

RESOLUTION NO. 26-2012

A RESOLUTION OF THE CITY OF TITUSVILLE, FLORIDA, TO SUPPORT CONTINUED REFINEMENT, DEVELOPMENT AND IMPLEMENTATION OF THE NORTH INDIAN RIVER LAGOON BASIN MANAGEMENT ACTION PLAN TO ACHIEVE TOTAL MAXIMUM DAILY LOADS FOR NUTRIENTS THAT SUPPORT A HEALTHY SUSTAINABLE AND PRODUCTIVE ESTUARINE ECOSYSTEM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in an effort to improve water quality, Section 303(d) of the federal Clean Water Act requires the adoption of Total Maximum Daily Loads (TMDLs) of pollutants that may be discharged into impaired surface water bodies of the United States; and

WHEREAS, the Florida Department of Environmental Protection (FDEP) has identified waters in the North Indian River Lagoon Basin that are impaired for nutrients under Rule 62-303, Florida Administrative Code; and

WHEREAS, The Florida Department of Environmental Protection established a Total Maximum Daily Load (TMDL) for the Indian River Lagoon in March 2009; and

WHEREAS, a clean and healthy, sustainable and productive Lagoon is of utmost importance to the ecological, economic, aesthetic, and recreational welfare of all CITY OF TITUSVILLE residents, businesses, and visitors; and

WHEREAS, it is the goal of the CITY OF TITUSVILLE to find cost effective and efficient measures for implementing water quality improvements for the Indian River Lagoon; and

WHEREAS, local, regional and state entities including the CITY OF TITUSVILLE, the BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS, the VOLUSIA COUNTY BOARD OF COUNTY COMMISSIONERS, the CITY OF COCOA, the CITY OF EDGEWATER, the CITY OF INDIAN HARBOR BEACH, the CITY OF MELBOURNE, the CITY OF OAK HILL, the CITY OF ROCKLEDGE, the FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICT 5, the KENNEDY SPACE CENTER, the TOWN OF INDIALANTIC, the TOWN OF PALM SHORES, the TOWN OF MELBOURNE VILLAGE, the FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, the INDIAN RIVER NATIONAL ESTUARY PROGRAM, and the ST. JOHNS RIVER WATER MANAGEMENT DISTRICT have worked together over a multiyear period with the FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (FDEP) to develop a Basin Management Action Plan (BMAP) with a goal of reducing nutrient discharges to the Indian River Lagoon; and

WHEREAS, the North Indian River Lagoon BMAP was completed in September 2012; and

WHEREAS, the BMAP stakeholders and FDEP acknowledge technical uncertainties in the model data used to develop the 2009 TMDL and allocations; and

WHEREAS, the CITY OF TITUSVILLE partnered with the BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS, the FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICT 5, and other local municipalities within Brevard County, coupled with additional support from the Patrick Air Force Base, to update and refine the model data; and

WHEREAS, the update and refinement of the model is anticipated to result in revisions to the TMDL and BMAP; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF TITUSVILLE, FLORIDA, as follows:

Section 1. The CITY OF TITUSVILLE supports implementation of the BMAP, and will seek the necessary approvals and funding to carry out management actions for which the CITY OF TITUSVILLE has responsibility.

Section 2. The CITY OF TITUSVILLE supports continued refinement of the TMDL modeling and revisions to the BMAP to ensure management actions are effective in achieving a clean and healthy Indian River Lagoon.

Section 3. The CITY OF TITUSVILLE endorses a coordinated and comprehensive watershed management approach to address and achieve nutrient load reductions as necessary.

Section 4. The CITY OF TITUSVILLE will identify and advise FDEP of any issues or concerns that could be obstacles to carrying out management actions identified in the BMAP, including technical, funding, and legal difficulties.

Section 5. The CITY OF TITUSVILLE will continue to communicate and coordinate actions and funding across community organizations, agencies, and programs with regard to BMAP implementation.

Section 6. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this ____ day of _____, 2012.

James H. Tulley, Jr., Mayor

ATTEST:

Wanda Wells, City Clerk