

ORDINANCE No. 97- 17

AN ORDINANCE AMENDING THE ORDINANCE ESTABLISHING THE TOWN OF FORT MYERS BEACH MARINE RESOURCES TASK FORCE, PROVIDING AUTHORITY; AMENDMENT, COMPOSITION AND APPOINTMENT; AMENDMENT, MEMBER'S TERM AND VACANCIES; SEVERABILITY; EFFECT OF ORDINANCE AND EFFECTIVE DATE.

IT IS HEREBY ORDAINED BY THE TOWN OF FORT MYERS BEACH AS FOLLOWS:

SECTION 1. Authority. This Ordinance is enacted pursuant to the provisions of Chapter 95-494, Laws of Florida, Chapter 166, Florida Statutes, and other applicable provisions of law.

SECTION 2. Amendment. SECTION 3., of the ordinance establishing the Town of Fort Myers Beach MARINE RESOURCES TASK FORCE "MRTF" is hereby amended to read as follows:

SECTION 3. Composition and appointment. . The MRTF shall consist of not less than nine members appointed by the Town Council.

SECTION 3. Amendment. SECTION 6., of the ordinance establishing the Town of Fort Myers Beach MARINE RESOURCES TASK FORCE "MRTF" is hereby amended to read as follows:

SECTION 6. Member's term and vacancies. The term of office of a member of the MRTF shall be ~~staggered three (3)~~ one years or until a successor has been appointed and has qualified, ~~except that the respective terms of the members first appointed shall be three (3) for one (1) year, three (3) for two (2) years and three (3) for three (3) years.~~

Appointments shall be made annually at the first meeting of the council in January. Vacancies in the MRTF shall, within thirty days, be filled by the council for the remainder of the

term created by such vacancy.

SECTION 4. Severability. If any one of the provisions of this ordinance should be held contrary to any express provision of law or contrary to the policy of express law, although not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such provision shall be null and void and shall be deemed separate from the remaining provisions of this ordinance , and in no way affect the validity of all other provisions of this ordinance.

SECTION 5. Effect of Ordinance. The provisions of this Ordinance shall be deemed cumulative and supplemental and shall have no legal effect upon the ordinance establishing the Town of Fort Myers Beach Marine Resources Task Force except as expressly provided.

SECTION 6. Effective Date. This ordinance shall become effective immediately upon its adoption.

The foregoing ordinance was enacted by the Town Council upon a motion by Council Member Murphy and seconded by Council Member Reynolds and, upon being put to a vote, the result was as follows:

Anita T. Cereceda	<u>aye</u>
Ted FitzSimons	<u>aye</u>
William (Rusty) Isler	<u>aye</u>
Garr Reynolds	<u>aye</u>
Ray Murphy	<u>aye</u>

DULY PASSED AND ENACTED this 21st day of October, 1997.

ATTEST:

By: Marsha Segal-George  
Marsha Segal-George, Town Clerk

TOWN OF FORT MYERS BEACH  
By: Anita T. Cereceda  
Anita T. Cereceda, Mayor

Approved as to form by:

Richard V.S. Roosa  
Richard V.S. Roosa, Town Attorney