

2002 JUN 27 2:10:2

ORDINANCE NO. 012 -1994

AN ORDINANCE AMENDING SECTION 8 OF ORDINANCE NO. 005-1992 (THE DUCK KEY SECURITY DISTRICT ORDINANCE) IN ORDER TO PROVIDE THAT THE DUCK KEY SECURITY DISTRICT MAY BE ABOLISHED BY A REFERENDUM APPROVED BY A MAJORITY VOTE OF THE DISTRICT ELECTORS VOTING IN THE REFERENDUM; PROVIDING THAT THE REFERENDUM MAY BE HELD ONLY IN YEARS WITH A PRIMARY ELECTION AND ONLY AT THE SEPTEMBER PRIMARY; PROVIDING THAT THE BOARD OF COUNTY COMMISSIONERS MAY ONLY CALL FOR THE REFERENDUM UPON THE PRESENTATION OF A PETITION SIGNED BY 20% OF THE DISTRICT ELECTORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES INCONSISTENT HERewith; PROVIDING FOR INCORPORATION INTO THE MONROE COUNTY CODE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, that:

Section 1. Section 8 of Ordinance No. 005-1992 is hereby amended to read as follows:

Section 8. SUNSET CLAISE

The Duck Key Security District shall cease to exist at the end of the fourth year after adoption unless continued for a subsequent four years by referendum approving the continuation of the District by a majority vote of the voters in the District may be abolished by referendum in any primary election year by the majority vote of the District electors voting in the referendum. The referendum must be held at the September primary election to assure that the District, if the electors so decide, is timely abolished for the ensuing fiscal year. The referendum may only be called by the Board of County Commissioners upon the presentation of petition requesting the referendum signed by 20% or more of the qualified District electors. The petition must be presented to the Board at least two months in advance of the September primary to assure that sufficient time is available to place the referendum on the September ballot.

Section 2. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 3. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of said conflict.

Section 4. The provisions of this ordinance shall be included and incorporated in the Code of Ordinances of the County of Monroe, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

Section 5. This ordinance shall take effect immediately upon receipt of official notice from the Office of the Secretary of State of the State of Florida that this ordinance has been filed with said Office.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of said Board held on the 16th day of June, A.D., 1994.

Mayor London	<u>yes</u>
Mayor Pro Tem Cheal	<u>yes</u>
Commissioner Harvey	<u>not present</u>
Commissioner Freeman	<u>yes</u>
Commissioner Reich	<u>yes</u>

(SEAL)  
Attest: DANNY L. KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS  
OF MONROE COUNTY, FLORIDA

By Isabel C. D'Antis  
Deputy Clerk

By Jack London  
Mayor/Chairman

EFFECTIVE DATE \_\_\_\_\_  
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APPROVED AS TO FORM AND CONTENT  
JUN 16 1994  
Jack London