

**PROPOSED RESOLUTION NO. 2023-R-38
RESOLUTION NO. 3839**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA; OPPOSING THE CREATION OF A MASS BURN FACILITY PLANT BY MIAMI-DADE COUNTY AT OR NEAR THE BROWARD COUNTY LINE NEAR THE CITY OF MIRAMAR; FURTHER ENCOURAGING MIAMI-DADE COUNTY TO CONSIDER AND EXPLOR ALTERNATIVE METHODS OF DISPOSING SOLID WASTE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Miami-Dade County Commission is considering approving a mass burn facility for the combustion of municipal solid waste (“Incinerator”) with a proposed location in North Miami-Dade County near the Broward County Line (“Proposed Location”); and

WHEREAS, the Miami-Dade County Mayor has demonstrated her support for the development and operation of the Incinerator at the Proposed Location; and

WHEREAS, the development and subsequent operation of the Incinerator in such close proximity to the Broward County line may have long-lasting harmful impacts on Pembroke Pines residents and others living in South Broward County; and

WHEREAS, on September 5, 2023, Mayor Frank C. Ortis submitted a letter, attached hereto as Exhibit “A”, to the Miami-Dade County Mayor expressing his and the City’s opposition to incineration as a means for waste disposal; and

WHEREAS, the City Commission of the City of Pembroke Pines desires to express its opposition to the proposed Incinerator’s proximity to Broward County; and

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WHEREAS, the City Commission strongly encourages Miami-Dade County to explore and consider alternative methods of providing waste disposal services that are more ecologically friendly and that do not involve incineration; and

WHEREAS, the City Commission believes that the requests referenced herein are in the best interest of its residents.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, AS FOLLOWS:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

Section 2. The City Commission hereby formally expresses its opposition to the proposed Incinerator and its proposed proximity to Broward County.

Section 3. The City Commission strongly encourages Miami-Dade County to consider and explore alternative methods of providing waste disposal services that are more ecologically friendly and that do not involve incineration; and

Section 3. The City Clerk is directed to send a certified copy of this Resolution to the Miami-Dade County Mayor and each member of the Miami-Dade County Board of County Commissioners,

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or

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application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 6. This Resolution shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF
PEMBROKE PINES, FLORIDA, THIS 6TH DAY OF SEPTEMBER, 2023.**

CITY OF PEMBROKE PINES, FLORIDA

By: _____
MAYOR FRANK C. ORTIS

ATTEST:

_____ MARLENE GRAHAM, CITY CLERK	ORTIS	<u>AYE</u>
	CASTILLO	<u>AYE</u>
APPROVED AS TO FORM:	GOOD	<u>AYE</u>
	SCHWARTZ	<u>AYE</u>
_____ OFFICE OF THE CITY ATTORNEY	SIPLE	<u>AYE</u>