CHAPTER 29238

(SENATE BILL No. 873)

AN ACT TO PROVIDE FOR THE CREATION OF A MUNICIPAL CORPORATION TO BE KNOWN AS VILLAGE OF LAZY LAKE, IN BROWARD COUNTY, FLORIDA; TO FIX AND DETERMINE THE TERRITORIAL LIMITS, JURISDICTION, POWERS AND PRIVILEGES OF SAID VILLAGE AND THE JURISDICTION, POWERS AND PRIVILEGES OF ITS OFFICERS

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

ARTICLE I

GENERAL PROVISIONS

SECTION 1. A MUNICIPALITY TO BE KNOWN AND DESIGNATED AS THE VILLAGE OF LAZY LAKE IS HEREBY ESTABLISHED, ORGANIZED AND CONSTITUTED IN THE COUNTY OF BROWARD, STATE OF FLORIDA, AND THE INHABITANTS OF THE VILLAGE OF LAZY LAKE, FLORIDA, WITHIN THE BOUNDARIES HEREINAFTER DESCRIBED AND DESIGNATED, OR WITHIN SUCH BOUNDARIES AS MAY HEREAFTER BE ESTABLISHED, IS HEREBY CREATED, ORGANIZED AND ESTABLISHED, AND SHALL CONTINUE TO BE A BODY POLITIC AND CORPORATE UNDER THE NAME OF THE VILLAGE OF LAZY LAKE, AND AS SUCH SHALL HAVE PERPETUAL SUCCESSION, MAY USE A COMMON SEAL, MAY CONTRACT AND BE CONTRACTED WITH, AND MAY SUE AND BE SUED, PLEAD AND BE IMPLEADED IN ALL COURTS OF THIS STATE AND IN ALL MATTERS WHATSOEVER.

SECTION 2. THAT THE BOUNDARIES OF THE VILLAGE OF LAZY LAKE AND THE LANDS EMBRACED IN AND BY THE VILLAGE OF LAZY LAKE SHALL BE AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER (SE¼) OF SECTION 27, TOWNSHIP 49 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; THENCE NORTHERLY ALONG THE QUARTER SECTION LINE, ON A BEARING OF N-00°-02'-56"-W A DISTANCE OF 1239.41 FEET; THENCE SOUTHWESTERLY ON A BEARING OF S-62°-44'-44"-W A DISTANCE OF 35.88 FEET; THENCE NORTHERLY ON A BEARING OF N-00°-49'-44"-E A DISTANCE OF 56.68 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING ON THE BEARING OF N-00°-49'-44"-E A DISTANCE OF 773.11 FEET; THENCE EASTERLY ON A BEARING OF N-89°-39'-14"-E A DISTANCE OF 675.00 FEET; THENCE SOUTHERLY ON A BEARING OF S-00°-49'-44"-W A DISTANCE OF 850.00 FEET; THENCE WESTERLY ON A BEARING OF S-89°-39'-14"-W A DISTANCE OF 456.15 FEET; THENCE NORTHWESTERLY ON A BEARING OF N-44°-13'-36"-W A DISTANCE OF 95.55 FEET; THENCE NORTHWESTERLY ON A BEARING OF N-74°-26'-56"-W A DISTANCE OF 111.10 FEET; THENCE SOUTHWESTERLY ON A BEARING OF S-62°-44'-44"-W A DISTANCE OF 49.56 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION. THE AFORESAID DESCRIPTION BEING THE SAME PIECE OF PROPERTY SHOWN ON THE PLAT OF LAZY LAKE, ACCORD-

ING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 22, PAGE 35, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AND BOUNDED AS FOLLOWS: ON THE WEST BY THE EASTERLY RIGHT-OF-WAY LINE OF NORTH ANDREWS AVENUE; ON THE NORTH BY THE SOUTH RIGHT-OF-WAY LINE OF N. E. 24TH STREET; ON THE EAST BY THE WESTERLY RIGHT-OF-WAY LINE OF N. E. 1ST AVENUE; AND ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF N. E. 21ST COURT, AS SAID AVENUES, STREETS AND COURTS ARE SHOWN ON SAID PLAT OF LAZY LAKE.

SECTION 3. THAT THERE IS NO BONDED DEBT, OR OTHER DEBT OR LIABILITY AGAINST THE SAID LANDS EMBRACED IN THE VILLAGE OF LAZY LAKE FOR WHICH THE VILLAGE OF LAZY LAKE IS LIABLE, BUT NOTHING IN THIS ACT SHALL BE CONSTRUED OR TAKEN SO AS TO IMPAIR ANY OBLIGATIONS TO WHICH THE LANDS EMBRACED IN THE VILLAGE OF LAZY LAKE MAY BE SUBJECT BY REASON OF ANY (IF ANY) BONDED DEBT OF BROWARD COUNTY, FLORIDA, THE STATE OF FLORIDA, OR OF ANY POLITICAL SUBDIVISION OF BROWARD COUNTY, FLORIDA, OR OF THE STATE OF FLORIDA.

