

# MEMORANDUM

Agenda Item No. 8(L)(4)

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


**DATE:** July 7, 2022

**FROM:** Geri Bonzon-Keenan  
County Attorney

**SUBJECT:** Resolution amending  
Implementing Order No. 4-42  
relating to the Fee Schedule for  
the Regulatory and Economic  
Resources Department for  
Environmental Resources  
Management Services, to provide  
fees regarding onsite sewage  
treatment and disposal systems

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The accompanying resolution was prepared by the Regulatory and Economic Resources Department and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.

  
\_\_\_\_\_  
Geri Bonzon-Keenan  
County Attorney


GBK/ks

# Memorandum



**Date:** July 7, 2022

**To:** Honorable Chairman Jose “Pepe” Diaz  
and Members, Board of County Commissioners

**From:** Daniella Levine Cava  
Mayor 

**Subject:** Amendment to Implementing Order No. 4-42: Fee Schedule for Regulatory and Economic Resources Department, Environmental Resource Management Services adding fees for the review of plans, and issuance of permits for an onsite sewage treatment and disposal system (OSTDS)

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## **Recommendation**

It is recommended that the Board approve the attached resolution amending Implementing Order No. 4-42, Fee Schedule for the Regulatory and Economic Resources Department, Environmental Resource Management Services, to add fees for the review of plans, and issuance of permits for an onsite sewage treatment and disposal system (OSTDS).

## **Scope**

The fee schedule is countywide.

## **Delegation of Authority**

There is no delegation of authority associated with this item.

## **Fiscal Impact/Funding Source**


This resolution accompanies the proposed ordinance amending sections 24-5, 24-15, 24-28, 24-43.1, 2-114.1, and 8CC-10, and creating Section 24-42.7 of the Code of Miami-Dade County relating to OSTDSs, which requires the use of performance-based OSTDSs. That ordinance requires RER-DERM staff to review engineering plans and issue corresponding permits for the newly required performance-based systems. Expenditures for these services are estimated at \$300,000.00 annually. Revenues generated from the proposed fees will fund two engineering staff positions, with the objective of undertaking the technical review required by the proposed ordinance. The OSTDS review fees being proposed are \$150.00 and \$300.00 for, respectively, single-family/duplex residential uses and all other uses, including multi-family residential uses, excluding permit reworks, and are anticipated to generate approximately \$300,000.00 in annual revenue, thus offsetting the anticipated expenses associated with the requisite staffing. Therefore, this item will not create a fiscal impact to Miami-Dade County.

## **Track Record/Monitor**

The Department of Regulatory and Economic Resources, Division of Environmental Resource Management, Water and Wastewater Division Chief, Carlos L. Hernandez, P.E, will be responsible for administering the review for the OSTDS.

**Background**

The proposed ordinance that this resolution accompanies will institute more rigorous standards for onsite sewage treatment and disposal systems. The regulatory enhancements are anticipated to have a positive environmental impact by reducing pollutants discharged by properties not served by sanitary sewer infrastructure and to thereby improve ground and surface water quality throughout Miami-Dade County. The ordinance will require property owners who are replacing conventional OSTDSs to install performance-based systems. It also requires installation of performance-based systems by developers of new homes and other buildings that do not yet have access to sanitary sewer infrastructure and that otherwise meet existing code provisions for use of onsite systems. Staff necessary to conduct the newly required technical review shall be funded by the fees proposed to be added to Implementing Order 4-42.



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Jimmy Morales  
Chief Operations Officer



# MEMORANDUM

(Revised)

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

**DATE:** July 7, 2022

**FROM:**   
Gen Bonzon-Keenan  
County Attorney

**SUBJECT:** Agenda Item No. 8(L)(4)

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. 8(L)(4)  
7-7-22

RESOLUTION NO. \_\_\_\_\_

RESOLUTION AMENDING IMPLEMENTING ORDER NO. 4-42 RELATING TO THE FEE SCHEDULE FOR THE REGULATORY AND ECONOMIC RESOURCES DEPARTMENT FOR ENVIRONMENTAL RESOURCES MANAGEMENT SERVICES, TO PROVIDE FEES REGARDING ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS

**WHEREAS**, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board hereby amends Implementing Order No. 4-42, Fee Schedule for Regulatory and Economic Resources Department (Environmental Resources Management Services), in substantially the form attached hereto and incorporated herein.

