MEMORANDUM

Agenda Item No. 11(A)(6)

TO:	Honorable Chairman Jean Monestime and Members, Board of County Commissioners	**DATE:**	December 15, 2015
FROM:	Abigail Price-Williams County Attorney	**SUBJECT:**	Resolution urging the U.S. Environmental Protection Agency to support the Clean Power Plan Final Rule to reduce greenhouse gases and the effects of climate change; and to implement the Final Rule without delay

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Daniella Levine Cava.

Abigail Price-Williams
County Attorney

APW/cp

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 15, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(6)

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**

_____ **Statement of social equity required**

_____ **Ordinance creating a new board requires detailed County Mayor'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)(6)

12-15-15

RESOLUTION NO. _____

RESOLUTION URGING THE U.S. ENVIRONMENTAL PROTECTION AGENCY TO SUPPORT THE CLEAN POWER PLAN FINAL RULE TO REDUCE GREENHOUSE GASES AND THE EFFECTS OF CLIMATE CHANGE; AND TO IMPLEMENT THE FINAL RULE WITHOUT DELAY

WHEREAS, on August 3, 2015, President Obama and the U.S. Environmental Protection Agency (EPA) announced the Clean Power Plan; and

WHEREAS, the Clean Power Plan is a historic and important step in reducing greenhouse gas emissions from power plants; and

WHEREAS, to accomplish the goals of the Clean Power Plan, the EPA established final emission guidelines requiring existing power plants to reduce greenhouse gas emissions (the "Final Rule"); and

WHEREAS, the purpose of the Final Rule, which becomes effective on December 22, 2015, is to protect human health and the environment by reducing greenhouse gas emissions from power plants, the largest domestic stationary source of greenhouse gas emissions; and

WHEREAS, the Final Rule, when fully implemented, will achieve significant reductions in greenhouse gas emissions by 2030; and

WHEREAS, a federal lawsuit challenging the Clean Power Plan has requested a stay of the implementation of the Final Rule pending litigation; and

WHEREAS, the Final Rule offers states and utilities substantial flexibility and latitude in achieving reductions in greenhouse gas emissions, and will not compromise the reliability of the electric system or the affordability of electricity for consumers; and

WHEREAS, the Clean Power Plan will lead to significant reductions in greenhouse gas emissions released directly from power plants and will protect human health and the environment from the impacts of climate change; and

WHEREAS, reduction in carbon dioxide emissions is critical to slowing sea level rise which threatens the people, economy, and environment of Miami-Dade County; and

WHEREAS, implementation of the Clean Power Plan Final Rule is important to the future of Miami-Dade County,

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

Section 1. Supports the federal Clean Power Plan and the U.S. Environmental Protection Agency's Final Rule.

Section 2. Urges the U.S. Environmental Protection Agency to not delay in the implementation of the Clean Power Plan Final Rule.

Section 3. Directs the Clerk of the Board to transmit certified copies of this resolution to the members of the Florida Congressional Delegation and U.S. Environmental Protection Agency Administrator Gina McCarthy.

Section 4. Directs the County's federal lobbyists to advocate for the implementation of the Final Rule and directs the Office of Intergovernmental Affairs to include this item in the 2016 Federal Legislative Package when it is presented to the Board.

The Prime Sponsor of the foregoing resolution is Commissioner Daniella Levine Cava. 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:

Jean Monestime, Chairman
Esteban L. Bovo, Jr., Vice Chairman

Bruno A. Barreiro	Daniella Levine Cava
Jose "Pepe" Diaz	Audrey M. Edmonson
Sally A. Heyman	Barbara J. Jordan
Dennis C. Moss	Rebeca Sosa
Sen. Javier D. Souto	Xavier L. Suarez
Juan C. Zapata	

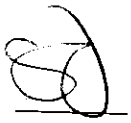
The Chairperson thereupon declared the resolution duly passed and adopted this 15th day of December, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the 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.



Suzanne Villano-Charif