

1 **Staff Summary**

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3 This ordinance amends Sections 2-90.20- 2-90.22 of the Code regarding the Lake
4 County Environmental Protection Advisory Board. The sections are being amended to
5 streamline the purposes of the board, update the duties of the board, and adjust the
6 membership of the board.
7

8
9 **ORDINANCE NO. 2006 – 39**

10
11
12 **AN ORDINANCE OF THE BOARD OF COUNTY**
13 **COMMISSIONERS OF LAKE COUNTY, FLORIDA AMENDING**
14 **SECTIONS 2-90.20 – 2-90.22, ENTITLED ENVIRONMENTAL**
15 **PROTECTION ADVISORY BOARD, STREAMLINING THE**
16 **PURPOSES OF THE BOARD, ADJUSTING THE DUTIES OF THE**
17 **BOARD, PROVIDING FOR MEMBERSHIP OF THE BOARD;**
18 **PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR**
19 **SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.**
20

21
22 **WHEREAS**, on November 26, 1996, the Board adopted Ordinance 1996-88,
23 creating the Lake County Environmental Protection Advisory Board; and
24

25 **WHEREAS**, on January 27, 2006, the Board directed Staff to review and revise
26 the purposes, duties, and membership of the Environmental Protection Advisory Board to
27 increase efficiency; and
28

29 **WHEREAS**, the Board now desires to amend Sections 2-90.20 – 2-90.22 to
30 reflect the updated purposes, duties and membership of the Environmental Protection
31 Advisory Board.
32

33 **NOW, THEREFORE, BE IT ORDAINED** by the Board of County
34 Commissioners of Lake County, Florida, as follows:
35

36 **Section 1. Recitals.** The foregoing recitals are true and correct and
37 incorporated herein by reference.
38

39 **Section 2. Amendment.** Section 2-90.20, Lake County Code, entitled Purpose, is
40 hereby amended to read as follows:
41

42 **Sec. 2-90.20. Purpose.**

43
44 The environmental protection advisory board is hereby created for the following
45 purposes:
46

- 1 (1) To provide board of county commissioners with constructive recommendations
2 regarding the well being of the environment in Lake County.
3
- 4 ~~(2) To make continuing studies and research and periodic reports and~~
5 ~~recommendations for the improvement of air and water pollution controls in the~~
6 ~~county, and to work in cooperation with all other state and federal agencies and~~
7 ~~other appropriate agencies and groups interested in the field of air and water~~
8 ~~pollution.~~
9
- 10 ~~(3) To publicize and educate the public as to the importance of adequate~~
11 ~~environmental protection and pollution controls preservation, to hold public~~
12 ~~hearings, discussions, forums and institutes and arrange programs for the~~
13 ~~presentation of information by experts in the fields of environmental protection~~
14 ~~and air and water pollution, and to visit and study pollution control programs~~
15 ~~conducted in other metropolitan areas, subject to budget limitations.~~
16
- 17 ~~(4) To evaluate existing land acquisition and proposed environmental programs and~~
18 ~~initiatives, consult with existing governmental entities and private environmental~~
19 ~~organizations involved in acquisition environmental programs, and make~~
20 ~~recommendations as to the best course of action for funding and establishing an~~
21 ~~environmentally sensitive land acquisition beneficial programs.~~
22
- 23 ~~(5) To identify and recommend means to overcome challenges and constraints to~~
24 ~~implementing water quality standards on each river and stream basin and lake of~~
25 ~~Lake County.~~
26
- 27 ~~(6) To provide an annual report to the board of county commissioners on the~~
28 ~~condition of the environment in Lake County.~~
29
- 30 ~~(7) To assist the board of county commissioners in identifying, promoting and~~
31 ~~implementing educational environmental programs for the citizens of Lake~~
32 ~~County.~~
33
- 34 ~~(8) To perform such other duties, function and responsibilities as may be assigned to~~
35 ~~the environmental protection advisory board from time to time by the board of~~
36 ~~county commissioners.~~
37

