

ORDINANCE NO. 70

AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, PROVIDING THAT THE VILLAGE OF GOLF SHALL BE EXEMPT FROM THE PROVISIONS OF SECTION 101.657, *FLORIDA STATUTES*, SPECIFICALLY RELATED TO EARLY VOTING; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the Florida Legislature has adopted revisions to Section 101.657, *Florida Statutes*, which require and regulate early voting; and

WHEREAS, the terms of Section 100.3605, *Florida Statutes*, allow municipalities to exempt themselves from any section of the state elections code unless the section has been made expressly applicable to municipalities; and

WHEREAS, Section 101.657, *Florida Statutes*, relating to early voting, does not state that it expressly applies to municipalities; and

WHEREAS, the Village Council of the Village of Golf, Florida, believes it to be in the best interest of the health, safety, and welfare of the citizens of the Village that the Village exempt itself from the early voting provisions of Section 101.657, *Florida Statutes*, requiring and regulating early voting.

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA THAT:

SECTION 1: The Village shall be exempt from the provisions of Section 101.657, *Florida Statutes*, regarding early voting, as that section may be amended from time to time.

SECTION 2: The Village Clerk is hereby directed to transmit a certified copy of this ordinance to the Palm Beach County Supervisor of Elections, 240 South Military Trail, West Palm Beach, Florida 33416.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4: Should any section or provision of this Ordinance, or any portion thereof, be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

SECTION 5: This Ordinance shall take effect immediately upon passage.

FIRST READING this 15th day of December, 2004.

SECOND AND FINAL READING this 26th day of January, 2005.

✓
Aye

Nay

✓
Aye

Nay

✓
Aye

Nay

✓
Aye

Nay

X
Aye

Nay

VILLAGE OF GOLF

[Signature]
Mayor Michael E. Botos

[Signature]
Vice Mayor Erik E. Joh

[Signature]
Councilmember William R. Lugar

[Signature]
Councilmember Cynthia Ottaway

[Signature]
Councilmember William Rodawig

ATTEST:

[Signature]
Carol Marciano, Village Clerk

(SEAL)

SEE ATTACHED

SECTION 4: Should any section or provision of this Ordinance, or any portion thereof, be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Ordinance.

SECTION 5: This Ordinance shall take effect immediately upon passage.

FIRST READING this 15th day of December, 2004.

SECOND AND FINAL READING this 26th day of January, 2005.

VILLAGE OF GOLF

Aye

Nay

Mayor Michael E. Botos

Aye

Nay

Vice Mayor Erik E. Joh

Aye

Nay

Councilmember William R. Lugar

Aye

Nay

Councilmember Cynthia Ottaway

Aye

Nay

Councilmember William Rodawig

ATTEST:

(SEAL)

See previous page

Carol Marciano, Village Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY.

Trela J. White

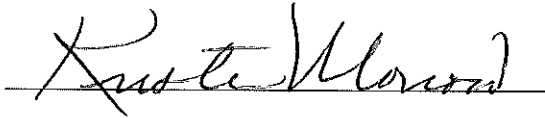
Trela J. White, Village Attorney

THE PALM BEACH POST
Published Daily and Sunday
West Palm Beach, Palm Beach County, Florida

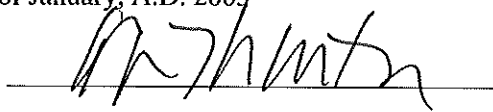
PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared **Kristi Morrow**, who on oath says that she is **Customer Service Supervisor** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter of **Ordinance #70** was published in said newspaper in the issues of **January 14, 2005**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Sworn to and subscribed before 14th day of January, A.D. 2005



Personally known XX or Produced Identification _____
Type of Identification Produced _____



Karen M. McLinton
Commission # DD359566
Expires: NOV. 15, 2008
Bonded Thru
Atlantic Bonding Co., Inc.

NO. 2287009
ORDINANCE NO. 70
The Village Council of the Village of Golf will hold a Public Hearing to consider the following proposed Ordinance on second and final reading Wednesday, January 26, 2005 at 9:30 a.m., at the Village Administration Building, 21 Country Road, Village of Golf, Florida.
AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF GOLF, FLORIDA, PROVIDING THAT THE VILLAGE OF GOLF SHALL BE EXEMPT FROM THE PROVISIONS OF SECTION 101.057, FLORIDA STATUTES, SPECIFICALLY RELATED TO EARLY VOTING; PROVIDING A CONFLICTS CLAUSE, A SEVERABILITY CLAUSE, AND AUTHORITY TO CODIFY; PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.
All interested parties are invited to appear at the meeting as it may be continued from time to time, and be heard with respect to the proposed ordinance.
A copy of the proposed ordinance is on file at the Village Clerk's Office located at 21 Country Road, Village of Golf, FL 33436, for inspection by the public from 8:00 a.m. - 4:00 p.m., Monday through Friday.
If a person decides to appeal any decision made by the Village Council with respect to any matter considered at subject meeting, he will need a record of the proceedings and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.
VILLAGE OF GOLF
PUB: The Palm Beach Post
January 14, 2005