

**OFFICIAL FILE COPY  
CLERK OF THE BOARD  
OF COUNTY COMMISSIONERS  
MIAMI-DADE COUNTY, FLORIDA**

**MEMORANDUM**

Agenda Item No. 5(B)

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

**DATE:** (Public Hearing 6-30-09)  
June 2, 2009

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

**SUBJECT:** Ordinance relating to Miami-  
Dade County Manatee  
Protection Plan Review  
Committee

**Ordinance No. 09-62**

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The accompanying ordinance was prepared and placed on the agenda at the request of  
Prime Sponsor Commissioner Bruno A. Barreiro.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/jls

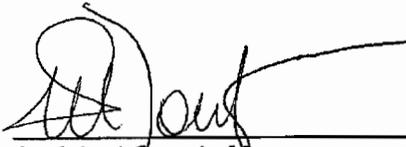
# Memorandum



**Date:** June 30, 2009  
**To:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners  
**From:** George M. Burgess  
County Manager  
**Subject:** Ordinance relating to the Miami-Dade County Manatee Protection Plan Review  
Committee

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The ordinance relating to the Miami-Dade County Manatee Protection Plan Review Committee will not have a fiscal impact to Miami-Dade County.

  
\_\_\_\_\_  
Assistant County Manager

fis04209



**MEMORANDUM**  
(Revised)

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

**DATE:** June 30, 2009

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

**SUBJECT:** Agenda Item No. 5(B)

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

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 5 (B)  
6-30-09

ORDINANCE NO. 09-62

ORDINANCE RELATING TO MIAMI-DADE COUNTY  
MANATEE PROTECTION PLAN REVIEW COMMITTEE;  
AMENDING ORDINANCE NO. 09-06 TO PROVIDE AN  
ADDITIONAL THREE (3) MONTH EXTENSION OF THE  
SUNSET DATE FOR THE COMMITTEE; PROVIDING  
SEVERABILITY AND AN EFFECTIVE DATE

**WHEREAS**, the Miami-Dade County Manatee Protection Plan Review Committee (“MPPRC”) was created by Ordinance No. 07-144 for the purpose of providing advisory recommendations to the Board of County Commissioners as to the need for amendments, revisions and additions to the Manatee Protection Plan (“MPP”); and

**WHEREAS**, local MPPs are required by Florida Statutes to be approved by the Florida Fish and Wildlife Conservation Commission (“FWC”), which requires local plans to include detailed and updated empirical data on manatee distribution, manatee deaths and injuries, boating patterns, habitat values and other factors affecting manatees and their habitat; and

**WHEREAS**, because the seasonal data collection required by the FWC was not completed and available for review by the MPPRC prior to the original sunset date of April 12, 2009, the Board of County Commissioners enacted Ordinance No. 09-06, which extended the sunset date until July 12, 2009; and

**WHEREAS**, the seasonal data collection required by the FWC was only recently completed and the MPPRC requires additional time to analyze the data and prepare their written recommendations; and

**WHEREAS**, the Board of County Commissioners desires that the MPPRC include in its final preparation process the review of manatee protection plans recently adopted by other counties, including Broward County; and

**WHEREAS**, the MPPRC, which to date has held all required meetings and otherwise diligently performed its responsibilities, requested the sunset date established by Ordinance No. 09-06 be extended by three (3) months up to and including October 12, 2009, in order to allow the MPPRC to accomplish its purposes and make its final written recommendations to the Board of County Commissioners,

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

Section 1. Ordinance No. 09-06 is hereby amended to provide that the Miami-Dade County Manatee Protection Plan Review Committee's final recommendations to the Board of County Commissioners be completed by October 12, 2009.

Section 2. Section 2 of Ordinance No. 09-06 is hereby amended to provide that Ordinance No. 07-144 shall stand repealed on October 13, 2009.

Section 3. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 4. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

**PASSED AND ADOPTED: June 30, 2009**

Approved by County Attorney as  
to form and legal sufficiency:



Prepared by:



Robert A. Duvall

Prime Sponsor: Commissioner Bruno A. Barreiro

