

MEMORANDUM

		Agenda Item No. 5(K)	
		(Public Hearing: 10-18-22)	
TO:	Honorable Chairman Jose "Pepe" Diaz and Members, Board of County Commissioners	DATE:	September 1, 2022
FROM:	Geri Bonzon-Keenan County Attorney	SUBJECT:	Ordinance relating to Aircraft Noise Abatement Advisory Board for Miami International Airport; amending section 2-2036.1 of the Code; providing for an extension of the sunset provision, retroactive to October 7, 2018, until October 7, 2023; retroactively authorizing all actions of the Noise Abatement Advisory Board taken between October 7, 2018 and the effective date of this ordinance
		Ordinance No. 22-140	

The accompanying ordinance was prepared by the Aviation Department and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.



Geri Bonzon-Keenan
County Attorney

GBK/smm

Memorandum



Date: October 18, 2022

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

From: Daniella Levine Cava 
Mayor

Subject: Ordinance Amending Ordinance No. 13-69 Extending the Sunset Date of Miami International Airport’s Aircraft Noise Abatement Advisory Board Retroactive to October 7, 2018 until October 7, 2023

Executive Summary

This agenda item seeks approval from the Board of County Commissioners (Board) to extend the sunset date, retroactive to October 7, 2018, of the Aircraft Noise Abatement Advisory Board (NAAB) that was created to work with the Miami-Dade Aviation Department (MDAD) and Miami International Airport’s Federal Aviation Administration (FAA) Air Traffic Control Tower to recommend procedures to the Board that reduce or mitigate aircraft noise levels impacts in neighborhoods situated close to flight departures and arrivals at MIA. Because MIA is a landlocked airport surrounded by noise sensitive residential neighborhoods and commercial properties, it is imperative that the NAAB continue its practice of recommending procedures that address aircraft noise.

Recommendation

It is recommended that the Board approve the attached Ordinance amending Section 2-2036.1 of the Miami-Dade County Code (Code) to extend the sunset date of MIA’s NAAB retroactive to October 7, 2018 until October 7, 2023.

The NAAB was created via Ordinance No. 08-116 with an initial term of 5-years, from October 7, 2008 to October 7, 2013. The proposed extension, if approved by the Board, would be the second time a term extension is granted by the Board for the NAAB. The first extension was approved on July 2, 2013 when the Board adopted Ordinance No. 13-69, which extended NAAB’s term from October 7, 2013 to October 7, 2018.

In compliance with Section 2-11.40 of the Code, MDAD submitted a report on January 17, 2018 (attached as Exhibit A) to comply with the requirements of the County’s Sunset Review process with a recommendation to extend the sunset date for the NAAB. The report was approved by the Board on May 1, 2018 via Legistar No.180569. However, due to an internal departmental oversight, no further legislative action was taken to revise the October 2018 sunset provision in Ordinance No. 13-69, as such, an amendment was not placed on a Board agenda for the review and approval. For that reason, this Ordinance has been prepared providing for a retroactive extension.

Although the NAAB’s term sunset in October 2018, the NAAB has continued to meet regularly and make recommendations to the Board.

Scope

MIA is located primarily within District 6, which is represented by Commissioner Rebeca Sosa. However, the impact of the NAAB is countywide as MIA is a regional asset.

Delegation of Authority

Upon approval by the Board, the sunset term of the NAAB will be extended to October 7, 2023, as such, the NAAB will continue with its present-day activities and provide recommendations that will reduce aircraft noise through the modification of aircraft approach and take-off procedures at MIA. The proposed Ordinance does not extend any delegated authorities to the County Mayor.

Fiscal Impact/Funding Source

The proposed Ordinance provides for an extension of NAAB’s current term retroactive to October 7, 2018 until October 7, 2023. There is a small fiscal impact associated with the proposed Ordinance to MDAD, which totals approximately \$7,000 per year for staff hours used to prepare the reports required by Section 2-11.40 of the Code, in addition to recordings and video services that are used at NAAB meetings to discuss the flight routes of aircraft departing from and/or arriving to MIA. The funding source for these costs are aviation operating funds.

Track Record/Monitor

MDAD’s Section Chief of Airside Operations, Norman Hegedus, will be responsible for monitoring the implementation of this Ordinance.

Social Equity

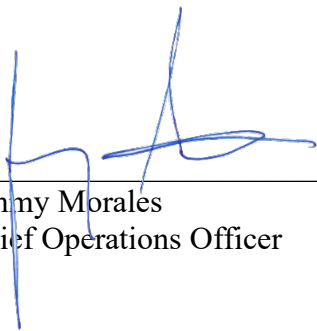
Once the proposed Ordinance is approved, it will extend the sunset term of the NAAB until October 7, 2023, thereby providing Miami-Dade County residents that live in areas nearby MIA with a voice with respect to aircraft noise in their neighborhood communities. There is no monetary impact to be borne by residents as MDAD absorbs all of the costs associated with the NAAB. These costs, which total to approximately \$7,000 per year are funded by MDAD’s aviation operating funds.