SECTION 4. THE VILLAGE OF LAZY LAKE SHALL HAVE POWER:

(1). TO RAISE ANNUALLY BY TAXES, ASSESSMENTS, UPON THE LANDS EMBRACED WITHIN THE VILLAGE, AND BY LICENSE AND TAX UPON PRIVILEGES, BUSINESSES, OCCUPATIONS AND PROFESSIONS WHATSOEVER CARRIED ON AND ENGAGED IN WITHIN THE CORPORATE LIMITS OF THE VILLAGE SUCH SUMS OF MONEY AS THE VILLAGE COUNCIL, HEREINAFTER PROVIDED FOR, SHALL DEEM NECESSARY FOR THE PURPOSES AND NEEDS OF SAID VILLAGE, AND IN SUCH MANNER AS SHALL BE PROVIDED BY ORDINANCES OF THE SAID VILLAGE COUNCIL.

(2). TO REGULATE, CONTROL, TAX AND FRANCHISE ANY AND ALL BUSINESSES, OCCUPATIONS, PROFESSIONS AND PRIVILEGES, INCLUDING ALL AND ANY PUBLIC UTILITIES IN ACCORD WITH AND NOT INCONSISTANT WITH THE LAWS OF THE STATE OF FLORIDA.

(3). TO FURNISH ANY AND ALL LOCAL PUBLIC SERVICE IN SUCH MANNER AS THE ORDINANCES OF THE VILLAGE COUNCIL SHALL HEREAFTER PROVIDE.

(4). TO ACQUIRE BY PURCHASE, GIFT, DEVISE, CONDEMNATION, OR OTHERWISE, PROPERTY, REAL OR PERSONAL, OR ANY ESTATE THEREIN, WITHIN OR WITHOUT THE VILLAGE, TO BE USED FOR ANY PURPOSE NECESSARY OR TO MEET THE NEEDS OF THE VILLAGE; AND TO OPERATE, MAINTAIN, REPAIR, IMPROVE, ANY AND ALL PROPERTIES, REAL OR PERSONAL, STREETS, SIDEWALKS AND THE LIKE BY THE EXPENDITURE OF THE MONEY OF THE VILLAGE FOR ALL LAWFUL PURPOSES.

(5). THAT THE VILLAGE SHALL HAVE ALL POWERS AND PRIVILEGES GRANTED GENERALLY BY THE LAWS OF THE STATE OF FLORIDA, THE SAME AS IF SAID POWERS AND PRIVILEGES WERE HEREIN STATED VERBATIM.

SECTION 5. NO SUIT SHALL BE MAINTAINED AGAINST THE VILLAGE OF LAZY

LAKE FOR DAMAGE ARISING OUT OF A FAILURE TO KEEP IN PROPER CONDITION ANY SIDEWALK, PAVEMENT, VIADUCT, BRIDGE, STREET, WATER OR WATERWAY, LAKE OR CANAL, OR OTHER PUBLIC PLACE, OR BY REASON OF ANY IMPUTED NEGLIGENCE OF SAID VILLAGE, IN ANY CASE, UNLESS IT SHALL BE MADE TO APPEAR THAT THE DAMAGE ALLEGED IS ATTRIBUTABLE TO THE NEGLIGENCE OF THE VILLAGE, AND THAT WRITTEN NOTICE OF SUCH DAMAGE WAS, WITHIN THIRTY DAYS AFTER THE RECEIVING OF THE INJURY ALLEGED, GIVEN TO THE VILLAGE COUNCIL WITH SUCH REASONABLE SPECIFICATIONS AS TO TIME AND PLACE AND WITNESSES AS WOULD ENABLE THE VILLAGE OFFICIALS TO INVESTIGATE THE MATTER.

SECTION 6. ALL PROPERTY, REAL OR PERSONAL, TANGIBLE AND INTANGIBLE, OWNED OR HEREAFTER ACQUIRED AND HELD BY THE VILLAGE, SHALL BE EXEMPT FROM ALL TAXATION LEVIED AND ASSESSED PURSUANT TO THE CONSTITUTION AND LAWS OF THE STATE OF FLORIDA, BY ANY TAXING UNIT.

SECTION 7. NO JUDGMENT OR DECREE, NO WRIT OF EXECUTION OR ANY OTHER WRIT ISSUED OR RENDERED AGAINST THE VILLAGE SHALL BE A LIEN UPON THE REAL OR PERSONAL PROPERTY NOW OWNED OR HEREAFTER ACQUIRED AND HELD BY THE VILLAGE. ALL PROPERTY, BOTH REAL AND PERSONAL, TANGIBLE AND INTANGIBLE, NOW OWNED OR HEREAFTER ACQUIRED AND HELD BY THE VILLAGE SHALL BE EXEMPT FROM SALE UNDER WRIT OF EXECUTION AND OTHER JUDICIAL SALE.

