

RESOLUTION NO. 2008- 80

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, SUPPORTING AND ENCOURAGING THE ENACTMENT OF SENATE BILL 1634; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the protection of the health, safety and welfare of our citizens is a fundamental obligation of each Florida city and county local government; and

**WHEREAS**, notification of the existence of nearby wastewater facilities in violation of Part I, Chapter 403, Florida Statutes, is a critical prerequisite to the protection of the health, safety and welfare of the citizens of Nassau County; and

**WHEREAS**, identification by the Florida Department of Environmental Protection (DEP) of the source of sewage contaminants which result in health advisories that prohibit swimming in beach waters of the State of Florida assists in the protection of the health, safety and economic interests of the citizens of the State of Florida.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Nassau County, Florida, this 12th day of March, 2008:

**SECTION 1.** That the Board of County Commissioners of Nassau County, Florida hereby supports the enactment of Senate Bill 1634, a copy of which is attached hereto, and encourages the Florida legislature to enact such Bill.

**SECTION 2.** It is hereby directed that the Clerk provide a copy of this Resolution to all members of the Nassau County Legislative Delegation.

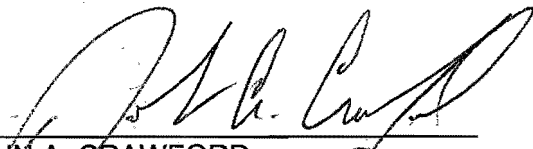
**SECTION 3.** This Resolution shall become effective upon its adoption.

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA



MARIANNE MARSHALL  
Its: Chair

ATTEST AS TO CHAIR'S  
SIGNATURE:

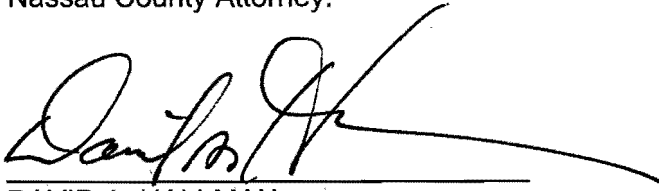


---

JOHN A. CRAWFORD  
Its: Ex-Officio Clerk

3-14-08

Approved as to form by the  
Nassau County Attorney:



---

DAVID A. HALLMAN

By Senator Bennett

21-02711-08

20081634\_\_

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46

A bill to be entitled

An act relating to the management of wastewater; amending s. 514.023, F.S.; requiring that the Wastewater Compliance Evaluation Section in the Department of Environmental Protection identify sewage contaminant sources when certain health advisories prohibiting swimming in beach waters are issued; requiring that the department notify certain counties and municipalities after discovering that a wastewater facility is in violation of laws concerning pollution control; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsections (1), (2), and (3) of section 514.023, Florida Statutes, are amended to read:

514.023 Sampling of beach waters; health advisories.--

~~(1) As used in this section, the term "beach waters" means the waters along the coastal and intracoastal beaches and shores of the state, and includes salt water and brackish water.~~

~~(2)(4)~~ The department may adopt and enforce rules to protect the health, safety, and welfare of persons using the beach waters of the state. The rules must establish health standards and prescribe procedures and timeframes for bacteriological sampling of beach waters.

~~(3)(2)~~ The department may issue health advisories if the quality of beach waters fails to meet standards established by the department. The issuance of health advisories related to the results of bacteriological sampling of beach waters is preempted to the state. When a health advisory that prohibits swimming in beach waters is issued on the basis of the results of the bacteriological sampling of waters or when departmental rules or another law requires issuance of a health advisory that prohibits swimming in beach waters on the basis of such results, the Wastewater Compliance Evaluation Section of the Department of Environmental Protection shall identify the source of the sewage contaminants.

~~(3) For purposes of this section, the term "beach waters" means the waters along the coastal and intracoastal beaches and shores of the state, and includes salt water and brackish water.~~

Section 2. The Department of Environmental Protection shall, within 5 days after discovering that a wastewater facility is in violation of part I of chapter 403, Florida Statutes, notify each county and municipality within a 5-mile radius of the facility. The notice must be provided in writing for each violation discovered.

Section 3. This act shall take effect July 1, 2008.

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

Disclaimer: The information on this system is unverified. The journals or printed bills of the respective chambers should be consulted for official purposes. Copyright © 2000-2006 State of Florida.