

FILED FOR RECORD

ORDINANCE 86-29

SECRETARY OF STATE

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CLERK OF DISTRICT COURT
MANATEE CO. FLORIDA

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, AMENDING ORDINANCE 83-24 TO EXTEND THE FOUR CENT LOCAL OPTION GAS TAX FOR THE MAXIMUM TERM PERMITTED BY LAW: AMENDING ORDINANCE 85-21 TO EXTEND THE FIFTH AND SIXTH CENT LOCAL OPTION GAS TAX FOR THE MAXIMUM TERM PERMITTED BY LAW: AMENDING ORDINANCE 85-21 TO DELETE THE REQUIREMENT OF A COUNTY WIDE REFERENDUM: PROVIDING FOR THE DISTRIBUTION OF THE PROCEEDS OF THE TAX OF THE EXTENDED TERM AMONG THE COUNTY GOVERNMENT AND ELIGIBLE MUNICIPALITIES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Manatee County previously adopted Ordinance 83-27 levying the first four cent local option gas tax for a period of five years commencing September 1, 1983 and ending on August 31, 1988; and

WHEREAS, Manatee County previously adopted Ordinance 85-21 levying a fifth and sixth cent local option gas tax for a period commencing on September 1985 and expiring at the time of the 1986 General Election; and

WHEREAS, Manatee County has not entered into an interlocal agreement providing for the distribution of the fifth and sixth cent local option gas tax; and

WHEREAS, it is the intent of Manatee County to extend the levy of the first four cents local option gas tax from September 1988 to a term for 30 years commencing September 1, 1983 and to extend the levy of the fifth and sixth cent local option gas tax from the General Election of 1986 to a term of 30 years commencing September 1, 1985; and

WHEREAS, it is the intent of Manatee County to redetermine the method of distribution of the first four cents local option gas tax for the period of extension commencing September 1988; and

WHEREAS, no interlocal agreement has been executed by August 1, 1986 for the period of extension of the levy of the first four cents local option gas tax and for its levy of the fifth and sixth cents local option gas tax; and

WHEREAS, Manatee County urgently needs revenues to fund the cost of capital improvements to its road system, including

widening, general rehabilitation, rebuilding and construction of the minor arterial and major collector streets and roads within the unincorporated areas of Manatee County and the incorporated municipalities and, it is the intent of the Board of County Commissioners of Manatee County to fund such urgently needed road improvements from revenues generated by the use of the road system and reduce, where possible the burden paid by ad valorem taxpayers.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, that;

SECTION 1: Section 1 of Ordinance 83-27 is hereby amended to read as follows:

Section 1: Pursuant to Section 336.025, Florida Statutes, in addition to other taxes allowed by law, there is hereby imposed a 4-cent local option gas tax upon every gallon of motor fuel and special fuel sold in Manatee County and taxed under the provisions of Chapter 206, Florida Statutes. The proceeds of the tax collected during the initial five year imposition shall be distributed in accordance with the interlocal agreement dated May 24, 1983. The proceeds of the tax collected during the period of the extension shall be distributed among Manatee County and the eligible municipalities based on transportation expenditures of each for the five (5) fiscal years preceding the year in which the extension begins, as a proportion of the total of such expenditures for Manatee County and all municipalities within Manatee County, as provided in Section 336.025(4), Florida Statutes.

SECTION 2: Section 2 of Ordinance 83-27 is hereby repealed.

SECTION 3: Section 3 of Ordinance 83-27 is hereby renumbered as Section 2 and amended to read as follows:

Section 2. This ordinance shall be effective for a period of thirty (30) years commencing September 1, 1983.

SECTION 4: Section 5 of Ordinance 83-27 is hereby repealed.

