

R E S O L U T I O N
NUMBER 2025-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, ADOPTING A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR, OR HIS OR HER DESIGNEE, TO EXECUTE DOCUMENTS NECESSARY TO ALLOW COUNTY STAFF, CONTRACTORS, OR OTHERS TO ACCESS PROPERTY FOR THE PURPOSE OF HABITAT IMPROVEMENTS IN THE SNAPPER CREEK WATERSHED; TO APPLY FOR PERMITS OR EXEMPTIONS FROM PERMITS; PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, the Florida Department of Environmental Protection has identified multiple water bodies in Charlotte County as impaired, including portions of the Charlotte Harbor, the Peace River, and the Myakka River; and

WHEREAS, Charlotte County's FY2021-22 Strategic Plan adopts the Bold Goal of implementing the One Charlotte, One Water management plan; and

WHEREAS, a strategic initiative of the One Charlotte, One Water management plan is to leverage information from public meetings, interagency collaborations, research initiatives and data collection/analysis activities to determine activities that can provide measurable improvement and/or protection of our water resources; and

WHEREAS, the Florida Fish and Wildlife and Conservation Commission (FWC) is collaborating with Charlotte County to restore Snapper Creek in Port Charlotte through the removal and replacement of invasive flora with native species; and

WHEREAS, the FWC is providing the funding and personnel resources to necessary to accomplish this effort; and

WHEREAS, landowners, including the County, may require the County, contractors, or the State of Florida to execute waivers of liability or rights-of-entry before allowing entry on the property; and

WHEREAS, the Board of County Commissioners finds that delegating limited authority to the County Administrator, including his or her designee, to execute, after review by the County Attorney, limited waivers of liability or rights-of-entry to facilitate the entry of County staff on private property, County property, or public property not owned by Charlotte County, for the limited purpose of restoring native habitat to our natural waterways, serves the best interest of the health, safety, and welfare of Charlotte County residents and visitors.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, of Charlotte County, Florida:

1. The County Administrator, or his or her designee, is authorized and directed, with full force and complete authority, [\(a\)](#) to execute and facilitate limited waivers of liability or rights-of-entry, as are necessary to implement this Resolution~~;~~ [and, \(b\) to apply for permits or exemptions from permitting, as applicable;](#) so long as such documents, [permits or exemptions](#) have been reviewed and approved in advance by the County Attorney.

2. If any provision of this Resolution is invalidated by a Court of competent jurisdiction, such invalidity shall not affect the remaining provisions of this Resolution, which shall have the full force and effect of law.

3. This Resolution shall take effect immediately upon signing.

[SIGNATURE PAGE TO FOLLOW]

PASSED AND DULY ADOPTED this 25th day of February, 2025.

BOARD OF COUNTY COMMISSIONERS OF
CHARLOTTE COUNTY, FLORIDA

By: _____
Joseph M. Tiseo, Chairman

ATTEST:
Roger D. Eaton, Clerk of Circuit Court and
Ex-officio Clerk of the Board of County
Commissioners

By: _____
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

By: _____
Janette S. Knowlton, County Attorney
LR24-0122 _____