

SAMPLE RESOLUTION 2
CALLING FOR REFERENDUM ON HEALTH AND SAFETY
POWERS UPON RECEIPT OF PETITION

WHEREAS, "The Alabama Limited Self-Governance Act" (*Ala. Code § 11-3A-1 et seq.*) authorizes the county commission to exercise certain health and safety powers in the unincorporated areas of the county upon passage of a local referendum in which the qualified voters in the unincorporated areas of the county approved the exercise of these powers by the county commission; and

WHEREAS, a local referendum may be called by petition signed by ten percent of the qualified voters in the unincorporated areas of the county if the signatures on the petition are verified by the probate judge within 60 days of receipt of the petition; and

WHEREAS, under *Ala. Code § 11-3A-2(b)*, the county commission shall make preparations for the local referendum at its next regularly scheduled meeting following verification of the petition by the probate judge as set out in the law; and

WHEREAS, the probate judge forwarded the verified petition to the _____ County Commission on **(insert date)**, which allows the county commission to submit a call for a local referendum to the probate judge within 74 days before the election pursuant to *Ala. Code § 17-13-22*; and

WHEREAS, pursuant to *Ala. Code § 11-3A-2(b)*, the _____ County Commission hereby adopts this resolution calling for a local referendum on the question of whether the health and safety powers authorized in *Ala. Code § 11-3A-1 et seq.* shall be effective in _____ County, such referendum to be held during the election on **(insert date)**.

WHEREFORE BE IT RESOLVED BY THE _____ COUNTY COMMISSION, that pursuant to *Ala. Code § 11-3A-2(b)* it does hereby call for a local referendum to be held on the question of whether the health and safety powers authorized in *Ala. Code § 11-3A-1 et seq.* shall be effective in _____ County, with such referendum to be held during the election on **(insert date)**.

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 election to be held on **(insert date)**.

IN WITNESS WHEREOF, the _____ County Commission has caused this Resolution to be executed in its name and on its behalf by its Chairman on this the ____ day of _____, 20__.

Chairman, _____ County Commission