested the mother and child intended to fly to

the United States in early August 2013.

The Guimaraes family holds dual American and Brazilian citizenship, according to a summary of the custody dispute drafted by Brann’s lawyer, Jared Genser. Carlos Guimaraes is a senior executive at ED&F MAN, a multinational agricultural commodities company.

Marcelle Guimares is also charged in the criminal complaint, which was filed in federal court in Texas. She and Nicolas, who is 8 years old, remain in Brazil.

Brann has fought for custody of his son in Brazilian courts and sought to get the Obama administration to more aggressively back his effort to be reunited with his son. “I will not stop fighting until Nico is home,” he wrote in a 2015 essay in The Washington Post.




## CITY OF HIALEAH HOME IMPROVEMENT PROGRAM

Pursuant to Section 420.9071 et. seq., Florida Statutes and Chapter 67-37 of the Florida Administrative Code, the City of Hialeah announces the availability of approximately \$942,270.00 in State Housing Initiatives Partnership (SHIP) funds for State FY-2016-2017 available to extremely low, very low and low income persons who own and occupy a single family home located in Hialeah and that is in need of repairs. Assistance will be provided through the Owner Occupied Rehabilitation Program and the Reconstruction Assistance Program in accordance with the City of Hialeah Local Housing Assistance Plan (LHAP). Expedited Open Application period to apply for theses programs will be until February 28<sup>th</sup>, 2018, 5:00 PM. No applications will be accepted after that time. To be eligible to receive assistance the gross annual household income cannot exceed the following limits:

Household Size	1	2	3	4	5	6	7	8
Extremely Low Income	\$15,900	\$18,150	\$20,420	\$24,600	\$28,780	\$32,960	\$37,140	\$41,320
Very Low Income	\$26,450	\$30,200	\$34,000	\$37,750	\$40,800	\$43,800	\$46,850	\$49,850
Low Income	\$42,300	\$48,350	\$54,400	\$60,400	\$65,250	\$70,100	\$74,900	\$79,750


Priority will be given to applicants with Special Needs and Developmental Disabilities until at least 20% of funds have been reserved for this group. The remaining funds will be used to assist very low and low-income households. The maximum value of any new and existing property assisted cannot exceed \$317,647.00. SHIP funds may not be used to rehabilitate, or repair mobile homes. Application packages will be available at our office and online. To get the application go to [www.hialeahfl.gov](http://www.hialeahfl.gov) and under the Departments menu, select Grants & Human Services. Applications will be processed on a first-come, first-served basis, subject to funding availability and in compliance with the statutory requirements. If you have any further questions or want to make an appointment once the application is filled out completely and all required documents are gathered please call us at (305) 883-8040 or at the Telecommunication Device for the Deaf (TDD) number (305) 883-5886. We are located at City of Hialeah, Department of Grants and Human Services, 501 Palm Avenue, 1st Floor, Hialeah, Florida 33010.

In accordance with the Americans with Disabilities Act of 1990, persons needing special accommodations to participate in this proceeding should contact the Office of City Clerk for assistance, no later than seven (7) days prior to the proceeding, telephone (305) 883-5820; if hearing impaired, telephone the Florida Relay Service numbers (800) 955-8771 (TDD) or (800) 955-8770 (VOICE) for assistance. For additional information on the City of Hialeah’s anti-discrimination policy please visit: <http://bit.ly/1TMe0uc>



**SHIP**  
housing a stronger Florida

February 8, 2018



### TOWN OF CUTLER BAY NOTICE OF ADOPTION OF AN ORDINANCE AMENDING CHAPTER 3 LAND DEVELOPMENT REGULATIONS, OF THE CODE OF ORDINANCES

**NOTICE IS HEREBY GIVEN** that the Town Council of the Town of Cutler Bay, Florida, sitting in its capacity as the Local Planning Agency, will hold a public hearing on **Wednesday, February 21, 2018 at 7:00 p.m.**, or as soon as thereafter as possible in the Town Council Chambers, 10720 Caribbean Boulevard, Cutler Bay, Florida. The purpose of the public hearing is to consider the Ordinance described below.

