

RESOLUTION NO. 085 - 2009

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA,
TO THE COMMAND OF NAVAL AIR STATION KEY WEST AT BOCA CHICA
TO CEASE AND DESIST
THE FLYING OF FA-18 GENERATION AIRCRAFT**

WHEREAS, The Naval Air Station of Key West at Boca Chica, Key West, Florida and the Board of Monroe County Commissioners make numerous decisions that directly and indirectly affect the safety, health, quality of life of the residents and property owners of those in close proximity to the Naval Air Station; and

WHEREAS, an alliance of homeowners groups, neighborhood associations, and individual citizens from Stock Island, Big Coppitt Key, and Geiger Key representing over 3 thousand property owners who live in areas adjacent to or in close proximity to Naval Air Station Key West have joined together to petition their government for redress of grievances and requesting relief forced injurious circumstances and usurpation of rights and functions, resulting from manifold daily flyovers from military jet aircraft emitting dangerously high decibel levels of noise; and

WHEREAS, an October 31, 2008 Interim Audit Report, Consideration of Hazardous Noise in the Acquisition of the F/A-18 E/F Super Hornet and EA-18G Growler Strike Fighter Variants, by the Naval Audit Service found failure to comply with standards for mitigating for health and safety hazards regarding the F/A-18 Super Hornet Noise, and an ongoing investigation/inquiry by the Department of Defense Inspector General Case # 105900 may reflect further endangering the health and safety of affected citizens; now therefore

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA THAT:

1. The Board of County Commissioners of Monroe County (BOCC) requires the Command of Naval Air Station Key West at Boca Chica, to immediately cease and desist the flying of the F/A 18 generation aircraft over developed commercial and residential properties until such time that:
 - a) The Naval Audit Service finalizes the Naval Audit Report, Consideration of Hazardous Noise in the Acquisition of the F/A-18 E/F Super Hornet and EA-18G Growler Strike Fighter Variants; and
 - b) The BOCC approves the findings of the final Naval Audit Report, Consideration of Hazardous Noise in the Acquisition of the F/A-18 E/F Super Hornet and EA-18G Growler Strike Fighter Variants; and
 - c) NAS Key West provides the Monroe County BOCC with a valid Environmental Impact Statement directly associated with the flying of F18 Super Hornet adjacent to, in close proximity to or over existing Monroe County homes.

2. The Clerk shall send a copy of this resolution to: Captain Steve Holmes, Commanding Officer, NAS Key West, and Naval Audit Service, Attn: Audit Requests, 1006 Beatty Place SE, Washington Navy Yard DC 20374-5005.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of the Board held on the 18th day of March, 2009.

Mayor George Neugent
Mayor Pro Tem Sylvia Murphy
Commissioner Heather Carruthers
Commissioner Mario Di Gennaro
Commissioner Kim Wigington

Yes
Yes
Yes
Yes
Yes

Attest: **DANNY L. KOLHAGE, CLERK**

By: *Isabel C. De Santis*
Deputy Clerk

**BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA**

By: *George L. Neugent*
Mayor

MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:
Suzanne A. Hutton
SUZANNE A. HUTTON
COUNTY ATTORNEY
3/17/09

FILED FOR RECORD
2009 MAR 26 PM 1:51
DANNY L. KOLHAGE
CLERK CIR. CT.
MONROE COUNTY, FL