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FILED WITH THE DEPARTMENT OF STATE : October 14, 2015

ORDINANCE  
NUMBER 2015 - 043

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AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; ABOLISHING THE FOLLOWING ADVISORY BOARDS BY REPEALING THE ORDINANCES THAT CREATED SUCH BOARDS: THE ACKERMAN WATERWAY UNIT ADVISORY BOARD; THE FARABEE ROAD AND STREET DRAINAGE UNIT ADVISORY BOARD; THE LEMON BAY STREET AND DRAINAGE UNIT ADVISORY BOARD; THE PUNTA GORDA NON-URBAN STREET AND DRAINAGE UNIT ADVISORY BOARD; THE SOUTH BRIDGE WATERWAY UNIT ADVISORY BOARD; SUNCOAST WATERWAY MAINTENANCE UNIT ADVISORY BOARD; SUNCOAST BOULEVARD STREET AND DRAINAGE UNIT ADVISORY BOARD; TOWN ESTATES STREET AND DRAINAGE UNIT ADVISORY BOARD; TROPICAL GULF ACRES STREET AND DRAINAGE UNIT ADVISORY BOARD; PROVIDING FOR INCLUSION IN THE CHARLOTTE COUNTY CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

CHARLOTTE COUNTY CLERK OF CIRCUIT COURT  
OR BOOK 4022 PAGE 839 PAGE 1 OF 4  
I1STR # 2390401 Doc Type GOV  
Recorded 10/22/2015 at 3:14 PM  
Rec Fee RECORDING \$35.50  
Cashier By ILLAIE

RECITALS

WHEREAS, the Charlotte County Board of County Commissioners (the "Board"), pursuant to the provisions of Section 2-2(H) of the Home Rule Charter, has the power to establish or abolish municipal service benefit units advisory boards; and

WHEREAS, the purpose of an advisory board in a municipal service taxing benefits unit (Unit) is to request such services and facilities as deemed necessary to serve the residents of the MSTU or MSBU; and

WHEREAS, advisory boards that have been deemed inactive have not met for at least one year due to lack of volunteers despite repeated advertising for the same; and

WHEREAS, it is the desire of the Board of County Commissioners pursuant to the Home Rule Charter to abolish inactive advisory boards as provided herein.

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MIN

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

3           Section 1. The Ackerman Waterway Unit Advisory Board is hereby abolished and  
4 Ordinance No. 2007-051, as codified in Chapter 4-7, ARTICLE III, Sections 4-7-54 through  
5 Sections 4-7-60, of the Code of Laws and Ordinances, Charlotte County, Florida, is hereby  
6 repealed in its entirety.

7           Section 2. The Farabee Road Street and Drainage Unit Advisory Board is hereby  
8 abolished and Ordinance No. 2006-107, as codified in Chapter 4-6, ARTICLE VI, Sections  
9 4-6-102 through Sections 4-6-108, of the Code of Laws and Ordinances, Charlotte County,  
10 Florida, is hereby repealed in its entirety.

11           Section 3. The Lemon Bay Street and Drainage Unit Advisory Board is hereby  
12 abolished and Ordinance No. 2006-091, as codified in Chapter 4-6, XXXVIII, Sections 4-6-  
13 801 through Sections 4-6-807, of the Code of Laws and Ordinances, Charlotte County,  
14 Florida, is hereby repealed in its entirety.

15           Section 4. The Punta Gorda Street and Drainage Unit Advisory Board is hereby  
16 abolished and Ordinance No. 2007-062, as codified in Chapter 4-6, ARTICLE XXI,  
17 Sections 4-6-323 through Sections 4-6-329 of the Code of Laws and Ordinances, Charlotte  
18 County, Florida, is hereby repealed in its entirety.

19           Section 5. The South Bridge Waterway Unit Advisory Board is hereby abolished  
20 and Ordinance No. 2008-040, as codified in Chapter 4-7, ARTICLE XXII, Sections 4-7-428  
21 through Sections 4-7-435, of the Code of Laws and Ordinances, Charlotte County, Florida,  
22 is hereby repealed in its entirety.

23           Section 6. The Suncoast Waterway Maintenance Unit Advisory Board is hereby  
24 abolished and Ordinance No. 2008-039, as codified in Chapter 4-7, ARTICLE VII, Sections

1 4-7-143 through Sections 4-7-149, of the Code of Laws and Ordinances, Charlotte County,  
2 Florida, is hereby repealed in its entirety.

3 Section 7. The Suncoast Boulevard Street and Drainage Unit Advisory Board is  
4 hereby abolished and Ordinance No. 2011-014, as codified in Chapter 4-6, ARTICLE XIX,  
5 Sections 4-6-408 through Sections 4-6-414, of the Code of Laws and Ordinances,  
6 Charlotte County, Florida, is hereby repealed in its entirety.

7 Section 8. The Town Estates Street and Drainage Unit Advisory Board is hereby  
8 abolished and Ordinance No. 2006-104, as codified in Chapter 4-6, ARTICLE XXI,  
9 Sections 4-6-454 through Sections 4-6-460, of the Code of Laws and Ordinances,  
10 Charlotte County, Florida, is hereby repealed in its entirety.

11 Section 9. The Tropical Gulf Acres Street and Drainage Unit Advisory Board is  
12 hereby abolished and Ordinance No. 2006-094, as codified in Chapter 4-6, ARTICLE XXI,  
13 Sections 4-6-474 through Sections 4-6-480, of the Code of Laws and Ordinances,  
14 Charlotte County, Florida, is hereby repealed in its entirety.

