

**LEE COUNTY, FLORIDA  
EMERGENCY RESOLUTION NO. 18-\_\_ -\_\_  
DECLARING A STATE OF LOCAL EMERGENCY**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF  
LEE COUNTY, FLORIDA RELATING TO THE DECLARATION OF A  
STATE OF LOCAL EMERGENCY RELATING TO RED TIDE**

WHEREAS, in there has been an increase in the amount and duration of Red Tide in the waters surrounding Lee County; and

WHEREAS, as a result of Red Tide large numbers of fish and marine life are washing up dead on the beaches, in the river and inland lakes of Lee County; and

WHEREAS, decaying fish and other marine life on the beaches further depletes water quality; and

WHEREAS, this situation has the potential for causing life threatening conditions; and

WHEREAS, §252.38 (3) (a) (5), Florida Statutes, provides authority for a political subdivision to declare a State of Local Emergency in order to take whatever action is necessary to ensure the health, safety, and welfare of the community; and

WHEREAS, the Board of County Commissioners of Lee County, Florida, finds and declares that a State of Local Emergency to exist in order to protect and safeguard the safety, health, and welfare of the citizens of Lee County.

WHEREAS, the duration of this State of Local Emergency is limited to seven (7) days; however, it may be extended, as deemed necessary by the Board of County Commissioners or pursuant to Lee County Ordinance 87-01 for additional terms in seven (7) day increments.

NOW THEREFORE, IT IS RESOLVED THIS 7<sup>th</sup> day of August, 2018, that the Red Tide poses a serious threat to the lives and property of the residents of Lee County and that a State of Local Emergency shall be declared, effective immediately, for all unincorporated and incorporated areas within the local boundaries of Lee County, Florida.

BE IT FURTHER RESOLVED that the Board of County Commissioners hereby exercises its authority, ratifies and waives the procedures and formalities required by law of a political subdivision, as authorized under §252.38, Florida Statutes.

Commissioner \_\_\_\_\_ offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner \_\_\_\_\_ and, upon being put to a vote, the vote was as follows:

John Manning \_\_\_\_\_  
Cecil Pendergrass \_\_\_\_\_  
Larry Kiker \_\_\_\_\_  
Brian Hamman \_\_\_\_\_  
Frank Mann \_\_\_\_\_

DULY PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, this 7<sup>th</sup> day of August, 2018.

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By: \_\_\_\_\_  
Cecil Pendergrass, Chair

ATTEST:  
LINDA DOGGETT, CLERK

APPROVED AS TO FORM FOR THE  
RELIANCE OF LEE COUNTY ONLY:

BY: \_\_\_\_\_  
Deputy Clerk

BY: \_\_\_\_\_  
Office of the County Attorney

\_\_\_\_\_:\_\_\_\_\_.M.  
(Time)