SECTION 8. THE OWNERS OF LANDS WITHIN THE LIMITS OF THE VILLAGE SHALL NOT SUBDIVIDE OR LAY OUT IN LOTS OR GROUNDS ANY OF THE LANDS WITHIN THE LIMITS OF THE VILLAGE, WITHOUT FIRST HAVING OBTAINED THE CONSENT AND WRITTEN AUTHORITY OF THE VILLAGE COUNCIL IN ACCORDANCE WITH ORDINANCES ESTABLISHED BY THE VILLAGE COUNCIL; NOTHING IN THIS SECTION OR THIS ACT SHALL BE CONSTRUED OR TAKEN SO AS TO GRANT THE VILLAGE ANY POWER OR RIGHT TO CHANGE, IMPAIR OR VIOLATE THE RESTRICTIONS RECORDED WITH THE PLAT OF THE SUBDIVISION OF LAZY LAKE, RECORDED IN PLAT BOOK 22, AT PAGE 35, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

SECTION 9. THAT ALL PERSONS, EXCEPT MEMBERS OF THE POLICE AND FIRE DEPARTMENTS, WHO HOLD OFFICE IN THE VILLAGE GOVERNMENT BY VIRTUE OF AN ELECTION BY THE PEOPLE OR AN ELECTION BY THE VILLAGE COUNCIL, OR WHO ARE APPOINTED TO ANY VILLAGE OFFICE WHETHER HEREIN DESIGNATED OR PRESCRIBED BY ORDINANCE PURSUANT TO THE PROVISIONS HEREOF, SHALL BE HELD AND DEEMED TO BE VILLAGE OFFICERS OF THE VILLAGE OF LAZY LAKE; AND NO ONE SHALL BE ELECTED OR APPOINTED TO A VILLAGE OFFICE SAVE AND EXCEPT THE OFFICE OF VILLAGE ATTORNEY, WHO IS NOT A LEGALLY QUALIFIED VOTER AND A FREEHOLDER (OWNER OF REAL PROPERTY WITHIN THE VILLAGE LIMITS) OF THE SAID VILLAGE.

THAT THE GOVERNMENT OF SAID VILLAGE SHALL BE VESTED IN A MAYOR, WHOSE COMPENSATION SHALL BE FIXED BY THE VILLAGE COUNCIL, TO HOLD OFFICE FOR A TERM OF

TWO (2) YEARS, AND A COMMON COUNCIL TO BE CALLED THE VILLAGE COUNCIL OF LAZY LAKE, CONSISTING OF FIVE (5) MEMBERS, TO HOLD OFFICE FOR A TERM OF TWO (2) YEARS. PROVIDED, HOWEVER, THAT CHAS. H. LINDFORS SHALL BE THE FIRST MAYOR OF THE VILLAGE, AND HIS TERM OF OFFICE SHALL BE FROM THE DATE THIS ACT BECOMES A LAW AND EXPIRE APRIL 1ST, 1954, AND THAT THE FOLLOWING PERSONS SHALL CONSTITUTE THE FIRST VILLAGE COUNCIL: JAMES FARQUHAR, GEORGE K. ROE, H. S. RATLIFF, THOMAS GATTLE, AND ANN URCHISON, AND THEIR TERMS OF OFFICE SHALL EXPIRE APRIL 1ST, 1954.

THAT THE FIRST VILLAGE COUNCIL, AS HEREINABOVE PROVIDED FOR, SHALL CALL A GENERAL ELECTION TO BE HELD NOT MORE THAN THREE (3) WEEKS OR LESS THAN TWO (2) WEEKS BEFORE APRIL 1ST, 1954, FOR THE PURPOSE OF ELECTING A MAYOR AND A VILLAGE COUNCIL. IN THIS ELECTION, THE MAYOR SHALL BE ELECTED FOR A TERM OF TWO (2) YEARS, AND THE MEMBERS OF THE VILLAGE COUNCIL SHALL BE ELECTED FOR A TERM OF TWO (2) YEARS. AFTER THE HOLDING OF THE FIRST ELECTION AS HEREINABOVE PROVIDED, A GENERAL ELECTION SHALL BE HELD TO FILL THE VACANCIES OCCURING AS TO THE MAYOR AND THE VILLAGE COUNCIL TWO (2) WEEKS PRIOR TO THE EXPIRATION OF THE SAID REGULAR TERMS OF OFFICE AS HEREIN PROVIDED.

SECTION 10. THE MAYOR AND THE VILLAGE COUNCIL SHALL BE QUALIFIED ELECTORS OF THE VILLAGE OF LAZY LAKE, AND SHALL BE OWNERS OF REAL PROPERTY EMBRACED WITHIN THE LIMITS OF THE VILLAGE OF LAZY LAKE. ANY MAYOR OR MEMBER OF THE VILLAGE COUNCIL WHO CEASES TO POSSESS THE QUALIFICATIONS WHICH ARE REQUIRED HEREIN, OR SHALL BE CONVICTED OF A FELONY, SHALL FORFEIT HIS OFFICE, AND IT SHALL BE THE DUTY OF THE REMAINING MEMBERS OF THE VILLAGE COUNCIL TO DECLARE THE OFFICE VACANT AND TO PROCEED TO FILL THE VACANCY AS HEREINAFTER PROVIDED IN THIS ACT.

ARTICLE II

OFFICERS

QUALIFICATIONS, TERMS, ETC.