Background

On July 8, 1997, the Board created the “Aircraft Noise Abatement Task Force” for MIA via Resolution No. 831-97, which sunset and was reorganized as the NAAB on October 7, 2008 pursuant to Ordinance No. 08-116. The current composition of the NAAB consists of 20 members. Eight members represent certain Miami-Dade commission districts and are appointed by their respective commissioner, and the remaining 12 are appointed by the mayor of cities in the County that can potentially be affected by aircraft procedures established by the FAA, they include: City of Miami, City of Miami Springs, City of Doral, City of Miami Beach, City of West Miami, City of North Miami, City of Sweetwater, City of North Bay Village, Village of Virginia Gardens, Village of Key Biscayne, Village of El Portal and the Miami Shores Village.

Honorable Chairman Jose “Pepe” Diaz
and Members, Board of County Commissioners
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As mentioned previously, the proposed Ordinance extends the sunset date of MIA’s NAAB, retroactive to October 7, 2018, until October 7, 2023 so that the NAAB may continue its practice of recommending abatement measures that serve to reduce or mitigate aircraft noise impacts to areas surrounding MIA. It is of pivotal importance to provide Miami-Dade residents with the appropriate representation in any matter that affects their quality of life. In that respect, the NAAB is the mechanism by which residents can voice their concerns, in particular, with the advent of FAA’s South Florida Metroplex Project that was implemented on August 12, 2021, which established a series of new flight routes for aircraft arriving at and/or departing from MIA.



Jimmy Morales
Chief Operations Officer

Sunset Review of County Boards 2018 - Package Checklist

AIRCRAFT NOISE ABATEMENT ADVISORY BOARD FOR MIAMI INTERNATIONAL AIRPORT (MIA).

- ☒ **Signed Agenda Review Form**
- ☒ **Mayor's Transmittal Memorandum**
(also email word version of memo to Meighan Alexander at malexander@miamidade.gov)
- ☒ **Memorandum from Board Chair to Mayor**
- ☒ **Completed Sunset Review Questionnaire**

Attachments to the Questionnaire

- ☒ **Membership attendance for the previous 2 calendar years**
(2016 and 2017)
- ☒ **Ordinance creating Board** (and all subsequent amendments)
- ☒ **Standard Operating Procedures** (if any)
- ☒ **By-Laws** (if any)
- ☒ **Minutes from Board meeting approving completed Sunset Review, including a vote of the membership**

Completed by:

Norman Hegedus, Section Chief Airside Operations

January 17, 2018

Name

Date

305-876-0464

Phone Number

Memorandum



Date:

To: *Honorable Chairman Esteban Bovo. Jr.
and Members, Board of County
Commissioners*

From: *Carlos A. Gimenez*
Mayor

Subject: Sunset Review of County Boards for FY 2018 – Aircraft Noise Abatement Advisory Board for Miami International Airport (MIA).

In accordance with the provisions of Section 2-11.40 of the Code of Miami-Dade County, I am transmitting the 2018 Sunset Review of County Boards Report for the Aircraft Noise Abatement Advisory Board for Miami International Airport (MIA). The Board approved the attached report at its meeting of January 17, 2018 and has recommended the continuation of its board.

Jack Osterholt
Deputy Mayor

Date: January 17th, 2018

To: **Carlos A. Gimenez**
Mayor

From: **Frank Rollason**
Chairperson, Aircraft Noise Abatement Advisory Board for Miami International Airport (MIA).

Subject: **Sunset Review of County Boards for FY 2018 – Aircraft Noise Abatement Advisory Board for Miami International Airport (MIA).**

Pursuant to Section 2-11.40 of the Code of Miami-Dade County, I am submitting the 2018 Sunset Review of County Boards Report for the Aircraft Noise Abatement Advisory Board for Miami International Airport (MIA) for transmittal to the Board of County Commissioners (BCC). The Board approved the attached report at its meeting of January 17, 2018.

It is recommended that the BCC approve the continuation of the Aircraft Noise Abatement Advisory Board for Miami International Airport (MIA).

BACKGROUND

1. **Creation:** On October 7, 2008 the Board of County Commissioners passed and adopted Ordinance No: 08-116 for the creation of the Aircraft noise Abatement Advisory board for Miami International Airport.
2. **Purpose:** To discuss, evaluate and recommend to the Board of County Commissioners measures to reduce or mitigate aircraft noise impacts to the areas surrounding Miami International Airport ("MIA")
3. **Why this Board should continue to function:** Miami-International Airport (MIA) is a land locked airport surrounded by noise sensitive residential communities and commercial properties. As long as MIA continues to exist in its current location, there will be a need for an Aircraft Noise Abatement Advisory Board.

Frank Rollason
Board Chairperson

For the Chair
C.L. Muzzie
Vice Chair

**SUNSET REVIEW QUESTIONNAIRE
MIAMI-DADE COUNTY BOARDS
2018**

I. GENERAL INFORMATION

1. Name of Board reporting:

Aircraft Noise Abatement Advisory Board for Miami International Airport (MIA).

2. Indicate number of board members, terms of office, and number of vacancies:

Number of Board Members: **20 Members**

Terms of Office: **Staggered terms of three (3) years each.**

Number of Vacancies: **Fourteen (14) vacancies.**

3. Identify number of meetings and members' attendance
(Attach records reflecting activity from **January 1, 2016** through **December 31, 2017**):

Number of Meetings: **Six (6) meetings.**

Number of Meetings with a Quorum: **Six (6).**

Attendance Records: See Attachment # **See attachment "A".**

4. What is the source of your funding?

Miami-Dade Aviation Department (MDAD) Operating Budget.

