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ORDINANCE NO. 19-12

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA AMENDING DIVISION 4 - POLICE IMPACT FEES, SECTION 8.5-71 OF THE SOUTH DAYTONA CODE OF ORDINANCES AS REVISED IN ORDINANCE NO. 18-21 AMENDING WHEN IMPACT FEES ARE DUE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Ordinance No. 18-21 which was adopted on January 8, 2019 by the City Council required the payment of police impact fees prior to the issuance of a Certificate of Occupancy; and

WHEREAS, allowing a property owner to pay police impact fees at any time up until the Certificate of Occupancy places an unnecessary burden on City staff to track and collect payment; and

WHEREAS, City staff is proposing to collect police impact fees upon issuance of the building permit to simplify the collection of payment; and

WHEREAS, words which are underlined (underlined) are proposed additions to the existing text and words with strike through (~~strike through~~) are proposed deletions from the existing text.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF SOUTH DAYTONA, FLORIDA:

Section 1. The City Council of the City of South Daytona hereby amends statements in Division 4 - Police Impact Fees, Section 8.5-71(b) of the Code of Ordinances to read as follows:

(b) ~~Except as otherwise provided in this article, the police impact fee shall be paid directly to the City prior to the issuance of certificate of occupation. Police impact fees shall be paid upon the issuance of a building permit for any activity requiring payment of an impact fee pursuant to this division.~~

Section 2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or

application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

Section 3. That all ordinances made in conflict with this Ordinance are hereby repealed.

Section 4. This ordinance shall become effective immediately upon its adoption.

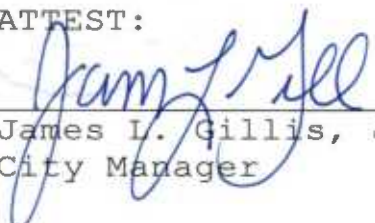
PASSED upon first reading at a regular meeting of the City Council of the City of South Daytona held in the City of South Daytona, Florida, on the 23rd day of July 2019.

PASSED AND ADOPTED upon second and final reading at a regular meeting of the City Council of the City of South Daytona held in the City of South Daytona, Florida, on the 13th day of August 2019.



William C. Hall
Mayor

ATTEST:



James L. Gillis, Jr.
City Manager