

RESOLUTION 06-2019

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, SUPPORTING BREVARD COUNTY’S ORDINANCE TO REQUIRE THE POSTING OF SIGNAGE BY VENDORS SELLING FERTILIZER BETWEEN JUNE AND SEPTEMBER TO ALERT CONSUMERS TO THE IMPORTANCE OF REDUCING THE TOTAL MAXIMUM DAILY LOAD OF POLLUTANTS IN THE INDIAN RIVER LAGOON AND ON THE BAN OF THE USE FERTILIZERS CONTAINING NITROGEN AND PHOSPHORUS DURING THE MONTHS OF JUNE THROUGH SEPTEMBER; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Malabar Town Council has been notified that Brevard County intends to adopt an ordinance requiring the posting of signage by vendors selling fertilizer that will inform customers of the ban on the use of fertilizers containing nitrogen and phosphorus during the rainy season of June through September; and

WHEREAS, Malabar Town Council desires to support this action.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, that:

Section 1. The Town Council of Malabar, Brevard County, Florida, has previously adopted an ordinance banning use of such fertilizers during the rainy season of June through September and supports the adoption of an ordinance by the Brevard County Board of County Commissioners requiring the posting of signage by vendors selling fertilizer that will inform customers of the ban on the use of fertilizers containing nitrogen and phosphorus during the rainy season of June through September.

Section 2. The Town Council of Malabar, Brevard County, Florida, hereby authorizes and directs the Town Clerk to send a copy of this resolution to the Brevard County Board of County Commissioners.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 4. This resolution shall take effect immediately upon adoption.

This Resolution was moved for adoption by Council Member Rivet . This motion was seconded by Council Member Vail and, upon being put to vote, the vote was as follows:

Council Member Grant Ball	Aye
Council Member Brian Vail	Aye
Council Member Steve Rivet	Aye
Council Member Dick Korn	Excused
Council Member Danny White	Aye

This Resolution was then declared to be duly passed and adopted this 6th day of May, 2019.

TOWN OF MALABAR

By: original signed
Mayor Patrick T. Reilly, Council Chair

ATTEST:

Debby K. Franklin, C.M.C.
Town Clerk/Treasurer

Approved as to form and content:

Karl W. Bohne, Jr., Town Attorney

(real)