5. Date of Board Creation:

October 7th, 2008.

6. Attach a copy of the ordinance creating the Board. Please include all subsequent amendments.

See Attachment "B".

7. Include the Board's Mission Statement or state its purpose:

The mission of the Aircraft Noise Abatement Advisory Board (NAAB) is to develop and recommend procedures and programs in close cooperation with Miami-Dade Aviation Department (MDAD) Noise Abatement & Environmental Planning Office and the Miami International Airport (MIA) Federal aviation Administration (FAA) Air-Traffic Control Tower (ATCT) to mitigate aircraft noise over residential areas surrounding MIA.

8. Attach the Board's standard operating procedures, if any. **N/A.**

9. Attach a copy of the Board's By-Laws, if any. **N/A.**

10. Attach a copy of the Board minutes approving the Sunset Review Questionnaire, including a vote of the membership.

See Attachment "C".

II. EVALUATION CRITERIA

1. Is the Board serving the purpose for which it was created? Please provide detailed information

Yes, the Aircraft Noise Abatement Advisory Board (NAAB) for Miami International Airport (MIA) is serving the purpose for which it was created.

2. Is the Board serving current community needs? (Please provide detailed information)

MIA is a land locked airport surrounded by noise sensitive residential communities and commercial properties. As long as MIA continues to exist in its current location, there will be a need for an Aircraft noise Abatement Advisory Board (NAAB).

The NAAB serves as a vehicle between the communities and the elected officials for the purpose of accomplishing this goal.

3. What are the Board's major accomplishments?

- a. Last 24 months

- The NAAB Members requested to amend the County Ordinance to reduce the required number of meetings within an annual period from four (4) to two (2) meetings. The County Ordinance was amended and approved by the Board of County Commissioners on May 17, 2016.
- As a result of community concerns that aircraft were deviating north from the extended runway centerline for runways 8R and 8L after departure, MDAD decided to undertake an aircraft flight track analysis to determine if in fact a deviation of the preferred flight corridor was taking place. The NAAB members reviewed the final report named "East Flow Departure Flight Track Analysis for Miami International Airport Runway 8L & 8R" and requested from MDAD to send a letter to the FAA ATCT with the following recommendations:
 - a) To make the appropriate changes to the MIA departure headings as a result of the Magnetic Declination of approximately 6.4 degrees. These changes to the departure magnetic headings would be made for all the runways at MIA for the exception of runway 26R and 26L.
 - b) The NAAB members also recommended for the FAA to create departure RNAV Fly-over Waypoints for each runway at MIA, in order to avoid future drift of the intended flight path once the magnetic heading was corrected.
 - c) The NAAB also recommended for immediate relief, for the FAA to instruct pilots to turn north at 5,000 feet instead of 4,000 feet of altitude, and once the new RNAV Fly-over waypoints were created to eliminate the instruction to pilots to turn at 5,000 feet of altitude.

- The FAA reviewed the findings of the East Flow Departure Flight Track Analysis as requested by the NAAB members and MDAD, and agreed to conduct a 180 day test in which pilots would receive ATCT instructions to fly a corrected departure heading from all runways at MIA when operating towards the east. This specific 180-day test would be evaluated and compared to historical flight track data by one of MDAD's Noise Acoustical Consultants to evaluate the use of the corrected departure headings. The conclusions and recommendations of the report showed that in order to avoid aircraft drift by either wind or magnetic declination, pilots should fly over a way-point such as a RNAV Way point instead of following magnetic departure headings. Aircraft equipped with Flight Management Systems (FMS) are able to enter waypoints into the system and the aircraft will navigate to the waypoint by making directional changes if crosswinds are present.
 - The NAAB members reviewed the Noise Analysis (2015 Noise Contours) for Miami International Airport. This detailed analysis compared the 2011 DNL Noise Contours to the 2015 DNL Noise Contours. This type of analysis is conducted every two years at MIA or more frequent if necessary.
 - The NAAB Members also received from the local FAA Air traffic Control Tower Manager a briefing on the latest efforts by the FAA for the notional redesign of the Area Navigation Standard instrument Departures and Standard Terminal Arrivals procedures for MIA as part of the South Florida METROPLEX project which was also presented to MDAD staff in March 2017.
 - The NAAB members received by MDAD staff an overview of the state of the airport, new airlines that will be serving MIA, number of passengers increases, new scheduled flights and other important information.
 - The NAAB members unanimously agreed to hold off the implementation of the new departure headings that were tested by the FAA as a result of the magnetic declination and to wait for the FAA Metroplex Team to provide a presentation to the members of the NAAB.
 - The NAAB members received a brief presentation by the FAA related to the Miami Beach Airshow and how it could impact residential areas during the 3 day event.
 - The NAAB Members received the recommendations made by the Commission on Ethics and Public Trust related to emails and other written correspondence intended to be seen by other members of the board.
- b. Since established
- Created a Mission Statement.
 - Members received from Acoustical Consultant training on aircraft noise.

