

## **12.0 INTERGOVERNMENTAL COORDINATION ELEMENT**

In the traditional master planning process, the principle institution focuses primarily on itself as it charts a course for growth into the future. The comprehensive planning process, by contrast, is reflective of and responsive to the interaction between the principle institution and vital elements of the surrounding community and concerned jurisdictions and governmental agencies. The most important factors in successful comprehensive planning are cooperation, consideration, and coordination.

These basic principles of comprehensive planning are evident throughout this Comprehensive Master Plan:

1. **Cooperation:** The Comprehensive Master Plan recognizes the importance of the existing regulatory structure at the local, state and federal levels of government. Throughout the Comprehensive Master Plan, FIU states its intention to cooperate with the permitting, concurrency and other applicable code requirements of overseeing regulatory agencies and departments of local and state government.

The University has dedicated itself to being a responsive and responsible member of both the Miami-Dade County business and educational communities. The Academic Program at the University, the development of new areas of study and the creation of work-based learning opportunities for area businesses all rely on cooperation and communication between the University and the Miami-Dade County business and economic development agencies. Continuation of this highly successful relationship has been structured into relevant elements of the University's Master Plan.

2. **Consideration:** FIU recognizes that it is a large development within the community. Consequently, projects at the University have the potential to affect development patterns and surrounding land uses. Similarly, developments around the University have the potential to enhance or detract from the University's unique academic environment. These efforts are supported through the Intergovernmental Coordination Element.
3. **Coordination:** The goal of intergovernmental coordination is the joint process for collaborative planning, decision making, and development review by governmental agencies. The University Master Plan Update identifies issues, which because of their unique circumstances; require intergovernmental coordination above and beyond that which routinely occur in the day-to-day university operations. Resolutions of these issues require mechanisms and procedures which facilitate coordination and communication between the University, local government and service providers. In addition, this element establishes procedures for the review of this master plan by local, county and state government and the service providers. When the provisions in the campus master plan conflicts with the provisions in the comprehensive plan of the local government, these intergovernmental coordination mechanisms will be used to resolve the conflicts while working toward achievement of the goals, objectives and policies.

The goals, objectives and policies of this Intergovernmental Coordination Element formalize the many existing cooperative and coordinating efforts between the University and Miami-Dade County. It continues existing procedures to enhance and solidify this relationship:

- Procedures for review and comment by Miami-Dade County of the University's Comprehensive Master Plan, proposed plan amendments and development plans.
- Procedures for review and comment by the University of Miami-Dade County's actions, such as Local Government Comprehensive Plan, amendments or development applications, on land within the University's context area which may affect the campus activities, plans or programs.
- Establishment of a process for resolution of conflict between the University and Miami-Dade County.
- Procedures for involvement of other local, regional and state agencies in review and comment on FIU plans, amendments and development processes.
- Review of a mutually accepted Campus Development Agreement articulating these procedures.

The issues identified in this element requiring intergovernmental coordination attention are: land use compatibility; availability of land resources for future campus development; on campus wetland delineation; siting of mass transit facilities; availability of sanitary sewage treatment capacity; development review; coordination of the establishment of reciprocal review and coordination of the establishment of campus level of service standards.

**Goal 1:**                    **To implement and achieve the goals, objectives and policies established in this master plan that require the interaction of the University, the host communities and other governmental entities.**

**Objective 1.1**           **Establish a process, which maintains the land use compatibility between the University and the host community through the reciprocal review of local government comprehensive plans and campus master plans.**

**Policy 1.1.1**            The Florida International University (FIU) Director of Facilities Management or designee; shall meet with planning officials from the Miami-Dade County, the City of North Miami, the City of Miami Beach and the City of Sweetwater to determine an appropriate process for reciprocal review and comment of appropriate elements of the FIU campus master plan by local government officials, and of appropriate

elements of local government comprehensive plans by the University. FIU master plan elements to be reviewed by local governments shall be limited to the Future Land Use Element, Housing Element, Recreation and Open Space Element, General Infrastructure Element, Capital Improvements Element, Transportation Element, Intergovernmental Coordination Element, and the Conservation Element.