The foregoing resolution 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 7<sup>th</sup> day of July, 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.



Dennis A. Kerbel

**I.O. No.:** IO 4-42  
**Ordered:** ~~9/28/2021~~  
**Effective:** ~~10/1/2021~~

MIAMI-DADE COUNTY  
IMPLEMENTING ORDER

FEE SCHEDULE FOR REGULATORY AND ECONOMIC RESOURCES  
(ENVIRONMENTAL RESOURCES MANAGEMENT SERVICES)

**AUTHORITY:**

The Miami-Dade County Home Rule Charter including among others Sections 1.01 and 2.02A, Chapter 24 of the Code of Miami-Dade County, Chapter 403 of the Florida Statutes, and Chapter 62 of the Florida Administrative Code.

**SUPERSEDES:**

This Implementing Order (IO) supersedes IO 4-42, ordered ~~September 19, 2019~~ September 28, 2021 and effective ~~October 1, 2019~~ October 1, 2021.

**POLICY:**

This IO establishes a schedule of fees to cover the cost of processing permits, reviewing plans, and establishes procedures for providing other services.

**PROCEDURE:**

The Director of the Department of Regulatory and Economic Resources shall be responsible for the collection of fees, accounting of revenue and delivery of services delineated in this IO.

**FEE SCHEDULE:**

The fee schedule adopted by this IO is attached hereto and made a part hereof.

This IO is hereby submitted to the Board of County Commissioners of Miami- Dade County, Florida.

Approved by the County Attorney  
as to form and legal sufficiency.

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**MIAMI-DADE COUNTY**  
**REGULATORY AND ECONOMIC RESOURCES**  
**DEPARTMENT**

**Environmental Resources Management**

# **FEE SCHEDULE**

**Effective: ~~October 01, 2021~~**



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### III. Building Permit Processing

Application Fee (paid upon submission of plans and deducted from total processing fee upon completion of review)	\$80
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A. Single Family and Duplex Residential Uses

- |   |       |
|---|-------|
| 1. <u>Conventional</u> Septic Tanks <u>(Type 1) (generally not allowed after January 1, 2023)</u> | \$70  |
| 2. <u>Performance Based Treatment Systems (Types 2-4)</u>   | \$150 |
| 3. <u>Performance Based Treatment System Rework</u>   | \$75  |
| 4. Portable well  | \$70  |
| 5. <del>3.</del> Public Water service or Sanitary sewer service, first application                | \$60  |
| Each additional application in request  | \$15  |
| 6. <del>4.</del> Minimum Review (interior modifications, additions, etc.)                         | \$80  |

B. All Other Uses Commercial (including multi-family residential other than duplex):

- |  |   |
|--|---|
| 1. <del>Gravity</del> <u>Conventional</u> septic tanks <u>(Type 1) (generally not allowed after January 1, 2023)</u> | \$160                                     |
| 2. <u>Performance Based Treatment Systems (Types 3-4)</u>  | \$300                                     |
| 3. <u>Performance Based Treatment Systems Rework</u>   | \$150                                     |
| 4. Dosing systems  | \$290                                     |
| 5. <del>3.</del> Commercial sewer service  | \$70 + \$1/1,000 sq. ft. of building area |
| 6. <del>4.</del> Multi-family sewer service  | \$70 + \$0.25/ residential unit           |
| 7. <del>5.</del> Commercial water service  | \$70 + \$1/1,000 sq. ft. of building area |
| 8. <del>6.</del> Multi-family water connections  | \$70 + \$0.25/ residential unit           |
| 9. <del>7.</del> Minimum review  | \$90                                      |

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