

Law Offices of Rafael E. Andrade, P.A.

1688 Meridian Avenue
7th Floor
Miami Beach, Florida 33139

Telephone: 305.531.9511
Facsimile: 305.673.5734

www.randradelaw.com
ralph@randradelaw.com

VIA EMAIL ONLY: JimmyMorales@miamibeachfl.gov

September 23, 2020

Mr. Jimmy L. Morales
City Manager
City of Miami Beach
1700 Convention Center Drive
Miami Beach, FL 33139

Re: House Bill No. 133

Dear Mr. Morales:

I represent Beach Towing Services, Inc., regarding its Towing Permit. House Bill No. 133 was signed into law by Governor Ron DeSantis on September 18, 2020 ("Law").¹ The Law takes effect October 1, 2020. The Law: (i) prohibits a municipality from imposing a fee on a towing business for towing, impounding, or storing a vehicle; (ii) authorizes a municipality to impose a fee on the vehicle owner; and (iii) authorizes (but does not mandate) a towing business to collect the fee on behalf of the municipality.

Section 3 of the Towing Permit is in conflict with the Law. Accordingly, the Towing Permit must be amended to comply with the Law. Enclosed herein, please find a proposed amendment for your consideration. As always, my client is available to meet with the City to discuss the implementation of the Law and any other matters of concern to the City. Beach Towing looks forward to continuing to serve the City.

Thank you for your attention to this matter.

Sincerely,

/s/ Rafael E. Andrade

Rafael E. Andrade, Esq.

Cc: Raul J. Aguila, City Attorney
Saul Frances, Parking Director

¹ The Law is consistent with Miami-Dade County, City of Miami, Bal Harbour Village, and the Miami Parking Authority, which all impose a pass-through fee on the owner of a towed vehicle.