

MEMORANDUM

RTRC
Agenda Item No. 2(A)


TO: Honorable Chairman Anthony Rodriguez
and Members, Board of County Commissioners

DATE: June 9, 2026

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution directing the County Mayor to prepare for this Board's review and approval a pilot program relating to the sale of fats, oils, and grease (FOG) for reuse as biofuel or for other useful purposes, and to provide a report

The accompanying resolution was prepared and placed on the agenda at the request of Co-Prime Sponsors Commissioner Juan Carlos Bermudez, Commissioner Raquel A. Regalado and Chairman Anthony Rodriguez.



Geri Bonzon-Keenan
County Attorney

GBK/ks


MDC001



MEMORANDUM
(Revised)

TO: Honorable Chairman Anthony Rodriguez
and Members, Board of County Commissioners

DATE: June 2, 2026

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No.

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**
- _____ **Requires more than a majority vote (i.e., 2/3’s present ____, 2/3 membership ____, 3/5’s ____, unanimous ____, majority plus one ____, CDMP 7 votes (majority of membership) ____, CDMP 2/3 members present but not less than 7 votes (majority of membership) ____, CDMP 9 votes (2/3 membership) _____) to approve**
- _____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor

Agenda Item No.

Veto _____

Override _____

RESOLUTION NO. _____

RESOLUTION DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR'S DESIGNEE TO PREPARE FOR THIS BOARD'S REVIEW AND APPROVAL A PILOT PROGRAM RELATING TO THE SALE OF FATS, OILS, AND GREASE (FOG) FOR REUSE AS BIOFUEL OR FOR OTHER USEFUL PURPOSES, AND TO PROVIDE A REPORT

WHEREAS, on May 21, 2013, the Board adopted Resolution No. R-393-13, authorizing the execution of the Consent Decree, Case No. 1:12-cv-24400-FAM, effective December 6, 2013, between Miami-Dade County, the United States of America, the State of Florida, and the Florida Department of Environmental Protection ("FDEP"), in order to comply with the Federal Clean Water Act, chapter 403, Florida Statutes, and the Florida Administrative Code, with the purpose of eliminating sanitary sewer overflows and prohibited bypasses; and

WHEREAS, paragraph 19(a) of the Consent Decree required the County to review, evaluate, and revise its existing Grease Trap Ordinance and Fats, Oils, and Grease ("FOG") Control Program, subject to review and approval by the United States Environmental Protection Agency ("EPA") and FDEP; and

WHEREAS, the Grease Trap Ordinance and FOG Control Program required food service establishments to install and maintain grease interceptors to minimize the discharge of fats, oils, and grease that would otherwise cause sanitary sewer overflows and prohibited sewer bypasses; and

WHEREAS, on September 7, 2017, the EPA and FDEP gave final approval for amendments to the Grease Trap Ordinance and FOG Control Program, which provided additional design and operation requirements to assist food service establishments, design professionals, contractors, and others with the design, construction, and maintenance of effective FOG control devices; and

WHEREAS, on February 21, 2018, the Board adopted Ordinance No. 18-22, which codified those amendments in the Code of Miami-Dade County, Florida; and

WHEREAS, the majority of the County's FOG regulations are codified in section 24-42.6 of the Code, which was created by Ordinance No. 18-22 and which includes, among other things, new and more demanding standards for new FOG control devices; and

WHEREAS, the County's FOG regulations may impose financial hardship on local businesses and particularly on small businesses, such as when businesses are required to upgrade their FOG control devices; and

WHEREAS, such hardship raises the question of what options are available to businesses to finance necessary FOG-related investments; and

WHEREAS, the idea has been proposed of FOG being sold for reuse as biofuel instead of being disposed of as waste; and

WHEREAS, this Board would like to explore that idea further by directing the Administration to prepare a pilot program that would facilitate and collect data regarding local FOG-generating businesses' sale of FOG for reuse as biofuel or for other useful purposes,

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

Section 1. This Board directs the County Mayor or County Mayor's designee to prepare for this Board's review and approval a pilot program that would facilitate and collect data regarding local FOG-generating businesses' sale of FOG for reuse as biofuel or for other useful purposes. The pilot program shall, at a minimum, provide for: the expedited processing of regulatory approvals needed for businesses to sell FOG; technical assistance regarding regulatory compliance; and the County's collection of voluntarily submitted data to assist in further regulatory reform regarding FOG. The study shall also determine what changes to state law or the County's FOG regulations would be necessary to facilitate such a program. To the extent that amendments to the County's FOG regulations would require the review and approval of the EPA and FDEP, the County Mayor or County Mayor's designee shall seek input from and collaborate with the EPA and FDEP in conducting this study and shall seek the review and approval of the EPA and FDEP as to any proposed amendments to the FOG regulations that would be necessary to facilitate such a program.

Section 2. The County Mayor or County Mayor's designee shall prepare a written report detailing the proposed pilot program. Furthermore, if amendments to the County's FOG regulations would be necessary to facilitate the proposed program, such amendments shall be drafted in the form of a proposed item, and said item shall be included as an exhibit to the report together with an explanation as to whether those proposed amendments have received review and approval by the EPA and FDEP. Pursuant to rule 5.06(j) of the Board's Rules of Procedure, the report shall be placed on an agenda of the full Board without committee review within 90 days of the effective date of this resolution.

The Co-Prime Sponsors of the foregoing resolution are Commissioner Juan Carlos Bermudez, Commissioner Raquel A. Regalado and Chairman Anthony Rodriguez. 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:

Anthony Rodriguez, Chairman	
Kionne L. McGhee, Vice Chairman	
Marleine Bastien	Juan Carlos Bermudez
Sen. René García	Oliver G. Gilbert, III
Roberto J. Gonzalez	Keon Hardemon
Danielle Cohen Higgins	Vicki L. Lopez
Natalie Milian Orbis	Raquel A. Regalado
Micky Steinberg	

The Chairperson thereupon declared this resolution duly passed and adopted this 2nd day of June, 2026. 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

JUAN FERNANDEZ-BARQUIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Abbie Schwaderer-Raurell
Christopher J. Wahl