ORDINANCE NO. 2020-387

AN ORDINANCE OF THE CITY OF PARKER, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PARKER (ORDINANCE NO. 2010-349, AS AMENDED); AMENDING CERTAIN PROVISIONS OF CHAPTER 2 OF THE CODE OF ORDINANCES RELATING TO THE CITY SEAL; PROVIDING FOR SEVERABILITY; PROVIDING A MECHANISM FOR THE CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR THE LIBERAL CONSTRUCTION OF THIS ORDINANCE; PROVIDING FOR CODIFICATION AND REPEALER CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Parker ("City) is authorized pursuant to Section 2 of Article VIII, Constitution of the State of Florida, and Chapter 166, Florida Statutes, to adopt ordinances; and

WHEREAS, the City Council of the City is authorized pursuant to Section 165.043, Florida Statutes, to designate by ordinance the official city seal of the City; and

WHEREAS, designation of an official city seal pursuant to Section 165.043, Florida Statutes, would provide the City with further control over the continued and future uses and displays of its seal; and

WHEREAS, the official seal of the City has not heretofore been formally designated by ordinance pursuant to said statute; and

WHEREAS, the City Council of the City recognizes the need to designate the official city seal and to establish general restrictions for use in conjunction with applicable law in order to avoid confusion and protect the interests of the City and the public; and

WHEREAS, once the City designates its official seal, Section 165.043, Florida Statutes, makes the unauthorized use of the official seal a second-degree misdemeanor; and

WHEREAS, the City Council of the City has determined that it is in the best interests of the public to designate and protect the official city seal of the City.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PARKER AS FOLLOWS:

Section 1. The Table of Contents of Chapter 2 of the Code of Ordinances, City of Parker, Florida, is hereby amended to read as follows:

Article I. In General

Secs. 2-1. City Seal.
Secs. 2-~~1~~2--2-30. Reserved.

Section 2. Section 2-1 of the Code of Ordinances is hereby amended to read as follows:

Sec. 2-1. City Seal.

(a) The official seal of the city is hereby designated, a copy of which is appended to this Ordinance.

(b) The manufacture, use, display or other employment of any facsimile or reproduction of the official seal of the city is prohibited, except by:

(1) city officials, employees and agents in the performance of their official duties; and

(2) such persons or entities that obtain the prior written approval of the Mayor or the Mayor's designee.

(c) The city council may adopt a written policy to address the use of the official city seal.

(d) The manufacture, use, display or other employment of any facsimile or reproduction of the official city seal of the city without the Mayor or the Mayor's designee is expressly prohibited.

(e) Pursuant to Section 165.043, Florida Statutes, a violation of this section is a second-degree misdemeanor; punishable as provided in Sections 775.082 or 775.983, Florida Statutes.

(f) Each individual act constituting a violation of this section shall constitute a separate offense.

(g) The city shall be entitled to injunctive relief to halt or prevent any violations of this section.

Section 3. Severability.

If any section, subsection, sentence, clause, phrase, word or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 4. Scrivener's Errors.

The correction of typographical errors which do not affect the intent of the ordinance may be authorized by the City Clerk or the Clerk's designee, without public hearing.

Section 5. Ordinance to be Liberally Construed.

This ordinance shall be liberally construed in order to effectively carry out the purposes hereof which are deemed not to adversely affect public health, safety, or welfare.

Section 6. Codification.

The provisions of this Ordinance shall become and be made part of the Code of the City. The sections of this Ordinance may be renumbered or re-lettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 7. Repeal of Conflicting Codes, Ordinances, and Resolutions.

All codes, ordinances and resolutions or parts of codes, ordinances and resolutions or portions thereof of the City of Parker, in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 8. Effective Date.

This Ordinance shall take effect immediately upon its passage.

PASSED, APPROVED AND ADOPTED at a Meeting of the City Council of the City of Parker, Florida as of the 16th day of June, 2020.

