

CITY OF ST. PETE BEACH, FLORIDA

ORDINANCE NO. 2008-20

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR AMENDMENT OF THE CITY CODE OF ORDINANCES; PROVIDING FOR AMENDMENT OF SECTION 26-1 PERTAINING TO REGISTRATION OF UNLICENSED BUSINESSES; PROVIDING FOR AMENDMENT OF SECTION 26-32 PERTAINING TO REQUIREMENTS FOR SPECIAL EVENT PERMITS; PROVIDING FOR AMENDMENT OF SECTION 78-96 PERTAINING TO REQUIREMENTS FOR BUSINESS TAX RECEIPTS; PROVIDING FOR THE REPEAL OF ORDINANCES, OR PARTS OF ORDINANCES, IN CONFLICT HEREWITH, TO THE EXTENT OF SUCH CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission has determined that revision of the process for the issuance of Special Event Permits is necessary; and

WHEREAS, the City Commission has found this ordinance to be in the best interest of the health, safety and welfare of the citizens of the city; and

WHEREAS, notice of this ordinance has been provided in accordance with applicable law;

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA HEREBY ORDAINS:

Section 1. The City Code of St. Pete Beach, Section 26-1, is hereby amended in accordance with the following:

Sec. 26-1. Registration of unlicensed businesses.

(a) Every business, occupation or profession not licensed under section 78-96 that desires to do business within the city shall register the business, occupation or profession ~~with the department of planning and development~~, provided that no business, occupation or profession shall be required to register under this section if it has been exempted from regulation by any state law or county Charter provision. Such registration is a privilege of doing business in the city subject to revocation or suspension as provided in section 78-106. Businesses operating in association with City sponsored Special Events may be exempted from this requirement upon approval of the City Manager.

(b) A regulatory fee, commensurate with the cost of this regulatory activity, is levied on each business, occupation or profession registering with the department of planning and development. The fee shall be set by resolution of the city commission and is listed in appendix A to this Code.

Section 2. The City Code of St. Pete Beach, Section 26-32, is hereby amended in accordance with the following:

Sec. 26-32. Special event permit required.

No special event shall be permitted within the city limits of St. Pete Beach unless and until a special event permit has been issued in accordance with the requirements of this article. It shall be the authority of the city manager, or his/her designee, to determine whether or not a proposed activity constitutes a special event under the intent of this article and whether an application for the activity will be accepted. This requirement shall not apply to events which are sponsored or co-sponsored by the City. Approval of such sponsorship shall be at the discretion of the City Manager or City Commission, provided, however, that if an event is open to the entire community, the City Commission shall grant such approval, as applicable. City sponsored or co-sponsored events may take place on public property, or private property with the consent of the property owner.

Section 3. The City Code of St. Pete Beach, Section 78-96, is hereby amended in accordance with the following:

Sec. 78-96. Business tax receipt--Required.

No person shall engage in any business, trade or profession in the city without first obtaining a business tax receipt issued by the city manager and paying the tax required pursuant to this article. The issuance of a business tax receipt for a business on any premises within the city shall not constitute, nor be construed as, approval by the city of the land use, zoning or other developmental approval of the particular business on the premises for which such receipt was issued. Businesses operating in association with City sponsored Special Events may be exempted from this requirement upon approval of the City Manager.

Section 4. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with this Ordinance.

Section 5. If any portion or part of this Ordinance is declared invalid by a court of competent jurisdiction, the valid remainder hereof shall remain in full force and effect.

Section 6. This Ordinance shall become effective immediately upon adoption.



Michael Finnerty, MAYOR

FIRST READING : 4-22-08
PUBLISHED : 4-26-08

SECOND READING : 5-13-08
PUBLIC HEARING : 5-13-08

I, Theresa B. McMaster, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing Ordinance was duly adopted in accordance with the provisions of applicable law this 13th day of May, 2008.

Theresa McMaster

Theresa B. McMaster, City Clerk

CA 7-15-07