

MEMORANDUM

Agenda Item No. 11(A)(1)


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

DATE: November 1, 2022

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution amending
Resolution No. R-1121-21
related to prioritizing
requests made by the Miami-
Dade County Water and
Sewer Department
("WASD") for the use of
property by WASD for
planned or anticipated
infrastructure needs and
prohibiting the disposition of
any County-owned property
that is anticipated for future
use by WASD for
infrastructure

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Kionne L. McGhee.



Geri Bonzon-Keenan
County Attorney

GBK/ks

MDC001



MEMORANDUM
(Revised)

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

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Gen Bonzon-Keenan
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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
- 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)(1)
11-1-22

RESOLUTION NO. _____

RESOLUTION AMENDING RESOLUTION NO. R-1121-21 RELATED TO PRIORITIZING REQUESTS MADE BY THE MIAMI-DADE COUNTY WATER AND SEWER DEPARTMENT (“WASD”) FOR THE USE OF PROPERTY BY WASD FOR PLANNED OR ANTICIPATED INFRASTRUCTURE NEEDS AND PROHIBITING THE DISPOSITION OF ANY COUNTY-OWNED PROPERTY THAT IS ANTICIPATED FOR FUTURE USE BY WASD FOR INFRASTRUCTURE

WHEREAS, the Miami-Dade County Water and Sewer Department (“WASD”) maintains more than 8,500 miles of underground water lines, as well as approximately 4,100 miles of sewer lines, serving 2.3 million residents and thousands of visitors; and

WHEREAS, this Board has taken an active interest in the conversion from septic tanks to the sanitary sewer system in the County; and

WHEREAS, this Board has taken an active interest in several other paramount issues impacting Miami-Dade County residents, including but not limited to, affordable housing, economic redevelopment, and improving access to public transportation; and

WHEREAS, because of population growth and development in Miami-Dade County, available land for such uses has become scarcer; and

WHEREAS, this Board is charged with balancing these paramount interests to ensure that the needs of Miami-Dade County’s residents are met to the greatest extent possible; and

WHEREAS, this Board has consistently maintained that using lands to balance these paramount interests must take place within the established urban development boundary (“UDB”); and

WHEREAS, on November 16, 2021, this Board approved Resolution No. R-1121-21 directing the County Mayor or County Mayor's designee to prioritize any requests made by WASD for the use of all or necessary portions of such properties for WASD's planned or anticipated use as infrastructure and prohibiting the sale or use of such properties by other County departments or third parties; and

WHEREAS, the Board believes that individual commissioners are in the best position to determine whether County-owned properties in their district should be prioritized for WASD use or should be used for other paramount purposes; and

WHEREAS, in 2000, the entire Miami-Dade County jurisdictional area south of Southwest 88th Street a/k/a Kendall Drive (South Dade) was home to more than 20 percent of Miami-Dade County's population; and

WHEREAS, a substantial amount of South Dade is outside of the UDB and is designated agricultural on the Land Use map; and

WHEREAS, the Land Use Element of the Comprehensive Development Master Plan states that principal land uses in the area outside of the UDB should be agriculture and ancillary to and directly supportive of agriculture; and

WHEREAS, areas of South Dade, in particular areas within Community Redevelopment Areas are historically underserved and in desperate need of social and economic revitalization; and

WHEREAS, according to the 2020 Strategic Economic Development Plan for South Dade, South Dade has more geographic, demographic, cultural, and economic diversity than anywhere else in South Florida; and

WHEREAS, South Dade has one of the most rapidly growing populations in the County; and

WHEREAS, although South Dade’s population has grown rapidly, as of 2020, South Dade was not generating enough jobs to support its resident base when compared to other areas of the County; and

WHEREAS, despite similar age and family size profiles, South Dade had approximately half the number of jobs per resident in 2020 when compared to the rest of the County; and

WHEREAS, given the relative low ratio of South Dade jobs to population, many residents of South Dade leave the region every day to travel to work; and

WHEREAS, in 2020, 72 percent of working people who lived in South Dade had to travel to work outside of South Dade; and

WHEREAS, South Dade is bereft of mass transportation options, making it necessary to support economic development there; and

WHEREAS, the tremendous diversity in interests in the South Dade area creates a significant economic development challenge and makes it difficult to develop and deploy a focused strategy to enhance economic prosperity and resiliency; and

WHEREAS, accordingly, this Board wishes to amend Resolution No. R-1121-21 to provide certain exceptions,

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

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. This Board hereby amends Resolution No. R-1121-21 to apply to County-wide properties other than properties located in whole or in part in District 9.

The Prime Sponsor of the foregoing resolution is Commissioner Kionne L. McGhee. 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 | 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 1st day of November, 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. 

Angela F. Benjamin