

ORDINANCE NO. 12-24

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, AMENDING SUBSECTION 2-18-16(2) OF THE MANATEE COUNTY CODE OF ORDINANCES TO PROVIDE CIVIL PENALTIES FOR VIOLATIONS OF ARTICLE I OF CHAPTER 2-18 OF THE MANATEE COUNTY CODE OF ORDINANCES RELATING TO PAIN MANAGEMENT CLINIC REGISTRATION; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

FILED  
2012 MAY 31 PM 2:26  
DEPARTMENT OF COUNTY  
TALPAHASSEE, FLORIDA

WHEREAS, Section 162.21, Florida Statutes, authorizes counties and municipalities to enforce codes and ordinances through the issuance of citations; and

WHEREAS, Subsection 162.21(5), Florida Statutes, provides that if a county chooses to enforce codes or ordinances under Section 162.21, Florida Statutes, the county shall by ordinance provide a civil penalty of less than \$500 if the person does not contest the citation; and

WHEREAS, Section 2-2-25 of the Manatee County Code of Ordinances, entitled Citations, provides for enforcement of violations of codes and ordinances enacted by the County through the issuance of citations by code enforcement officers; and

WHEREAS, Paragraph 2-2-25(g)(3) of the Manatee County Code of Ordinances establishes civil penalties to be assessed by code enforcement officers for violations of codes and ordinances unless otherwise provided by specific ordinance; and

WHEREAS, the civil penalties established in Paragraph 2-2-25(g)(3) of the Manatee County Code of Ordinances to be assessed by code enforcement officers are \$100 for the first violation and \$250 for a repeat violation; and

WHEREAS, the Board of County Commissioners of Manatee County, Florida, passed and adopted Ordinance No. 12-14 on March 27, 2012; and

WHEREAS, Ordinance No. 12-14 creates Article I of Chapter 2-18 of the Manatee County Code of Ordinances providing for the regulation and licensing of pain management clinics in the County; and

WHEREAS, Subsection 2-18-16(2) of the Manatee County Code of Ordinances authorizes

code enforcement officers to issue citations for violations of Article I of Chapter 2-18; and

WHEREAS, the Board of County Commissioners of Manatee County desires to amend Subsection 2-18-16(2) for the purpose of providing civil penalties to be assessed by code enforcement officers for violations of Article I of Chapter 2-18 of the Manatee County Code of Ordinances; and

WHEREAS, the Board of County Commissioners of Manatee County has determined that it is in the best interest of the county to amend Subsection 2-18-16(2) for the purpose of providing civil penalties to be assessed by code enforcement officers for violations of Article I of Chapter 2-18 of the Manatee County Code of Ordinances as specified in this ordinance.

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

Section 1. Subsection 2-18-16(2) of the Manatee County Code of Ordinances is hereby amended to read as follows:

Sec. 2-18-16: Enforcement and Penalties.

(2) In addition to the criminal penalties provided in this section, citations may also be issued to enforce any violations of this Article per provisions of Part II of Chapter 162, Fla. Stat., as may be applicable. A code enforcement officer is specifically authorized to issue a citation for each violation. Each day of any violation shall constitute a separate and distinct offense. A violation of any provision of this Article is a civil infraction. If a person who has committed a civil infraction does not contest the citation, the civil penalties to be assessed by code enforcement officers for violation of any provision of this Article shall be as follows:

(a) First violation – \$200.

(b) Repeat violation – \$450.

Section 2. All ordinances or parts of ordinances in conflict with the provisions of this

ordinance are hereby repealed to the extent of such conflict.

Section 3. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared severable.

Section 4. This ordinance shall take effect upon filing with the State of Florida Department of State.

ADOPTED AND ENACTED by the Board of County Commissioners of Manatee County, Florida, with a quorum present and voting, on the 22 day of May, 2012.

BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA

By: J.P. Chapman  
Chairman

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

By: R. B. Shore



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 25 day of May, 2012

R.B. SHORE  
Clerk of Circuit Court  
By: R.B. Shore D.C.



**FLORIDA DEPARTMENT *of* STATE**

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

June 1, 2012

Honorable R. B. "Chips" Shore  
Clerk of the Circuit Court  
Manatee County  
Post Office Box 25400  
Bradenton, Florida 34206

Attention: Ms. Pati Kopke, Deputy Clerk

Dear Mr. Shore:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated May 25, 2012 and certified copies of Manatee County Ordinance Nos. 12-21 and 12-24, which were filed in this office on May 31, 2012.

As requested, one date stamped copy of is being return for your records.

Sincerely,

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

Liz Cloud  
Program Administrator

LC/srd

Enclosure

**From:** [ords@municode.com](mailto:ords@municode.com)  
**To:** [Pati Kopke; robert.eschenfelder@mymanatee.org](mailto:Pati_Kopke; robert.eschenfelder@mymanatee.org)  
**Subject:** Manatee County, FL Code of Ordinances - 1981(10428) Supplement 87  
**Date:** Wednesday, June 20, 2012 7:55:56 PM  
**Attachments:** [ATT00001.bin](#)  
[ATT00002.bin](#)

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\*\*\*\*THIS IS AN AUTOMATICALLY GENERATED EMAIL\*\*\*\*

Below, you will find the material that we have received/recorded to your account. This material is being considered for inclusion in your next/current update, Supplement 87

Document	Adopted Date	Recorded	Recorded Format
<a href="#">Ordinance No. 12-17</a>	<a href="#">6/5/2012</a>	<a href="#">6/12/2012</a>	Word
<a href="#">Ordinance No. 12-18</a>	<a href="#">6/5/2012</a>	<a href="#">6/12/2012</a>	Word
<a href="#">Ordinance No. 12-21</a>	<a href="#">5/22/2012</a>	<a href="#">6/20/2012</a>	PDF
<a href="#">Ordinance No. 12-24</a>	<a href="#">5/22/2012</a>	<a href="#">6/20/2012</a>	PDF



Update the internet version of your Code more often than a printed supplement. We can update the Internet quarterly, monthly, even weekly.



We can post newly enacted ordinances in the online Code after each meeting.

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