

DAVIE, FLORIDA

RESOLUTION NO. R

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA APPROVING THE INTERLOCAL AGREEMENT AMONG BROWARD COUNTY AND THE MUNICIPALITIES OF COCONUT CREEK, COOPER CITY, CORAL SPRINGS, DANIA BEACH, DAVIE, DEERFIELD BEACH, HALLANDALE BEACH, LAUDERDALE-BY-THE-SEA, LAUDERDALE LAKES, LAUDERHILL, LIGHTHOUSE POINT, MARGATE, MIRAMAR, NORTH LAUDERDALE, OAKLAND PARK, PARKLAND, PEMBROKE PARK, PEMBROKE PINES, PLANTATION, POMPANO BEACH, SOUTHWEST RANCHES, SUNRISE, TAMARAC, WESTON, WEST PARK, AND WILTON MANORS FOR SHARING RESOURCE BURDENS OF THE SYSTEM-WIDE NPDES MS4 PERMIT AND AUTHORIZING BROWARD COUNTY TO CONDUCT TECHNICAL ACTIVITIES REQUIRED BY THE NPDES MS4 PERMIT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Agreement is entered into pursuant to Section 163.01, Florida Statutes also know as the “Florida Interlocal Cooperation Act of 1969”; and

WHEREAS, the United States Environmental Protection Agency (EPA), under the Federal Water Pollution Control Act (“Clean Water Act”) requires the municipalities to comply with the National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit Program; and

WHEREAS, the State of Florida, pursuant to Section 403.0885, Florida Statutes, is empowered to establish a state NPDES program in accordance with Section 402 of the Clean Water Act; and

WHEREAS, the EPA delegated the NPDES permitting program to the Florida Department of Environmental Protection (FDEP). FDEP implements the program through the rules adopted in Chapter 62-624, Florida Administrative Code (F.A.C.); and

WHEREAS, Broward County through its Public Works and Environmental Services Department coordinates and conducts specific technical activities required by the NPDES MS4 permittees; and

WHEREAS, the parties executed interlocal agreements on December 3, 1996, October 20, 1998, June 29, 2004, and May 7, 2013, all of which have expired, to carry out tasks required by the NPDES MS4 permit; and

WHEREAS, the parties executed an interlocal agreement on November 7, 2017 after FDEP issued NPDES MS4 Permit Number FLS000016-00 for the fourth five-year period. This agreement will terminate upon FDEP’s issuance of the next iteration of the NPDES MS4 Permit.

WHEREAS, the Municipalities wish to continue the County's services of coordinating the co-permittees, pursuant to the NPDES MS4 regulations, managing and performing technical tasks necessary to comply with the NPDES MS4 Permit; and

WHEREAS, if the parties wish to amend the Agreement in the future, the amendments will be authorized and executed by the Town Administrator or designee; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE THAT:

Section 1. Legislative Findings/Recitals. The above recitals are hereby adopted by the Town Council of the Town of Davie as its legislative findings relative to the subjects and matters set forth in this Resolution.

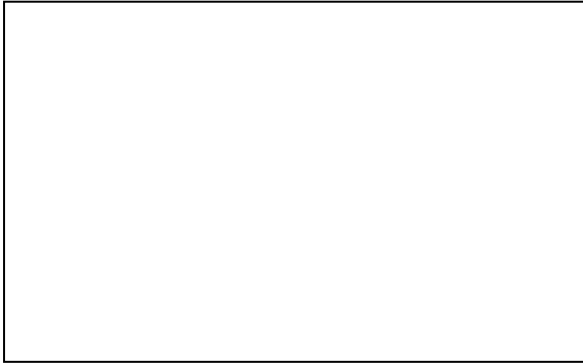
Section 2. The Town Council of the Town of Davie, Florida, hereby authorizes the Town to approve the Interlocal Agreement among Broward county and the municipalities of Coconut Creek, Cooper City, Coral Springs, Dania Beach, Davie, Deerfield Beach, Hallandale Beach, Lauderdale-by-the-Sea, Lauderdale Lakes, Lauderhill, Lighthouse Point, Margate, Miramar, North Lauderdale, Oakland Park, Parkland, Pembroke Park, Pembroke Pines, Plantation, Pompano Beach, Southwest Ranches, Sunrise, Tamarac, Weston, West Park, and Wilton manors and authorizes the appropriate Town Official to execute said document.

Section 3. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, it is the intent of the Town Council that such invalidity shall not affect other provisions or applications of the Resolution which can be given effect without the invalid provision or application and, to this end, the provisions of this Resolution are declared severable.

Section 4. Conflict. All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND DULY ADOPTED by the Town of Davie Town Council on this ____ day of ____, 2026.



Mayor Judy Paul

Authentication:

Evelyn Roig
Town Clerk

Motion:		
Second:		
Vote	Yea	Nay
Mayor Paul		
Vice Mayor Whitman		
Councilmember Starkey		
Councilmember Alfonso		
Councilmember Luis		

Approved by the Town Attorney
as to form and legal sufficiency:

Allan T. Weinthal