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ORDINANCE 86-04

ORDINANCE OF MANATEE COUNTY, FLORIDA  
 MAKING FINDINGS FOR THE NEED TO  
 REGULATE PARKING IN THE JUDGE ROBERT E. HENSLEY  
 PUBLIC SAFETY COMPLEX PARKING DECK FACILITY;  
 AMENDING SECTION 2-22, CODE OF LAWS  
 OF MANATEE COUNTY, FLORIDA TO CREATE  
 SECTION 2-22-25, CODE OF LAWS  
 OF MANATEE COUNTY, FLORIDA RELATED  
 TO PARKING IN THE JUDGE ROBERT E. HENSLEY  
 PUBLIC SAFETY COMPLEX PARKING DECK  
 FACILITY PROVIDING FOR DEFINITIONS,  
 SCOPE, PARKING FOR DISABLED PERSONS,  
 PROHIBITION, ENFORCEMENT, PENALTY, FINE AND  
 LIABILITY; TO AMEND SECTION 2-22-2,  
 CODE OF LAWS OF MANATEE COUNTY TO  
 PROVIDE FOR DELIQUENCY LIST;  
 PROVIDING FOR AN IMPLEMENTING  
 RESOLUTION; PROVIDING A SEVERABILITY  
 CLAUSE; PROVIDING FOR RESOLUTION  
 OF CONFLICT WITH OTHER ORDINANCES;  
 PROVIDING AN EFFECTIVE DATE.

FILED FOR RECORD

'86 MAR 10 AM 11 30

CLEARING THE COURT  
MANATEE COUNTY FLORIDA

SECRETARY OF STATE

MAR 9 12 11 1986

FILED

WHEREAS, Manatee County has constructed a parking deck facility within the Public Safety Complex for the use of authorized persons employed by or serving the County, the Office of the Clerk of the Circuit Court, the Sheriff's Department, the Court and the Office of the State Attorney; and

WHEREAS, the regulation of the Public Safety Complex parking deck facility will promote the efficient and safe use of said parking deck facility and will further the public health, safety and welfare of the citizens of Manatee County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, that:

Section 1. Findings. The Board of County Commissioners hereby finds that the regulation of the Judge Robert E. Hensley Puyblic Safety Complex parking deck facility will promote the efficient and safe use of said facility and will further the public health, safety and welfare of the citizens of Manatee County, Florida.

Section 2. Judge Robert E. Hensley Public Safety Complex. Section 2-22 of the Manatee County Code of Laws is hereby amended to create Section 2-22-25 as follows:

*Parking, Public Safety Complex*

"P"

"Section 2-22-25. PARKING IN THE JUDGE ROBERT E. HENSLEY PUBLIC SAFETY COMPLEX PARKING DECK FACILITY.

Section 2-22-25.1 Definitions. The following words and phrases, when used in this Ordinance, shall have the following meanings, respectively, ascribed to them, except where the context otherwise requires:

(a) Authorized Person. "Authorized Person" means any person who has been authorized to use a control card for parking in the Judge Robert E. Hensley Public Safety Complex parking deck facility pursuant to Manatee County Space Utilization Committee recommendations as adopted by the Manatee County Board of County Commissioners.

(b) Unauthorized Person. "Unauthorized Person" shall mean any person who has not been authorized to use a control card for parking in the Judge Robert E. Hensley Public Safety Complex parking deck facility pursuant to Manatee County Space Utilization Committee recommendation as adopted by the Manatee County Board of County Commissioners.

Section 2-22-25-2. Scope. This ordinance shall be effective in the Judge Robert E. Hensley Safety Complex parking deck facility in Manatee County, Florida.

Section 2-22-25.3.- Designated Parking for Disabled Persons. Parking for disabled persons shall be provided and enforced in accordance with Ordinance 86-03, codified as Section 2-22-24 of the Manatee County Code of Laws and the Florida Statutes.

Section 2-22-25.4.- Prohibition.

(a) It is unlawful for any unauthorized person to park in the Judge Robert E. Hensley Public Safety Complex parking deck facility; and

(b) It is unlawful for any authorized person to park in any area not designated as a parking space in said parking deck facility; and

(c) It is unlawful for a vehicle not displaying a parking permit issued pursuant to Section 320.0804 or Section 316.1985, Florida Statutes, to park in a space in said parking deck facility designated as reserved for disabled persons pursuant to Section 2-22-25.3 of this Ordinance; and

(d) It is unlawful for authorized persons to give, lend or otherwise condone the use of their control card by unauthorized persons for parking in said parking deck facility.

Section 2-22-25.5. Enforcement and Penalty.

(a) Any person who violates the provisions contained in Section 2-22-25.4 of this Ordinance shall be deemed to be charged with a noncriminal violation; shall be issued a ticket by a law enforcement officer or a parking enforcement specialist and the vehicle may be immobilized by a wheel-locking device; shall comply with the directions on the ticket and be subject to the provisions of Section 2-22-2 of the Manatee County Code of Laws.

Section 2-22-25.6. Fine and Liability. Fine and liability shall be as provided in Section 2-22-2 of the Manatee County Code of Laws."

