

Office of Superintendent of Schools  
Board Meeting of August 25, 1999

August 16, 1999

Facilities Planning and Construction  
Paul J. Phillips, Chief Facilities Officer

**SUBJECT: AUTHORIZATION TO ENTER INTO A RESTRICTIVE COVENANT AGREEMENT WITH MIAMI-DADE COUNTY TO FACILITATE THE CONSTRUCTION OF STATE SCHOOL "A"**

A new elementary school (State School "A"), will be constructed at the northwest corner of N.W. 58 Street and N.W. 114 Avenue. As a measure to protect the potable water supply and to facilitate the Miami-Dade County Department of Environmental Resources Management (DERM) approval for the construction of the school, which will be located within the Northwest Wellfield Protection area, a covenant running with the land, in favor of Miami-Dade County, must be executed on behalf of the Board. This covenant shall prohibit the handling, generation, disposal, discharge or storage of hazardous materials on the property.

Any pre-packaged hazardous materials stored on the site, such as solvents intended for domestic use, will be protected and secured to prevent seepage of these materials into the underground water supplies. The Office of Capital Improvements Projects has reviewed the conditions of the covenant and has indicated that there is sufficient storage space designed within the school plant to safely house such hazardous materials.

The covenant has been reviewed by the School Board Attorney's Office and the Office of Risk Management. The Region Superintendent for Region III recommends approval of the covenant. Facilities Planning and Construction and the Department of Safety, Environment and Hazards Management are in agreement with the proposed restrictive covenant.

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida, authorize the Chair and Secretary to execute a covenant running with the land, in favor of Miami-Dade County, to facilitate Miami-Dade County Department of Environmental Resources Management approval for the construction of State School "A."

AAD:mm