CITY OF PARKER

Richard Musgrave, Mayor

ATTEST:

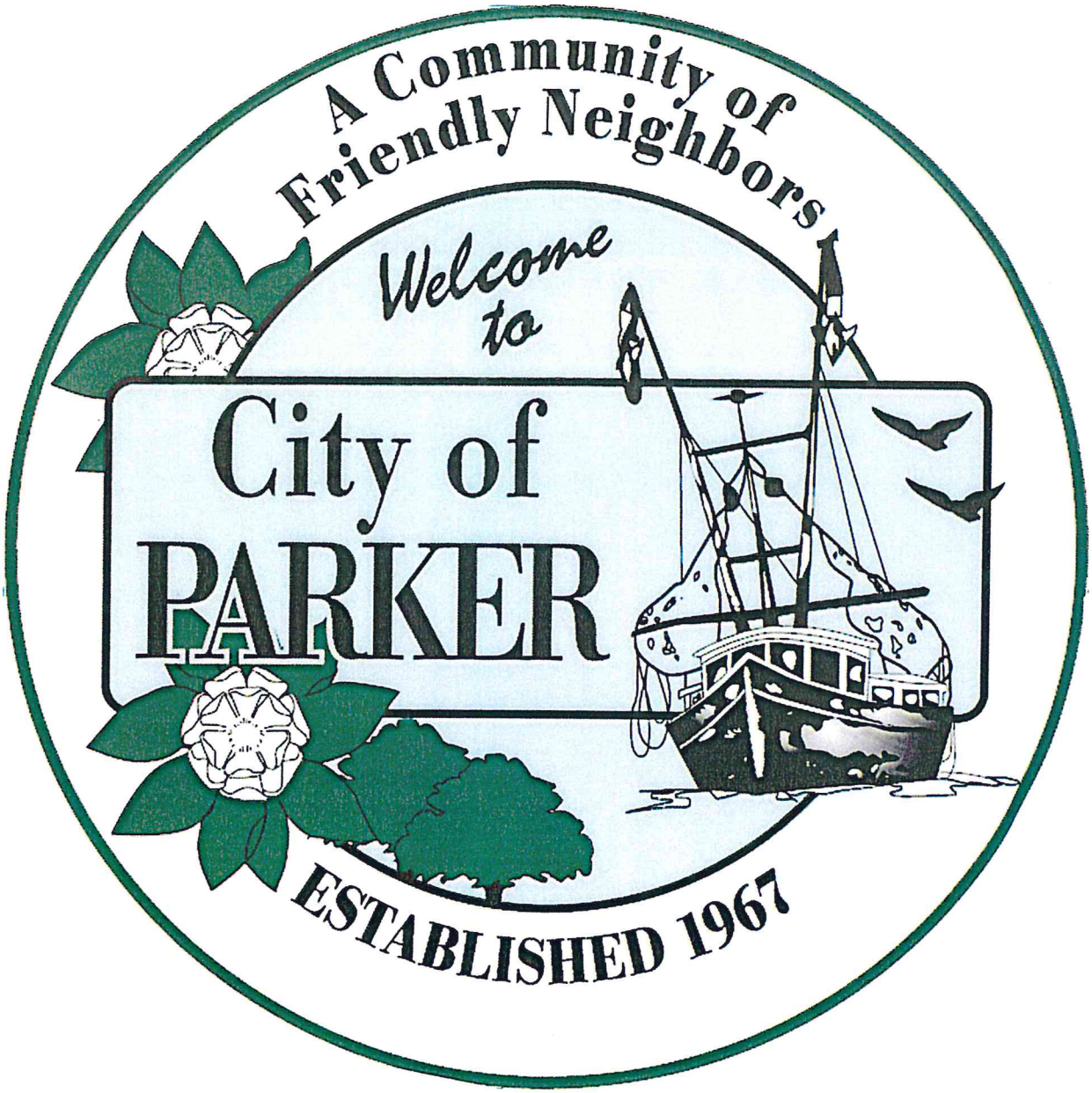
Karen Griffin

Karen Griffin, City Clerk

Examined and approved by me, this 16th day of June, 2020.

Richard Musgrave

Richard Musgrave, Mayor


A Community of Friendly Neighbors
Welcome to
City of
PARKER
ESTABLISHED 1967