

# FORSYTH COUNTY

## BOARD OF COMMISSIONERS


MEETING DATE: MAY 10, 2018 AGENDA ITEM NUMBER: 5

**SUBJECT: RESOLUTION DECLARING THE OPIOID CRISIS A PUBLIC NUISANCE WHICH MUST BE ABATED FOR THE BENEFIT OF FORSYTH COUNTY**

**COUNTY MANAGER'S RECOMMENDATION OR COMMENTS:** Recommend Approval

**SUMMARY OF INFORMATION:** See Attached

ATTACHMENTS:  YES  NO

SIGNATURE:  DATE: May 8, 2018  
COUNTY MANAGER

**RESOLUTION DECLARING THE OPIOID CRISIS A PUBLIC NUISANCE  
WHICH MUST BE ABATED FOR THE BENEFIT OF FORSYTH COUNTY**

**WHEREAS**, the Forsyth County Board of Commissioners has the authority to adopt resolutions with respect to county affairs of Forsyth County, North Carolina; and

**WHEREAS**, the Forsyth County Board of Commissioners has the authority to take action to protect the public health, safety, and welfare of the residents and citizens of Forsyth County; and

**WHEREAS**, there exists a serious public health and safety crisis involving opioid abuse, addiction, morbidity, and mortality in Forsyth County; and

**WHEREAS**, the diversion of legally produced controlled substances into the illicit market causes or contributes to the serious public health and safety crisis involving opioid abuse, addiction, morbidity, and mortality in Forsyth County; and

**WHEREAS**, the opioid crisis unreasonably interferes with the rights of the general public of Forsyth County; involves a significant interference with the public health, safety, peace, comfort, and convenience of citizens and residents of Forsyth County; includes the delivery of controlled substances in violation of State and Federal law and regulations; and therefore constitutes a public nuisance; and

**WHEREAS**, the opioid crisis is having an extended and far reaching impact of the general public, health, and safety, of residents and citizens of Forsyth County and must be abated; and

**WHEREAS**, the violation of any laws of the State of North Carolina, or of the United States of America controlling the distribution of a controlled substance is inimical, harmful, and adverse to the public welfare of the residents and citizens of Forsyth County and constitutes a public nuisance; and

**WHEREAS**, the Forsyth County Board of Commissioners has the authority to abate, or cause to be abated, any public nuisance including those acts that unreasonably interfere with the rights of the general public of Forsyth County and/or involve a significant interference with the public health, safety, peace, comfort, and convenience of citizens and residents of Forsyth County; and

**WHEREAS**, Forsyth County has expended, is expending, and will continue to expend in the future County funds to respond to the serious public health and safety crisis involving opioid abuse, addiction, morbidity, and mortality within Forsyth County; and

**WHEREAS**, the Forsyth County Board of Commissioners has received information that indicates that the manufacturers and wholesale distributors of controlled substances have distributed in areas surrounding Forsyth County, North Carolina, may have violated Federal

and/or State laws and regulations that were enacted to prevent the diversion of legally produced controlled substances into the illicit market;

**NOW, THEREFORE, BE IT RESOLVED** by the Forsyth County Board of Commissioners, assembled on this day at which a quorum is present, that based upon the above, the Forsyth County Board of Commissioners hereby declares the opioid crisis a public nuisance which must be abated for the benefit of Forsyth County and its residents and citizens.

**BE IT FURTHER RESOLVED** that all resolutions that are inconsistent with this resolution are rescinded.

Adopted this 10<sup>th</sup> day of May 2018.

The motion to approve the foregoing resolution was made by Commissioner \_\_\_\_\_, seconded by Commissioner \_\_\_\_\_, and the following vote was recorded:

Chairman, David R. Plyler	_____
Vice Chairman, Don Martin	_____
Gloria D. Whisenhunt	_____
Richard V. Linville	_____
Ted Kaplan	_____
Everette Witherspoon	_____
Fleming El-Amin	_____