

RESOLUTION NO. 08- 647

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, REQUESTING NOISE AND POLLUTION ABATEMENT RELIEF TO THE TOWN RESIDENTS ABUTTING THE GRATIGNY PARKWAY; DIRECTING THE TOWN CLERK TO FORWARD THE RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Miami Lakes Middle School's Project Citizen Class has been approached by the residents of Sabal Drive regarding the alleviation of all emissions from the Gratigny Parkway, including noise pollution, paucity of privacy, and various infringements upon the residents; and

WHEREAS, a survey distributed among the residents of Sabal Drive shows that they were unanimously irritated by exposure to the Gratigny Parkway and all emanating problems; and

WHEREAS, the residents of Sabal Drive require relief in the form of a physical barrier due to their intense exposure to emissions from automobiles on the highway; and

WHEREAS, the only barriers erected to buffer exposure from the highway are those established by individual residents; and

WHEREAS, the constantly increasing population will only lead to more demand for major roadways, which will cause more communities of the Town of Miami Lakes (the "Town") to be affected by similar exposure, and therefore result in the greater demand for governmental action, and

WHEREAS, the Town requests the Florida Department of Transportation and Miami-Dade County to examine the extent of this situation and provide proper relief to the Sabal Drive residents.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

Section 2. **Support.** The Town Council requests the Florida Department of Transportation and Miami-Dade County to examine the situation and provide relief from the noise pollution effecting the Town's residents abutting the Gratigny Parkway including:

1. Planting of oak trees by the side of the adjacent canal land in an area that does not effect the water supply of the canal; or
2. If tree planting is not applicable to the situation, that a noise abatement study be considered and if deemed appropriate, be issued to examine the decibel levels in the area; and
3. If the noise abatement study yields the required results, that a noise abatement wall be constructed in a designated area along the Gratigny Parkway to buffer exposure from the highway.

Section 3. **Direction to the Town Clerk.** The Town Clerk is directed to forward a copy of this Resolution to the Mayor and Board of County Commissioners of Miami-Dade County and the Secretary of the Florida Department of Transportation District 6.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 8th day of April, 2008.

Motion to adopt by Simon, second by Collins.

FINAL VOTE AT ADOPTION

Mayor Wayne Slaton	<u>Yes</u>
Vice Mayor Nancy Simon	<u>Yes</u>
Councilmember Roberto Alonso	<u>Yes</u>
Councilmember Mary Collins	<u>Yes</u>
Councilmember Robert Meador	<u>Yes</u>
Councilmember Michael Pizzi	<u>Yes</u>
Councilmember Richard Pulido	<u>Yes</u>

PASSED AND ADOPTED this 8th day of April 2008.

ATTEST:

Debra Eastman
Debra Eastman, MMC
TOWN CLERK

Wayne Slaton
Wayne Slaton
MAYOR

Approved as to form and legal sufficiency
for use only by the Town of Miami Lakes:

Weiss Serota Helfman Pastoriza
Weiss Serota Helfman Pastoriza
Cole & Boniske, P.L.
TOWN ATTORNEY