

RESOLUTION NO. 21-07-17

**A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF THE KEY LARGO WASTEWATER TREATMENT
DISTRICT, CREATING AND ESTABLISHING THE
TERMS FOR THE ACCEPTANCE OF WASTEWATER
FROM THE FLORIDA KEYS WILD BIRD
REHABILITATION CENTER, LLC; AND PROVIDING
FOR AN EFFECTIVE DATE.**

WHEREAS, the Florida Keys Wild Bird Rehabilitation Center (“Wild Bird Center”), Inc. is a not-for-profit 501(c)3 conservation organization dedicated to the rescue, rehabilitation, and release of native and migratory wild birds; and

WHEREAS, the Wild Bird Center is located within the service area of the Key Largo Wastewater Treatment District (“District”); and

WHEREAS, the Wild Bird Center has asked the District for permission to discharge approximately 200 gallons per week of filter backwash, from the Wild Bird Center's pelican pond filtration system, into the District's collection system; and

WHEREAS, the District’s Engineer has determined that the filter backwash proposed to be discharged into the District’s collection system would not cause any harm to the District's infrastructure or treatment process and will not create a threat to public or employee health; and

WHEREAS, at the June 20, 2017 meeting of the District’s Board of Commissioners, the Board voted to accept the discharge of filter backwash from the pelican pond filtration system into the District’s collection system, subject to the provisions of Section 2 below.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE KEY LARGO WASTEWATER TREATMENT DISTRICT THAT:

Section 1. Recitals. The above recitals are true and correct and are incorporated into this Resolution by reference.

Section 2. Terms and Conditions of approval.

- a. The Florida Keys Wild Bird Rehabilitation Center’s request that it be permitted to discharge approximately 200 gallons per week of filter backwash from its pelican pond filtration system into the Key Largo Wastewater Treatment District’s collection system is hereby granted.

- b. The volume of the accepted filter backwash shall be calculated using measurements made by a District approved meter that is read by District staff at a frequency to be determined by the General Manager
- c. Based upon that calculated volume, the District shall bill the Wild Bird Center at the District's normal and customary rates, using the charges listed in KLWTD Rules and Regulations Section 9.03, as this section may from time to time be amended.
- d. The District shall send said bills to the Wild Bird Center semi-annually, via USPS First Class Mail.
- e. The Wild Bird Center shall ensure that all connections to the District's central sewer system are made in accordance with and in compliance with all applicable resolutions, rules, ordinances, codes and laws.
- f. The Wild Bird Center shall further ensure that any connections to the District's central sewer system shall not result in any Infiltration or Inflow into the District's system.
- g. The granting of the Wild Bird Center's request for permission to discharge approximately 200 gallons per week of filter backwash from its pelican pond filtration system, into the District's collection system is, and shall be considered as, "provisional," "experimental," and subject to amendment or revocation at any time. It shall not be considered to have set a precedent for any future consideration or acceptance of non-domestic wastewater from any source or entity.

Section 3. Authorization of District Officials. The General Manager and/or the District Manager's designee(s), the District General Counsel, and the District Engineer are authorized to take all actions necessary to implement the terms and conditions of this resolution.

Section 4. Applicability and Effective Date. This Resolution shall take effect upon adoption by the Board of Commissioners.

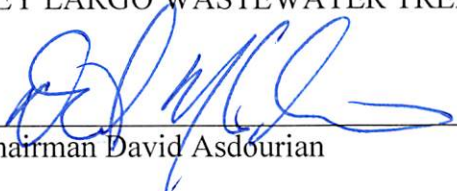
RESOLVED AND ADOPTED THIS 18th DAY OF JULY, 2017

The foregoing RESOLUTION was offered by Commissioner Gibbs, who moved its approval. The motion was seconded by Commissioner Majeska, and being put to a vote, the result was as follows:


	AYE	NAY
Chairman Asdourian	<u>✓</u>	_____
Commissioner Gibbs	<u>✓</u>	_____
Commissioner Heim	_____	<u>✓</u>
Commissioner Majeska	<u>✓</u>	_____
Commissioner Tobin	<u>Abstain</u>	_____

The Chairman thereupon declared Resolution No. 21-07-17 duly passed and adopted the 18th day of July, 2017.

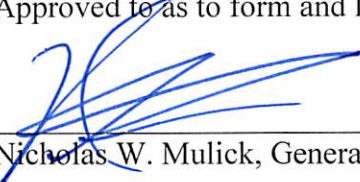
KEY LARGO WASTEWATER TREATMENT DISTRICT


Chairman David Asdourian

ATTEST:


Katherine Jackson, District Clerk

Approved to as to form and legal sufficiency


Nicholas W. Mulick, General Counsel

SEAL

