

ORDINANCE NO. 05-2003

AN ORDINANCE OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AMENDING SECTION 13-35 OF THE TOWN CODE TO DELETE THE REQUIREMENT FOR PAYMENT OF AN OCCUPATIONAL LICENSE RENEWAL FEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park, Florida (Town) is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town of Lake Park Commission has the authority to and has enacted occupational license fees; and

WHEREAS, pursuant to Ordinance No. 3-2000, the Town Commission enacted a provision, which was codified into the Town Code at Section 13-35, authorizing the assessment of a renewal fee for those persons or businesses who annually obtain occupational licenses; and

WHEREAS, the Town Commission has elected to repeal the requirement of the payment of renewal fees.

NOW, THEREFORE, be it ordained by the Town Commission of the Town of Lake Park, Florida that:

Section 1. The Town Commission hereby amends Section 13-35 of the Town Code as follows:

Sec. 13-35. Application fee required for applications and renewals.

An application for a new occupational license or the renewal of an existing occupational license shall be accompanied by ~~a~~ payment of the appropriate application

fee. ~~The annual renewal of a current, valid occupational license, shall be accompanied by a renewal fee.~~ The amount of these fees shall be established and may be periodically revised through a resolution of the Town Commission. These fees are intended to cover the costs associated with the processing of applications and renewals by Town staff.

Section 2. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 3. Codification. The Sections of the Ordinance may be renumbered or relettered to accomplish such, and the word "Ordinance" may be changed to "section", "article", or any other appropriate word.

Section 4. Effective Date. This Ordinance shall take effect immediately upon adoption by the Town Commission.

Upon First Reading this 19th day of March, 2003 the foregoing ORDINANCE was offered by Vice Mayor Balius, who moved its approval. The motion was seconded by Commissioner Jeanine Longtin, and upon being put to a vote, the result was as follows:

	AYE	NAY
MAYOR PAUL CASTRO	<u> X </u>	<u> </u>
VICE MAYOR CHUCK BALIUS	<u> X </u>	<u> </u>
COMMISSION PAUL GARRETSON	<u> X </u>	<u> </u>
COMMISSIONER JEANINE LONGTIN	<u> X </u>	<u> </u>
COMMISSIONER BILL OTTERSON	<u> X </u>	<u> </u>

Upon Second Reading this 2ND day of April , 2003 the foregoing ORDINANCE was offered by Commissioner Paul Garretson, who moved its adoption. The motion was seconded by Commissioner Jeanine Longtin and upon being put to a vote, the result was as follows:

	AYE	NAY
MAYOR PAUL CASTRO	<u> </u>	Absent <u> </u>
VICE MAYOR CHUCK BALIUS	<u> X </u>	<u> </u>
COMMISSION PAUL GARRETSON	<u> X </u>	<u> </u>
COMMISSIONER JEANINE LONGTIN	<u> X </u>	<u> </u>
COMMISSIONER BILL OTTERSON	<u> X </u>	<u> </u>

The Vice Mayor thereupon declared Ordinance 05-2003 duly passed and adopted this 2nd day of April, 2003.

TOWN OF LAKE PARK, FLORIDA

By: _____
 Chuck Balius, Vice Mayor

ATTEST:

Approved as to form and legal sufficiency:

 Carol Simpkins, Town Clerk

By: _____
 Thomas J. Baird, Town Attorney