

**RESOLUTION 2017-03**

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF FROSTPROOF, FLORIDA, ESTABLISHING A  
POLICY TO IMPLEMENT THE POLK COUNTY BURN  
BAN

WHEREAS, Polk County Board of County Commissioners adopted Polk County Ordinance 08-015, as amended, "Polk County Fire Department Burn Ban Ordinance" that authorized the Polk County Fire Chief or his designee to declare a burn ban within the unincorporated areas of Polk County during periods of "Fire Hazard Conditions"; and

WHEREAS, the Polk County Department Burn Ban Ordinance is also applicable in the corporate limits of each Polk County municipality in which the governing body shall certify to the Board of County Commissioners that (1) the municipality has no charter provisions or ordinance which is in conflict with the Polk County Fire Department Burn Ban Ordinance, and (2) the municipality desires to be subject to the provision of the Polk County Fire Department Burn Ban Ordinance; and

WHEREAS, the Polk County Fire Department Burn Ban Ordinance creates a procedure to allow for Polk County to promptly and prudently react to atmospheric changes and local circumstances to prevent harm to the public safety, health, and general welfare during periods of "Fire Hazard Conditions"; and

WHEREAS, nothing herein is intended to be the exclusive means for the City of Frostproof enacting a "Burn Ban."

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Frostproof, Florida that it hereby certifies to the Polk County Board of County Commissioners that:

(1). The City of Frostproof has no charter provisions or ordinance which is in conflict with the Polk County Fire Department Burn Ban Ordinance; and

(2) The City of Frostproof desires to be subject to the provisions of the Polk County Fire Department Burn Ban Ordinance.

**RESOLVED** by the City Council of the City of Frostproof, with a quorum present and voting, meeting in Regular Session, this 3rd day of April, 2017.

  
\_\_\_\_\_  
Mayor Rodney Cannon

ATTEST:

  
\_\_\_\_\_  
Nicole McDowell, City Clerk

LEGAL IN FORM

  
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Mark S. Smith, City Attorney