



MEMORANDUM

Agenda Item No. 11(A)(10)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: October 2, 2012

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

SUBJECT: Resolution directing the Mayor
to conduct an educational campaign
to inform the public about Miami-
Dade County's current regulations
related to litter, grass clippings and
yard trash

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.

R. A. Cuevas, Jr.
County Attorney

RAC/cp



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

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Please note any items checked.

- "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**
- Ordinance creating a new board requires detailed County Manager's report for public hearing**
- No committee review**
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve**
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(10)

10-2-12

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO
CONDUCT AN EDUCATIONAL CAMPAIGN TO INFORM
THE PUBLIC ABOUT MIAMI-DADE COUNTY'S CURRENT
REGULATIONS RELATED TO LITTER, GRASS CLIPPINGS
AND YARD TRASH

WHEREAS, residents and visitors in Miami-Dade County may see grass clippings and other yard trash dumped or blown onto areas such as roads, drains, gutters and sidewalks; and

WHEREAS, such dumping or blowing of grass clippings and other yard trash onto roads, drains, gutters, and sidewalks adversely affects the attractiveness, public health, safety and welfare of the community of Miami-Dade County; and

WHEREAS, such dumping or blowing of grass clippings and other yard trash onto roads, drains, gutters, and sidewalks may also create a public nuisance by clogging or slowing drains; and

WHEREAS, in the Code of Miami-Dade County, including Section 15-1(z), 15-1(uu) and 15-1(III), "litter" is defined to include "vegetative matter resulting from landscaping and land clearing operations;" and

WHEREAS, Section 15-6(b)(1) of the Code of Miami-Dade County makes it unlawful for any person to cause, let, allow, permit or suffer the dumping of litter on any public or private highway, road, street, alley, bridge, drain, gutter, lane, sidewalk, vacant lot, or thoroughfare, except in areas lawfully provided therefore; and

WHEREAS, although the dumping or blowing of grass clippings and other yard trash onto roads, drains, gutters and sidewalks is generally prohibited by the above-mentioned sections

of the Code of Miami-Dade County, some landscaping and gardening companies may not be aware of these regulations; and

WHEREAS, if more landscaping and gardening companies are made aware of these County regulations and the potential fines for violations, that may reduce the instances of clogged or slow drains due to deposits of grass clippings or other yard trash, and generally have a positive effect on the attractiveness, public health, safety and welfare of Miami-Dade County,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Mayor or designee is directed to conduct an educational campaign to inform the public of Miami-Dade County's current regulations against the dumping or blowing of grass clippings and other yard trash onto roads, drains, gutters and sidewalks. This educational campaign shall also specifically target landscaping, gardening and lawn care companies, and as part of this campaign, the Mayor or designee is directed to send a written reminder of the above-mentioned regulations to the landscaping, gardening and lawn care companies at the addresses maintained by the County's Finance Department.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. 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:

Joe A. Martinez, Chairman	
Audrey M. Edmonson, Vice Chairwoman	
Bruno A. Barreiro	Lynda Bell
Esteban L. Bovo, Jr.	Jose "Pepe" Diaz
Sally A. Heyman	Barbara J. Jordan
Jean Monestime	Dennis C. Moss
Rebeca Sosa	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared the resolution duly passed and adopted this 2nd day of October, 2012. 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.



Abbie Schwaderer-Raurell