

WALK ON

DPS

Lee County Board Of County Commissioners
Agenda Item Summary

Blue Sheet No. 20070541

1. ACTION REQUESTED/PURPOSE: Adopt Resolution and approve the second extension of the Declaration of a State of Local Emergency and the prohibition of the use of open burning and other outdoor ignition sources.

2. FUNDING SOURCE: N/A

3. WHAT ACTION ACCOMPLISHES: Implements Lee County Ordinance 02-08, prohibiting the use of outdoor ignition sources and extends the State of Local Emergency for an additional seven (7) days.

4. MANAGEMENT RECOMMENDATION: Approve.

5. Departmental Category: 06

WO #2

6. Meeting Date: 4.3.07

7. Agenda:

Consent

Administrative

Appeals

Public

X Walk-On

8. Requirement/Purpose: (specify)

Statute

X Ordinance 02-08

Admin. Code

Other

9. Request Initiated:

Commissioner

Department Public Safety

Division

By: Michael Bridges

Deputy Director

10. Background:

On Tuesday, March 20, 2007 the Board approved a resolution enacting the Declaration of the State of Local Emergency and the Lee County Ordinance 02-08, that prohibits outdoor burning and the use of other outdoor ignition sources during certain weather and vegetative conditions. On Tuesday, March 27, 2007 the Board extended the State of Local Emergency.

State of Local Emergencies are only effective for seven (7) days and must be extended in seven (7) day increments until rescinded. Conditions have not improved and it is recommended that the State of Local Emergency and burn prohibition be extended another seven (7) days.

11. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>Andrea Fawcett</i>				<i>Andrea Fawcett</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>AS 4/2/07</i>

12. Commission Action:

X Approved

Deferred

Denied

Other

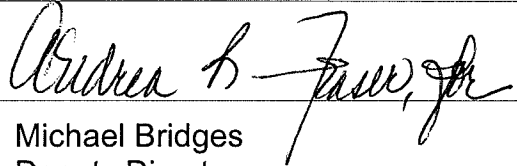
CO. ATTY.
FORWARDED
TO CO. ADMIN.
4-2-07

MEMORANDUM
FROM THE
OFFICE OF COUNTY ATTORNEY

DATE: April 2, 2007

To: Libby Walker
Public Resources Director

FROM:



Michael Bridges
Deputy Director
Public Safety

RE: **WALK-ON AGENDA ITEM**
BOARD MEETING OF APRIL 3, 2007
BLUE SHEET #20070541

Attached please find Agenda Item No. 20070541, which I am requesting as a walk-on for the Tuesday, April 3, 2007 Board meeting. I am requesting it as a walk-on in order to extend the State of Local of Emergency and the burn ban ordinance.

After approval, please add to the agenda and distribute as required. Thank you for your assistance in this matter.

MB/cdd

Attachment

LEE COUNTY RESOLUTION NO. 07-04-09

A RESOLUTION OF THE LEE COUNTY BOARD OF COUNTY COMMISSIONERS EXTENDING THE DECLARATION OF A STATE OF LOCAL EMERGENCY AND THE ENACTMENT OF ORDINANCE 02-08 PROHIBITING THE USE OF OPEN BURNING AND THE USE OF OTHER OUTDOOR IGNITION SOURCES DURING EXTREME DROUGHT CONDITIONS.

WHEREAS, on March 20, 2007 the Board of County Commissioners adopted a Resolution declaring a State of Local Emergency and enacted the Lee County Ordinance 02-08 prohibiting the use of outdoor burning ignition sources; and

WHEREAS, on March 27, 2007 the Board of County Commissioners extended the Declaration of a State of Local Emergency; and

WHEREAS, the Board of County Commissioners finds that severe drought conditions continue to exist and extension of the declaration is necessary for the public's health, safety and welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA that:

1. The Recitals as set forth above are incorporated into the terms of this Resolution as if set forth herein at length.
2. The current conditions described above pose a serious threat to the public's health, safety, and welfare.
3. A State of Local Emergency shall be declared, effective immediately for Lee County, Florida.

040307 R
WO#2

4. Lee County Ordinance 02-08, prohibiting the use of outdoor burning ignition sources, shall be applicable and effective immediately for all unincorporated and incorporated areas within the local boundaries of Lee County, Florida during the State of Local Emergency.
5. This declaration shall be limited to seven (7) days and may be extended, as necessary, in seven (7) day increments.

Commissioner Hall made a motion to adopt the foregoing Resolution, seconded by Commissioner Judah. The vote was as follows:

ROBERT P. JANES	<u>Aye</u>
BRIAN BIGELOW	<u>Aye</u>
RAY JUDAH	<u>Aye</u>
TAMMARA HALL	<u>Aye</u>
FRANK MANN	<u>Aye</u>

DULY PASSED AND ADOPTED THIS 3rd day of April, 2007.

ATTEST: CHARLIE GREEN
CLERK OF COURTS

BY: Lisa S. Purice
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

BY: [Signature]
Chairman

APPROVED AS TO FORM:

BY: [Signature]
Office of the County Attorney