SECTION 1. THE GOVERNMENT OF THE VILLAGE SHALL BE CARRIED ON BY THE FOLLOWING OFFICERS, TO WIT:

A MAYOR, WHO IS ALSO THE MUNICIPAL JUDGE, BUT NOT A MEMBER OF THE VILLAGE COUNCIL;

A VILLAGE COUNCIL, CONSISTING OF FIVE (5) MEMBERS, AS HEREIN PROVIDED;

A VILLAGE ATTORNEY, APPOINTED BY THE VILLAGE COUNCIL;

A VILLAGE CLERK, WHO SHALL ALSO BE THE VILLAGE TAX COLLECTOR, TAX ASSESSOR AND VILLAGE TREASURER. THE VILLAGE CLERK SHALL BE APPOINTED FROM TIME TO TIME BY THE

VILLAGE COUNCIL AS SAID COUNCIL MAY SEE FIT OR DEEM NECESSARY;

AND SUCH OTHER OFFICERS AS MAY BE CREATED BY ORDINANCE OF THE VILLAGE OF LAZY LAKE NOT INCONSISTENT HEREWITH, AND THEY SHALL PERFORM SUCH DUTIES AND RECEIVE SUCH COMPENSATION AS MAY BE PRESCRIBED BY THE RESOLUTIONS OF THIS VILLAGE, AND THE PROVISIONS OF THIS ACT; PROVIDED THAT THE MEMBERS OF THE VILLAGE COUNCIL AND THE MAYOR SHALL BE ELECTED BY THE DULY QUALIFIED VOTERS OF THE VILLAGE AT AN ELECTION CALLED AND HELD PURSUANT TO THE PROVISIONS HEREOF, AND OF THE VILLAGE ORDINANCES; AND THAT ALL OTHER OFFICERS OF SAID VILLAGE SHALL BE APPOINTED BY THE VILLAGE COUNCIL.

SECTION 2. THAT ALL ELECTIVE OFFICES SHALL BE FOR A TERM OF TWO (2) YEARS EXCEPT AS HEREINABOVE PROVIDED.

SECTION 3. IN THE EVENT OF A VACANCY OCCURING FOR ANY REASON WHATSOEVER IN THE MEMBERS OF THE VILLAGE COUNCIL, OR AS TO THE OFFICE OF MAYOR, EXCEPT AT THE CLOSE OF A REGULAR TERM, IT SHALL BE THE DUTY OF THE REMAINING MEMBERS OF THE VILLAGE COUNCIL AT THE NEXT REGULAR MEETING, OR AS SOON THEREAFTER AS POSSIBLE FOLLOWING THE DECLARATION OF SUCH VACANCY, TO SELECT A DULY QUALIFIED CITIZEN TO FILL SAID VACANCY UNTIL THE NEXT GENERAL ELECTION. IF A MAJORITY OF SAID REMAINING MEMBERS ARE UNABLE TO AGREE UPON THE SELECTION TO FILL SAID VACANCY AFTER TWO REGULAR MEETINGS HAVE BEEN HELD, THE VILLAGE COUNCIL SHALL CALL A SPECIAL ELECTION FOR THE PURPOSE OF FILLING SAID VACANCY UNTIL THE NEXT GENERAL ELECTION.

SECTION 4. NO PERSON SHALL BE QUALIFIED TO HOLD ANY OFFICE, ELECTIVE OR APPOINTIVE (EXCEPT AS TO THE VILLAGE ATTORNEY), WHO IS NOT A QUALIFIED VOTER AND THE OWNER OF REAL PROPERTY WITHIN THE LIMITS OF THE VILLAGE OF LAZY LAKE AT THE DATE THE TERM OF SAID OFFICE BEGINS. AND ANY PERSON WHO CEASES TO POSSESS THE QUALIFICATIONS WHICH ARE HEREIN REQUIRED SHALL FORFEIT HIS OFFICE. EACH OF THE SAID OFFICERS SHALL PERFORM THE DUTIES OF THEIR RESPECTIVE OFFICES AS ELSEWHERE PROVIDED IN THIS ACT, OR AS MAY BE PROVIDED BY ORDINANCE OR LAWS OF THE SAID VILLAGE, AND BEFORE ENTERING UPON THE DUTIES OF THEIR RESPECTIVE OFFICES, THEY SHALL EACH TAKE AND SUBSCRIDE TO THE FOLLOWING OATH: "I DO SOLEMNLY SWEAR OR AFFIRM THAT I WILL SUPPORT, PROTECT AND DEFEND THE CONSTITUTION AND GOVERNMENT OF THE UNITED STATES, THE STATE OF FLORIDA, AND THE VILLAGE OF LAZY LAKE, THAT I AM DULY QUALIFIED TO HOLD OFFICE UNDER THE CONSTITUTION OF THE UNITED STATES, AND THE CONSTITUTION OF THE STATE OF FLORIDA, AND THAT I WILL WELL AND FAITHFULLY PERFORM THE DUTIES OF MY OFFICE OF THE SAID VILLAGE OF LAZY LAKE UPON WHICH I AM ABOUT TO ENTER, SO HELP ME GOD."

SECTION 5. THE VILLAGE COUNCIL MAY REQUIRE SUCH BOND AS IT MAY FEEL IS NECESSARY FROM ANY OFFICER OR EMPLOYEE OF THE VILLAGE FOR THE FAITHFUL DISCHARGE BY SUCH OFFICER OR OFFICERS OF THEIR RESPECTIVE DUTIES.

ARTICLE III

THE MAYOR

HIS DUTIES, POWERS, ETC.

