

ORDINANCE NO. 08-08

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA,  
AMENDING CHAPTER 66 ENTITLED "TAXATION" BY  
AMENDING SECTION 66-1 TO ADJUST THE  
COMMUNICATIONS SERVICES TAX RATE; PROVIDING  
FOR SEVERABILITY; PROVIDING FOR REPEAL OF  
INCONSISTENT PROVISIONS; PROVIDING FOR AN  
EFFECTIVE DATE

WHEREAS, section 202.19 of the Florida Statutes authorizes a local communications services tax and allows municipalities to levy the tax up to 5.22 percent; and

WHEREAS, the current rate established by the City is 5.0 percent; and

WHEREAS, the City Commission finds that it is desirable to increase the rate to 5.22 percent; and

WHEREAS, pursuant to section 202.21 of the Florida Statutes, the City Commission understands that it must notify the State of Florida Department of Revenue of a proposed rate adjustment by September 1, 2008 and that the effective date of the rate adjustment would be January 1, 2009 and

WHEREAS, the City Commission finds that an adjustment to the communications services tax would promote the health, safety and welfare of the citizens of Key West.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF KEY WEST, FLORIDA:

Section 1: That section 66-1 of the code of ordinances is hereby amended as follows:

**Sec. 66-1. Communications services tax.**

The communications services tax rate for the city of Key West is hereby established at ~~5.0~~ 5.22 percent.

\*(Coding: Added language is underlined; deleted language is ~~struck through~~.)

Section 2. If any section, provision, clause, phrase, or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of this Ordinance.

Section 3. All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

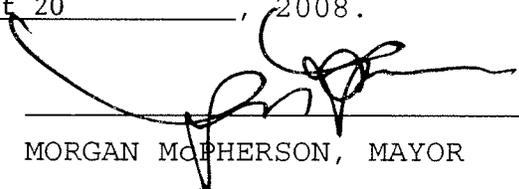
Section 4. This Ordinance shall go into effect on January 1, 2009 and in accordance with the applicable provisions of Florida Statutes, and upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Read and passed on first reading at a regular meeting held this 5th day of August, 2008.

Read and passed on final reading at a regular meeting held this 19th day of August, 2008.

Authenticated by the presiding officer and Clerk of the Commission on 20th day of August, 2008.

Filed with the Clerk August 20, 2008.

  
MORGAN MCPHERSON, MAYOR

ATTEST:



CHERYL SMITH, CITY CLERK