

AMENDING  
MANATEE COUNTY ORDINANCE 86-09

RECEIVED  
DEPARTMENT OF STATE  
TALLAHASSEE, FLORIDA  
DEC 27 1988

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, PROVIDING FOR AN AMENDMENT TO MANATEE COUNTY ORDINANCE 86-09. TO PROVIDE AN AMENDMENT TO THE REQUIREMENT TO PREPARE AND ADOPT AN IMPACT FEE SCHEDULE BASED ON A SPECIAL STUDY OF CAPTURE AND DIVERSION RATES AND TRIP LENGTHS FOR MANATEE COUNTY; AND, PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Manatee County, Florida, is authorized under Chapters 125 and 163, Florida Statutes, to enact regulations that reflect standards to protect the health, safety, and welfare of the citizens of Manatee County, Florida; and

WHEREAS, the Board of County Commissioners of Manatee County previously adopted by Ordinance 81-4, The Manatee County Comprehensive Zoning and Land Development Code, (LDC), on April 30, 1981, as well as certain amendments thereto; and

WHEREAS, the Board of County Commissioners of Manatee County, Florida, previously adopted by Ordinance 86-09 (the Impact Fee Ordinance), which is, in part, Section 120 of The Manatee County Comprehensive Zoning and Land Development Code; (LDC), on June 27, 1986; and

WHEREAS, the anticipated completion date of the required transportation study will not allow sufficient time to adopt an amended fee schedule as required by Section Four of Ordinance 86-09; and

WHEREAS, the Board of County Commissioners of Manatee County believes that the adoption of such change will be in the best interest of Manatee County, in order to protect the health, safety and welfare of its residents; and

WHEREAS, the Planning Commission of Manatee County approved Resolution 88-256 initiating amendments to ordinance 86-09; and

WHEREAS, the Manatee County Planning Commission has reviewed the matter embraced by this amendment and has held a Public Hearing for this purpose, and

WHEREAS, the proposed amendment is consistent with the requirements of The Manatee Plan, Ordinance 80-4.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Manatee County, Florida:

SECTION I: TEXT AMENDMENT

The text of Ordinance 86-09 is hereby amended in the following manner:

- A. SECTION FOUR is hereby amended to read in its entirety as follows:

SECTION FOUR: SPECIAL STUDY

Within thirty-six (36) months of the adoption of this Ordinance, the Board of County Commissioners shall prepare and adopt a fee schedule based upon a special study incorporating capture and diversion rates and trip lengths for Manatee County.

REC'D  
CLERK OF COUNTY COMMISSIONERS  
MANATEE COUNTY, FLORIDA  
DEC 27 10 58 AM '88

*Impact Fee Schedule*

SECTION II: 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 portions of this Ordinance, and all applications thereof not having been declared void, unconstitutional or invalid, shall remain in full force and effect. The Board declares that no invalid or prescribed provision or application was an inducement to the enactment of this Ordinance, and that it would have enacted this Ordinance regardless of the invalid or prescribed provision or application.

SECTION III: EFFECTIVE DATE

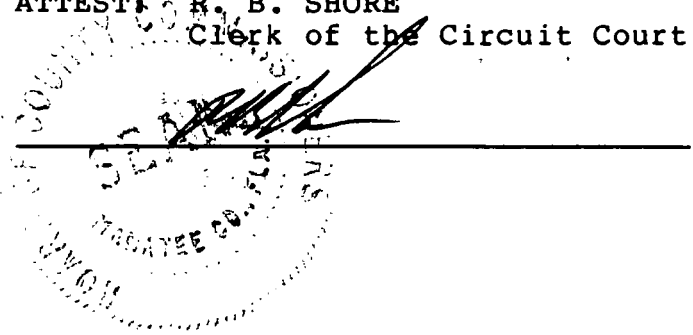
This Ordinance shall take effect immediately upon receipt of the official acknowledgment from the Secretary of State that same has been filed with that office.

PASSED AND DULY ADOPTED, with a quorum present and voting this 15th day of December, 1988.

BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA

By: Kear G. Chitt  
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 15th day of December, 1988.

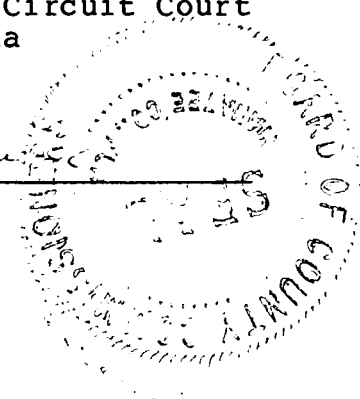
SUBJECT: MANATEE COUNTY ORDINANCE NO. 88-45

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, PROVIDING FOR AN AMENDMENT TO MANATEE COUNTY ORDINANCE 86-09. TO PROVIDE AN AMENDMENT TO THE REQUIREMENT TO PREPARE AND ADOPT AN IMPACT FEE SCHEDULE BASED ON A SPECIAL STUDY OF CAPTURE AND DIVERSION RATES AND TRIP LENGTHS FOR MANATEE COUNTY; AND, PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WITNESS My Hand and Official Seal this the 16th day of December, 1988, in Bradenton, Florida.

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

  
By: Deputy Clerk





FLORIDA DEPARTMENT OF STATE

Jim Smith

Secretary of State

DIVISION OF ELECTIONS

Room 1802, The Capitol

Tallahassee, Florida 32399-0250

(904) 488-8427

December 23, 1988

REC 27 10 57 AM '88

Honorable R. B. Shore  
Clerk of the Circuit Court  
P.O. Box 1000  
Manatee County Courthouse  
Bradenton, Florida 34206

Dear Mr. Shore:

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

1. Receipt of letter/s of December 16, 1988  
and certified copy/ies of Manatee  
County Ordinance(s) 88-45
2. Receipt of \_\_\_\_\_ County Ordinance(s)  
relative to:  
(a) \_\_\_\_\_  
which we have numbered \_\_\_\_\_  
(b) \_\_\_\_\_  
which we have numbered \_\_\_\_\_
3. We have filed this/these ordinances in this office  
on December 23, 1988.
4. The original/duplicate copy/ies showing the filing date  
is/are being returned for your records.

Sincerely,

Liz Cloud, Chief  
Bureau of Administrative Code

LC/ak

Enclosure

537

88-45