



941720

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/06/2009	.	
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The Committee on Transportation (Bullard) recommended the following:

1 **Senate Amendment to Amendment (736630) (with title**
2 **amendment)**

3
4 After line 72
5 insert:

6 Section 10.

7 SW 67th Avenue (Ludlam Road) in the City of South Miami and
8 the Village of Pinecrest in Miami-Dade County from Bird Road to
9 SW 136th Street is hereby designated as a state historic road.

10 No public funds shall be expended for any of the following
11 purposes:



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12 1) To cut or remove any tree having a diameter at its
13 thickest part in excess of six inches within thirty-five feet of
14 either side of the paved surface of the road, or to engage in an
15 activity which requires the removal without the replacement of
16 such tree.

17 2) The alteration of the physical dimensions or location of
18 SW 67th Avenue, the median strip thereof, or the land adjacent
19 thereto except:

20 a) The routine or emergency utilities maintenance
21 activities necessitated to maintain the road as a utility
22 corridor.

23 b) The modification or improvements made to provide
24 for vehicular ingress and egress of governmental safety
25 vehicles.

26 c) Alterations, modifications, or improvements made
27 for the purpose of enhancing life safety vehicular use or
28 pedestrian use of SW 67th Avenue, or both as long as such
29 alterations, modifications, or improvements are heard in a
30 public hearing and subsequently approved by the governing board
31 of the local government in which it is located.

32
33 Nothing in this section shall be construed to prevent the
34 ordinary maintenance and repair of the road or structures,
35 provided the physical dimensions and location of the road and
36 the appearance of any structure are preserved. However, the
37 preservation of the road shall take priority over considerations
38 of traffic management, and the public safety shall not be
39 construed to require alterations in the road when alternative
40 means promoting safety, including more restrictive traffic



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41 regulations, are available.

42 Section 11.

43 The Division of Historical Resources of the Department of
44 State shall provide for the erection of suitable markers on and
45 along that portion of SW 67th Avenue described in Section 10 of
46 this act.

47
48 ===== T I T L E A M E N D M E N T =====

49 And the title is amended as follows:

50 Delete line 87

51 and insert:

52 Department of Transportation to erect suitable markers;
53 designating a specified portion of SW 67th Avenue in the City of
54 South Miami and the Village of Pinecrest in Miami-Dade County as
55 a state historic road; prohibiting the expenditure of public
56 funds for certain purposes; providing construction of the act,
57 directing the Division of Historical Resources of the Department
58 of State to provide for the erection of suitable markers;
59 providing an