- Policy 1.1.2 Proposed amendments to the adopted campus master plan which exceed the thresholds established in Chapter 1013.30 (9), F.S., shall be transmitted to the Miami-Dade County, City of North Miami, City of Miami Beach, City of Sweetwater, South Florida Regional Planning Council, South Florida Water Management District, Florida Game and Fresh Water Fish Commission, Florida Department of Transportation, Florida Department of State, Florida Department of Environmental Protection, Florida Land Management Advisory Council, and the State of Florida Department of Community Affairs for review in accordance with the procedures established in Chapter 6C-21, Part 1, Florida Administration Code.
- Policy 1.1.3 Proposed amendments to the campus master plan which do not exceed the thresholds established in Chapter 1013.30 (9), F.S., and which have the effect of changing the manner in which development on campus may occur or impacting off-campus facilities, services or natural resources, shall be transmitted to the Miami-Dade County, City of North Miami, City of Miami Beach and City of Sweetwater for a courtesy review.
- Policy 1.1.4 It shall be the policy of FIU that proposed amendments to the comprehensive plans of the Miami-Dade County, City of North Miami, City of Miami Beach and the City of Sweetwater which have the effect(s) of changing land uses or policies that guide the development of land within the context area, affect the provision of local services, or which otherwise impact university facilities or resources shall be submitted to the University Director of Planning in Facilities Management for review and comment.
- Policy 1.1.5 FIU shall make every effort to formalize this reciprocal review process through the execution of an interlocal agreement or memorandum of understanding.
- Policy 1.1.6 Until the campus master plan has been adopted and the campus development agreement has been executed disputes between Florida International University shall be resolved by the process established in Chapter 1013.30 (8), F.S.

- Objective 1.2**      **In order to allow for orderly expansion of the Modesto A. Maidique Campus, through and beyond the projected buildout date of, 2010-2015 Florida International University will assess the feasibility of utilization of properties, adjacent and to the south on the present campus, for recreation, open space and support (including parking).**
- Policy 1.2.1      In order to conserve the limited land resources at Modesto A. Maidique, FIU shall discourage development of use not in conformance with the policies of the University's Master Plan with the exception of planned joint use facilities with the Miami-Dade County Fair and Exposition and Tamiami Park, which considers surrounding uses when developing uses for the Park.
- Miami-Dade County Fair and Exposition and Tamiami Park are the primary location identified in the Radiological, Emergency Preparedness Plan for the Emergency Reception Center. The purpose of this coordinated site includes registration, monitoring and decontamination of people; temporary sheltering and potassium iodide distribution in the event of a radiological event. In the event of a category 3 or higher hurricane, the County's Department of Animal Services plans to move all of its operations to this facility.*
- Policy 1.2.2      In the event additional lands are conveyed to Florida International University and any of the thresholds established in Chapter 1013.30 (8) F.S. are reached, the campus master plan shall be amended and reviewed in accordance with the criteria established under Chapter 1013.30 (6), (7) and (8) F.S.
- Objective 1.3**      **Obtain a wetland jurisdictional determination for both campuses in order to allow wetland mitigation or enhancement activities to take place in a comprehensive and efficient manner.**
- Policy 1.3.1      The Department of Planning and Facilities Management shall determine whether a campus wide or phased dredge and fill permit process will be the most effective means of achieving wetland mitigation.
- Policy 1.3.2      FIU shall undertake wetland mitigation in a manner that maximizes the efficiency of the mitigation activities in terms of dredge and fill permit credit received, affordability and maintenance.
- Objective 1.4**      **Obtain an allocation of sanitary sewer treatment capacity from the Water and Sewer Department sufficient to handle the sanitary sewer generated by the University.**

- Policy 1.4.1 In order to expedite University development activities and in particular the installation of potable water and sanitary sewer infrastructure, FIU shall formally request that DERM assign a single contact person to review the University's activities for the Modesto A. Maidique Campus, and that the City of North Miami assign a single contact person to review the University's activities for Biscayne Bay Campus.
- Policy 1.4.2 FIU shall request DERM and the City of North Miami to indicate what the specific sanitary sewer treatment allocation is assigned to government and what proportion of that allocation is presently utilized for Modesto A. Maidique Campus and Biscayne Bay Campus.
- Policy 1.4.3 FIU shall request a letter of sanitary sewer allocation from DERM and from the City of North Miami, this allocation coming from that capacity reserved for governmental activities and in a quantity sufficient to handle the sanitary sewer projected in the campus master plan to be generated at campus build out.
- Policy 1.4.4 The provisions of the sanitary sewer treatment allocation shall be incorporated into the FIU development agreement and adopted pursuant to Chapter 1013.30 F.S.
- Objective 1.5 To assess the impacts generated by the University on the host government and the service providers and provide mitigation measures for the University's impacts for those services found to be deficient.**
- Policy 1.5.1 A draft development agreement update shall be forwarded to the local and county government for review and comment. This agreement shall contain the following components:
- Identify the geographic area covered by the agreement;
  - Establish the duration of the agreement;
  - Identify the level of service standards for public services and facilities, the entity to provide these services, and any financial arrangements between the Board of Trustees and the service provider;
  - Determine the impact of the proposed campus development on public service providers and facilities, and any deficiencies projected to occur as a result of this development;
  - Identify what facility improvements are necessary to correct deficiencies caused by the University's development activities;
  - Identify the Board of Trustees "fair share" of the cost associated with the required improvements; and
  - Be consistent with adopted campus master plan and host local government adopted comprehensive plan.
  - Identify remedies that will minimize off-site impacts and include a

