

ORDINANCE 00-47

AN ORDINANCE OF MANATEE COUNTY, FLORIDA AMENDING SECTION 1 OF MANATEE COUNTY ORDINANCE 00-30 RELATING TO VESSEL CONTROL AND ENVIRONMENTAL PROTECTION; DESIGNATING CERTAIN SEAGRASS BEDS WITHIN SUBMERGED LANDS IN MANATEE COUNTY, FLORIDA AREAS OF REGULATED WATER ACTIVITIES; LIMITING AND RESTRICTING THE OPERATION OF VESSELS WITHIN SAID AREAS OF REGULATED WATER ACTIVITIES; AMENDING THE WORDING TO BE PLACED ON THE MARKERS DESIGNATING SAID AREAS OF REGULATED WATER ACTIVITIES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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WHEREAS, the Manatee County Port Authority, a political entity of the State of Florida, owns and operates a public seaport facility in the northwestern portion of Manatee County, Florida known as "Port Manatee", and has obtained Conceptual Environmental Resource Permit No. 0129291-001-EC issued December 10, 1999 by the Florida Department of Environmental Protection which requires said Port Authority to create, establish, enhance and maintain certain seagrass beds in the vicinity of Port Manatee, and

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DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

WHEREAS, on March 21, 2000, the Board of County Commissioners of Manatee County, Florida adopted Manatee County Ordinance 00-30 amending Manatee County Ordinance 99-03 relating to vessel control, water safety, environmental protection and noise abatement to include certain seagrass beds within submerged lands of Manatee County, Florida as Areas of Regulated Water Activities pursuant to said Manatee County Ordinance 99-03, and

00-47: Seagrass Bed/Manatee Protection

WHEREAS, Section 1 of Manatee County Ordinance 00-30 designating certain seagrass beds in the vicinity of Port Manatee as Areas of Regulated Water Activities provides that said Areas of Regulated Water Activities shall be posted with regulatory markers stating that "Motor Power Vessel Operation Prohibited", and

WHEREAS, the Florida Fish and Wildlife Conservation Commission, which issues permits for the exclusion or restriction of vessel operation within seagrass beds, has required that the boundaries of the seagrass beds described in Manatee County Ordinance 00-30 be posted with regulatory markers stating "Combustion Vessel Exclusion" in conformity with the Florida Uniform Waterway Marker System, and

WHEREAS, it is expedient and to the best interests of the County of Manatee, a political subdivision of the State of Florida, said Port Authority and the public at large to change the wording on said regulatory markers designating the boundaries of said seagrass beds from "Motor Power Vessel Operation Prohibited" to "Combustion Vessel Exclusion", and

WHEREAS, the Board of County Commissioners of Manatee County, Florida, having heard all testimony presented relating to the change of the wording on the regulatory markers for said seagrass beds set forth herein, hereby finds that said change is necessary to protect the environment, and

WHEREAS, Sections 125.01, 327.22 and 327.60 of the Florida Statutes and other provisions of law authorize the Board of County Commissioners of Manatee County, Florida to adopt ordinances restricting and regulating the operation of vessels in certain waterways of the county.

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

1. Section 1 of Manatee County Ordinance 00-30 is hereby amended by deleting and striking from the first sentence of subparagraph (9) of Section 5, Subsection A of Manatee County Ordinance 99-03 the words "Motor Power Vessel Operation Prohibited" and substituting in the place and stead of said deleted and stricken words "Combustion Vessel Exclusion".

2. If any section, sentence, clause or other provision of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses or provisions of this ordinance.

3. This ordinance shall become effective at the time a certified copy thereof is stamped as having been received and filed by the Florida Department of State.

PASSED AND DULY ADOPTED with a quorum present and voting this
the 11th day of July, 2000.

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

BOARD OF COUNTY COMMISSIONERS OF
MANATEE COUNTY, FLORIDA



Susan G. Tomine sc.

By: Sean Stephen
Chairman



STATE OF FLORIDA, COUNTY OF MANATEE
This is to certify that the foregoing is a true and
correct copy of the documents on file in my office.
Witness my hand and official seal this 12th day of
July, 2000
R.B. SHORE
Clerk of Circuit Court
By: G. Coxeda sc.

DIVISIONS OF FLORIDA DEPARTMENT OF STATE
Office of the Secretary
Division of Administrative Services
Division of Corporations
Division of Cultural Affairs
Division of Elections
Division of Historical Resources
Division of Library and Information Services
Division of Licensing
MEMBER OF THE FLORIDA CABINET



HISTORIC PRESERVATION BOARDS
Historic Florida Preservation Board
Historic Palm Beach County Preservation Board
Historic Pensacola Preservation Board
Historic St. Augustine Preservation Board
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Preservation Board
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FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State
DIVISION OF ELECTIONS

July 17, 2000

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

Attention: Janene Kearney, Deputy Clerk

Dear Mr. Shore:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated July 13, 2000 and certified copy of Manatee County Ordinance No. 00-47, which was filed in this office on July 17, 2000.

As requested, the date stamped copy is being returned for your records.

Sincerely,

Liz Cloud, Chief
Bureau of Administrative Code

LC/mp

Enclosure

FILED FOR RECORD
CLERK OF CIRCUIT COURT
MANATEE COUNTY
JUL 19 1 37 PM '00

Municipal Code Corporation
info@mail.municode.com
PO Box 2235
Tallahassee, FL 32316-2235

Supplement 47

08/04/2000

We have received the following material through hard copy. Thank you for your assistance and cooperation.

Ordinance No. 00-47.

800-262-2633 fax 850-575-8852 BJT
We can print your administrative procedure manuals
Let us help you get your Manuals up-to-date.
Tired of mailing out Codes and Supplement?
We can distribute them for you for a minimal fee!
e-mail your ords to us at ords@mail.municode.com



RECEIVED

ADMIN

SWITCHBOARD

TO:
Mr. R. B. "Chips" Shore
Clerk of Circuit Court
Manatee County
PO Box 25400
Bradenton, FL 34206



7/19/00 GA
CC: Municipal Code
BCC: Int. Audit

7/26/00 GA
CC: Bill Fay