

ORDINANCE NO. 07-_____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, ELIMINATING THE EMERGENCY TELEPHONE EXCHANGE FEE; REPEALING CHAPTER 2, ARTICLE VIII, DIVISION 2 IN ITS ENTIRETY OF THE CODE OF LAWS OF LEON COUNTY, FLORIDA, ENTITLED "EMERGENCY TELEPHONE EXCHANGE FEE" PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Leon County presently imposes an emergency telephone exchange fee "911 fee," pursuant to Sections 2-351-354, Leon County Code of Laws; and,

WHEREAS, the fee for all voice communication services are now remitted to the State E911 Board for distribution to the counties; and,

WHEREAS, the Board of County Commissioners desires to eliminate said fee in that the enabling language allowing county governments to impose the "911 fee," § 365.371(3), Florida Statutes, was deleted from state law during the Spring 2007 Florida Legislation session.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, THAT:

Section 1. Repealing Chapter 2. Chapter 2, Article VIII, Division 2 is hereby repealed in its entirety.

Section 2. Conflicts. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2010 Comprehensive Plan as amended, which provisions shall prevail over any part of this ordinance which is inconsistent, either in whole or in part, with the said Comprehensive Plan.

Section 3. Severability. If any word, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 4. Effective date. This ordinance shall have effective date according to law.

DULY PASSED AND ADOPTED BY the Board of County Commissioners of Leon County, Florida, this _____ day of _____, 2007.

LEON COUNTY, FLORIDA

By: _____
C. E. DePuy, Jr., Chairman
Board of County Commissioners

ATTESTED BY:
BOB INZER, CLERK OF THE COURT

By: _____
CLERK OF COURT

APPROVED AS TO FORM:
COUNTY ATTORNEY'S OFFICE
LEON COUNTY, FLORIDA

By: _____
HERBERT W.A. THIELE, ESQ.
COUNTY ATTORNEY