

March 1, 2010

ORDINANCE  
NUMBER 2010-011

AN ORDINANCE AMENDING ARTICLE XXIX, CHAPTER 4-6, OF THE CHARLOTTE COUNTY CODE; AMENDING THE SOUTH BURNT STORE STREET AND DRAINAGE UNIT BY PROVIDING FOR THE REMOVAL OF PROPERTY FROM THE UNIT; PROVIDING FOR INCLUSION IN THE CHARLOTTE COUNTY CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, the Board of County Commissioners, pursuant to the provisions of Section 125.01, Florida Statutes, has the power to establish, merge or abolish municipal service benefit units and levy and collect assessments within such units; and

WHEREAS, the Board wishes to reorganize and remove certain property from the South Burnt Store Street and Drainage Unit so that it may be added to the Burnt Store Village Street and Drainage Unit and to the proposed Pirate Harbor Street and Drainage Unit; and

WHEREAS, the Board finds that the removal of property from the South Burnt Store Street and Drainage Unit is for a valid public purpose and in the best interest of the residents of the affected Units.

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

Section 1. Section 4-6-632 of the Charlotte County Code is amended as follows by providing for an amended territory and new description (map) of the Unit, attached hereto as Attachment 1, which depicts the property to be removed from the Unit (underlined sections are additions and strikethrough sections are deletions):

"Sec. 4-6-632. Territory.

The territory included within the unit shall include the portions of the unincorporated area of Charlotte County as depicted on the map attached to Ordinance No. ~~2005-032, § 1, 4-16-05~~ 2010-011 as Attachment 1, and as more fully described in any assessment roll provided for in this article."

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## ECONOMIC IMPACT ESTIMATE

AN ORDINANCE AMENDING ARTICLE XXIX, CHAPTER 4-6, OF THE CHARLOTTE COUNTY CODE; AMENDING THE SOUTH BURNT STORE STREET AND DRAINAGE UNIT BY PROVIDING FOR THE REMOVAL OF PROPERTY FROM THE UNIT; PROVIDING FOR INCLUSION IN THE CHARLOTTE COUNTY CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**PURPOSE:** Analyze what the ordinance is designed to accomplish. Describe the present situation and the effect the ordinance will have thereon.

The ordinance would amend the territory of the South Burnt Store Street and Drainage Unit by removing certain property from the Unit and adding these properties to the Burnt Store Village Street and Drainage Unit and to the proposed Pirate Harbor Street and Drainage Unit.

**IMPACT:** Consider costs and benefits, both monetary and non-monetary for the private sector (non-governmental entities) and the public sector (governmental entities). In discussing costs and benefits, distinguish between those which are social (borne by society as a whole) and those which are private (accrue to certain individuals or groups). Identify the specific groups which will be impacted.

There are no appreciable costs to the public or private sector.

A. Cost of Implementation: The costs of adopting the ordinance are nominal.

B. Source of Funds/Ultimate Burden of Costs: The South Burnt Store Street and Drainage MSBU.

C. Effect on Competition and the Employment: None  
Market

D. Benefits on Implementation: Adding removed properties to the Burnt Store Village Street and Drainage Unit and to the proposed Pirate Harbor Street and Drainage Unit.

# SUN NEWSPAPERS


Charlotte • DeSoto • Englewood • North Port • Venice

**PUBLISHER'S AFFIDAVIT OF PUBLICATION  
STATE OF FLORIDA  
COUNTY OF CHARLOTTE:**

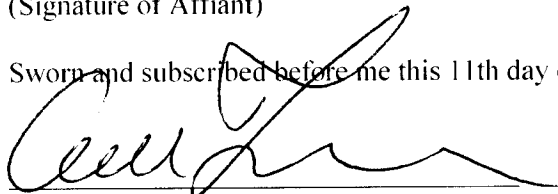
Before the undersigned authority personally appeared Diane Brinckman, who on oath says that she is legal clerk of the (Charlotte Sun, Englewood Sun, The Arcadian, North Port Sun, Venice Gondolier Sun), a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice of Intention, was published in said newspaper in the issues of:

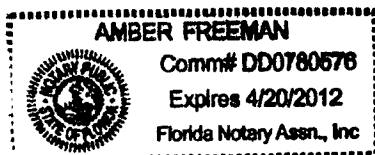
February 11, 2010

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each day and has been entered as periodicals matter at the post office in Punta Gorda, in said Charlotte County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

  
(Signature of Affiant)

Sworn and subscribed before me this 11th day of February 2010.

  
(Signature of Notary Public)



#51.94

**NOTICE OF INTENTION TO  
CONSIDER ORDINANCE**

The Board of County Commissioners of Charlotte County proposes to adopt the following ordinance:  
AN ORDINANCE AMENDING ARTICLE XXIX, CHAPTER 4-6, OF THE CHARLOTTE COUNTY CODE; AMENDING THE SOUTH BURNT STORE STREET AND DRAINAGE UNIT BY PROVIDING FOR THE REMOVAL OF PROPERTY FROM THE UNIT; PROVIDING FOR INCLUSION IN THE CHARLOTTE COUNTY CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A public hearing on this ordinance will be held at 6PM, or as soon thereafter as it may be heard, on the 23rd day of February, 2010, in Room 119 of the Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida.

Copies of the proposed ordinance and the economic impact estimate, if applicable, are available for inspection by the general public in the Charlotte County Attorney's Office, 18500 Murdock Circle, Port Charlotte, Florida.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

Should any agency or person decide to appeal any decision made by the Board with respect to any matter considered at such meeting, he will need a record of the proceeding, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA

**The Charlotte County Commission meeting room is accessible to the physically disabled.**

**However, if you need assistance or require auxiliary aids and services please contact our office at 941-743-1392 or TTY #941-743-1234. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Desk.**

P.O. #: 2010001149-D  
Published: February 11, 2010  
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# FLORIDA DEPARTMENT *of* STATE

**CHARLIE CRIST**  
Governor

STATE LIBRARY AND ARCHIVES OF FLORIDA

**KURT S. BROWNING**  
Secretary of State

March 2, 2010

Ms. Barbara T. Scott  
Clerk of the Circuit Court  
Charlotte County  
18500 Murdock Circle, Room 416  
Port Charlotte, Florida 33948-1094

Attention: Ms. Anne L. Pfahler, Deputy Clerk

Dear Ms. Scott:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated February 25, 2010 and certified copies of Charlotte County Ordinance Nos. 2010-010 through 2010-012 which were filed in this office on March 1, 2010.

Sincerely,

Liz Cloud  
Program Administrator

LC/srd

RECEIVED AT  
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CLERK OF CIRCUIT COURT  
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