

O R D I N A N C E
Number 2009-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, EXTENDING THE AUTOMATIC SUNSET PROVISIONS OF ORDINANCE NO. 2007-076 WHICH PROVIDED FOR THE TEMPORARY REDUCTION OF RESIDENTIAL IMPACT FEES AND ORDINANCE NO. 2007-078 WHICH PROVIDED FOR THE TEMPORARY REDUCTION OF COMMERCIAL IMPACT FEES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

RECITALS

WHEREAS, the Board of County Commissioners of Charlotte County (the "Board"), on October 23, 2007, adopted Ordinance No. 2007-076 which provided for a temporary one year reduction in residential impact fees beginning January 22, 2008, and which further provided that said residential impact fee reduction would automatically sunset on January 22, 2009, unless extended by the Board; and

WHEREAS, the Board, on November 13, 2007, adopted Ordinance 2007-078 which provided for a temporary one year reduction in commercial impact fees beginning February 12, 2008, and which further provided that said commercial impact fee reduction would automatically sunset on February 12, 2009, unless extended by the Board; and

WHEREAS, the Board adopted Ordinance No. 2007-076 and Ordinance 2007-078 in an effort to assist the local economy and to stimulate the construction of residential and commercial development; and

1 WHEREAS, the Board now finds that it is in best interests of the public and
2 Charlotte County to amend Ordinance No. 2007-076 and Ordinance 2007-078 by
3 extending the automatic sunset provision of each Ordinance by six months.

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

6 1. The Board of County Commissioners hereby amends Ordinance No.
7 2007-076 by extending the sunset provision in Ordinance No. 2007-076 by six months
8 to July 22, 2009. If no further action is taken by the Board after the adoption of this
9 Ordinance, Ordinance No. 2007-076 shall automatically sunset and be repealed at 5:00
10 p.m. on July 22, 2009.

11 2. The Board of County Commissioners hereby amends Ordinance No.
12 2007-078 by extending the sunset provision in Ordinance No. 2007-078 by six months
13 to August 12, 2009. If no further action is taken by the Board after the adoption of this
14 Ordinance, Ordinance No. 2007-078 shall automatically sunset and be repealed at 5:00
15 p.m. on August 12, 2009.

16 3. The term of this Ordinance may be repealed or extended at any time by
17 the adoption of an ordinance of the Board of County Commissioners authorizing said
18 repeal or extension.

19 4. If any subsection, sentence, clause, phrase, or portion of this Ordinance is
20 for any reason held invalid or unconstitutional by any court of competent jurisdiction,
21 such portion shall be deemed a separate, distinct, and independent provision and such
22 holding shall not affect the validity of the remainder of this Ordinance.

