

**TOWN OF FORT MYERS BEACH**

**RESOLUTION 09-08**

**A RESOLUTION OF THE TOWN OF FORT MYERS BEACH, FLORIDA, EXPRESSING SUPPORT FOR HOUSE BILL 707 AND SENATE BILL 1296, WHICH WILL REQUIRE THE DEPARTMENT OF HEALTH TO NOTIFY LOCAL GOVERNMENTS AND LOCAL OFFICES OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION WHEN CERTAIN HEALTH ADVISORIES ARE ISSUED; REQUIRING LOCAL OFFICES OF THE DEPARTMENT OF ENVIRONMENTAL PROTECTION TO CONDUCT INVESTIGATIONS OF WASTEWATER TREATMENT FACILITIES WITHIN ONE MILE OF AFFECTED BEACH WATER AND PROVIDE THE RESULTS OF SUCH INVESTIGATIONS TO LOCAL GOVERNMENTS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS, water quality of the lakes, rivers, wetlands, bays, estuaries, bayous, and Gulf of Mexico, and the Atlantic ocean is critical to our State's economic, environmental and recreation prosperity, and to the health and welfare of the citizens of Fort Myers Beach and all other citizens of our State; and**

**WHEREAS, to protect this precious natural resource, legislation should be adopted to strengthen existing statues and provide local governments critical notice when pollution impacts Cites and Counties of the State of Florida; and**

**WHEREAS, House Bill 707, sponsored by Representative Gary Aubuchon, proposes notification requirements by the Department of Health to local governments and local offices of the Department of Environmental Protection when certain health advisories are issued and requires local offices of the Department of Environmental to conduct investigation of certain wastewater treatment facilities and to provide results of such investigations to local governments; and**

**WHERAS, Senate Bill 1296, sponsored by Senator Michael S. Bennett, also proposes notification requirements as stated above, in addition to defining "Beach Waters" as the water along coastal and intracoastal beaches and shores of the state and includes salt water and brackish water; and**

**WHERAS, the Town Council of the Town of Fort Myers Beach, Florida supports the passage of House Bill 707 and Senate Bill 1296 to ensure healthy beaches within the Town of Fort Myers Beach; and**

**WHERAS, for the foregoing reasons the Town Council urges the State Legislature to pass house Bill 707 and Senate Bill 1296;**

**WHERAS, the Town of Fort Myers Beach finds that this Resolution should be forwarded to the member of the local legislative delegation for consideration as the merits of the House Bill 707 and senate Bill 1296 are debated;**

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Fort Myers Beach, Florida;

SECTION 1. The Town Council of the Town of Fort Myers Beach, Florida, declares its support for House Bill 707 and Senate Bill 1296, and urges the State Legislature to pass House Bill 707 and Senate Bill 1296.

SECTION 2. The Town Council hereby directs that a copy of this Resolution be forwarded immediately to the local legislative delegation.

SECTION 3. Effective Date. This resolution shall take effect immediately upon adoption

The foregoing Resolution was adopted by the Town Council upon a motion by Council Member List and seconded by Council Member Babcock and, upon being put to a vote, the result was as follows:

Larry Kiker, Mayor- Aye  
Tom Babcock, Councilmember- Aye  
Bob Raymond, Councilmember- Aye

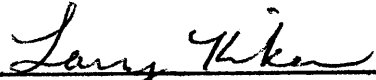
Herb Acken, Vice Mayor- Aye  
Jo List, Councilmember- Aye

DULY PASSED AND ADOPTED this 20th day of April, 2009.


TOWN OF FORT MYERS BEACH

ATTEST:

By:   
Michelle D. Mayher, Town Clerk

BY:   
Larry Kiker, Mayor

Approved as to legal sufficiency:

  
Anne Dalton, Esquire  
Town Attorney