

ORDINANCE NO. 2003- 48

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, PROVIDING FOR THE ASSESSMENT OF \$3.00 FOR EACH CIVIL TRAFFIC VIOLATION IN ST. JOHNS COUNTY IN ADDITION TO ANY OTHER PENALTY PROVIDED FOR VIOLATIONS UNDER THE FLORIDA UNIFORM TRAFFIC CONTROL LAW; PROVIDING FOR THE COLLECTION OF THE \$3.00 PENALTY; PROVIDING THAT THE FUNDS GENERATED BY SUCH PENALTY BE USED TO FUND TRAFFIC EDUCATION PROGRAMS IN PUBLIC AND NONPUBLIC SCHOOLS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; PROVIDING AN EFFECTIVE DATE.

WHEREAS, St. Johns County has all powers of self-government not inconsistent with general law or with special law approved by vote of the electors; and

WHEREAS, Section 318.1215, Florida Statutes (the "Dori Slosberg Driver Education Safety Act"), authorizes the Board of County Commissioners to adopt an ordinance to require that the Clerk of Court collect an additional \$3.00 with each civil traffic penalty to fund the traffic education programs in public and nonpublic schools in St. Johns County; and

WHEREAS, the School Board of St. Johns County requested that the Board of County Commissioners adopt an ordinance to implement the Dori Slosberg Driver Education Safety Act; and

WHEREAS, the Board of County Commissioners has determined that imposing the additional \$3.00 will provide funding for traffic education programs in public and nonpublic schools, thereby protecting the public health, safety, and welfare of the citizens of St. Johns County.

NOW THEREFORE, BE IT ORDAINED by the Board of County Commissioners of St. Johns County that:

Section 1. Authority and Purpose. This ordinance is adopted pursuant to Section 318.1215, Florida Statutes, or the purpose of funding traffic education programs in public and nonpublic schools.

Section 2. Assessment of \$3.00. In addition to any other penalty provided for violations of the Florida Uniform Traffic Control Law pursuant to Florida Statutes, there is hereby assessed an additional three dollar (\$3.00) penalty for each civil traffic violation issued as of the effective date of this ordinance in St. Johns County.

Section 3. Collection of Penalty. The Clerk of the Courts of St. Johns County is directed to collect the \$3.00 imposed by this ordinance and to remit the funds collected monthly to the Board of County Commissioners.

Section 4. Use of \$3.00. A. The Board of County Commissioners shall administer said funds remitted to the County pursuant to this ordinance and said funds shall be used only to fund traffic education programs in public and nonpublic schools. The funds shall be used for direct educational expenses and shall not be used for administrative expenses.

B. In order to receive funds from the Driver's Education Safety Fund, public and nonpublic school driver education programs shall be selected as recipients of grants to fund direct driver education expenses on the basis of a selection procedure which shall be developed by the County Administrator and approved by the Board of County Commissioners. Such procedures shall include program evaluation criteria which give credit for factors such as percentage and number of eligible students served and relative program quality. Such procedures shall not preclude award of all available funds to one or more particular qualified programs serving all eligible students in St. Johns County. Final approval of particular grants shall be made by the Board of County Commissioners after consideration of recommendations by the County Administrator. Such grants may be awarded during the County's annual budget process or on some other periodic basis as determined by the Board of County Commissioners.

C. The terms and conditions of such grants shall be contained in an agreement between the St. Johns County Board of County Commissioners and each Grantee.

Section 5. Severability. It is the declared intent of the Board of County Commissioners that, if any section, subsection, sentence, clause, phrase, or provision of this ordinance is held invalid or unconstitutional by court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

Section 6. Repealing Clause. All ordinances or portions thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 7. Effective Date. A certified copy of this ordinance shall be filed with the Department of State by the Clerk of the Board of County Commissioners within ten (10) days after enactment by the Board of County Commissioners. This ordinance shall take effect on July 1, 2003.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida, this 27 day of May, 2003.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: James E. Bryant
James E. Bryant, Chairman