SECTION 1. THE MAYOR SHALL PERFORM SUCH DUTIES CONSISTENT WITH HIS OFFICE AS MAY BE IMPOSED BY THE VILLAGE COUNCIL, AND HE SHALL APPROVE ALL ORDINANCES ENACTED BY THE VILLAGE COUNCIL UNLESS IN HIS JUDGMENT THE SAME SHALL BE DETRIMENTAL TO THE BEST INTERESTS OF THE VILLAGE, IN WHICH CASE HE MAY RETURN SAME, WITH HIS OBJECTIONS IN WRITING TO THE VILLAGE COUNCIL, WITHOUT HIS APPROVAL. HE MAY MAKE RECOMMENDATIONS FROM TIME TO TIME TO THE VILLAGE COUNCIL FOR THE ENACTMENT OF SUCH LAWS OR THE ADOPTION OF SUCH RULES AND REGULATIONS FOR THE GOVERNMENT OF THE VARIOUS VILLAGE DEPARTMENTS AS WILL IN HIS JUDGMENT BEST PROMOTE THE INTERESTS OF THE VILLAGE, AND SHALL DO AND PERFORM ALL DUTIES IMPOSED UPON HIM BY ORDINANCES OF THE VILLAGE AND BY THIS CHARTER.

SECTION 2. IN CASE OF SICKNESS, ABSENCE OR DISQUALIFICATION OF THE MAYOR, THE PRESIDENT OF THE VILLAGE COUNCIL SHALL ACT FOR HIM AND PERFORM ALL HIS DUTIES, AND ALL SUCH ACTS OF THE PRESIDENT OF THE VILLAGE COUNCIL SHALL BE AS VALID AS THOUGH EXECUTED BY THE MAYOR, PROVIDED HOWEVER, THAT THIS PARAGRAPH SHALL NOT PREVENT THE MAYOR FROM APPOINTING SOME VILLAGE OFFICIAL TO ACT FOR HIM AS MUNICIPAL JUDGE.

SECTION 3. THE MAYOR SHALL HAVE THE POWER TO BID IN ALL PROPERTY FOR THE VILLAGE, AT ANY AND ALL JUDICIAL SALES, UNDER PROCESS OF LAW, WHERE THE VILLAGE IS A PARTY; HE SHALL SIGN ALL DEEDS, BONDS OR OTHER INSTRUMENTS OF WRITING TO WHICH THE VILLAGE IS A PARTY, WHEN AUTHORIZED SO TO DO BY THE VILLAGE COUNCIL.

SECTION 4. THE MAYOR MAY CALL SPECIAL MEETINGS OF THE VILLAGE COUNCIL UPON WRITTEN NOTICE TO EACH MEMBER SERVED PERSONALLY OR LEFT AT THE USUAL PLACE OF RESIDENCE OR BUSINESS. THE MAYOR SHALL, UPON WRITTEN REQUEST SIGNED BY ANY THREE (3) MEMBERS OF THE VILLAGE COUNCIL, CALL A SPECIAL MEETING OF THE VILLAGE COUNCIL IN ACCORDANCE WITH SAID REQUEST, AND SHALL SERVE NOTICE UPON THE REMAINING VILLAGE COUNCILMEN, NOT SIGNING SAID REQUEST, BY THE METHOD ABOVE MADE AND PROVIDED. ALL REGULAR MEETINGS OF THE VILLAGE COUNCIL SHALL BE PUBLIC, BUT THE MEMBERS OF THE COUNCIL MAY, BY A MAJORITY VOTE OF THOSE PRESENT, AT ANY REGULAR MEETING, GO INTO EXECUTIVE SESSION WHICH WILL NOT BE OPEN TO THE PUBLIC. SPECIAL

MEETINGS OF THE VILLAGE COUNCIL AND COMMITTEE MEETINGS SHALL NOT BE PUBLIC, UNLESS BY A MAJORITY VOTE OF THE MEMBERS OF THE VILLAGE COUNCIL OR MEMBERS OF THE COMMITTEE PRESENT AT ANY SUCH MEETING, IT IS DECIDED THAT SUCH MEETING SHALL BE OPEN TO THE PUBLIC. THE VILLAGE COUNCIL SHALL DETERMINE ITS OWN RULES AND ORDER OF BUSINESS, AND THE VILLAGE CLERK SHALL KEEP A MINUTE BOOK OF ITS PROCEEDINGS. THE MINUTES OF THE COUNCIL MEETINGS SHALL BE AVAILABLE FOR INSPECTION BY ANY CITIZEN AT ALL REASONABLE TIMES.

SECTION 5. THE MAYOR SHALL SERVE AS CEREMONIAL HEAD OF THE VILLAGE OF LAZY LAKE.

ARTICLE IV

THE VILLAGE COUNCIL

ITS ORGANIZATION, POWERS, ETC.

SECTION 1. THERE SHALL BE FIVE (5) MEMBERS OF THE VILLAGE COUNCIL ELECTED FROM THE VILLAGE AT LARGE FROM PERSONS QUALIFIED TO SERVE AS HEREIN PROVIDED, AND ALL OF THE QUALIFIED VOTERS OF THE ENTIRE VILLAGE SHALL BE ALLOWED TO VOTE FOR THE ELECTION OF ALL MEMBERS TO BE ELECTED TO THE VILLAGE COUNCIL. THE TERM OF OFFICE OF VILLAGE COUNCILMEN SHALL BE FOR TWO (2) YEARS NOT INCONSISTENT WITH PROVISIONS ELSEWHERE HEREIN CONTAINED. THIS PROVISION SHALL APPLY AFTER THE PROVISIONS HEREIN MADE FOR THE ELECTION OF THE FIRST VILLAGE MAYOR AND THE ELECTION OF THE FIRST VILLAGE COUNCIL, UNLESS A VACANCY OR VACANCIES EXIST, IN WHICH EVENT SUCCESSORS FOR THE FILLING OF ANY UNEXPIRED TERM OR TERMS SHALL BE SELECTED OR ELECTED AS HEREIN PROVIDED, IN ORDER TO CARRY OUT THE INTENT AND MEANING OF THIS ACT.