38 **Section 3. Amendment.** Section 2-90.21, Lake County Code, entitled Duties, is
39 hereby amended to read as follows:
40

41 **Sec. 2-90.21. Duties.**
42

43 The environmental protection advisory board shall as part of its role in environmental
44 planning have the following duties and obligations:
45

- 1 (1) Conduct public meetings and consider public comment from residents and active
2 environmental professionals as to the concerns and needs of protecting our fragile
3 environmental community.
4
- 5 (2) Make written recommendations to the board of county commissioners as to the
6 needs and concerns of the environmental community and methods of addressing
7 those needs.
8
- 9 ~~(3) Provide an annual report to the board of county commissioners as to the state of
10 the environment in Lake County.~~
- 11
- 12 ~~(4) Perform any other functions as directed by the board of county commissioners.~~
- 13
- 14 ~~(5) Function as an implementation committee for ongoing environmental education
15 as provided for by the recommendations contained within the Environmental
16 Education Task Force Report, dated October, 1996.~~
- 17

18 **Section 4. Amendment.** Section 2-90.22, Lake County Code, entitled
19 Membership, is hereby amended to read as follows:
20

21 **Sec. 2-90.22. Membership.**
22

- 23 (a) The environmental protection advisory board shall consist of ~~nine (9)~~ seven (7)
24 members appointed by the board of county commissioners as follows:
25
- 26 (1) One (1) member ~~of the engineering profession~~ from each Commission
27 District.
28
- 29 (2) ~~One (1)~~ Two (2) members representing the ~~environmental community~~
30 League of Cities.
31
- 32 ~~(3) One (1) member representing the development community.~~
- 33
- 34 ~~(4) One (1) member representing the business community.~~
- 35
- 36 ~~(5) One (1) member representing agricultural interests.~~
- 37
- 38 ~~(6) One (1) member representing Lake County schools.~~
- 39
- 40 ~~(7) One (1) member representing St. Johns River Water Management District.~~
- 41
- 42 ~~(8) One (1) member representing Florida Game and Fresh Water Fish~~
43 ~~Commission or other state agency.~~
- 44
- 45 ~~(9) One (1) at large member.~~
46

1 (b) Each member shall be appointed for a term of two (2) years. Initially, the terms
2 of the members representing Districts 1, 3, and 5 shall expire on May 30, 2007.
3 The terms of the members representing Districts 2, 4, and the League of Cities
4 shall expire on May 30, 2008. Thereafter, all membership terms shall be for two
5 (2) years. The initial term of office for each of the members shall be for two (2)
6 years. Members may be reappointed.

7
8 (c) The board of county commissioners shall appoint one (1) of their members to the
9 board as a liaison. The commissioner shall not be a member of the board and shall
10 not vote.

11
12 **Section 5. Inclusion in Code.** It is the intent of the Board of County
13 Commissioners that the provisions of this Ordinance shall become and be made a part of
14 the Lake County Code and that the sections of this Ordinance may be renumbered or
15 relettered and the word "ordinance" may be changed to "section", "article", or such other
16 appropriate word or phrase in order to accomplish such intentions.

17
18 **Section 6. Severability.** If any section, sentence, clause, or phrase of the
19 Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction,
20 then said holding shall in no way affect the validity of the remaining portion of this
21 Ordinance.

22
23 **Section 7. Effective Date.** This ordinance shall become effective as provided
24 by law.

25
26 Enacted this 18th day of April, 2006.

27 Filed with the Secretary of State April 27, 2006.

28 Effective April 27, 2006.

29
30 ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF LAKE COUNTY, FLORIDA

31
32
33 _____
34 James C. Watkins, Clerk of the
35 Board of County Commissioners
36 of Lake County, Florida

37 _____
38 Catherine C. Hanson, Chairman

This _____ day of _____, 2006.

39 Approved as to form and legality:

40
41
42 _____
43 Sanford A. Minkoff
44 County Attorney