

ORDINANCE NO. 2010- 2

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, AMENDING ORDINANCE NO. 2009-62, WHICH LEVIED AND IMPOSED AN ADDITIONAL ONE PERCENT (1%) TOURIST DEVELOPMENT TAX THROUGHOUT ST. JOHNS COUNTY, PURSUANT TO SECTION 125.0104 OF FLORIDA STATUTES (“THE LOCAL OPTION TOURIST DEVELOPMENT ACT”); PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO SECTION 7 OF ORDINANCE 2009-62, SO AS TO AMEND THE EFFECTIVE DATE FOR PURPOSES OF ACTUAL LEVY AND IMPOSITION OF THE ADDITIONAL ONE PERCENT (1%) TOURIST DEVELOPMENT TAX; PROVIDING FOR NOTICE TO THE FLORIDA DEPARTMENT OF REVENUE; PROVIDING FOR OTHER APPLICABLE SECTIONS OF ST. JOHNS COUNTY ORDINANCE 2009-62 REMAINING UNCHANGED AND IN EFFECT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

RECITALS

WHEREAS, on December 15, 2009, the St. Johns County Board of County Commissioners (Board) enacted County Ordinance 2009-62, which levied and imposed an additional one percent (1%) tourist development tax throughout St. Johns County, Florida, pursuant to Section 125.0104, Florida Statutes (The Local Option Tourist Development Act); and

WHEREAS, in relevant part, the second sentence of Section 7 of County Ordinance 2009-62, stated that the “...effective date of the actual levy and imposition of the additional one percent (1%) tourist development tax shall be July 1, 2010.”; and

WHEREAS, the St. Johns County Tourist Development Council (TDC), at its meeting on January 11, 2010, voted unanimously to recommend to the Board that the “effective date of the actual levy and imposition of the additional one percent (1%) tourist development tax” be changed and revised to April 1, 2010; and

WHEREAS, upon due consideration, the Board has determined that the TDC’s recommendation serves a proper, long-term, tourist-related interest for the County.

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

Section 1. Findings of Fact.

The above recitals are incorporated by reference into the body of this Ordinance, and such recitals are adopted as Findings of Fact.

Section 2. Amendment of Section 7 of County Ordinance 2009-62, as it relates to the “Effective Date of the Actual Levy and Imposition of the Additional One Percent (1%) Tourist Development Tax.

The second sentence of the Section 7 of County Ordinance 2009-62, is amended to read as follows:

“It is specifically noted that the effective date of the actual levy and imposition of the additional one percent (1%) tourist development tax shall be April 1, 2010.”

Section 3. Notice to the Department of Revenue.

The Board directs the Clerk to notify the Florida Department of Revenue that this Ordinance has been enacted, and to furnish the Florida Department of Revenue with a certified copy of this Ordinance within ten (10) days of enactment of this Ordinance.

Section 4. Other Applicable Sections of St. Johns County Ordinance 2009-62 Remain Unchanged and in Effect.

For purposes of this Ordinance, all other applicable Sections of St. Johns County Ordinance 2009-62 remain unchanged and in effect.

Section 5. Severability.

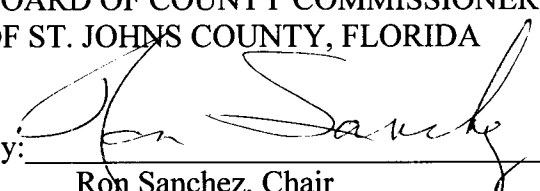
It is the intent of the Board, and it is hereby provided, that if any phrase, clause, sentence, subsection, section, or provision of this Ordinance is held to be invalid, or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid, or unconstitutional the remaining phrases, clauses, subsections, or provisions of this Ordinance.

Section 6. Effective Date.

This Ordinance shall take effect upon its filing in the Office of Secretary of State, State of Florida. However, the effective date of the actual levy and imposition of the additional one percent (1%) tourist development tax shall be as noted in Section 2 of this Ordinance.