- The Board established a liaison with the FAA Air Traffic Control Tower representative who regularly attends the Board meetings. This is particularly important because the bulk of the aircraft noise is generated once the aircraft is under the control of the FAA.
- Requested from Miami-Dade Aviation Department to run the 2011 Day-Night Average Sound Level (DNL) contours for Miami International Airport (MIA).
- Requested the comparison of the 2009 Noise Contours against the 2011 Noise Contours.
- Requested from MDAD to evaluate the Federal Aviation Administration's 180-day test period (December 2011 to May 2012) for potential changes to aircraft noise conditions, as a result from the implementation of runway use changes proposed by the FAA for safety at the MIA.
- Amended the Ordinance related to the frequency of meetings of the Aircraft Noise Abatement Advisory Board for Miami International Airport. The new Ordinance states that a minimum of four (4) times annually meetings shall be held instead of quarterly.
- Improved interface between FAA officials and the Noise Abatement Board.
- Requested to start the process to update the Aircraft Departure profile Analysis for new aircraft operating at MIA.

4. Is there any other board, either public or private, which would better serve the function of this board?

NO.

5. Should the ordinance creating the Board be amended to better enable the Board to serve the purpose for which it was created? (If "Yes", attach proposed changes)

NO.

6. Should the Board's membership requirements be modified?

NO.

7. What is the operating cost of the Board, both direct and indirect? (Report on FY 2016 and FY 2017)

\$7,000 for staff hours dedicated for the preparation of Boards reports, voice recording, and video services.

One-time Indirect cost: \$31,662 for the evaluation of corrected East flow departure headings at MIA tested by the Federal Aviation Administration (FAA) Air Traffic Control Tower (ATCT 180-Day Test). Not a recurring expense.

8. Describe the Board's performance measures developed to determine its own effectiveness in achieving its stated goals.

Performance Measures not yet established.



ATTACHMENT "A"
MIAMI-DADE AVIATION DEPARTMENT
AIRCRAFT NOISE & ENVIRONMENTAL PLANNING
NOISE ABATEMENT ADVISORY BOARD "NAAB"



2016 - MASTER ATTENDANCE SHEET

A = Absent / P = Present

AE = Absent Excused

NAME:	CITY- MUNICIPALITY OR COMMISSIONER DISTRICT	1/20/16	3/16/16	5/18/16	7/20/16	9/21/16	11/16/16
ARCE, Jorge	Virginia Gardens	<i>AE / Sick</i>	<i>P</i>	<i>P</i>	MEETING POSTPONED UNTIL AFTER 90 DAY EAST FLOW DEPARTURE TEST	<i>A</i>	MEETING POSTPONED UNTIL AFTER 180 DAY EAST FLOW DEPARTURE TEST
DAVIS, Robert (BOB)	Miami Shores	<i>P</i>	<i>P</i>	<i>P</i>		<i>A</i>	
HOWARD, Donald	District 12 (Jose "Pepe" Diaz)	<i>P</i>	<i>P</i>	<i>P</i>		<i>P</i>	
MAZZOLA, Chris	City of Doral	<i>P</i>	<i>P</i>	<i>P</i>		<i>P</i>	
NATOLI, Joseph	District 4 (Sally Heyman)	<i>Removed / Resigned from Board</i>					
ROLLASON, Frank	District 3 (Audrey Edmenson)	<i>P</i>	<i>P</i>	<i>P</i>		<i>P</i>	



ATTACHMENT "A"



MIAMI-DADE AVIATION DEPARTMENT AIRCRAFT NOISE & ENVIRONMENTAL PLANNING NOISE ABATEMENT ADVISORY BOARD "NAAB"

2017- MASTER ATTENDANCE SHEET

A = Absent / P = Present

AE = Absent Excused

NAME:	CITY- MUNICIPALITY OR COMMISSIONER DISTRICT	1/18/17	3/15/17	4/19/17	6/21/17	8/16/17		
ARCE, Jorge	Virginia Gardens	P	Meeting changed to 04/19/2017	P	Meeting changed to waiting on Metroplex Project	Meeting changed to waiting on Metroplex Project		
DAVIS, Robert (BOB)	Miami Shores	P		P				
GILDERMAN, Brian	Miami Beach	P		P				
HOWARD, Donald	District 12 (Jose "Pepe" Diaz)	P		P				
MAZZOLA, Chris	City of Doral	P		AE				
ROLLASON, Frank	District 3 (Audrey Edmenson)	P		P				

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

MEMORANDUM

Agenda Item No. 7(G)

TO: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

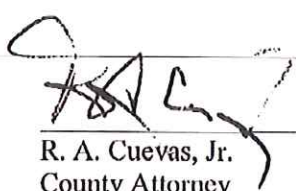
DATE: (Second Reading 10-7-08)
May 20, 2008

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

SUBJECT: Ordinance creating Aircraft
Noise Abatement Advisory
Board for Miami International
Airport

08-116

The accompanying ordinance was prepared and placed on the agenda at the request of
Prime Sponsor Commissioner Rebeca Sosa.


R. A. Cuevas, Jr.
County Attorney

RAC/jls

Memorandum



Date: October 7, 2008

To: Honorable Chairman Bruno A. Barreiro
and Members, Board of County Commissioners

From: George M. Burgos
County Manager

Subject: Ordinance creating Aircraft Noise Abatement Advisory Board for Miami International Airport

The ordinance creating Aircraft Noise Abatement Advisory Board for Miami International Airport will be supported by existing staff and will not have a fiscal impact to Miami-Dade County.