schedule of funding for capital projects.

Policy 1.5.2 Florida Board of Trustees and the host governments shall execute the campus development agreement within 180 days after receipt of the draft agreement.

Policy 1.5.3 Upon execution of the campus development agreement, all development may proceed without further review by the host government if it is consistent with the campus development agreement and the adopted campus master plan.

Policy 1.5.4 Upon payment of the “fair share” by the Florida Board of Trustees for the capital improvements established in the campus development agreement, all concurrency management requirements of the University shall be fulfilled.

Policy 1.5.5 Any disputes between the University and the host local government which arise concerning the provisions of the campus development agreement and result in the failure to execute the agreement within 180 days after receipt of the draft agreement shall be resolved in accordance with Chapter 1013.30 (16), F.S.

Policy 1.5.6 Any disputes between the University and the host local government which arise from the implementation of the campus development agreement shall be resolved in accordance with the provisions established in Chapter 1013.30 (17), F.S.

**Objective 1.6 University and local officials shall establish a development review process to assess the impacts of proposed development on significant local, regional and state resources and facilities. This shall be a reciprocal process whereby local officials are given an opportunity to review proposed campus development in order to assess its potential impacts on local, regional and state resources and facilities, and whereby university officials are given an opportunity to review proposed development within the context area in which to assess its potential impacts on university resources and facilities.**

Policy 1.6.1 Except when otherwise stated in Chapter 1013.30, F.S., the provisions of the campus master plan and associated campus development agreement superseded the requirements of Part II of Chapter 163, F.S.

Policy 1.6.2 It shall be the policy of FIU that proposed development within the context area which has the potential to impact or affect University facilities or resources shall be submitted to the University’s Director of

Planning and Facilities Management or designee for review.

- Policy 1.6.3      The FIU Director of Planning in Facilities Management or designee shall meet with local officials to establish the criteria and thresholds for development proposals, which would be subject to review by the University. The construction or renovation of single-family homes, and other small scale developments are to be excluded from review by the University.
- Policy 1.6.4      University officials shall participate and cooperate with local officials in the review of proposed campus development to assess potential impacts on local, regional and state resources and facilities until execution of the campus development agreement.
- Policy 1.6.5      Once the campus development agreement is executed, all campus development may proceed without further review by the host local government if it is consistent with the adopted campus master plan and associated campus development agreement.
- Policy 1.6.6      University officials shall participate and cooperate with local officials in the review of proposed development within the context area to assess potential impacts on university resources and facilities.
- Policy 1.6.7      University officials shall participate and cooperate with local officials in the identification of appropriate strategies to mitigate the impacts of campus development on local, regional and state resources and facilities, and to mitigate the impacts of proposed development within the context area on university resources and facilities.
- Policy 1.6.8      Any dispute between the university and a host or affected local government regarding the assessment or mitigation of impacts shall be resolved in accordance with the process established in Subsection 1013.30(8), F.S.
- Policy 1.6.9      FIU shall coordinate with the City of North Miami, Miami-Dade Transit staff reviews for the development and expansion of pedestrian, bicycle and transit facilities on a regular basis.
- Policy 1.6.10      FIU shall partner with FDOT in order to develop a Transportation Management Initiative (TMI) for the University as one means to mitigate peak hour traffic impacts through transportation demand management (TDM) programs such as carpooling, ridesharing, flex hours, etc.
- Objective 1.7      The level of service standards established in this campus master plan shall be reviewed by the entity having operational and**