SECTION 5: Section 1 of Ordinance 85-21 is hereby amended to read as follows:

Section 1. In addition to other taxes allowed by law, there is hereby imposed as provided by Section 336.025, Florida Statute, an additional five (5) and six (6) cent local option gas tax upon every gallon of motor fuel and special fuel sold in Manatee County and taxed under the provisions of Chapter 206, Florida Statutes. the proceeds of the tax shall be distributed among Manatee County and eligible municipalities based on transportation expenditures of each for the five (5) preceding fiscal years, as a proportion of the total of such expenditures for the County and all municipalities within Manatee County as provided in Section 336.025(4), Florida Statutes.

SECTION 6: Section 2 of Ordinance 85-21 is hereby amended to read as follows:

Section 2. The tax imposed herein shall be effective for thirty (30) years beginning September 1, 1985.

SECTION 7: Section 3, Section 4 and Section 5 of Ordinance 85-21 are hereby repealed.

SECTION 8: Section 6 of Ordinance 85-21 is hereby renumbered as Section 3.

SECTION 9: These amendments to Ordinances 83-27 and Ordinance 85-21 shall become effective immediately upon receipt of official acknowledgment from the office of the Secretary of State of Florida, that this Ordinance has been filed with that office.

PASSED AND DULY ADOPTED IN OPEN SESSION by a majority vote of the Board of County Commissioners of Manatee County, Florida this 5th day of August, 1986

ATTEST:

BOARD OF COUNTY COMMISSIONER
of MANATEE COUNTY, FLORIDA

R. B. SHORE

By *Wesley H. Hester*
Chairman 8/5/86

R. B. Shore, Clerk of the
Circuit Court

Richard H. Ashley

By: Richard H. Ashley, Chief Deputy Clerk

STATE OF FLORIDA

COUNTY OF MANATEE

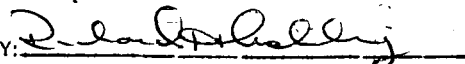
I, R. B. Shore, Clerk of Circuit Court, in and for the County of Manatee, State of Florida, do hereby certify that the foregoing is a true copy of an ORDINANCE adopted by the Board of County Commissioners of said County in session on the 5th day of August, 1986.

SUBJECT: ORDINANCE 86-29
AN ORDINANCE OF MANATEE COUNTY, FLORIDA AMENDING
ORDINANCE 83-24 TO EXTEND THE FOUR CENT LOCAL OPTION
GAS TAX FOR THE MAXIMUM TERM PERMITTED BY LAW; AMENDING
ORDINANCE 85-21 TO EXTEND THE FIFTH AND SIX CENT LOCAL
OPTION GAS TAX FOR THE MAXIMUM TERM PERMITTED BY LAW;
AMENDING ORDINANCE 85-21 TO DELETE THE REQUIREMENTS OF
A COUNTY WIDE REFERENDUM: PROVIDING FOR THE
DISTRIBUTION OF THE PROCEEDS OF THE TAX OF THE EXTENDED
TERM AMONG THE COUNTY GOVERNMENT AND ELIGIBLE
MUNICIPALITIES; AND PROVIDING AN EFFECTIVE DATE.

WITNESS My Hand and Official Seal this the 7th day of August,
1986, in Bradenton, Florida.

R. B. SHORE

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

BY: 
RICHARD H. ASHLEY, CHIEF DEPUTY CLERK



FLORIDA DEPARTMENT OF STATE
George Firestone
Secretary of State

CLERK OF CIRCUIT COURT
MANATEE CO. FLORIDA

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August 11, 1986

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

Attention: Richard H. Ashley, Chief Deputy Clerk

Dear Mr. Shore:

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

1. Receipt of letter/s of August 7, 1986
and certified copy/ies of Manatee
County Ordinance(s) 86-28, 86-29 and 86-30
2. Receipt of _____ County Ordinance(s)
relative to:
(a) _____
which we have numbered _____
(b) _____
which we have numbered _____
3. We have filed ^{these} ~~this/these~~ Ordinance(s) in this office
on August 11, _____ 1986.
4. The original/^{one each} duplicate copy/ies showing the filing date
^{are} ~~is/are~~ being returned for your records.

Cordially,

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

LC/mb

Enclosure (3)

Box (Yas)

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86-29