SECTION 2. THE VILLAGE COUNCIL SHALL BE THE JUDGE OF THE QUALIFICATIONS, ELECTION AND RETURNS OF ITS OWN MEMBERS; IT MAY ENACT RULES OF PROCEDURE AND MAY PRESCRIDE PENALTIES FOR THE NON-ATTENDANCE OR DISORDERLY CONDUCT OF ITS MEMBERS, AND ENFORCE THE SAME. FOUR-FIFTHS (4/5) OF ITS MEMBERS CONCURRING, IT MAY EXPEL A MEMBER FOR IMPROPER CONDUCT IN OFFICE. A MAJORITY OF THE MEMBERS OF THE COUNCIL SHALL BE NECESSARY TO CONSTITUTE A QUORUM FOR THE TRANSACTION OF ANY BUSINESS; BUT A SMALLER NUMBER MAY ADJOURN FROM TIME TO TIME, AND UNDER THE PROVISIONS OF ORDINANCES OR RULES OF PROCEDURE MAY COMPEL THE ATTENDANCE OF THE ABSENT MEMBERS BY THE IMPOSITION OF FINES OR PENALTIES.

SECTION 3. THE COUNCIL SHALL, BY RESOLUTION, DETERMINE THE NUMBER OF STANDING COMMITTEES, THE NUMBER OF WHICH EACH OF SAID COMMITTEES SHALL CONSIST, AND SHALL DESIGNATE THE DUTIES OF EACH; AND SHALL HAVE THE POWER TO APPOINT SPECIAL COMMITTEES AT ANY TIME, AND SHALL APPOINT THE STANDING COMMITTEES

ANNUALLY AS SOON AS THE ORGANIZATION IS COMPLETED, OR AS SOON THEREAFTER AS IS PRACTICABLE.

SECTION 4. THE COUNCIL SHALL, BY RESOLUTION, FIX THE SALARIES OF ALL OFFICERS AND EMPLOYEES OF THE MUNICIPALITY.

SECTION 5. THE COUNCIL SHALL HAVE THE POWER TO ENTER INTO CONTRACTS ON BEHALF OF THE VILLAGE, AND WHEN SO ENTERED INTO, THE SAME SHALL BE EXECUTED BY THE MAYOR, AND ATTESTED BY THE VILLAGE CLERK, WITH THE SEAL OF THE VILLAGE THEREUNTO AFFIXED.

SECTION 6. THE COUNCIL SHALL BY RESOLUTION FIX THE TIME FOR HOLDING REGULAR MEETINGS, AS WELL AS FIX THE NUMBER OF REGULAR MEETINGS TO BE HELD EACH YEAR, PROVIDED HOWEVER, THAT NO LESS THAN ONE REGULAR MEETING SHALL BE HELD EACH QUARTER.

SECTION 7. THE COUNCIL SHALL HAVE THE POWER, AND IS HEREBY AUTHORIZED AND EMPOWERED, TO CREATE SUCH OFFICES, AND TO APPOINT SUCH ADDITIONAL OFFICERS AND EMPLOYEES AS MAY IN ITS JUDGMENT BE NECESSARY FOR THE GOVERNMENT OF SAID VILLAGE. THE COUNCIL SHALL HAVE THE POWER TO ABOLISH AT ANY TIME ANY OFFICE CREATED BY IT; BUT IT SHALL NOT ABOLISH ANY OFFICE CREATED BY THIS ACT.

SECTION 8. A MAJORITY OF THE COUNCIL SHALL CONSTITUTE A QUORUM, BUT A LESS NUMBER MAY ADJOURN FROM DAY TO DAY, OR TIME TO TIME, AND COMPEL THE ATTENDANCE OF ABSENT MEMBERS IN SUCH MANNER AND UNDER SUCH PENALTIES AS SHALL BE PRESCRIBED BY ORDINANCE. THE AFFIRMATIVE VOTE OF THREE (3) MEMBERS SHALL BE NECESSARY TO ADOPT ANY RESOLUTION OR ORDINANCE. ANY PROPOSED RESOLUTION OR ORDINANCE SHALL BE INTRODUCED IN PRINTED OR WRITTEN FORM. NO ORDINANCE, EXCEPT AN EMERGENCY ORDINANCE, SHALL BE PASSED UNTIL IT SHALL HAVE BEEN READ AT TWO MEETINGS NOT LESS THAN TEN (10) DAYS APART. AN EMERGENCY ORDINANCE MAY BE PASSED UPON READING AT ONE MEETING, TO TAKE EFFECT IMMEDIATELY OR AT SUCH TIME AS SHALL BE DESIGNATED IN THE ORDINANCE.