ATTEST: Cheryl Strickland, Clerk of Court

RENDITION DATE 05/28/03

By: Wanne King
Deputy Clerk

Effective Date: 07/01/03



THE ST. AUGUSTINE RECORD

PUBLISHED EVERY MORNING MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **LINDA Y MURRAY**

who on oath says that she is an Accounting Clerk of the St. Augustine Record,

a daily newspaper published at St. Augustine in St. Johns County, Florida:

that the attached copy of advertisement, being a

NOTICE OF PUBLIC HEARING

In the matter of **ST JOHNS COUNTY**

CIVIL TRAFFIC VIOLATION

in the Court, was published in said newspaper in the issues of

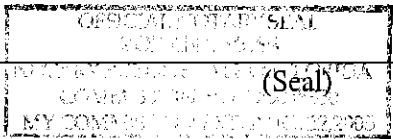
MAY 16, 2003

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, for a period of one year preceding the first publication of the copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 21ST day of **MAY** 2003

by Linda Y Murray who is personally known to me
or who has produced **PERSONALLY KNOWN** as identification.

Zoe Ann Moss
(Signature of Notary Public)



Zoe Ann Moss

COPY OF AD

NOTICE OF A PUBLIC HEARING BY THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS
NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, will hold a public hearing on Tuesday, May 27, 2003 at 1:30 p.m. in the County Auditorium of the County Administration Complex, 4020 Lewis Speedway (County Road 16-A) and U.S. 1 North, St. Augustine, Florida, to consider adoption of the following ordinance:
AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, PROVIDING FOR THE ASSESSMENT OF \$3.00 FOR EACH CIVIL TRAFFIC VIOLATION IN ST. JOHNS COUNTY IN ADDITION TO ANY OTHER PENALTY PROVIDED FOR VIOLATIONS UNDER THE FLORIDA UNIFORM TRAFFIC CONTROL LAW; PROVIDING FOR THE COLLECTION OF THE \$3.00 PENALTY; PROVIDING THAT THE FUNDS GENERATED BY SUCH PENALTY BE USED TO FUND TRAFFIC EDUCATION PROGRAMS IN PUBLIC AND NONPUBLIC SCHOOLS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; PROVIDING AN EFFECTIVE DATE.
The proposed ordinance is on file in the office of the Clerk of the Board of County Commissioners at the St. Johns County Administration Complex, 4020 Lewis Speedway (CR 16A and U.S. #1), St. Augustine, Florida and may be examined by parties interested prior to the public hearing.
Interested parties may appear at the public hearing and be heard with respect to the proposed ordinance.
If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the public hearing, he/she will need a record of the proceedings, and for such purposes he/she 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.
NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceedings should contact ADA Coordinator, at (904) 823-2505 at the County Administration Building, 4020 Lewis Speedway, St. Augustine, FL 32084. For hearing impaired individuals: Telecommunication Device for
Florida Relay Service: 1-800-955-8770, no later than 5 days prior to the date of the hearing.
BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND, ITS CLERK
By: Patricia DeGrande, Deputy Clerk
L1085-3 May 16, 2003

DIVISIONS OF FLORIDA DEPARTMENT OF STATE
Office of the Secretary
Division of Administrative Services
Division of Corporations
Division of Cultural Affairs
Division of Elections
Division of Historical Resources
Division of Library and Information Services
Division of Licensing
MEMBER OF THE FLORIDA CABINET



FLORIDA DEPARTMENT OF STATE
Glenda E. Hood
Secretary of State
DIVISION OF ELECTIONS

HISTORIC PRESERVATION BOARDS
Historic Florida Keys Preservation Board
Historic Palm Beach County Preservation Board
Historic Pensacola Preservation Board
Historic St. Augustine Preservation Board
Historic Tallahassee Preservation Board
Historic Tampa/Hillsborough County
Preservation Board
RINGLING MUSEUM OF ART

June 3, 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 May 28, 2003 and certified copies of St. Johns County Ordinance Nos. 2003-48 through 2003-52, which were filed in this office on May 29, 2003.

Sincerely,

A handwritten signature in black ink that reads "Liz Cloud".

Liz Cloud, Chief
Bureau of Administrative Code

LC/mp

03 JUN - 5 PM 3:02
CHERYL STRICKLAND
CLERK COUNTY COMMISSIONER
ST. JOHNS COUNTY FL
FILED

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