**maintenance responsibility for said facility.**

- Policy 1.7.1 In addition to the entities, set forth in Chapter 1013.30 (6), receiving the campus master plan for review and comment, the plan shall also be transmitted to the following service providers; Miami-Dade Water and Sewer Authority Department; Miami-Dade Metropolitan Planning Organization; Miami-Dade Public Works Department; and the Miami-Dade Mass Transit Authority.
- Policy 1.7.2 FIU shall request that the service providers provide comments to the FIU Board of Trustees, in particular with reference to the levels of service established in the plan, within 90 days to coincide with the timeframes established in Chapter 1013.30 (6) for plan review and adoption.
- Policy 1.7.3 Any disputes concerning levels of service established in the Campus Master Plan arising between the FIU Board of Trustees and the service providers shall be resolved in accordance with Chapter 1013.30 (8).



**Table 12.1 Intergovernmental Coordination Element**

<b>Governmental Entity</b>	<b>Nature of Relationship</b>	<b>Coordinating Entity</b>	<b>Coordinating Mechanism</b>
City of North Miami	Non-regulatory	FIU Facilities Management	Coordination in accordance with the provisions of the campus development agreement and adopted goals, objectives and
City of Sweetwater	Non-regulatory	FIU Facilities Management	Coordination in accordance with the provisions of the campus development agreement and adopted goals, objectives and
City of Miami Beach	Non-regulatory	FIU Facilities Management	Coordination in accordance with the provisions of the campus development agreement and adopted goals, objectives and
Miami-Dade County	Non-regulatory	FIU Facilities Management	Coordination in accordance with the provisions of the campus development agreement and adopted goals, objectives and policies.
Miami-Dade Transit Authority	Agency responsible for Dade County mass transit	FIU Facilities Management FIU Liaison (proposed)	No coordination mechanism  FIU staff will be assigned to monitor EWMCS
Miami-Dade County Park and Recreation Department	Non-regulatory	FIU Facilities Management	Campus master plan Policy 4.1.1.2 and 12.1.2.1 recommends that a joint use agreement be in place by 1996 for Tamiami Park.
Miami-Dade County Planning Department	Regulatory	FIU Facilities Management FIU Urban Design Liaison	Regulates land development activities in accordance with the Chapter 163 Comprehensive Plan and Land Development Regulations
South Florida Regional Planning Council	Reviewing agency	FIU Facilities Management	Reviews and comments on campus master plan in accordance with 1013.30 F.S.–

South Florida Water Management District	Regulatory	FIU Facilities Management  FIU Natural Resource Protection Management Committee	Reviews dredge and fill permits
U.S. Army Corps of Engineers	Regulatory	FIU Facilities Management  FIU Natural Resource Protection Management Committee	Regulates dredge and fill permits in accordance with S.404 of the Clean Water Act.
Monroe County Office of Emergency Management	Non-regulatory	Board of Governors	Agreement with MCOEM to provide emergency shelter for 5,000 Monroe County residents.
Miami-Dade County Planning Organization	Agency oversees and plans for country roads	FIU Facilities Management  MPO Liaison (proposed)	No coordinating mechanism.  FIU staff will be assigned to monitor EWMCS
Water and Sewer Authority Department	Utility Provider	FIU Facilities Management	Responsible for water distribution and sewer collection and treatment.
Department of Environmental Resource Management	Regulatory	FIU Facilities Management	Monitors and regulates operation of water facilities under Chapter 24 of County Code.
Florida Department of Community Affairs	Reviewing Agency	FIU Facilities Management Board of Regents	Reviews and comments on campus master plans in accordance with the provisions of s.1013.30 F.S.
Florida Department of Environmental Protection	Environmental protection, jurisdictional wetlands, dredge and fill permitting regulatory	FIU Facilities Management FIU Natural Resources Protection Management Committee	Meetings as necessary
Florida Department of	Reviewing agency	FIU Facilities Management	Reviews and comments on campus master

State			plan in accordance with.1013.30 F.S.
Florida Department of Transportation	<p>Reviewing Agency</p> <p>Regulatory authority over construction and maintenance of state roads</p>	FIU Facilities Management Board of Governors	<p>Reviews and comments on campus master plan in accordance with 1013.30 F.S.</p> <p>Campus master plan Policy 401.9.1 requires that FIU enters into an interlocal agreement requiring notification of FDOT improvements.</p>
Florida Game and Fresh Water Fish Commission	Reviewing agency	FIU Facilities Management	Review and comments on campus master plan in accordance with 1013.30 F.S.