

RESOLUTION NO. 2026-081

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE MAYOR AND THE CITY MANAGER, OR THEIR DESIGNEES, TO EXECUTE THE ATTACHED MULTI-AGENCY INTERLOCAL AGREEMENT TO SHARE THE RESOURCE BURDENS OF THE SYSTEM-WIDE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT; AUTHORIZING BROWARD COUNTY TO CONDUCT SPECIFIC TECHNICAL ACTIVITIES REQUIRED BY THE FIFTH FIVE-YEAR PERMIT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, the EPA has authorized the Florida Department of Environmental Protection (DEP) to establish a state-run NPDES Program; and

WHEREAS, the EPA has recommended that Broward County (County) act as the “lead permittee” and associated municipalities act as “co-permittees;” and

WHEREAS, the County and City of Coconut Creek (City) have executed previous Interlocal Agreements for the past four (4) five (5)-year cycles of the permit; and

WHEREAS, the County has the technical expertise and resources to supplement City resources in satisfying permit regulations, regarding management of certain technical tasks necessary to determine compliance with applicable portions of the NPDES MS4 Permit; and

WHEREAS, the City wishes to enter into this agreement to renew the cooperation between the County and the City for compliance with the NPDES MS4 Permit Program.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:

Section 1: That the foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this resolution. All exhibits attached hereto are incorporated herein and made a specific part of this resolution.

Section 2: That the City Commission has reviewed and hereby approves the attached Multi-Agency Interlocal Agreement for the National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit Program.

Section 3: That the Mayor and the City Manager, or their designees, are hereby authorized to execute the Multi-Agency Interlocal Agreement for the National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit Program.

Section 4: That Broward County is hereby authorized to conduct specific technical activities required by the fifth five (5)-year permit, as set forth in the attached Multi-Agency Interlocal Agreement.

Section 5: That 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 in application, it shall not affect the validity of the remaining portion or applications of this resolution.

Section 6: That this resolution shall be in full force and effect immediately upon its adoption.

Adopted this _____ day of _____, 2026.

Jeffrey R. Wasserman, Mayor

Attest:

Joseph J. Kavanagh, City Clerk

Wasserman _____
Brodie _____
Welch _____
Rydell _____
Railey _____