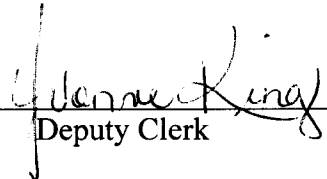
PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida, this 2nd day of February, 2010.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: 
Ron Sanchez, Chair

ATTEST: Cheryl Strickland

Rendition Date: February 4, 2010

By: 
Deputy Clerk

Filed with the Florida Secretary of State: February 9, 2010

Effective Date: February 9, 2010



SJC MINUTES & RECORDS C/O CLER
ATTN MS.P DEGRANDE
500 SAN SEBASTIAN VIEW
SAINT AUGUSTINE FL 32084

Ref.#: L300-10
P.O.#: L300-10

PUBLISHED EVERY MORNING SUNDAY THRU SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **ULINDA E. VERSTRAATE**

who on oath says that he/she is an Employee 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 HEARING**

In the matter of **AMEND ORD 2009-62 - HEARING FEB 2, 2010**

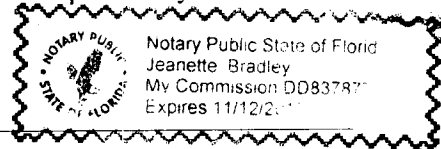
was published in said newspaper on **01/22/2010**

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 has 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 he/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 22nd day of Jan 2010

by Ulinda E Verstraate who is personally known to me or who has produced as identification

Jeanette Bradley
(Signature of Notary Public)



(Seal)

Building, 500 San Sebast-
ian View, St. Augustine,
FL 32084. For registra-
tion information, call
Telephone: 321.287.1111
Device for the Deaf
(TDD): 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
L300-10 Jan 22, 2010

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, will hold a public hearing on Tuesday, February 2, 2010 at 9:00 a.m. in the County Auditorium at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida, to consider adoption of the following ordinance:

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, AMENDING ORDINANCE NO. 2009-62, WHICH LEVIED AND IMPOSED AN ADDITIONAL ONE PERCENT (1%) TOURIST DEVELOPMENT TAX THROUGHOUT ST. JOHNS COUNTY, PURSUANT TO SECTION 125.0194 OF FLORIDA STATUTES ("THE LOCAL OPTION TOURIST DEVELOPMENT ACT"), PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR AMENDMENT TO SECTION 7 OF ORDINANCE 2009-62, SO AS TO AMEND THE EFFECTIVE DATE FOR PURPOSES OF ACTUAL LEVY AND IMPOSITION OF THE ADDITIONAL ONE PERCENT (1%) TOURIST DEVELOPMENT TAX; PROVIDING FOR NOTICE TO THE FLORIDA DEPARTMENT OF REVENUE; PROVIDING FOR OTHER APPLICABLE SECTIONS OF ST. JOHNS COUNTY ORDINANCE 2009-62 REMAINING UNCHANGED AND IN EFFECT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE.

The proposed ordinance is on file in the office of the Clerk of the Board of County Commissioners at the St. Johns County Administration Building, 500 San Sebastian View, 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 BEING 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) 209-0636 at the St. Johns County Administration



FLORIDA DEPARTMENT OF STATE

CHARLIE CRIST
Governor

STATE LIBRARY AND ARCHIVES OF FLORIDA

KURT S. BROWNING
Secretary of State

February 9, 2010

Ms. Cheryl Strickland
Clerk of the Circuit Court
St. Johns County
4010 Lewis Speedway
St. Augustine, Florida 32084-8637

Attention: Ms. Yvonne King, Deputy Clerk

Dear Ms. Strickland:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated February 8, 2010 and certified copies of St. Johns County Ordinance Nos. 2010-2 through 2010-5, which were filed in this office on February 9, 2010.

Sincerely,

Liz Cloud
Program Administrator

LC/srd

DIRECTOR'S OFFICE

R.A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250
850.245.6600 • FAX: 850.245.6735 • TDD: 850.922.4085 • <http://dlis.dos.state.fl.us>

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FILED
2010 FEB 16 AM 10:47
CLERK OF CIRCUIT COURT
ST. JOHNS COUNTY FL