

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO PRIORITIZE ITS REVIEW OF ANY LIFE SAFETY CONCERNS AT THE MIAMI BEACH MARINA IMPLICATED BY THE LOCATION OF EXISTING ELECTRICAL INFRASTRUCTURE AT OR NEAR THE MARINA DOCKS, PARTICULARLY DURING KING TIDES, AND TO TAKE ALL NECESSARY STEPS TO WORK WITH SUNTEX, THE MARINA LESSEE, TO IDENTIFY AND IMPLEMENT CORRECTIVE MEASURES AS MAY BE REQUIRED BY THE MARINA LEASE AS EXPEDITIOUSLY AS POSSIBLE AND, IN ANY EVENT, BY SEPTEMBER 1, 2023.**

**WHEREAS**, king tides are the highest predicted high tides of the year; and

**WHEREAS**, in Miami Beach, the king tides usually occur during the months of September, October, and November and provide a preview of the kind of tidal variations we will see in years to come if sea levels continue to rise; and

**WHEREAS**, according to the National Oceanic and Atmospheric Administration (NOAA), king tides in Miami Beach can reach over 12 inches above the average high tide for the year; and

**WHEREAS**, Miami Beach is low-lying and near sea level, the city is particularly vulnerable to king tide flooding; and

**WHEREAS**, king tides provide a preview of what normal tidal variations may be in the years to come if sea levels continue to rise; and

**WHEREAS**, Miami Beach also faces flood risk from storms, hurricanes, and sea level rise generally; and

**WHEREAS**, an article published in 2021 by University of Florida's Warrington College of Business indicated that the average sea level in Key West rose by 6.82 inches between 1980 and 2020; and

**WHEREAS**, when the Miami Beach Marina (the "Marina") was constructed in the early 1980s, the electrical infrastructure was built based on then existing sea level and tidal conditions; and

**WHEREAS**, in recent years, flooding at the Marina during high tides has required the Marina operator, Suntex Marinas ("Suntex"), to shut off the main power to prevent potentially unsafe conditions; and

**WHEREAS**, the City is concerned that this approach to addressing safety concerns associated with the existence of electrical infrastructure that is at or below sea level during king tides is insufficient; and

**WHEREAS**, Suntex has engaged an electrical engineer to investigate the problem and make recommendations; and

**WHEREAS**, residents in the vicinity of the Marina are anxious for this issue to be resolved as soon as possible; and

**WHEREAS**, pursuant to the terms of the Marina lease, Suntex must maintain the marina site in good repair and all electrical fixtures, pipes, wires, and conduits in good, clean, healthful and safe order and condition.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA**, that the Mayor and City Commission of the City of Miami Beach, Florida direct the City Administration to prioritize its review of any life safety concerns at the Miami Beach Marina implicated by the location of existing electrical infrastructure at or near the Marina docks, particularly during king tides, and to take all necessary steps to work with Suntex Marinas, the marina lessee, to identify and implement corrective measures as may be required by the marina lease as expeditiously as possible and, in any case, by September 1, 2023.

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Dan Gelber, Mayor

**ATTEST:**

\_\_\_\_\_  
Rafael E. Granado, City Clerk

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION



\_\_\_\_\_  
City Attorney

3-20-23

\_\_\_\_\_  
Date