

# MEMORANDUM

Agenda Item No. 11(A)(26)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

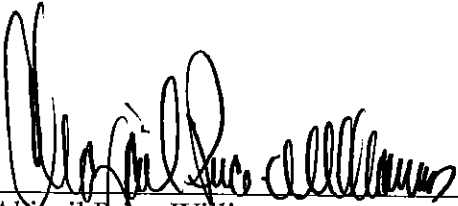
**DATE:** July 6, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution directing the County  
Mayor to prepare a report  
making recommendations  
regarding the use of impact  
fees to address sea level rise  
in Miami-Dade County and  
proposing further legislation  
to implement recommendations

Resolution No. R-674-16

The accompanying resolution was prepared and placed on the agenda at the request of Co- Prime Sponsors Commissioner Juan C. Zapata, Commissioner Rebeca Sosa, Commissioner Sally A. Heyman and Commissioner Daniella Levine Cava.

  
\_\_\_\_\_  
Abigail Price-Williams  
County Attorney

APW/Imp



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** July 6, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(26)

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
- 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)(26)  
7-6-16

RESOLUTION NO. R-674-16

RESOLUTION DIRECTING THE COUNTY MAYOR OR  
MAYOR'S DESIGNEE TO PREPARE A REPORT MAKING  
RECOMMENDATIONS REGARDING THE USE OF IMPACT  
FEES TO ADDRESS SEA LEVEL RISE IN MIAMI-DADE  
COUNTY AND PROPOSING FURTHER LEGISLATION TO  
IMPLEMENT RECOMMENDATIONS

**WHEREAS**, impact fees are pre-development costs paid to help offset the impacts new developments will have on public services and facilities; and

**WHEREAS**, Miami-Dade County currently collects impact fees for roads, fire and emergency services, police services, parks, and educational facilities; and

**WHEREAS**, South Florida is considered one of the most vulnerable areas in the country to the consequences of sea level rise; and

**WHEREAS**, impact fees may be needed to assist with addressing sea level rise, to the extent that new development would create additional sea level rise concerns or infrastructure needs in Miami-Dade County; and

**WHEREAS**, this could potentially be accomplished through a new impact fee or increases in the existing impact fees that are currently collected; and

**WHEREAS**, although such impact fees could not be used to address existing deficiencies, the impact fees could potentially be used to offset any additional impacts related to sea level rise that new development has on public services and facilities; and

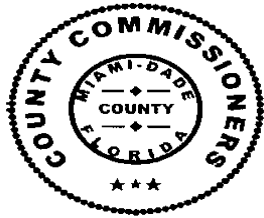
**WHEREAS**, accordingly, this Board wishes to study whether the collection and use of additional impact fees to address sea level rise may be in the best interest of the County,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA,** that this Board directs the County Mayor or Mayor’s designee to prepare a report: (1) making recommendations as to whether modifications to existing impact fee ordinances or the creation of new impact fee programs would be appropriate to address the additional impacts new development would create on public services or facilities relevant to addressing sea level rise concerns; and (2) proposing legislation or other actions that may be necessary to implement any such recommendations. The County Mayor or Mayor’s designee shall provide the report to this Board within 180 days of the effective date of this resolution, and shall place the completed report on an agenda of the Board pursuant to Ordinance No. 14-65.

The Co-Prime Sponsors of the foregoing resolution are Commissioner Juan C. Zapata, Commissioner Rebeca Sosa, Commissioner Sally A. Heyman and Commissioner Daniella Levine Cava. It was offered by Commissioner **Dennis C. Moss**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

	Jean Monestime, Chairman	<b>aye</b>	
	Esteban L. Bovo, Jr., Vice Chairman	<b>aye</b>	
Bruno A. Barreiro	<b>aye</b>	Daniella Levine Cava	<b>aye</b>
Jose "Pepe" Diaz	<b>aye</b>	Audrey M. Edmonson	<b>aye</b>
Sally A. Heyman	<b>aye</b>	Barbara J. Jordan	<b>aye</b>
Dennis C. Moss	<b>aye</b>	Rebeca Sosa	<b>aye</b>
Sen. Javier D. Souto	<b>aye</b>	Xavier L. Suarez	<b>aye</b>
Juan C. Zapata	<b>aye</b>		

The Chairperson thereupon declared the resolution duly passed and adopted this 6<sup>th</sup> day of July, 2016. 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

HARVEY RUVIN, CLERK

By: Christopher Agrippa  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

James Eddie Kirtley

A handwritten signature in black ink, appearing to read "J. Kirtley", is written over a horizontal line.