

7. **CONSENT AGENDA**

- b. **RESOLUTION 09-022 OF THE CITY OF SANIBEL, 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 WATERS AND PROVIDE THE RESULTS OF SUCH INVESTIGATIONS TO LOCAL GOVERNMENTS; AND PROVIDING AN EFFECTIVE DATE**

**CITY OF SANIBEL
RESOLUTION 09-022**

A RESOLUTION OF THE CITY OF SANIBEL, 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 WATERS 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, the Gulf of Mexico, and the Atlantic Ocean is critical to our State's economic, environmental and recreational prosperity, and to the health and welfare of the citizens of Sanibel and all other citizens of our State; and

WHEREAS, to protect this precious natural resource, legislation should be adopted to strengthen existing statutes and provide local governments critical notice when pollution impacts Cities 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 Protection to conduct investigations of certain wastewater treatment facilities and to provide results of such investigations to local governments; and

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

WHEREAS, the City Council of the City of Sanibel, Florida, supports the passage of House Bill 707 and Senate Bill 1296 to ensure healthy beaches within the City of Sanibel; and

WHEREAS, for the foregoing reasons, the City Council urges the State Legislature to pass House Bill 707 and Senate Bill 1296;

WHEREAS, the City of Sanibel finds that this Resolution should be forwarded to the members of the local legislative delegation for consideration as the merits of House Bill 707 and Senate Bill 1296 are debated;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sanibel, Florida:

SECTION 1. The City Council of the City of Sanibel, 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 Sanibel City 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.

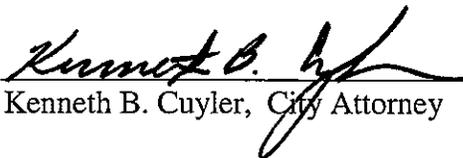
DULY PASSED AND ENACTED by the City Council of the City of Sanibel, Florida, this 3rd day of March, 2009.

AUTHENTICATION:

Mick Denham, Mayor

Pamela Smith, City Clerk

APPROVED AS TO FORM:


Kenneth B. Cuyler, City Attorney

Date

Vote of Council Members:

Denham _____
Ruane _____
Harrity _____
Jennings _____
Pappas _____

Date filed with City Clerk: _____