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

MEMORANDUM

Agenda Item No. 11(A)(2)

TO:	Honorable Chairwoman Rebeca Sosa and Members, Board of County Commissioners	**DATE:**	September 4, 2013
FROM:	R. A. Cuevas, Jr. County Attorney	**SUBJECT:**	Resolution directing the Mayor to support the application before the Environmental Quality Control Board of the Village of Palmetto Bay with respect to Basin C water and sewer improvements Resolution No. R-698-13

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Vice Chair Lynda Bell.

R. A. Cuevas, Jr.
County Attorney

RAC/smm

MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: September 4, 2013

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

SUBJECT: Agenda Item No. 11(A)(2)

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 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)(2)
9-4-13

RESOLUTION NO. R-698-13

RESOLUTION DIRECTING THE MAYOR OR DESIGNEE TO SUPPORT THE APPLICATION BEFORE THE ENVIRONMENTAL QUALITY CONTROL BOARD OF THE VILLAGE OF PALMETTO BAY WITH RESPECT TO BASIN C WATER AND SEWER IMPROVEMENTS TO RECOMMEND AN EXTENSION OF TIME FOR TEN (10) YEARS FOR CONNECTION TO THE WATER AND SEWER MAINS FOR SINGLE-FAMILY RESIDENTIAL PROPERTIES THAT ARE WITHIN BASIN C

WHEREAS, Miami-Dade Water and Sewer Department, by Project No. GOB-MISC-8, is installing new water and sewer infrastructure in the area known as "Basin C" within the Village of Palmetto Bay; and

WHEREAS, there are 51 single-family residences within that area, each of which would be compelled pursuant to the provisions of Section 24-43.1 of the Miami-Dade County Code to connect to the water and sewer mains within ninety (90) days of those mains becoming available; and

WHEREAS, the cost for utility line connection to these individual homeowners can be in excess of several thousand dollars, and their ability to arrange for the required "hook up" within a 90 day period from installation of the main line could cause individual property owners a severe financial hardship due to the expenditure; and

WHEREAS, an extension of time for the single-family residences to connect to the sewer and water mains will not unduly burden or prejudice Miami-Dade County,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Board of County Commissioners directs the Mayor to support the application filed by the Village of Palmetto Bay

before the Environmental Quality Control Board to seek an extension of time of ten (10) years for the single-family residential units to connect to the water and sewer mains.

The Prime Sponsor of the foregoing resolution is Vice Chair Lynda Bell. It was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

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

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of September, 2013. 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