SECTION 9. ALL ORDINANCES PASSED BY THE VILLAGE COUNCIL SHALL BECOME EFFECTIVE THIRTY (30) DAYS FROM THE DATE THEREOF, EXCEPT THAT THE VILLAGE COUNCIL MAY BY FOUR-FIFTHS (4/5) VOTE OF ALL OF THE MEMBERS, PASS EMERGENCY MEASURES TO TAKE EFFECT AT THE TIME INDICATED THEREIN.

SECTION 10. EVERY ORDINANCE AND RESOLUTION SHALL, UPON ITS FINAL PASSAGE, BE RECORDED IN A BOOK KEPT FOR THAT PURPOSE AND SHALL BE AUTHENTICATED BY THE SIGNATURES OF THE PRESIDING OFFICER AND THE VILLAGE CLERK OF THE VILLAGE COUNCIL. ALL SUCH ORDINANCES AND RESOLUTIONS SHALL BE MADE AVAILABLE FOR PUBLIC INSPECTION AT ANY REASONABLE TIME.

SECTION 11. THE COUNCIL SHALL HAVE THE POWER TO PASS SUCH ORDINANCES

AS THEY MAY DEEM NECESSARY FOR THE GOOD GOVERNMENT OF THE VILLAGE, AND TO ENFORCE SUCH ORDINANCES AS WELL AS THE PROVISIONS OF THIS ACT, AND TO PRESCRIBE FINES AND FORFEITURES FOR THE VIOLATIONS OF THE VILLAGE ORDINANCES, PROVIDING THAT NO PENALTY SO PRESCRIBED SHALL EXCEED FIVE HUNDRED DOLLARS ($500.00), OR NINETY (90) DAYS IMPRISONMENT, OR BOTH. THEY SHALL ALSO HAVE THE POWER TO REQUIRE ANY PERSON SENTENCED TO IMPRISONMENT FOR A VIOLATION OF A MUNICIPAL ORDINANCE TO WORK UPON THE STREETS OR IN ANY MUNICIPAL ACTIVITY.

SECTION 12. IT SHALL BE THE DUTY OF THE COUNCIL EACH YEAR TO AGREE TO A BUDGET OF EXPENSES FOR THE ENSUING YEAR, WHICH BUDGET SHALL SHOW THE ESTIMATED EXPENDITURES OF SAID VILLAGE FOR THE ENSUING YEAR, AND THE SAID BUDGET SHALL BE POSTED IN A PUBLIC PLACE, OR OTHERWISE MADE AVAILABLE TO THE CITIZENS OF THE VILLAGE OF LAZY LAKE SIXTY (60) DAYS BEFORE THE SAME IS ADOPTED. UPON THE REQUEST OF ANY QUALIFIED VOTER, THE VILLAGE COUNCIL SHALL HOLD A SPECIAL MEETING WHEREAT ANY AND ALL QUALIFIED VOTERS MAY ATTEND AND DISCUSS THE SAID BUDGET. IF THE MAJORITY OF SAID VOTERS OBJECT IN OPEN MEETING TO THE SAID BUDGET, THEN THE VILLAGE COUNCIL SHALL ADJUST THE BUDGET SO THAT THE MAJORITY OF VOTERS AT SAID MEETING INDICATE THEIR APPROVAL. AFTER THE ADOPTION OF SUCH BUDGET, THE VILLAGE COUNCIL SHALL HAVE THE POWER TO RAISE BY TAXES AND SUCH OTHER MEANS AVAILABLE, SUMS OF MONEY TO PAY THE EXPENDITURES PROPOSED IN SAID BUDGET. NO EXPENDITURES MAY BE MADE BY THE COUNCIL, NOR TAXES COLLECTED THEREFOR, UNLESS SAID EXPENDITURES WERE INCLUDED IN THE BUDGET AS HEREINABOVE PROVIDED FOR. IF ANY SUCH EXCESSIVE EXPENDITURES ARE MADE, THE MEMBERS OF THE VILLAGE COUNCIL SHALL BE HELD PERSONALLY LIABLE THEREFOR.

SECTION 13. THE VILLAGE COUNCIL MAY, BY ORDINANCE, GRANT PERMISSION TO ANY PERSON, INDIVIDUAL, FIRM OR CORPORATION, TO CONSTRUCT, OPERATE AND MAINTAIN ANY PUBLIC UTILITY IN, UPON, OR OVER THE STREETS AND PUBLIC SPACES OF THE VILLAGE; BUT NO SUCH GRANT OR RENEWAL OF ANY SUCH GRANT SHALL BE EFFECTIVE WITHOUT REFERENDUM OF THE PEOPLE, AT AN ELECTION TO BE CALLED AND HELD FOR THAT PURPOSE. THE PURPOSE, DATE, TIME AND PLACE FOR SUCH ELECTION SHALL BE POSTED AT A PUBLIC PLACE WITHIN THE VILLAGE AT LEAST THIRTY (30) DAYS PRIOR TO THE HOLDING OF SUCH ELECTION, AND THE VILLAGE COUNCIL SHALL HOLD A PUBLIC HEARING ON SUCH MATTER FOR ONE (1) DAY NOT LESS THAN TEN (10) DAYS PRIOR TO HOLDING OF THE ELECTION. THE NOTICE OF THE ELECTION HEREINABOVE PROVIDED FOR SHALL ALSO INCLUDE NOTICE OF THE DATE, TIME AND PLACE OF THE PUBLIC HEARING.