**PLEASE NOTE** that immediately following the meeting of the Town Local Planning Agency the Council will hold a public hearing and first reading of the Ordinance described below:

**AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING CHAPTER 3 LAND DEVELOPMENT REGULATIONS, OF THE CODE OF ORDINANCES BY AMENDING SECTION 3-58 NC, NEIGHBORHOOD CENTER DISTRICT, SECTION 3-59 TRC, TRANSIT CORRIDOR DISTRICT, AND SECTION 3-60 TC, TOWN CENTER DISTRICT TO CHANGE THE LIST OF PERMITTED CONDITIONAL AND PROHIBITED USES TO ADDRESS PHARMACIES AND MEDICAL MARIJUANA DISPENSARIES AND TO PROVIDE CERTAIN REGULATIONS FOR SUCH USES; AND BY AMENDING SECTION 3-261, DEFINITIONS, TO PROVIDE NEW DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**


The Town Council may continue or defer the hearing to a new date and time certain without further notice provided the date and time of the continuance or deferral is announced at the hearing. The Ordinance in its entirety may be inspected at the Office of the Town Clerk during regular business hours.

Persons wishing to appeal any decision made by the Town Council, with respect to any matter considered at such hearing, will need a record of the proceedings and, for such purpose, may need to ensure that a verbatim record of the proceedings is made; which includes the testimony and evidence upon which the appeal is to be based (F.S. 286.0105).

Any and all interested parties may appear at the above meeting and be heard with respect to the proposed items.

In accordance with the Americans with Disabilities Act of 1990 (ADA), persons needing special accommodations to participate in these proceedings should contact the Town Clerk’s Office for assistance at (305) 234-4262, no later than four (4) business days prior to such proceeding.

**Debra E. Eastman, MMC**  
Town Clerk



## PUBLIC HEARING

The Governing Board of the Transportation Planning Organization (TPO), in its role as the Metropolitan Planning Organization (MPO) for the Miami Urbanized Area will hold a public hearing on **Thursday, February 22, 2018 at 2:00 p.m.** in the County Commission Chambers, Stephen P. Clark Center, 111 NW First Street, Miami, Florida, for the purpose of considering the following:

- 2040 Long Range Transportation Plan (LRTP) and FY 2018 Transportation Improvement Program (TIP) Amendments: Advancement of Design Phase for an Intersection Improvement Safety Project**  
The proposed amendments to the 2040 LRTP and FY 2018 TIP will include as Priority I the Design Phase of an Intersection Improvement Safety Project on State Road (SR) 922/ NE 125<sup>th</sup> Street from SR 915/NE 6<sup>th</sup> Avenue to NE 7<sup>th</sup> Avenue in the City of North Miami.
- FY 2018 TIP Amendment: Addition of Five Miami-Dade County Bridge Repair/Rehabilitation Projects**  
The proposed amendment to the FY 2018 TIP will add the following five (5) repair/rehabilitation bridge projects:
  - FM # 442893-1: Miami-Dade County Caribbean Boulevard over Bel Aire Canal CC1 Bridge
  - FM# 442894-1: Miami-Dade County SW 127<sup>th</sup> Avenue Over Black Creek Canal C-1 W Bridge
  - FM# 442895-1: Miami-Dade County SW 99<sup>th</sup> Avenue over Snaper Creek Canal Bridge
  - FM# 442896-1: Miami-Dade County NW 95<sup>th</sup> Street Over Little River Canal Bridge
  - FM# 442897-1 Miami-Dade County NW 22<sup>nd</sup> Avenue Over Little River Canal (C7) Bridge

All interested parties are invited to attend. For copies of the LRTP, TIP, UPWP and/or further information, please contact the TPO, Stephen P. Clark Center, 111 NW First Street, Suite 920, Miami, Florida 33128, phone: (305) 375-4507; e-mail: [tpo@miamidadetpo.org](mailto:tpo@miamidadetpo.org) ; website: [www.miamidadetpo.org](http://www.miamidadetpo.org). Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact the TPO at (305) 375-4507 at least seven days prior to the meeting.