



# AGENDA ITEM MEMORADUM

Item No. 13e

**Town Clerk**

Department

**June White**

Department Director

COMMISSION MEETING DATE (*) - 7:00 PM	Deadline to Town Clerk
<input checked="" type="checkbox"/> Mar 13, 2012	Mar 2
<input type="checkbox"/> Mar 27, 2012	Mar 16
<input type="checkbox"/> April 10, 2012 *	Mar 30
<input type="checkbox"/> April 24, 2012	Apr 13

\*Subject to Change

- Presentation     Reports     Consent     Ordinance  
 Resolution     Quasi-Judicial     Old Business     New Business

FY2012 DESIGNATED HIGH PRIORITY ITEM - PRIORITY TOPIC

**SUBJECT TITLE:** Resolution 2012-13 Supporting the Florida Inland Navigation District's Continuation of the Hillsboro Lighthouse as a Safe Navigation Aid for the District Mariners.

**EXPLANATION:** The Hillsboro Lighthouse is a significant navigation aid to vessels and mariners in the local waters of the District and Broward County, including the Atlantic Ocean. The U.S. Coast Guard has requested an informal consultation upon receipt of a letter from SeaTurtleOversightProtection.org claiming a negative affect from the lighthouse upon the sea turtle.

As part of this informal consultation, the U.S. Coast Guard is accepting comments on potential changes to the operation of the Hillsboro Lighthouse, including the ceasing of its operation, from the general public and affected parties.

Resolution 2012-13 supports the continuation of the Hillsboro Lighthouse as a safe navigation aid for the District Mariners.

**EXHIBITS:** Resolution 2012-13

Reviewed by Town Attorney

Yes     No

Town Manager Initials

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**RESOLUTION 2012-13**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA, SUPPORTING THE FLORIDA INLAND NAVIGATION DISTRICT'S CONTINUATION OF THE HILLSBORO LIGHTHOUSE AS A SAFE NAVIGATION AID FOR THE DISTRICT'S MARINERS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Florida Inland Navigation District ("FIND"), pursuant to Section 374.976, Florida Statutes, has a statutory responsibility to alleviate problems associated with its waterways such as navigation safety for its mariners and constituents; and

**WHEREAS**, FIND, pursuant to Section 374.976, Florida Statutes, is empowered to aid, cooperate with, and assist in planning and carrying out public navigation safety projects to the benefit of our constituents and mariners; and

**WHEREAS**, pursuant to Section 374.976, Florida Statutes, FIND has assisted several lighthouses within the FIND district to maintain their continuing significant service as navigation aids for the benefit of our constituents and mariners; and

**WHEREAS**, the Hillsboro Lighthouse is a significant navigation aid to vessels and mariners in the local waters of the District and Broward County, including the Atlantic Ocean; and

**WHEREAS**, the U.S. Coast Guard has requested an informal consultation on the Hillsboro Lighthouse's effect on sea turtle hatching based upon a letter claiming a negative affect by SeaTurtleOversightProtection.org; and

**WHEREAS**, as part of this informal consultation, the U.S. Coast Guard is accepting comments on potential changes to the operation of the Hillsboro Lighthouse, including the ceasing of its operation, from the general public and affected parties; and

**WHEREAS**, the Town Commission of the Town of Lauderdale-By-The-Sea supports FIND's efforts to protect, preserve, and enhance the sea turtle population and its habitat, without compromising the public safety and welfare of mariners; and

**WHEREAS**, FIND has reviewed the letter from SeaTurtleOversightProtection.org and finds that the Statement of Concern is without any specific facts to justify changes to the Hillsboro Lighthouse operations; and

**WHEREAS**, based upon its considerable experience managing Florida waterways, FIND believes that there is no factual basis to change the operations of the Hillsboro Lighthouse in any manner that may lessen safety for mariners in the waterway area served by the Hillsboro Lighthouse; and

**WHEREAS**, the Broward County Marine Advisory Committee encourages the Town of Lauderdale-By-The-Sea to support the continued operation of the Hillsboro Lighthouse to protect the lives of mariners; and

**WHEREAS**, that Broward League of Cities Board of Directors unanimously recommended no change to the operation of the light house in any manner that may lessen safety for mariners.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAUDERDALE-BY-THE-SEA, FLORIDA:**

**SECTION 1.** That the foregoing recitals are true and correct and are hereby incorporated into this resolution.

**SECTION 2.** That the Town Commission of the Town of Lauderdale-By-The-Sea ("Town") hereby recommends to the U.S. Coast Guard and the U.S. Fish and Wildlife Service that no changes be made to the operation of the Hillsboro Lighthouse that may lessen the public safety and welfare of mariners without a full collection and analysis of scientific facts regarding the Hillsboro Lighthouse's effect on sea turtle hatching and the effect of any recommended changes to the Hillsboro Lighthouse operations on mariner safety.

**SECTION 3.** That the Town recommends that the Hillsboro Lighthouse continue its current operations until such facts and analysis have been made, and it is concluded that any changes to the operation of the lighthouse will not lessen the public safety and welfare of mariners.

**SECTION 4.** That this Resolution be sent to the U.S. Coast Guard and the U.S. Fish and Wildlife Service and that a copy be posted on the County's website.

**SECTION 5.** This resolution shall become effective immediately upon its passage.

**PASSED AND ADOPTED** by the Town Commission of the Town of Lauderdale-By-The-Sea, Florida, this 13<sup>th</sup> day of March 2012.

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MAYOR ROSEANN MINNET

**ATTEST:**

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Town Clerk June White, CMC

**APPROVED AS TO FORM:**

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Susan L. Trevarthen, Town Attorney