

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

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING, SUBSTANTIALLY IN THE FORM ATTACHED TO THIS RESOLUTION, AND AUTHORIZING THE CITY MANAGER TO EXECUTE, AN INTERLOCAL AGREEMENT BETWEEN ALL CO-PERMITTEES NAMED IN NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM PERMIT NO. FLS000003 AND MIAMI-DADE COUNTY PROVIDING FOR PERFORMANCE OF PROFESSIONAL SERVICES BY MIAMI-DADE COUNTY; AND ALSO, AS BETWEEN ALL CO-PERMITTEES, PROVIDING FOR IDENTIFICATION AND CONTROL OF POLLUTANT DISCHARGES IN SHARED MUNICIPAL STORM SEWER SYSTEMS; AND, FURTHER, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE CHANGES TO THE SELECTION OF ACTIVITY PARTICIPATION BY CO-PERMITTEES.

**WHEREAS**, water pollution can degrade surface waters making them unsafe for drinking, fishing, swimming, and other activities; and

**WHEREAS**, the U.S. Environmental Protection Agency's (EPA) National Pollution Discharge Elimination System (NPDES) permit program addresses water pollution by regulation point sources that discharge pollutants to waters of the U.S.; and

**WHEREAS**, in the State of Florida, the EPA has authorized the Florida Department of Environmental Protection (FDEP) to implement the NPDES stormwater permitting program on its behalf; and

**WHEREAS**, as the NPDES stormwater permitting authority, FDEP is responsible for issuing Municipal Separate Storm Sewer System (MS4) permits; and

**WHEREAS**, the City of Miami Beach (City) operates an MS4 comprised of 90 miles of pipes to manage runoff from rainfall and is required to have an NPDES MS4 permit for its operation; and

**WHEREAS**, the City is one of over thirty co-permittees with Miami-Dade County for NPDES Permit No. FLS000003; and

**WHEREAS**, it is in the best interest of the City to continue to participate in an interlocal agreement with Miami-Dade County as a co-permittee to control stormwater discharges; and

**WHEREAS**, this year, FDEP will issue a new NPDES permit for Miami-Dade County and its co-permittees; and

**WHEREAS**, it is the intent of the County and the City, through an Interlocal Agreement, substantially in the form attached to this Resolution as Exhibit A, to continue previously established relationships and responsibilities for complying with the NPDES permit requirements as it relates to stormwater systems located within the limits of the City.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and the City Commission hereby approve, substantially in the form attached to this Resolution, and authorize the City Manager to execute, an Interlocal Agreement between all co-permittees named in National Pollution Discharge Elimination System Permit No. FLS000003 and Miami-Dade County providing for performance of professional services by Miami-Dade County; and also, as between all co-permittees, providing for identification and control of pollutant discharges in shared municipal separate storm sewer systems; and, further, authorizing the City Manager to negotiate and execute changes to the selection of activity participation by co-permittees.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

\_\_\_\_\_  
Rafael E. Granado, City Clerk

\_\_\_\_\_  
Philip Levine, Mayor

APPROVED AS TO  
FORM & LANGUAGE  
& FOR EXECUTION

  
City Attorney

5/31/17  
Date