

**RESOLUTION NO.2012-001**

**A RESOLUTION OF THE KEY LARGO FIRE RESCUE  
AND EMERGENCY MEDICAL SERVICES DISTRICT,  
FLORIDA, PERTAINING TO OPEN BURN ORDINANCE  
2012-002.**

WHEREAS, the Key Largo Fire Rescue and Emergency Medical Services District (“District”) desires to protect the public health, safety, and welfare; and

WHEREAS, the District has received comments from citizens concerning the Open Burn Ordinance; and

WHEREAS, the District desires to protect the religious freedoms of all citizens; and

WHEREAS, the District desires to protect the freedom of American Indians to engage in ceremonial and traditional rites, including the open burning of ceremonial fires;

**NOW THEREFORE, BE IT RESOLVED BY THE KEY LARGO FIRE RESCUE  
AND EMERGENCY MEDICAL SERVICES DISTRICT, FLORIDA, AS FOLLOWS:**

**Section 1.** Nothing in the Open Burn Ordinance (Ordinance 2012-002) is intended or shall be construed to disaffirm or contradict the American Indian Religious Freedom Act, 42 U.S.C.A. § 1996.

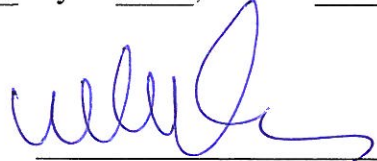
**Section 2.** Nothing in the Open Burn Ordinance (Ordinance 2012-002) is intended or shall be construed to disregard or infringe upon the inherent right of the American Indians to believe, express, and exercise the traditional religions of the American Indian, Eskimo, Aleut, and Native Hawaiians, including but not limited to access to sites, use and possession of sacred objects, and the freedom to engage in ceremonial and traditional rites including the open burning of ceremonial fires.

**Section 3.** Nothing in the Open Burn Ordinance (Ordinance 2012-002) is intended or

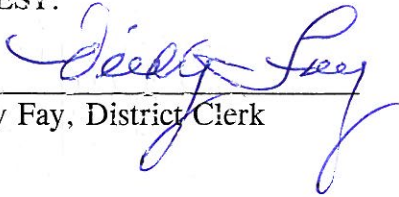
shall be construed to prevent citizens from burning ceremonial fires that do not present a threat to the public health, safety, and welfare.

Section 4. Effective Date. This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED this 17th day of MARCH, 2012 at 6:30 P.M.

  
\_\_\_\_\_  
William A. Andersen, Chairman

ATTEST:

  
\_\_\_\_\_  
Vicky Fay, District Clerk

APPROVED AS TO FORM AND LEGALITY  
FOR THE USE AND BENEFIT OF KEY LARGO FIRE RESCUE AND  
EMERGENCY MEDICAL SERVICES DISTRICT ONLY:

  
\_\_\_\_\_  
DISTRICT ATTORNEY

Motion to adopt by WHEATON, Seconded by NEUBER

FINAL VOTE AT ADOPTION

Chairman William A. Andersen	<u>YES</u>
Secretary/Treasurer Marilyn Beyer	<u>YES</u>
Commissioner Jennifer Miller	<u>YES</u>
Commissioner Tom Tharp	<u>YES</u>
Commissioner Mark Wheaton	<u>YES</u>