Ysela Llorit
Assistant County Manager

fiscal05608

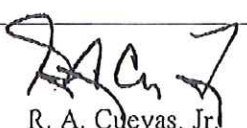


MEMORANDUM

(Revised)

TO: Honorable Bruno A. Barreiro
and Members, Board of County Commissioners

DATE: October 7, 2008

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

SUBJECT: Agenda Item No. 7(G)
08-116

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 Manager'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. 7(G)
 10-7-08

ORDINANCE NO. 08-116

ORDINANCE CREATING AIRCRAFT NOISE
 ABATEMENT ADVISORY BOARD FOR MIAMI
 INTERNATIONAL AIRPORT; PROVIDING
 MEMBERSHIP, PURPOSE, PROCEDURES, POWERS
 AND DUTIES; PROVIDING SEVERABILITY,
 INCLUSION IN THE CODE, AND AN EFFECTIVE
 DATE

WHEREAS, the Board of County Commissioners of Miami-Dade County, Florida created an Aircraft Noise Abatement Task Force for Miami International Airport ("MIA"), on July 8, 1997, pursuant to Resolution No. R-831-97; and

WHEREAS, the Aircraft Noise Abatement Task Force for MIA has sunset; and

WHEREAS, it is desirable to reconstitute the group as the Aircraft Noise Abatement Advisory Board for MIA to evaluate and recommend noise abatement measures to reduce or mitigate noise impact on the areas surrounding the airport,

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

Section 1. Creation.

There is hereby created an Aircraft Noise Abatement Advisory Board for Miami International Airport (the "NAAB").

Section 2. Purpose.

The purpose of the NAAB is to discuss, evaluate and recommend to the Board of County Commissioners measures to reduce or mitigate aircraft noise impacts to the areas surrounding Miami International Airport ("MIA").

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Section 3. Membership.

(a) *NAAB Members.* The NAAB shall consist of twenty (20) members. Each member may designate a single alternate to participate and vote on his or her behalf. The members of the NAAB shall comply with the requirements of Section 2-11.38 of the Code of Miami-Dade County and shall serve without compensation. Appointments to the NAAB shall be made as provided herein:

Notwithstanding and prevailing over anything in the Code of Miami-Dade County to the contrary, eight (8) members shall be residents of County Commission Districts 2, 3, 4, 5, 6, 7, 10 and 12, and shall be nominated by the County Commissioner representing each of those Districts;

One (1) member shall be a resident of the City of Miami, and shall be nominated by the Mayor of the City of Miami.

One (1) member shall be a resident of the City of Miami Springs, and shall be nominated by the Mayor of the City of Miami Springs.

One (1) member shall be a resident of the Village of Virginia Gardens, and shall be nominated by the Mayor of the Village of Virginia Gardens.

One (1) member shall be a resident of the City of Doral, and shall be nominated by the Mayor of the City of Doral.

One (1) member shall be a resident of the City of Miami Beach, and shall be nominated by the Mayor of the City of Miami Beach.

One (1) member shall be a resident of the City of West Miami, and shall be nominated by the Mayor of the City of West Miami.

One (1) member shall be a resident of the City of North Miami, and shall be nominated by the Mayor of the City of North Miami.

One (1) member shall be a resident of the City of North Bay Village, and shall be nominated by the Mayor of the City of North Bay Village.

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One (1) member shall be a resident of the City of Sweetwater, and shall be nominated by Mayor of the City of Sweetwater;

One (1) member shall be a resident of the Village of Key Biscayne, and shall be nominated by the Mayor of the Village of Key Biscayne;

One (1) member shall be a resident of the Village of Miami Shores, and shall be nominated by the Mayor of the Village of Miami Shores;

One (1) member shall be a resident of the Village of El Portal, and shall be nominated by the Mayor of the Village of El Portal;

Any member who ceases to meet the membership requirements set forth above, shall immediately forfeit his or her office.

(b) *Term.* The members of the NAAB shall serve staggered terms of three (3) years each. Notwithstanding any other provision of the Code, no member shall be permitted to serve more than eight (8) consecutive years. Members nominated by the Commissioner of County Commission Districts 2, 3, 4, 5, 6, 7, 10 and 12, shall serve an initial term of three (3) years. Members nominated by the Mayor of the City of Miami, the Mayor of the City of Miami Springs, the Mayor of the Village of Virginia Gardens, the Mayor of the City of Doral, the Mayor of the City of Miami Beach, the Mayor of the City of South Miami, the Mayor of the City of North Miami, the Mayor of the City of North Bay Village, the Mayor of the City of Sweetwater, the Mayor of the Village of Key Biscayne, the Mayor of the Village of Miami Shores and the Mayor of the Village of El Portal shall serve an initial term of two (2) years. Thereafter, all members will serve terms of three (3) years.

(c) *Vacancies.* Vacancies in the membership of the NAAB shall be filled in the same manner by which the original NAAB members were appointed and shall be filled within 45 days.

(d) *Removal from Office.* Notwithstanding any other provision of the Code, if any NAAB member is absent from two (2) consecutive NAAB meetings annually

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without an acceptable excuse, or from four (4) NAAB meetings annually without an acceptable excuse, the NAAB shall certify the same to the Board of County Commissioners.

Section 4. Procedures.

(a) *Chair.* A member of the NAAB, chosen by a majority of the members, shall serve as Chair of the NAAB.

(b) *Vice Chair.* A member of the NAAB, chosen by a majority of the members, shall serve as Vice Chair of the NAAB.

