

ORDINANCE No. 97- 13

AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH PROPOSING AN AMENDMENT TO THE CHARTER SUBJECT TO REFERENDUM, IMPOSING A 3% UTILITY TAX FOR THE PURCHASE OF REAL PROPERTY; PROVIDING AUTHORITY; PROPOSED AMENDMENT; SEVERABILITY; REPEALING CLAUSE AND REFERENDUM; 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. PROPOSED AMENDMENT. The "Town of Fort Myers Beach Charter" adopted as Chapter 95-494, Laws of Florida is amended by addition of paragraph (c) to Section 11.03 Council action on the budget.— as follows:

(c) The council may impose, within the Town of Fort Myers Beach, a utility tax of three percent upon the purchase of electricity. This revenue shall be collected for and shall be used only for the acquisition of real estate within the Town.

SECTION 3. 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.