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ORDINANCE NO. 89- 15

AN ORDINANCE AMENDING ORDINANCE NO. 86-8, AS AMENDED, BY INSERTING THE DATE OF FINAL RETIREMENT OF THE OPTIONAL GAS TAX REVENUE BONDS, SERIES 1988, OF NASSAU COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1. AUTHORITY FOR ORDINANCE. This ordinance is enacted pursuant to Sections 336.025 and 125.66(2), Florida Statutes, and other applicable provisions of law.

SECTION 2. FINDINGS. It is hereby found, determined and declared by the Board of County Commissioners (the "Board") of Nassau County, Florida (the "County"), as follows:

A. On February 24, 1986, the Board enacted Ordinance No. 86-8, imposing a 2 cent local option gas tax (the "2¢ Gas Tax") upon every gallon of motor fuel and special fuel sold in the County and taxed under the provisions of Chapter 206, Florida Statutes; and on December 30, 1987, enacted Ordinance No. 88-9, amending Ordinance No. 86-8 (collectively, the "2¢ Gas Tax Ordinance"), by extending imposition of such tax to the date of final retirement of any Optional Gas Tax Revenue Bonds, Series 1988, of the County (the "Bonds").

B. The scheduled final retirement date of the Bonds is March 1, 2009.

C. The 2¢ Gas Tax Ordinance should be further amended by inserting the date of final retirement of the Bonds, thereby fixing imposition of the 2¢ Gas Tax to a date certain.

D. Notice of intent to consider this ordinance has been published and made available to the public for inspection in the manner provided by law.

E. A certified copy of this ordinance, as enacted, shall be filed by the Clerk of the Board with the Office of the Secretary of State of the State of Florida within 10 days after enactment.

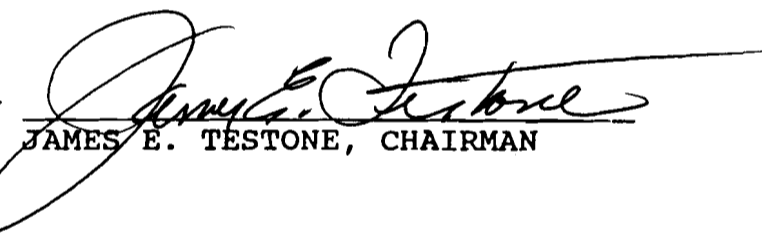
SECTION 3. AMENDMENT TO TWO CENT GAS TAX ORDINANCE. Section 3 of the 2¢ Gas Tax Ordinance is hereby amended to read as follows:

"SECTION 3: The tax imposition hereby made shall be effective from September 1, 1986, to March 1, 2009, both inclusive."

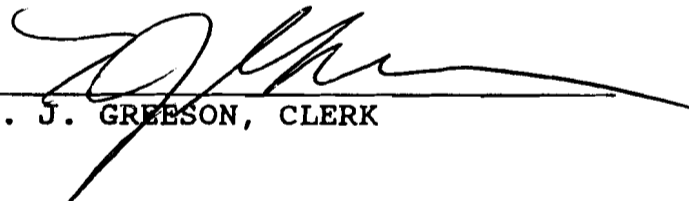
SECTION 4. SEVERABILITY OF INVALID PROVISIONS. If any one or more of the provisions herein contained shall be held contrary to any express provision of law or contrary to the policy of express law, though not expressly prohibited, or against public policy, or shall for any reason whatsoever be held invalid, then such provisions shall be null and void and shall be deemed separable from the remaining provisions and shall in no way affect the validity of any other provisions hereof.

SECTION 5. EFFECTIVE DATE. This ordinance is enacted on May 23, 1989, upon the affirmative vote of a majority of the Board, and shall become effective upon receipt of official acknowledgment from the Secretary of State of the State of Florida that a certified copy of this ordinance, as enacted, has been filed with his office.

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

By   
JAMES E. TESTONE, CHAIRMAN

ATTEST:

By   
T. J. GREESON, CLERK