(c) *Meetings.* A majority of the members, then in office, constitutes a quorum for the purpose of conducting business and exercising the powers of the NAAB and for all other purposes. Meetings of the NAAB shall be held quarterly, shall be public and written minutes of the proceedings thereof shall be maintained. No vacancy in the membership of the NAAB shall impair the right of a quorum to exercise the right to perform all the duties of the NAAB.

Section 5. Powers and Duties.

(a). *Functions.* The NAAB shall consider present and future aircraft noise impacts arising from operations at MIA. With the assistance of staff, the NAAB shall explore, consider and recommend programs and practices that may be helpful in reducing or mitigating aircraft noise impacts.

(b). *Report.* The NAAB shall submit an annual written report to the Board of County Commissioners.

Section 6. Staff.

Miami Dade Aviation Department shall provide to the NAAB adequate staff and support services to enable the NAAB to carry out its purposes.

Section 7. 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.

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Section 8. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Miami-Dade County. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 9. 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 the Board of County Commissioners.

Section 10. Once effective, this ordinance shall repeal resolution R-831-97, creating an Aircraft Noise Abatement Task Force at MIA.

Section 11. This ordinance shall stand repealed five (5) years from its effective date unless extended by amendment of the Board of County Commissioners prior to such date.

PASSED AND ADOPTED: October 7, 2008

Approved by County Attorney as
to form and legal sufficiency:



Prepared by:



Cynji Lee

Prime Sponsor: Commissioner Rebeca Sosa

ATTACHMENT "C"

**NOISE ABATEMENT ADVISORY BOARD (NAAB)
MIAMI INTERNATIONAL AIRPORT (MIA)
AIRCRAFT NOISE AND ENVIRONMENTAL PLANNING / WILDLIFE CONTROL
5600 N.W. 36TH STREET, SUITE 533
WEDNESDAY, JANUARY 17, 2018
MEETING SUMMARY**

.....

SIGN-IN SHEET ATTACHED

The Noise Abatement Advisory Board (NAAB) meeting was held at the Aircraft Noise and Environmental Planning Office, located at 5600 NW 36th Street, Suite 533 and called to order at 6:13 p.m. A total of six (4) members were present, thus a quorum was obtained.

WELCOME:

Mr. Mazzola, Vice-Chair opened the meeting by welcoming and thanking all the Board members for taking time to attend the meeting, and requested all present to identify themselves into the record.

Mr. Hegedus informed the Board members that Mr. Hildebidle was not able to attend tonight's meeting, but that had sent a message that will be share later on in the meeting as part of the Old Business discussion items listed on the Agenda.

REVIEW OF MEETING MINUTES:

Mr. Mazzola asked the Board members if they had any changes or deletions or corrections and none were made and none was heard.

Mr. Howard Made the motion to approve the meeting minutes for April 19, 2017.

Mr. Gilderman Second the motion. (Motion passed unanimously).

REVIEW OF ILLEGAL RUN-UPS:

Mr. Hegedus informed the Board members that there were no illegal aircraft run-ups at MIA since the last meeting held on April 19, 2017.

Mr. Mazzola thanked the Noise Office for a job well done during this period.

Mr. Hegedus also mentioned new Auxiliary Power Units (APU) restrictions started at few new aircraft parking spots at building 716 (Cargo City) next to the Lan Cargo Hangar.

ATTACHMENT "C"

**NOISE ABATEMENT ADVISORY BOARD (NAAB)
MIAMI INTERNATIONAL AIRPORT (MIA)
AIRCRAFT NOISE AND ENVIRONMENTAL PLANNING / WILDLIFE CONTROL
5600 N.W. 36TH STREET, SUITE 533
WEDNESDAY, JANUARY 17, 2018
MEETING SUMMARY**

SUMMARY OF COMPLAINTS:

Mr. Hegedus gave the Board members a breakdown showing the complaints list and frequent callers list showing the percentage of calls generated by frequent callers, and briefed the members on the connection between the calls and the runway closures at MIA or when a runway remains open due to required maintenance for 2017.

Mr. Mazzola inquired if anything could be done to alert residents of the runway closures, and asked for suggestions on how it could be accomplished.

Mr. Hegedus said that all though a great suggestion it might not be possible due to the short amount time when runway closures are scheduled and it would not be possible during emergencies due to runway maintenance/repairs or a runway closure as a result of a disable aircraft.

Mr. Mazzola asked for suggestions to alert residents.

Mr. Howard suggested inviting them to the meetings.

Mr. Mazzola asked if the caller's names can be kept out of the complaint reports.

A small discussion followed and was agreed to not include the names on the reports any longer and it was agreed to only include the initials for the resident.

OLD BUSINESS:

Mr. Hegedus stated that he spoke to Mr. Hidebidle earlier during the day reference the Metroplex Program, and said that the reason as to why the FAA decided to stop and re-design and re-schedule the program was because the FAA felt it was being too aggressive in regards to the implementation of the Metroplex Project and the FAA had decided to redesign its implementation and scheduling. The FAA Metroplex Project Team will be restarting the project sometime during March 2018, at which time a group of FAA consultants will come to brief the local FAA Air Traffic Control Tower and Miami-Dade Aviation Department. **Mr. Hegedus** will request from the FAA to also come the airport and provide briefing to the members of the Board in regards to the RNAV departure waypoints that will be created as part of the project. Once the RANAVs waypoints have been studied by MDAD and the Board, recommendations from MDAD and the Board will be made to the FAA for their review and acceptance.

