

MEMORANDUM

Agenda Item No. 11(A)(8)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: April 5, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution declaring the week of
May 9, 2022 and the second
week of May of each year
thereafter as "Fertilizer
Awareness Week" and directing
the County Mayor to incorporate
"Fertilizer Awareness Week" as
part of the County's educational
campaign related to fertilizer

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Eileen Higgins.



Geri Bonzon-Keenan
County Attorney

GBK/jp



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: April 5, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(8)

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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ 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)(8)
4-5-22

RESOLUTION NO. _____

RESOLUTION DECLARING THE WEEK OF MAY 9, 2022 AND THE SECOND WEEK OF MAY OF EACH YEAR THEREAFTER AS “FERTILIZER AWARENESS WEEK” AND DIRECTING THE COUNTY MAYOR OR COUNTY MAYOR’S DESIGNEE TO INCORPORATE “FERTILIZER AWARENESS WEEK” AS PART OF THE COUNTY’S EDUCATIONAL CAMPAIGN RELATED TO FERTILIZER

WHEREAS, the excessive and improper use of fertilizers can contribute to water quality issues and can lead to water quality degradation; and

WHEREAS, Miami-Dade County is home to Biscayne Bay, a waterbody of local, regional, national, and international importance that is home to two state aquatic preserves, a state critical wildlife area, and a national park; and

WHEREAS, Biscayne Bay has experienced seagrass die-offs, fish kills, and algal blooms in large part driven by excess nutrient enrichment, that can include fertilizer run-off, and has several water body segments identified as impaired by nutrients; and

WHEREAS, the excessive and improper use of fertilizer can also be economically inefficient, for example by leading property owners and residents to waste money by applying too much fertilizer or by applying fertilizer during periods of heavy rain, when it will be washed away; and

WHEREAS, on April 20, 2021, this Board adopted Ordinance No. 21-26, which established fertilizer regulations to reduce negative environmental effects from the misuse and overuse of fertilizers; and

WHEREAS, section 4 of Ordinance No. 21-26 also directed the County Mayor or County Mayor's designee to conduct an educational campaign to inform County residents, property owners, and any individuals and businesses that work with fertilizer in the County about the fertilizer regulations and environmentally sound landscaping practices that may support the policies and regulations contained within Ordinance No. 21-26; and

WHEREAS, as part of this educational campaign, this Board wishes to declare a "Fertilizer Awareness Week" to publicize and promote the County's fertilizer regulations and the above-mentioned environmentally sound landscaping practices; and

WHEREAS, Miami-Dade County residents have a history of being committed to environmental resilience due to the location of our County and the harm that our natural resources— such as Biscayne Bay— have suffered as a result of the use of fertilizers; and

WHEREAS, during Fertilizer Awareness Week residents, property owners, and individuals and businesses that work with fertilizer are reminded of and educated about their role in preparing for fertilizer season and complying with all required measures that will help ensure Biscayne Bay is not further degraded and our marine life is not harmed; and

WHEREAS, Ordinance No. 21-26 established an annual period between May 15 and October 31 during which fertilizer application is generally prohibited, with certain exceptions as provided in the ordinance; and

WHEREAS, declaring the second week of May of each year as "Fertilizer Awareness Week" would encourage compliance with the annual prohibited application period,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby declares the week of May 9, 2022 and the second week of May of each year thereafter as "Fertilizer

Awareness Week” and directs the County Mayor or County Mayor’s designee to incorporate “Fertilizer Awareness Week” as part of the County’s educational campaign that was required as part of Ordinance No. 21-26.

The Prime Sponsor of the foregoing resolution is Commissioner Eileen Higgins. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Jose “Pepe” Diaz, Chairman	
Oliver G. Gilbert, III, Vice-Chairman	
Sen. René García	Keon Hardemon
Sally A. Heyman	Danielle Cohen Higgins
Eileen Higgins	Joe A. Martinez
Kionne L. McGhee	Jean Monestime
Raquel A. Regalado	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared this resolution duly passed and adopted this 5th day of April, 2022. 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: _____
Deputy Clerk

Approved by County Attorney
as to form and legal sufficiency.



Cristina M. Rabionet