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

MEMORANDUM

Agenda Item No. 11(A)(15)

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

DATE: January 22, 2014

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

SUBJECT: Resolution expressing concerns related to SB 372 or similar Legislation that would have the effect in Miami-Dade County of removing the development of regional impact requirement for proposed large-scale development outside the urban development boundary; urging the Florida Legislature to amend SB 372 to remove this language
Resolution No. R-73-14

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Chairwoman Rebeca Sosa.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

MEMORANDUM
(Revised)

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

DATE: January 22, 2014

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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)(15)
1-22-14

RESOLUTION NO. R-73-14

RESOLUTION EXPRESSING CONCERNS RELATED TO SB 372 OR SIMILAR LEGISLATION THAT WOULD HAVE THE EFFECT IN MIAMI-DADE COUNTY OF REMOVING THE DEVELOPMENT OF REGIONAL IMPACT REQUIREMENT FOR PROPOSED LARGE-SCALE DEVELOPMENT OUTSIDE THE URBAN DEVELOPMENT BOUNDARY; URGING THE FLORIDA LEGISLATURE TO AMEND SB 372 TO REMOVE THIS LANGUAGE

WHEREAS, on November 5, 2013, Senator Bill Galvano (R – Bradenton) filed SB 372 and on November 1, 2013, Representative Matt Gaetz (R – Shalimar) filed similar House companion bill HB 241 for consideration during the upcoming 2014 session of the Florida Legislature; and

WHEREAS, SB 372 and HB 241 propose to delete exemptions from the Development of Regional Impact (DRI) statute for proposed developments within dense urban land areas; and

WHEREAS, SB 372 as currently written would have the effect in Miami-Dade County of removing the DRI requirement for proposed large-scale urban development outside the Urban Development Boundary (UDB); and

WHEREAS, as filed, HB 241 does not contain this particular language; and

WHEREAS, currently, a DRI is required in Miami-Dade County for a proposed large-scale urban development outside the UDB; and

WHEREAS, requiring a DRI for such development outside the UDB provides an incentive for development within the UDB where a DRI is not required; and

WHEREAS, this Board would like to urge the Florida Legislature to amend SB 372 so that state law would continue to require a DRI for a proposed large-scale urban development outside the UDB in Miami-Dade County,

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

Section 1. Urges the Florida Legislature to amend SB 372 to continue to require a DRI for a proposed large-scale urban development outside the UDB in Miami-Dade County.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, Senator Bill Galvano; Representative Matt Gaetz and the Chair and Members of the Miami-Dade County State Legislative Delegation.

Section 3. Directs the County's state lobbyists to advocate for the passage of the legislation set forth in Section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 State Legislative Package when it is presented to the Board.

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

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

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd January, 2014. 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.

Jess M. McCarty