

## **RESOLUTION NO. 2010-11**

### **A RESOLUTION OF THE VILLAGE OF PINECREST, FLORIDA, URGING THE FLORIDA LEGISLATURE TO SUPPORT AN AMENDMENT TO SECTION 403 (PART II) OF THE FLORIDA STATUTES RELATING TO POWER PLANT AND TRANSMISSION LINE SITING TO PROVIDE FOR INPUT FROM MUNICIPALITIES AND MORE OVERSIGHT FROM THE PUBLIC SERVICE COMMISSION; PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Florida Public Service Commission ("PSC") has limited oversight over the siting of power plants and transmission lines by electric utility companies providing services in Florida; and

WHEREAS, electric utility companies are allowed to install extremely large poles to accommodate transmission lines as long as the lines are less than fifteen miles in length and do not cross a county line without seeking certification from the PSC or the Department of Environmental Protection ("DEP"); and

WHEREAS, local governments have been denied the ability to challenge the siting of transmission lines in their respective political jurisdictions if the lines are less than fifteen miles in length and do not cross a county line; and

WHEREAS, Florida's municipalities should be provided an method of redress when transmission lines are proposed to be placed within their municipal boundaries; and

WHEREAS, the Florida Legislature is capable of amending the current provisions of Section 403 (Part II) to require that all transmission line sitings within the boundaries of a municipality must be presented to the PSC and DEP, and municipalities given an opportunity to be heard in favor or in opposition; and

WHEREAS, the siting of transmission lines in a municipality can pose safety and health issues for citizens of the municipality; and

WHEREAS, the Village Council is concerned that FPL will continue to place transmission lines in areas which are not in the best interest of the citizens of the municipality without oversight from the PSC;

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF PINECREST, FLORIDA, AS FOLLOWS:

Section I. That the Village Council hereby urges the Florida Legislature to support legislation that:

- Amends Section 403 (Part II) of the Florida Statutes to require all electric utilities to seek certification for all transmission lines, without exceptions;

- Require electric utilities to notify municipalities of proposed sites for transmission lines and full disclosure of the method utilized to determine the route of transmission lines and efforts taken to minimize the impact on the affected municipality;
- Empower the PSC to hear disputes between electric utilities and municipalities regarding transmission lines routes; and
- Authorize the filing of civil litigation by a municipality to challenge the siting of transmission lines under certain conditions.

Section 2. The Village Clerk is hereby directed to forward a copy of this resolution to the Governor of the State of Florida and members of the Miami-Dade Legislative Delegation.

Section 3. This resolution shall take effect immediately upon adoption.

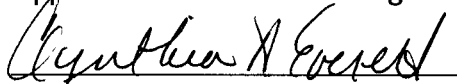
PASSED AND ADOPTED this 9th day of March, 2010.

  
Cindy Lerner, Mayor

Attest:

  
Guido H. Inganzo, Jr., CMC  
Village Clerk

Approved as to Form and Legal Sufficiency:

  
Cynthia A. Everett  
Village Attorney



Motion by: Councilmember Ross  
Second by: Vice Mayor Corradino

Vote: Councilmembers Cutler, Harter, Ross, Vice Mayor Corradino, and Mayor Lerner voting Yes

**Guido H. Inguanzo, Jr. (OVC)**

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**From:** Guido H. Inguanzo, Jr. (OVC)  
**Sent:** Tuesday, March 16, 2010 11:06 AM  
**To:** 'Charlie.Crist@MyFlorida.com'  
**Subject:** Resolution Urging Amendment to F.S. Relating to Transmission Line and Power Plant Siting  
**Attachments:** 2010-11.pdf

Governor Crist,

Attached please find a copy of Resolution 2010-11, adopted by the Pinecrest Village Council on March 9, 2010, urging the Florida Legislature to amend F.S. 403 relating to transmission line and power plant siting.

**Guido H. Inguanzo, Jr., CMC, Village Clerk**

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