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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(6)

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

DATE: March 3, 2009

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

SUBJECT: Resolution directing the County Mayor or the County Mayor's designee to notify members of the Board of County Commissioners whenever environmental contamination is identified in a Commissioner's district

Resolution No. R-227-09

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Economic Development and Human Services Committee.

R. A. Cuevas, Jr.
County Attorney

RAC/up

MEMORANDUM

(Revised)

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

DATE: March 3, 2009

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

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

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**

2

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(6)
3-3-09

RESOLUTION NO. **R-227-09**

RESOLUTION DIRECTING THE COUNTY MAYOR OR THE COUNTY MAYOR'S DESIGNEE TO NOTIFY MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS WHENEVER ENVIRONMENTAL CONTAMINATION IS IDENTIFIED IN A COMMISSIONER'S DISTRICT

WHEREAS, this Board desires that whenever environmental contamination is identified by the Department of Environmental Resources Management in Miami-Dade County that the Commissioner in whose district the environmental contamination is located shall be notified by the County Mayor or the County Mayor's designee,

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

Section 1. This Board hereby directs the County Mayor or the County Mayor's designee that whenever environmental contamination is identified by the Department of Environmental Resources Management ("DERM") in Miami-Dade County the Commissioner in whose district the environmental contamination is located shall be notified of such environmental contamination and the location of same not less than five (5) calendar days after such identification by DERM. Such notification shall be provided for sites which require site rehabilitation action pursuant to Division 3, Contaminated Site Cleanups, Chapter 24 of the Code of Miami-Dade County, Florida.

Section 2. In addition to the foregoing, this Board hereby directs the County Mayor or the County Mayor's designee to prepare an annual report for submission to this Board which sets forth the locations by Commission District and status of the environmental contamination of

all such sites in Miami-Dade County. The first such annual report shall be submitted to this Board not later than ten (10) calendar days after the date of passage of this Resolution.

The Prime Sponsor of the foregoing resolution is the Economic Development and Human Services Committee. It was offered by Commissioner **Audrey M. Edmonson**, who moved its adoption. The motion was seconded by Commissioner **Barbara J. Jordan** and upon being put to a vote, the vote was as follows:

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

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

The Chairperson thereupon declared the resolution duly passed and adopted this 3rd day of March, 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: **Kay Sullivan**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

PST

Peter S. Tell