

**RESOLUTION 3-24-2014-1 CALLING FOR REFERENDUM
ON HEALTH AND SAFETY POWERS**

WHEREAS, during the 2005 Regular Session, the Alabama Legislature passed "The Limited Self-Governance Act" (Code of Alabama 1975, § 11-3A-1 et seq.), authorizing the county commission to exercise certain health and safety powers in the unincorporated areas of the county related to the abatement of weeds, the control of animals, the control of litter, the control of junkyards, and the abatement of noise nuisances, unsanitary sewage, or pollution upon approval of the qualified voters in the unincorporated areas of the county in a local referendum on the question of allowing the exercise of these powers; and

WHEREAS, a local referendum may be called for by the county commission upon resolution adopted by a majority of its members; and

WHEREAS, if Code of Alabama 1975, § 11-3A-1 et seq. becomes effective in the county by approval of a majority of the qualified electors in the unincorporated areas of the county at a local referendum on the question, the county commission will be authorized to adopt ordinances on health and safety issues set out above; and

WHEREAS, the Elmore County Commission believes that it is in the best interests of the county that the county commission be authorized to address some or all of the important health and safety issues set out in the Act; and

WHEREAS, the Elmore County Commission desires to grant its citizens in the unincorporated areas of the county an opportunity to vote on whether to grant the county commission the authority to address these health and safety concerns within the unincorporated areas of the county; and

WHEREAS, based upon the foregoing, the Elmore County Commission has adopted this resolution calling for a local referendum on this issue by a majority of the county commission.

NOW THEREFORE BE IT RESOLVED by the Elmore County Commission, that it does hereby call for a local referendum to be held during the general election on November 4, 2014 on the question of whether the health and safety powers authorized in Code of Alabama 1975, § 11-3A-1 et seq. shall be effective in Elmore County.

BE IT FURTHER RESOLVED that copies of this resolution be immediately forwarded to the Judge of Probate and Sheriff's Office with instructions to include this local referendum on the ballot for the general election to be held on November 4, 2014.

IN WITNESS WHEREOF, the Elmore County Commission has caused this Resolution to be executed in its name and on its behalf by its Chairman on this the

24th day of March.

BY:



David Bowen, Chairman

ATTEST:



Grace McDuffie, County Administrator