

Ordinance 2021-23

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA AMENDING THE CITY OF ST. PETE BEACH CODE OF ORDINANCES CHAPTER 38 SECTION 38-7 - ELECTION DATE OF COMMISSIONERS; SECTION 38-8. - ELECTION DATE OF MAYOR-COMMISSIONER; PROVIDING FOR CODIFICATION; CONFLICTS; SEVERABILITY; CORRECTION OF SCRIVENER'S ERROR; CONSTRUCTION; PUBLICATION; AND AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of St. Pete Beach desires to standardize the process by which elections are held.

WHEREAS, the City recognizes the need to hold elections on or about the same day every election.

WHEREAS, the City recognizes that City election dates may be amended by the Pinellas County Supervisor of Elections as deemed appropriate.

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

SECTION 1. Recitals. The above recitals ("Whereas" clauses) are hereby adopted as legislative findings, purpose, and intent of the City Commission.

SECTION 2. Chapter 38 of the Code of Ordinances is hereby amended as follows:

Sec. 38-7. - Election date of commissioners.

The regular election for the city commission shall be held on the second Tuesday of March, unless the Pinellas County Supervisor of Elections requires the date to be changed pursuant to F.S. § 100.3605(2), and finds that it is appropriate to schedule that election for some other date in March, or when the city is required to conform with the federally established Presidential Preference Primary election date.

Sec. 38-8. - Election date of mayor-commissioner.

The regular election for mayor-commissioner shall be held on the second Tuesday of March unless the Pinellas County Supervisor of Elections finds that it is appropriate to schedule that election for some other date in March, or when the city is required to conform with the federally established Presidential Preference Primary election date.

SECTION 3. Codification. This Ordinance shall be codified in the Code of Ordinance of the City of St. Pete Beach.

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 All ordinances or parts of ordinances, in conflict herewith are hereby repealed to the extent of any conflict with the Ordinance.

SECTION 5. Severability. The provisions of this Ordinance are declared to be severable, and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance as they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 6. Scrivener's Error. The City Attorney may correct scrivener's errors found in this Ordinance by filing a corrected copy of this Ordinance with the City Clerk.

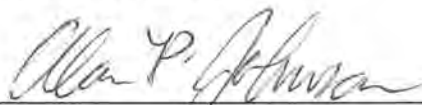
SECTION 7. Construction. This Ordinance is to be liberally construed to accomplish its objectives.

SECTION 8. Publication. This Ordinance shall be published in accordance with the requirements of law.

SECTION 9. Effective Date. This ordinance shall take effect immediately upon adoption.

FIRST READING: **October 12, 2021**
PUBLISHED: **October 27, 2021**
SECOND READING: **November 10, 2021**
PUBLIC HEARING: **November 10, 2021**

CITY COMMISSION, CITY OF ST. PETE
BEACH, FLORIDA.



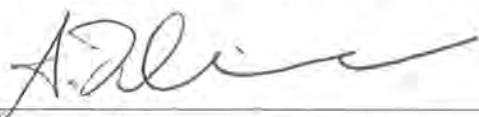
Alan Johnson, Mayor

I, Amber LaRowe, 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 10 day of NOVEMBER, 2021.



Amber LaRowe, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



Andrew Dickman, City Attorney

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Sec. 38-8. - Election date of mayor-commissioner.

The regular election for mayor-commissioner shall be held on the second Tuesday of March unless the Pinellas County Supervisor of Elections finds ~~the city commission determines by ordinance~~ that it is appropriate to schedule that election for some other date in March, or when the city is required to conform with the federally established Presidential Preference Primary election date.

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| | |
|-----------------|-------|
| FIRST READING: | _____ |
| PUBLISHED: | _____ |
| SECOND READING: | _____ |
| PUBLIC HEARING: | _____ |

CITY COMMISSION, CITY OF ST. PETE BEACH, FLORIDA.

Alan Johnson, Mayor

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

I, Amber LaRowe, 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 _____ day of _____, 2021.

Amber LaRowe, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Andrew Dickman, City Attorney

Words ~~stricken~~ through shall be deleted. Words underscored constitute the amendment proposed. The symbol *** constitutes code sections not shown for purposes of brevity. Remaining provisions are now in effect and remain unchanged.

LEGAL NOTICE

**CITY OF ST. PETE BEACH
NOTICE OF PUBLIC HEARING**

The City of St. Pete Beach City Commission will consider adoption of the following Ordinance on November 10, 2021 at 5:00 p.m. or soon thereafter in the City Commission Chambers:

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PUBLIC HEARING LOCATION: St. Pete Beach City Hall – City Commission Chambers, 155 Corey Avenue, St. Pete Beach, FL 33706.

NOTE: The above-scheduled public hearing may be continued from time to time pending adjournment. Any written comments that are received on the subject matter will become part of the official record. Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this hearing will need a record of the proceedings and, for such purposes, 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 based. Any interested party may appear at the hearing and be heard with respect to these cases. Americans with Disabilities Act: Florida Statutes Chapter 286.26. Accessibility of public hearings to the physically handicapped. In accordance with the Americans with Disabilities Act and Florida Statutes, persons needing special accommodations to participate in a hearing should contact City Hall at (727) 367-2735 no later than forty-eight (48) hours prior to the hearing for assistance.

10/27/2021

0000190960-01

Tampa Bay Times
Published Daily

STATE OF FLORIDA
COUNTY OF Pinellas, Hillsborough, Pasco,
Hernando Citrus

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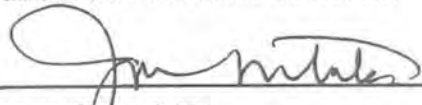
Before the undersigned authority personally appeared Jessica Attard who on oath says that he/she is Legal Advertising Representative of the Tampa Bay Times a daily newspaper printed in St. Petersburg, in Pinellas County, Florida, that the attached copy of advertisement, being a Legal Notice in the matter RE: Ordinance 2021-23 was published in Tampa Bay Times: 10/27/21 in said newspaper in the issues of Tampa Bay Times\Local B\Full Run

Affiant further says the said Tampa Bay Times is a newspaper published in Pinellas, Hillsborough, Pasco, Hernando Citrus County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas, Hillsborough, Pasco, Hernando Citrus County, Florida each day and has been entered as a second class mail matter at the post office in said Pinellas, Hillsborough, Pasco, Hernando Citrus County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Signature Affiant

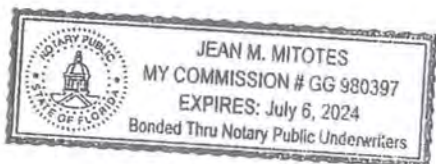
Sworn to and subscribed before me this 10/27/2021



Signature of Notary Public

Personally known X or produced identification

Type of identification produced _____



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