15 Section 10. Inclusion in the Charlotte County Code. It is the intention of the Board  
16 of County Commissioners and it is hereby ordained that the provisions of this ordinance  
17 shall become and be made a part of the Code of Laws and Ordinances, Charlotte County,  
18 Florida, and the sections of this ordinance may be renumbered to accomplish such  
19 intention.

20 Section 11. Severability. In the event any portion of the foregoing conflicts with any  
21 other Charlotte County Code or other applicable law, the more restrictive shall apply. If any  
22 subsection, sentence, clause, phrase, or portion of these sections is for any reason held  
23 invalid or unconstitutional by any court of competent jurisdiction, such portion shall be  
24 deemed a separate, distinct, and independent provision and such holding shall not affect

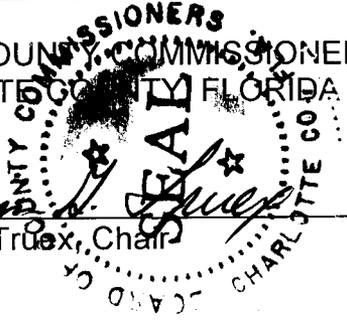
1 the validity of the remainder of the chapter.

2 Section 12. Effective Date. A certified copy of this Ordinance shall be filed with the  
3 Department of State of the State of Florida by the Clerk of the Board of County  
4 Commissioners within 10 days of enactment and shall take effect upon filing with said  
5 department.

6 PASSED AND DULY ADOPTED this 13<sup>th</sup> day of October, 2015.

7 BOARD OF COUNTY COMMISSIONERS  
8 OF CHARLOTTE COUNTY FLORIDA

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10  
11 By: William G. Truex  
12 William G. Truex, Chair



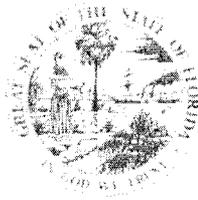
13 ATTEST:  
14 Barbara T. Scott, Clerk of  
15 Circuit Court and Ex-officio  
16 Clerk to the Board of County  
17 Commissioners

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19 By: Michelle DiBerardino  
20 Deputy Clerk  
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22 APPROVED AS TO FORM  
23 AND LEGAL SUFFICIENCY:

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26 By: Janette S. Knowlton  
27 Janette S. Knowlton, County Attorney  
28 LR15-3381

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**FLORIDA DEPARTMENT *of* STATE**

**RICK SCOTT**  
Governor

**KEN DETZNER**  
Secretary of State

October 14, 2015

Clerk of the Circuit Court  
Charlotte County  
18500 Murdock Circle, Room 416  
Port Charlotte, Florida 33948

Attention: Ms. Michelle DiBerardino

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Charlotte County Ordinance No. 2015-043, which was filed in this office on October 14, 2015.

Sincerely,

Ernest L. Reddick  
Program Administrator

ELR/lb

# SUN NEWSPAPERS

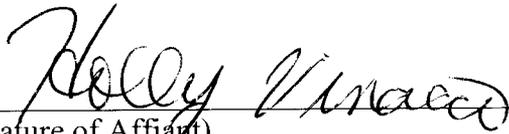
Charlotte • DeSoto • Englewood • North Port • Venice

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

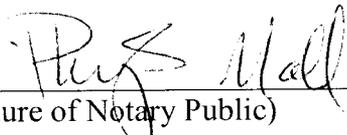
Before the undersigned authority personally appeared Holly Vinacco, who on oath says that she is legal clerk of the Charlotte Sun and the Englewood Sun, each a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice of Public Hearing, was published in said newspaper in the issues of:

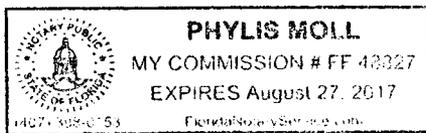
October 2, 2015

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 publication day and has been entered as periodicals matter at the post office in Punta Gorda in said Charlotte County, Florida, for a period of one 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 2<sup>nd</sup> day of October, 2015

  
\_\_\_\_\_  
(Signature of Notary Public)



Personally Known  OR Produced Identification

Type of Identification Produced \_\_\_\_\_

The Board of County Commissioners of Charlotte County proposes to adopt the following ordinance:

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA; ABOLISHING THE FOLLOWING ADVISORY BOARDS BY REPEALING THE ORDINANCES THAT CREATED SUCH BOARDS: THE ACKERMAN WATERWAY UNIT ADVISORY BOARD; THE FARABEE ROAD AND STREET DRAINAGE UNIT ADVISORY BOARD; THE LEMON BAY STREET AND DRAINAGE UNIT ADVISORY BOARD; THE PUNTA GORDA NON-URBAN STREET AND DRAINAGE UNIT ADVISORY BOARD; THE SOUTH BRIDGE WATERWAY UNIT ADVISORY BOARD; SUNCOAST WATERWAY MAINTENANCE UNIT ADVISORY BOARD; SUNCOAST BOULEVARD STREET AND DRAINAGE UNIT ADVISORY BOARD; TOWN ESTATES STREET AND DRAINAGE UNIT ADVISORY BOARD; TROPICAL GULF ACRES STREET AND DRAINAGE UNIT ADVISORY BOARD; 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 10AM, or as soon thereafter as it may be heard, on the 13th day of October, 2015, 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.

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our office at 941.743.1381, TDD/TTY 941.743.1234, or by email to Terri.Hendriks@CharlotteCountyFL.gov.  
PUBLISHED: October 2, 2015  
Reference No: 101315-B  
163352 3225777

BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA