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

MEMORANDUM Agenda Item No. 11(A)(21)

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

DATE: October 4, 2011

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

SUBJECT: Resolution directing the County Mayor to develop and implement a fee schedule for the Department of Solid Waste Management which takes into account and recognizes the cost for the collection of multiple garbage carts at a single residence

Resolution No. R-890-11

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Senator Javier D. Souto.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

MEMORANDUM

(Revised)

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

DATE: October 4, 2011

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

SUBJECT: Agenda Item No. 11(A)(21)

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)(21)
10-4-11

RESOLUTION NO. R-890-11

RESOLUTION DIRECTING THE COUNTY MAYOR TO DEVELOP AND IMPLEMENT A FEE SCHEDULE FOR THE DEPARTMENT OF SOLID WASTE MANAGEMENT WHICH TAKES INTO ACCOUNT AND RECOGNIZES THE COST FOR THE COLLECTION OF MULTIPLE GARBAGE CARTS AT A SINGLE RESIDENCE

WHEREAS, the Miami-Dade County Department of Solid Waste Management currently charges its single family residential users a uniform flat fee; and

WHEREAS, the Department of Solid Waste Management currently will sell additional carts to residential users for a one-time fee and will thereafter collect however many carts are placed at the curbside on the day of pickup; and

WHEREAS, many residential users have acquired multiple carts and placed those multiple carts at the curbside on a routine basis; and

WHEREAS, there is a cost to the County to pick up multiple carts at a residence both in terms of the time involved in the pickup and in the quantum of garbage collected and disposed of; and

WHEREAS, it is not equitable for residential users who place more than one cart at the curbside to be charged the same flat fee as residential users who place just a single cart at the curbside; and

WHEREAS, single family residential users should be charged in proportion to the quantum of use that they make of the solid waste collection and disposal system,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the County Mayor is hereby directed to create and implement a program whereby single family residential users who

have multiple carts and place multiple carts at the curbside shall be charged in accordance with the number of carts at the residence. This plan shall be returned to this Board of County Commissioners within sixty (60) days of the date of this resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Sen. Javier D. Souto. It was offered by Commissioner **Sen Javier D. Souto**, who moved its adoption. The motion was seconded by Commissioner **Jean Monestime** and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman **absent**
Audrey M. Edmonson, Vice Chairwoman **aye**

Bruno A. Barreiro	**absent**	Lynda Bell	**aye**
Esteban L. Bovo, Jr.	**aye**	Jose "Pepe" Diaz	**nay**
Sally A. Heyman	**aye**	Barbara J. Jordan	**aye**
Jean Monestime	**aye**	Dennis C. Moss	**aye**
Rebeca Sosa	**absent**	Sen. Javier D. Souto	**aye**
Xavier L. Suarez	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th of October, 2011. 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 **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.
Thomas H. Robertson