MEMORANDUM

Agenda Item No. 11(A)(11)

TO: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

DATE: May 5, 2009

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution providing for notification of road and public infrastructure projects

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Barbara J. Jordan.

R. A. Cuevas, Jr.
County Attorney

RAC/up

MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: May 5, 2009

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 11(A)(11)

Please note any items checked.

_____ **"4-Day Rule" ("3-Day Rule" for committees) applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Bid waiver requiring County Mayor's written recommendation**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **Housekeeping item (no policy decision required)**

_____ **No committee review**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11 (A) (11)
5-5-09

RESOLUTION NO. _____

RESOLUTION PROVIDING FOR NOTIFICATION OF ROAD AND PUBLIC INFRASTRUCTURE PROJECTS

WHEREAS, the necessary construction of roads and other infrastructure projects may cause significant disturbances to residential and commercial properties during the period of construction; and

WHEREAS, the impact of such conditions may in certain instances be reduced by advance notification of such projects to the affected property owners; and

WHEREAS Miami-Dade County wishes to advance construction projects and thereby promote jobs and the well being of our community in a responsible manner and with the least adverse impact to the neighbors immediately surrounding such projects,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The County Mayor or his designee is hereby directed to notify any and all occupants of residential or commercial structures directly adjacent to the site of construction of a road or other public infrastructure project not later than thirty (30) days in advance of the notice to proceed for the project.

Section 2. The County Mayor or his designee is also directed to notify the Commission office representing the district where the construction or public infrastructure project will take place.

Section 3. The notice shall be in writing and delivered through any reasonable mean which may include, but is not limited to, posting and hand-delivery. The notice shall contain at a

minimum an indication of the anticipated date of commencement of the project, the expected duration and, in the event that the project involves the temporary closing of a road or sidewalk or a portion of road or sidewalk, the anticipated period of such closure.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. It was offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 5th day of May, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Hugo Benitez