



**ORDINANCE 2006 - 56**

AN EMERGENCY ORDINANCE ENACTED PURSUANT TO FLORIDA STATUTES, SECTION 125.65, PROHIBITING BURNING OF TRASH AND YARD DEBRIS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners previously declared the existence of an emergency within the meaning of Florida Statutes, Section 252.38, by Proclamations of Emergency Administrative Orders for a duration commencing on April 5, 2006, to June 20, 2006; and

WHEREAS, in the previous Proclamations, all yard debris and trash burning were prohibited, except pursuant to permits issued by the State of Florida, Division of Forestry. The burn ban did not pertain to cooking on attended and monitored barbecue equipment; and

WHEREAS, based upon the Fire Chief's report, the severe drought conditions, giving rise to the declaration of the State of Emergency, continue to exist, and based upon projections, will continue for a considerable period of time; and

WHEREAS, the Board of County Commissioners, pursuant to Florida Statutes, Section 252.38, in order to declare an emergency, must meet at least every seven (7) days; and

WHEREAS, based upon information provided by the Fire Chief, the prohibition as to outdoor burning should remain in effect for at least sixty (60) days; and

WHEREAS, based on the drought index, it is in the best interest of the citizens to adopt, pursuant to an emergency ordinance, a prohibition as to outdoor burning of trash and debris.

NOW, THEREFORE, BE IT ORDAINED this 12<sup>th</sup> day of June, 2006, by the Board of County Commissioners of Nassau County, Florida, as follows:

1. The Board of County Commissioners, pursuant to Florida Statutes, Section 125.65, does hereby prohibit the burning of yard debris and trash, except pursuant to permits issued by the State of Florida, for a period commencing June 20, 2006, through August 14, 2006, unless there is a report by the Fire Chief to the Board of County Commissioners to terminate the ban, and the Board of County Commissioners rescinds this Ordinance.

2. The burn ban, at this time, does not pertain to cooking on attended and monitored barbecue equipment.

3. A violation of this Ordinance is a second degree misdemeanor, subjecting the violator to a penalty of ten (10) days in jail and/or a fine of up to five hundred dollars (\$500.00) per violation.

4. This Ordinance shall take effect on June 20, 2006.

5. Copies of this Ordinance shall be distributed to the Sheriff's Office, State attorney's Office, News-Leader, Florida Times-Union, television stations, Chambers of Commerce, County bulletin boards, Florida Division of Forestry, Fire Chief, each Fire Station and Volunteer Fire Station, County website, and cable channels.

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA



~~THOMAS D. BRANAN, JR.~~ **Jim B. Higginbotham**

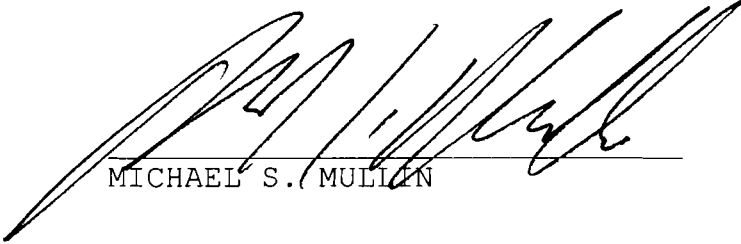
Its: ~~Chairman~~ **Vice Chairman**

ATTEST:



JOHN A. CRAWFORD  
Its: Ex-Officio Clerk

Approved as to form by the  
Nassau County Attorney



MICHAEL S. MULLIN

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