

ORDINANCE NO. 2003- 104

AN EMERGENCY ORDINANCE OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA, AMENDING ST. JOHNS COUNTY ORDINANCE 2003-91 WHICH IS THE ORDINANCE THAT REIMPOSED, EXTENDED AND RELEVIED THE COUNTY SIX (6) CENT LOCAL OPTION GAS TAX. THIS ORDINANCE DECLARES THAT AN EMERGENCY EXISTS AND THAT THE IMMEDIATE ENACTMENT OF THIS ORDINANCE IS NECESSARY; IT WAIVES NOTICE; IT MAKES FINDINGS; AND IT CHANGES THE EXPIRATION DATE OF THE SIX (6) CENT LOCAL OPTION GAS TAX THAT WAS REIMPOSED, EXTENDED AND RELIEVED BY ORDINANCE NUMBER 2003-91 FROM AUGUST 31, 2033 TO DECEMBER 31, 2032, AND IT PROVIDES AN EFFECTIVE DATE.

WHEREAS, St. Johns County ordinance 2003-91 provided that the County's relevied, extended and reimposed gas tax would expire on August 31, 2033; and

WHEREAS, Section 336.021(4)(5), Florida Statutes, requires that local option gas taxes expire on December 31st of a year; and

WHEREAS, St. Johns County is scheduled to close a \$30,000,000 transportation improvement revenue bond issue on December 8, 2003 which relies on the County's portion of the reimposed, extended and relevied six (6) cent local option gas tax that was established by St. Johns County ordinance 2003-91.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA.

Section A. The Board of County Commissioners of St. Johns County, Florida hereby finds and declares that for the reasons set forth in the above recitals an emergency exists and that the immediate enactment of this ordinance is necessary.

Section B. The notice requirements for the passing of this ordinance are hereby waived.

Section C. Section 2 of St. Johns County ordinance 2003-91 is hereby deleted and the following Section 2 is added and substituted in its stead:

Section 2. The Six (6) cent local option fuel tax imposed and levied by St. Johns County ordinance 86-61 is hereby extended, reimposed and relevied effective September 1, 2016 and continuing to December 31, 2032, both dates inclusive. Such tax shall be levied upon every gallon of motor fuel and diesel fuel sold in St. Johns County, Florida and taxed under the provisions of part 1 or part 11 of Chapter 206, Florida Statutes.

Section D. This Ordinance shall take effect when a certified copy of this ordinance has been accepted by the postal authorities of the Government of the United States for special delivery by certified mail to the Department of State.

PASSED, ENACTED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, this 5th day of December, 2003.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

By: Karen R. Stern
Karen R. Stern, Chair

ATTEST: Cheryl Strickland, Clerk

By: Debra A. Grande
Deputy Clerk

Rendition date: 12-05-03

Effective date: 12-05-03

SENDER: COMPLETE THIS SECTION

RECIPIENT: COMPLETE THIS SECTION ON DELIVERY

A. Signature
 GRACIE PENTON Agent
 DEPARTMENT OF STATE Addressee
 B. Received By: Printed Name DEC 05 2003
 C. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
 4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
 (Transfer from service label) 7003 0500 0002 8352 5178
 PS Form 3811, August 2001

1. Article Addressed to:
Department of State
Bureau of Administrative Code
The Collins Bldg.
107 West Gaines Street, St. L 43
Tallahassee, FL 32399-0250

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$ <u>1.37</u>
Certified Fee	<u>2.30</u>
Return Receipt Fee (Endorsement Required)	<u>1.75</u>
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ <u>4.42</u>

Sent To: Dept. of State, Bureau of Adm. Code
 Street, Apt. No. or PO Box No. 107 W. Gaines St, Suite L43
 City, State, ZIP+4 Tallahassee, FL 32399-0250

PS Form 3800, June 2002 See Reverse for Instructions

7003 0500 0002 8352 5178



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STATE OF FLORIDA
DEPARTMENT OF STATE

CHERYL STRICKLAND
CLERK COUNTY COMMISSION
ST. JOHNS COUNTY FL

JEB BUSH
Governor

GLEND A. HOOD
Secretary of State

December 9, 2003

Honorable Cheryl Strickland
Clerk to Board of Commissioners
St. Johns County
Post Office Drawer 300
St. Augustine, Florida 32085-0300

Attention: Yvonne King
Minutes and Records Division

Dear Ms. Strickland:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated December 5, 2003 and certified copy of St. Johns County Ordinance No. 2003-104, which was filed in this office on December 8, 2003.

Sincerely,

Liz Cloud
Program Administrator

LC/mp

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