

FRANKLIN COUNTY ORDINANCE 2016-07

AN ORDINANCE ADOPTING THE ASSESSMENT OF SIX CENTS LOCAL OPTION GAS TAX UPON EVERY GALLON OF MOTOR FUEL AND SPECIAL FUEL SOLD IN FRANKLIN COUNTY, AND TAXED UNDER THE PROVISIONS OF CHAPTER 206 FLORIDA STATUTES, AND PURSUANT TO SECTION 336.025(1)(a), FLORIDA STATUTES; PROVIDING FOR A METHOD OF DISTRIBUTION; PROVIDING FOR CONFLICT AND SEVERANCE; AND PROVIDING FOR AN EFFECTIVE DATE AND TERM.

WHEREAS, The Board of county Commissioners of Franklin County, Florida has determined that it would be in the best interest of the residents and taxpayers of Franklin County to adopt the Local Option Gas Tax upon every gallon of motor fuel and special fuel sold in Franklin County, and taxed under the provisions of Part I or Part II of Chapter 206, Florida Statutes and Section 336.025, Florida statutes; and

WHEREAS, the Board of County Commissioners of Franklin County, Florida elects to levy said tax by an ordinance adopted by a majority vote of the Franklin County Board of County commissioners;

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

1. There is hereby imposed, in addition to all other taxes required or allowed by law, a six cents (6¢) local option gas tax on every gallon of motor fuel and special fuel sold in Franklin County, Florida, and taxed under the Provisions of Part I and Part II of Chapter 206, Florida statutes and Section 336.025(1)(a), Florida Statutes.
2. The local option gas tax adopted in Section 1 shall be effective January 1, 2017 for a period of twenty (20) years, commencing January 1, 2017.
3. The proceeds shall be distributed in accordance with the formula provided for in Section 336.025(4), Florida Statutes.
4. The proceeds of this tax shall be expended for road base materials, road constructions, paving and resurfacing and as allowed by Section 336.025, Florida Statutes.
5. Conflict: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.
6. Severability: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not effect the validity of the remaining portions of this Ordinance.

Effective Date. This Ordinance shall take effect as provided by law.

THIS ORDINANCE ADOPTED by the Franklin County Board of County Commissioners of Franklin County, Florida, this ___ day of August, 2016.

FRANKLIN COUNTY, a political
Subdivision of the State of
Florida

ATTEST:

By: William Massey
William Massey, Its Chairman

By: Marcia M. Johnson
Marcia M. Johnson, Clerk of Court

Approved as to form and content:

By: Thomas M. Shuler
Thomas M. Shuler
Franklin County Attorney