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Mr. Agostino explained that with large roll outs like the Metroplex project there are always unexpected problems that need to be ironed out and that's probably the reason for the redesign and restart of the project.

Mr. Hegedus stated it would be like starting from scratch, except that MDAD already looked at the RNAV Waypoints that were submitted the first time which will be shared with the Board members, but MDAD will also request from the Acoustical Consultant to independently look the FAA RNAV waypoints and provide a recommendation. He also explained that MDAD and Consultant will have to look at every single departure RNAV route and waypoints for each of the runway at MIA.

Mr. Mazzola let's assume the FAA provides a briefing in March, do we need to have some sort of refresher before meeting with them.

Mr. Hegedus my suggestion is to wait and see what the FAA rolls out, and once they submit their Metroplex Project plan, I will have something more concrete to go on regarding what the Board may want to do. MDAD will also be conducting a study with our own consultants to see how the new RNAV departures compares with the existing departure procedures at MIA. Once MDAD completes the study and reviews it will be shared with the board members at which time the Board members can review the findings and make recommendations.

Mr. Gilderman asked if the Board would be able to see the actual line of departures on the study and not just the plots.

Mr. Hegedus absolutely, the intention is for every departure or arrival RNAV to be displayed by overlaying each RNAV departure over a GIS County map and the departure or arrival track (line) will be seen tying each of the RNAVs waypoints

Mr. Gilderman will it also show the altitudes.

Mr. Hegedus. At this time we are not certain that these RNAVs will contain an altitude feature and the FAA Air Traffic Control Tower might still want to hold control over the elevation (altitude) because of the close proximity of FLL and the local air traffic.

Mr. Mazzola inquired if the FAA will conduct any community meetings.

Mr. Agostino the Board will be the first to see the new procedures and the Board can recommend ways in which the FAA can announce it to the community.

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MEETING SUMMARY**

Mr. Hegedus FAA has express their intentions to present it to County Commissioners and let the commissioners decide how many meetings and in which districts these public meeting should take place, but MDAD suggested to the FAA Metroplex team that the Noise Abatement Advisory Board should be the first ones to look at the procedures.

Mr. Mazzola to Mr. Hegedus ok so you will let us know what we need to prepare for in case we have something by late March?

Mr. Hegedus yes by March we will find out.

Mr. Agostino would not be surprised if it took until April or May 2018.

Mr. Mazzola any other comments on this item? I think this might be the most important.

Mr. Howard we should explain this to residents as something simple that is being done, we are not adding routes or traffic, so residents don't think that a major project is being developed and rumors start about things that are not true, and we should keep it simple and invite residents and callers to attend these meetings so no fear of safety issues are created, in my conversations with residents that's what's mostly in their minds and a simple message will greatly help.

Mr. Hegedus that's correct the message should be that these improvements are being accomplished through technology and will create a quieter safer environment explaining the magnetic declination, the wind drift that causes aircraft to deviate from their assign departure paths.

Mr. Hegedus brought up the Magic Group that the FAA has started and meets at the Tower to discuss broad base issues regarding air traffic.

A small discussion followed and was mentioned that in Europe they started something similar a while ago and it brings different groups of people together to discuss and to make suggestions regarding improving relations between Airports, Airlines, passengers and the general public, **Mr. Hegedus** will try to get minutes from the Magic Meetings to share with the Board.

NEW BUSINESS

Mr. Hegedus Reminded Board Members about filling out the Financial Disclosure Forms on time; in your package you will find important information provided by the County, you will also find a Source of Income Statement which is needed unless you serve on another board or are a Council Member or Council member, if anyone needs

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MEETING SUMMARY**

further information there is a phone number in the package to contact the Elections Department.

Next Item is the 2018 Advisory Board Training, in the package you will find the dates, times and places where the training will take place, this training will explain to members the forms mentioned above, rules and do's and don'ts.

Also the 2018 Sunset Review needs to be reviewed and a vote will be required and if approved the memo needs to be signed by the Chair tonight. I will then submit it to our Governmental Division to be scheduled as an item along with this meeting's minutes showing the NAAB's approval of the 2018 Sunset Review package.

Mr. Gilderman if the \$31,000 for indirect cost let's make a note so they know it's a onetime cost and not reoccurring expense. It was only a onetime cost to cover the study for the 180 day test.

Mr. Hegedus will change the wording to read "a onetime indirect cost not a reoccurring expense".

Mr. Gilderman asks if the next meeting will still be held on 3/21/2018, he will not be available that day and not sure if we would have any answers by then.

Mr. Hegedus maybe we should wait to hear from the FAA, but it is suggested that we schedule the next meeting for May 2018 to ensure enough time for them to give us an answer.

Mr. Mazzola would like to go over the 2018 Sunset review package with all the members who are present.

A few minutes were taken by the Board Members to review and discuss the contents of the 2018 Sunset Review package and to make comments or suggestions they thought necessary.

Mr. Hegedus requested from the Board to make a motion to approve the 2018 Sunset Review package to include the Sunset Review questionnaire with the suggested changes made by Mr. Gilderman, and also requested for the Board members to make another motion to submit the 2018 Sunset Review package and memo to the County Mayor.

