

ORDINANCE NO. 93-04

FILED
OCT 11 9 53 AM '93
SECRETARY OF STATE

FILED FOR RECORD
R.B. SHORE
CLERK CIRCUIT COURT
MANATEE CO. FLORIDA
OCT 13 11 05 AM '93

AN ORDINANCE OF MANATEE COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, ASSESSING A SURCHARGE OF \$12.50 FOR EACH MOVING TRAFFIC VIOLATION, IN ADDITION TO ANY OTHER PENALTY PROVIDED FOR VIOLATION OF THE STATE UNIFORM TRAFFIC CONTROL LAW, PURSUANT TO CHAPTER 316, FLORIDA STATUTES OR CHAPTER 318, FLORIDA STATUTES; PROVIDING FOR THE DISTRIBUTION OF SAID SURCHARGES BY THE CLERK OF THE CIRCUIT COURT TO THE MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING THAT FUNDS GENERATED BY SAID SURCHARGE BE USED TO FUND MANATEE COUNTY'S PARTICIPATION IN AN INTERGOVERNMENTAL RADIO COMMUNICATION PROGRAM; PROVIDING FOR SEVERABILITY, CODIFICATION, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 316.655, Florida Statutes (supp. 1992), provides that any county participating in an intergovernmental radio communication program approved by the Division of Communications of the Florida Department of General Services (now known as the Department of Management Services) may assess an additional surcharge of up to \$12.50 for each moving traffic violation, the proceeds of which shall be used to fund the county's participation in the program; and

WHEREAS, Manatee County has had an intergovernmental radio communication program since 1987, which now serves 30 state and local agencies responsible for protecting the public health, safety, and welfare; and

WHEREAS, there exists a continuous need to replace and upgrade telecommunication equipment; and

WHEREAS, by letter dated June 30, 1992, Glen W. Mayne, Director of the Division of Communications, Department of General Services, approved Manatee County's intergovernmental radio communication program.

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

Section 1. Assessment of Surcharge. In addition to any other penalty provided for violation of the State Uniform Traffic Control Law pursuant to Chapter 316 or Chapter 318, Florida Statutes, there shall be assessed a \$12.50 surcharge for each moving traffic violation in Manatee County.

Section 2. Disposition of Funds. The Clerk of the Circuit Court for Manatee County shall collect the surcharge described in Section 1, and distribute such funds monthly to the Manatee County Board of County Commissioners.

93-04

Traffic Violation Surcharge (\$12.50)

Section 3. Use of Funds. The funds generated by the assessment described in Section 1 shall be used to fund Manatee County's participation in an approved intergovernmental radio communication program.

Section 4. Severability. If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

Section 5. Codification. This Ordinance shall be codified in Part II of the Code of Laws of Manatee County, Florida.

Section 6. Effective Date. This Ordinance shall be filed with the Office of the Secretary of State of Florida and shall take effect January 1, 1994.

PASSED AND DULY ADOPTED, with a quorum present and voting, by the Board of County Commissioners of the County of Manatee, Florida, this 5th day of October, 1993.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: [Signature]
CHAIRMAN

ATTEST [Signature] R. B. Shore
Clerk of the Circuit Court
BY: _____



STATE OF FLORIDA COUNTY OF MANATEE
I hereby certify that the foregoing is a true copy of ORDINANCE NO. 93-04 adopted by the Board of County Commissioners of said County on the 5th day of Oct, 1993, this 7th day of Oct, 1993, in Bradenton, Florida.

R. B. Shore
Clerk of Circuit Court
By: [Signature] D.C.

I expect:

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FLORIDA DEPARTMENT OF STATE

Jim Smith, Secretary of State
DIVISION OF ELECTIONS
Bureau of Administrative Code
The Elliot Building
Tallahassee, Florida 32399-0250
(904) 488-8427

October 11, 1993

Honorable R. B. "Chips" Shore
Clerk of the Circuit Court
Manatee County Courthouse
Post Office Box 1000
Bradenton, Florida 34206

Attention: Diane Vollner & Jane Roak, Deputy Clerks

Dear Mr. Shore:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge your letter of October 7, 1993 and certified copies of Manatee County Ordinance Numbers 93-04 and PDMU-93-03(Z)(G), which were received and filed in this office on October 11, 1993.

The duplicate copies showing the filing date are being returned for your records.

Sincerely,

A handwritten signature in cursive script that reads "Liz Cloud".

Liz Cloud, Chief
Bureau of Administrative Code

LC/mb

Enclosures (2)