

**LEE COUNTY, FLORIDA  
EMERGENCY RESOLUTION NO. 18-08-14  
EXTENDING 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 HARMFUL ALGAL  
BLOOMS AND DRIFT MACROALGAE**

WHEREAS, the Board of County Commissioners of Lee County, Florida declared a State of Local Emergency on August 7, 2018 in response to increase in the amount and duration Harmful Algal Blooms and Drift Macroalgae in the waters surrounding Lee County; and

WHEREAS, as a result of Harmful Algal Blooms, large numbers of fish and marine life are washing up dead on beaches, the river and within the inland waterways of Lee County; and

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

WHEREAS, Drift Macroalgae is now a concern for washing up on Lee County beaches and can carry deceased marine animals that smell bad and possibly cause health concerns as they decompose impacting the health and welfare of the community, and damage public infrastructure; 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 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 BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA:

1. That the Harmful Algal Bloom and Drift Macroalgae poses a serious threat to the lives and property of the residents of Lee County and that an extension of a State of Local Emergency is declared, effective immediately, for all unincorporated and incorporated areas within the local boundaries of Lee County, Florida.
2. The Resolution Declaring a State of Local Emergency, Resolution No. 18-08-10 (Exhibit A) is hereby extended for an additional seven (7) day increment.

DULY EXECUTED this 14<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

**EXHIBIT A**

**LEE COUNTY, FLORIDA  
EMERGENCY RESOLUTION NO. 18-08-10  
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 HARMFUL ALGAL  
BLOOMS AND DRIFT MACROALGAE**

WHEREAS, there has been an increase in the amount and duration of Harmful Algal Blooms in the waters surrounding Lee County; and

WHEREAS, as a result of Harmful Algal Blooms, large numbers of fish and marine life are washing up dead on beaches, the river and within the inland waterways of Lee County; and

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

WHEREAS, Drift Macroalgae is now a concern for washing up on Lee County beaches and can carry deceased marine animals that smell bad and possibly cause health concerns as they decompose; 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; and

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 Harmful Algal Bloom and Drift Macroalgae 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 Manning offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner Hamman and, upon being put to a vote, the vote was as follows:

John Manning	Aye
Cecil Pendergrass	Aye
Larry Kiker	Aye
Brian Hamman	Aye
Frank Mann	Aye

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  
Commissioner Cecil L Pendergrass  
Lee County Board of County Commissioners  
District 2

ATTEST:  
LINDA DOGGETT, CLERK

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

BY: Chris Du  
Deputy Clerk

BY: Richard M. DeK  
Office of the County Attorney

04 : 04 P.M.  
(Time)

