

ORDINANCE NO. 14-42

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING WATERWAYS; PROVIDING FINDINGS; AMENDING SECTION 2-32-11 OF THE MANATEE COUNTY CODE OF LAWS, WATERWAYS, TO PROVIDE AN EXEMPTION FOR USCG-PERMITTED EVENTS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED by the Board of County Commissioners of Manatee County, Florida:

Section 1. Purpose and Intent. This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set forth in, Article VIII, Section 1.(f) of the Florida Constitution and Chapters 125 and 327, Florida Statutes, as amended.

Section 2. Amendment of Section 2-32-11, Code of Ordinances. Section 2-32-11 of the County Code of Ordinances is hereby amended to add the following new subsection (c):

(c) *USCG-granted exemptions:* The United States Coast Guard (USCG) may grant permits exempting permit holders from certain federal vessel speed and operation regulations for boat races. An operator who possesses or is operating under the authority of a valid USCG approval is exempt from the provisions of sections 2-32-5 of this chapter, but only while engaged in the permitted activity.

Section 3. Codification. The publisher of the County's Code, the Municipal Code Corporation, is directed to incorporate the amendments in Section 2 of this Ordinance into the Code.

Section 4. Applicability. The amendments set forth in this Ordinance shall apply to all applications, decisions or controversies pending before the County upon the effective date hereof or filed or initiated thereafter.

Section 5. Severability. If any section, sentence, clause, or other provision of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses, or provisions of this Ordinance.

Section 6. Effective Date. This Ordinance shall become effective as provided by law.

PASSED AND DULY ADOPTED, with a quorum present and voting, by the Board of County Commissioners of Manatee County, Florida, this the 23 day of September, 2014.

**BOARD OF COUNTY COMMISSIONERS OF
MANATEE COUNTY, FLORIDA**

By: _____
Chairman

ATTEST: R.B. SHORE
Clerk of the Circuit Court

By: _____
Deputy Clerk