Mr. Howard motion to approve the 2018 Sunset Review package for the Noise Abatement Advisory Board for Miami International Airport (MIA).

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MEETING SUMMARY**

Mr. Gilderman second the motion.

Motion was approved and passed unanimously.

Mr. Mazzola made a motion to approve for the Vice Chair to sign the 2018 Sunset Questionnaire and memo to the County Mayor in place of **Mr. Rollason** NAAB Chairman who was not able to attend tonight's meeting.

Mr. Gilderman second the motion.

Motion to approve was passed unanimously.

Mr. Hegedus next item is to set the date for the next NAAB Meeting, and suggests May 16, 2018

Mr. Mazzola asks if anyone has any other items

Mr. Howard thanks **Mr. Hegedus** for his work and dedication to the NAAB, and other members share the same thoughts.

Mr. Hegedus thanks the Board Members and makes a comment regarding a meeting held at the Noise Abatement Office on January 12, 2018 with Bay Point Home Owner's Association and a few of their residents related to aircraft overflights and aircraft noise issues which the board is well aware and also related with the magnetic declination and wind drift.

Bay Point residents shared their concerns during the two hour constructive meeting, they were also invited to the NAAB meetings, and we all left feeling like we have good lines of communications open and they expressed reassurance on the work this Board is trying to accomplish.

Mr. Mazzola asks for any other items

Mr. Davis motions to adjourn the meeting

Mr. Howard seconds the motion

Motion passes unanimously.

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MEETING SUMMARY**

Next meeting is scheduled for May 16, 2018

IN ATTENDANCE

Board Members

Mr. Chris Mazzola
Mr. Donald Howard
Mr. Robert Davis
Mr. Brian Gilderman

MDAD

Mr. Dan Agostino
Mr. Norman Hegedus
Mr. David Colas



**MIAMI-DADE AVIATION DEPARTMENT (MDAD)
NOISE ABATEMENT & ENVIRONMENTAL PLANNING
NOISE ABATEMENT ADVISORY BOARD (NAAB)**



AGENDA

Wednesday January 17, 2018 @ 6:00PM
Miami-Dade Aviation Department
Aircraft Noise & Environmental Planning / Wildlife Control
5600 NW 36th Street, Suite #533, Miami, Florida 33166

Meeting is called to order:

I. WELCOME:

- o Norman Hegedus, Aviation Environmental Planner, MDAD Aircraft Noise & Environmental Planning/Wildlife.

II. INTRODUCTION & REVIEW OF MINUTES FOR LAST MEETING:

- o Christian Mazzola, Noise Abatement Advisory Board Vice-Chair.
- o Review and approval of meeting minutes for April 19, 2017.

III. REVIEW OF ILLEGAL RUN-UPS and Aircraft Noise Complaints Summary Reports:

- o Norman Hegedus.

IV. Old Business:

- o Norman Hegedus, The Florida Metroplex project latest update received 12/11/2017.
- o Bob Hildebidle (FAA ATCT), Metroplex additional information.

V. New Business:

- o Norman Hegedus, 2017 Financial Disclosure Filing due by July 1, 2018. See attached forms.
- o Norman Hegedus, 2018 Advisory Board Training. See attached form.
- o Norman Hegedus, Review and approval of the 2018 Sunset Review Questionnaire for the NAAB.
- o Norman Hegedus, Review and approval of the 2018 Sunset review transmittal memo from the Chair.

VI. Public Comments:

VII. Adjournment:

Next meeting to take place on **Wednesday, March 21, 2018**



MEMORANDUM

(Revised)

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

DATE: October 18, 2022

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 5(K)

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. 5(K)

10-18-22

22-140

ORDINANCE NO. _____

ORDINANCE RELATING TO AIRCRAFT NOISE ABATEMENT ADVISORY BOARD FOR MIAMI INTERNATIONAL AIRPORT; AMENDING SECTION 2-2036.1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; PROVIDING FOR AN EXTENSION OF THE SUNSET PROVISION, RETROACTIVE TO OCTOBER 7, 2018, UNTIL OCTOBER 7, 2023; RETROACTIVELY AUTHORIZING ALL ACTIONS OF THE NOISE ABATEMENT ADVISORY BOARD TAKEN BETWEEN OCTOBER 7, 2018 AND THE EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

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

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

Section 1. Section 2-2036.1 of the Code of Miami-Dade County, Florida is hereby amended, retroactive to October 7, 2018, to read as follows:¹

**ARTICLE CXXX. AIRCRAFT NOISE ABATEMENT
ADVISORY BOARD FOR MIAMI
INTERNATIONAL AIRPORT**

* * *

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

Sec. 2-2036.1 - Sunset.

The provisions of this ordinance shall sunset on >>October 7, 2023<< [~~October 7, 2018~~], unless extended by amendment of the Board of County Commissioners prior to such date.

Section 2. This Board hereby retroactively authorizes all actions taken by the Noise Abatement Advisory Board for Miami International Airport between October 7, 2018 and the effective date of this ordinance.

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. It is the intention of this Board, and it is hereby ordained, that the provisions of this ordinance, including the sunset provision, shall become and be made part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word “ordinance” may be changed to “section,” “article,” or other term deemed appropriate.

Section 5. 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:

October 18, 2022

Approved by County Attorney as
to form and legal sufficiency:

EW for

Prepared by:

RCZ

Ryan C. Zagare