

**RESOLUTION NO. 2025-028**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CONFLICT RESOLUTION PROCEDURES OF CHAPTER 164, FLORIDA STATUTES, PRIOR TO INITIATING COURT ACTION AND PROVIDING FOR AUTHORITY, INITIATION OF CONFLICT RESOLUTION PROCEDURE, DUTY TO GIVE NOTICE, CONFLICT ASSESSMENT PHASE, JOINT PUBLIC MEETING, AND FINAL RESOLUTION RELATED TO ACTION ITEMS FOR EXPANSION OF THE MONARCH HILL LANDFILL; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Broward County (“County”) is considering approving a request for a Land Use Plan Amendment, a Comprehensive Plan Amendment, an Ordinance providing for a height increase, and an Ordinance providing for certain waste limitations at Waste Management’s Monarch Hill Landfill (“the Ordinances”); and

**WHEREAS**, Coconut Creek (“City”) has objected to these proposed Ordinances and attempted to provide some alternative options to the County to try and ameliorate some of the anticipated adverse impacts on the City if the Ordinances are approved; and

**WHEREAS**, the City maintains that the approval of the Ordinances and other related actions by the County will create illegal inconsistencies with the County’s established policies; result in an environmental threat to the County’s groundwater supply; preclude the use of the Site for an innovative waste-to-energy facility; increase the adverse impacts to the City; and adversely and unacceptably affect the City’s residents’ health, safety, and welfare; and

**WHEREAS**, the County has also disregarded the Solid Waste Authority’s request for additional time to complete its Master Plan; and

**WHEREAS**, despite the City’s submission of alternative language and both written and verbal objections related to the adverse impacts on the City if the Ordinances are approved, the City and the County have been unable to resolve the disputes related to the Ordinances.

**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 governmental dispute resolution process set forth in Chapter 164, Florida Statutes, calls for notice, a conflict assessment meeting within 30 days, an opportunity for participation by affected third party governments, a joint public meeting of the governing bodies of the affected governments within 50 days, initiation of a formal mediation process within 14 days of the joint public meeting, and sufficient time for the mediation process to run its course.

**Section 3:** That the City Manager, or designee, is hereby authorized to take all steps necessary to initiate the conflict resolution proceedings set forth in Chapter 164, Florida Statutes, including but not limited to, preparing the letter required by Section 164.1052, Florida Statutes, and publishing all notices of meetings required by Chapter 164, and scheduling all meetings required by Chapter 164, Florida Statutes.

**Section 4:** 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 5:** That this resolution shall be in full force and effect immediately upon its adoption.

**Adopted this 13<sup>th</sup> day of February, 2025.**

\_\_\_\_\_  
Sandra L. Welch, Mayor

Attest:

\_\_\_\_\_  
Joseph J. Kavanagh, City Clerk

Welch Aye

Railey Aye

Rydell Aye

Brodie Aye

Wasserman Aye