Section 3. Penalties. Subsections (b) and (c) of Section 2-22-24.6. Penalties, Code of Laws of Manatee County, Florida, are hereby transferred to and shall amend Section 2-22-2, Code of Laws of Manatee County, Florida to read as follows:

"(c) The Clerk of the Court shall supply the Tax Collector and License Tag agents within Manatee County, monthly with an alphabetized list of persons who have five (5) or more outstanding parking violations. The

provisions of Section 320.03(8), Florida Statutes, as amended (1985), shall apply to each person whose name appears on such list.

(d) Under the authority of Section 320.03(8), Florida Statutes, as amended (1985), if the name of an applicant for a license plate or revalidation sticker appears on the alphabetized list referred to in paragraph (b) of this subsection and Section 316.1967(6), Florida Statutes, as amended (1985), the license plate or revalidation sticker shall not be issued until the applicant's name no longer appears on said list or until the applicant presents a receipt from the Clerk showing the parking fines have been paid. The Tax Collector and the Clerk of the Court shall receive monthly payment as provided in Section 320.03(8), Florida Statutes, as amended (1985)."

Section 4. Implementing Resolution. The County Administrator is hereby authorized to prepare a resolution to implement the provisions of this ordinance.

Section 5. Severability. If any part, section, subsection, or other portion of this Ordinance, or any application thereof to any person or circumstance is declared to be void, unconstitutional, or invalid for any reason, such part, section, subsection, or other portion, or the prescribed application thereof, shall be severable, and the remaining provisions of this Ordinance, and all applications thereof not having been declared void, unconstitutional or invalid, shall remain in full force and effect.

Section 6. Conflict. To the extent of any conflict between the provisions of this Ordinance, and any other Ordinance of Manatee County, Florida, the provisions of this Ordinance shall prevail.

Section 7. Effective Date. This Ordinance shall become effective immediately upon receipt of the official

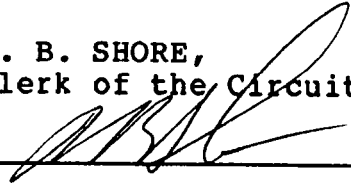
acknowledgment from the Office of the Secretary of State in Tallahassee, Florida, that this Ordinance has been filed with that office.

PASSED AND DULY ADOPTED in open session this the 25th day of February, 1986.

BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA

By:   
Chairman

ATTEST: R. B. SHORE,  
Clerk of the Circuit Court



STATE OF FLORIDA

COUNTY OF MANATEE

I, R. B. Shore, Clerk of Circuit Court, in and for the County of Manatee, State of Florida, do hereby certify that the foregoing is a true copy of an ORDINANCE adopted by the Board of County Commissioners of said County in session on the 25th day of February, 1986.

SUBJECT: ORDINANCE 86-04  
ORDINANCE OF MANATEE COUNTY, FLORIDA MAKING FINDINGS FOR THE NEED TO REGULATE PARKING IN THE JUDGE ROBERT E. HENSLEY PUBLIC SAFETY COMPLEX PARKING DECK FACILITY; AMENDING SECTION 2-22, CODE OF LAWS OF MANATEE COUNTY, FLORIDA TO CREATE SECTION 2-22-25, CODE OF LAWS OF MANATEE COUNTY, FLORIDA RELATED TO PARKING IN THE JUDGE ROBERT E. HENSLEY PUBLIC SAFETY COMPLEX PARKING DECK FACILITY PROVIDING FOR DEFINITIONS, SCOPE, PARKING FOR DISABLED PERSONS, PROHIBITION, ENFORCEMENT, PENALTY, FINE AND LIABILITY; TO AMEND SECTION 2-22-2, CODE OF LAWS OF MANATEE COUNTY TO PROVIDE FOR DELINQUENCY LIST; PROVIDING FOR AN IMPLEMENTING RESOLUTION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR RESOLUTION OF CONFLICT WITH OTHER ORDINANCES; PROVIDING AN EFFECTIVE DATE.

WITNESS My Hand and Official Seal this the 27th day of February, 1986, in Bradenton, Florida.

  
\_\_\_\_\_  
R. B. Shore, Clerk of Circuit Court  
Manatee County, Florida



FLORIDA DEPARTMENT OF STATE  
George Firestone  
Secretary of State

FILED FOR RECORD  
MAR 10 1986  
CLERK OF CIRCUIT COURT  
MANATEE CO. FLORIDA

FILED FOR RECORD  
MAR 10 1986

March 6, 1986

Honorable R. B. "Chips" Shore  
Clerk of Circuit Court  
Manatee County Courthouse  
Post Office Box 1000  
Bradenton, Florida 33506

Dear Mr. Shore:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge:

1. Receipt of letter/s of February 27, 1986  
and certified copy/ies of Manatee (two)+ 2 copies  
County Ordinance(s) 86-4 and 86-6
2. Receipt of \_\_\_\_\_ County Ordinance(s)  
relative to:  
(a) \_\_\_\_\_  
which we have numbered \_\_\_\_\_  
(b) \_\_\_\_\_  
which we have numbered \_\_\_\_\_
3. We have filed ~~this~~/these Ordinance(s) in this office  
on March 5, \_\_\_\_\_ 1986  
one each
4. The ~~original~~/duplicate copy/ies showing the filing date  
~~is~~/are being returned for your records.

Cordially,

*Liz Cloud*  
(Mrs.) Liz Cloud, Chief  
Bureau of Administrative Code

LC/mb

Enclosures (2)