SECTION 14. NO SUCH GRANT OR FRANCHISE SHALL BE EXCLUSIVE, NOR SHALL IT BE MADE FOR A LONGER PERIOD THAN THIRTY (30) YEARS. ALL GRANTS OR RIGHTS TO MAKE EXTENSIONS OF ANY PUBLIC UTILITY SHALL BE SUBJECT, AS FAR AS PRACTICABLE,

TO THE TERMS OF THE ORIGINAL GRANT AND SHALL EXPIRE THEREWITH.

SECTION 15. IT SHALL BE PROVIDED IN EVERY SUCH GRANT OR FRANCHISE THAT UPON THE ANNEXATION OF ANY TERRITORY TO THE VILLAGE, THE PORTION OF SUCH UTILITY THAT MAY BE LOCATED WITHIN THE ANNEXED TERRITORY, OR UPON THE PUBLIC STREETS, ALLEYS, OR PUBLIC SPACES THEREOF, SHALL THEREAFTER BE SUBJECT TO ALL THE TERMS OF THE GRANT AS FULLY AS THOUGH BY EXPRESS EXTENSION OF SUCH FRANCHISE OR GRANT.

SECTION 16. ALL GRANTS AND FRANCHISES, AND RENEWALS OR EXTENSIONS THEREOF, SHALL BE SUBJECT TO THE RIGHT OF THE VILLAGE, WHETHER IN TERMS RESERVED THEREIN OR NOT, AT ALL TIMES TO CONTROL THE DISTRIBUTION OF SPACE IN, OVER, UNDER OR ACROSS STREETS, ALLEYS AND PUBLIC SPACES OCCUPIED OR USED BY THE PUBLIC UTILITY FIXTURES; AND WHEN IN THE OPINION OF THE VILLAGE COUNCIL THE PUBLIC INTEREST SO REQUIRES, THE COUNCIL MAY CAUSE SUCH FIXTURES TO BE REMOVED, RELOCATED, RECONSTRUCTED, ALTERED OR DISCONTINUED; AND SAID VILLAGE SHALL AT ALL TIMES HAVE THE POWER TO PASS AND ENFORCE ALL REGULATORY ORDINANCES AFFECTING SUCH UTILITIES, WHICH, IN THE OPINION OF THE VILLAGE COUNCIL ARE REQUIRED IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR CONVENIENCE.

SECTION 17. THE VILLAGE COUNCIL SHALL HAVE THE POWER TO HAVE THE VILLAGE ORDINANCES REVISED AND CODIFIED AND INDEXED UPON APPROVAL BY THE MAJORITY OF THE COUNCIL. WHEN SUCH ORDINANCES SHALL HAVE BEEN SO APPROVED AND PUBLISHED IN BOOK FORM, TYPED OR PRINTED, THE SAID CODE, WITH SUCH ADDITIONS OR CHANGES AS MAY FROM TIME TO TIME BE MADE THERETO, SHALL CONSTITUTE THE LAWS AND ORDINANCES OF THE VILLAGE AND SHALL BE IN FULL FORCE AND EFFECT UNTIL REPEALED. IT SHALL NOT BE NECESSARY TO PUBLISH SUCH CODIFICATION, BUT THE SAME SHALL BE MADE AVAILABLE TO THE PUBLIC AT ALL REASONABLE TIMES.

SECTION 18. THE COURTS OF THIS STATE SHALL TAKE JUDICIAL COGNIZANCE OF THE CODE AND ORDINANCES OF THE VILLAGE, AND A COPY THEREOF, OR ANY PART THEREOF, CERTIFIED BY THE VILLAGE CLERK, SHALL BE TAKEN AS EVIDENCE IN ANY TRIAL IN WHICH THE SAME MAY BE COMPETENT EVIDENCE, WITHOUT PROOF OF THE DUE PASSAGE AND APPROVAL OF THE SAID CODE AND ORDINANCES, OR ANY PART THEREOF.

SECTION 19. THE VILLAGE COUNCIL SHALL HAVE POWER TO FIX AND ESTABLISH A FIRE LIMIT WITHIN THE VILLAGE, AND TO PRESCRIBE RULES AND REGULATIONS FOR THE ERECTION AND REPAIR OF BUILDINGS WITHIN THE FIRE LIMIT ESTABLISHED, AND WITHIN THE VILLAGE FOR FIRE PROTECTION.

SECTION 20. THE VILLAGE COUNCIL SHALL HAVE POWER TO PASS ALL SUCH ORDINANCES AS MAY BE NECESSARY TO ESTABLISH QUARANTINE AND HEALTH REGULATIONS FOR THE VILLAGE, NOT INCONSISTENT WITH THE RULES AND REGULATIONS OF THE STATE BOARD OF HEALTH, AND ENFORCE THE SAME BY PENALTIES.

SECTION 21. THE VILLAGE COUNCIL MAY BORROW MONEY TO MEET THE CURRENT EXPENSES UP TO HALF OF THE TAXES ASSESSED FOR THE YEAR IN WHICH SUCH MONEY IS BORROWED, AND ISSUE NOTES THEREFOR SIGNED IN THE NAME OF THE VILLAGE BY THE VILLAGE CLERK, AND APPROVED BY THE MAYOR.

ARTICLE V

MUNICIPAL JUDGE

SECTION 1. APPOINTMENT AND SALARY. THE MAYOR OF THE VILLAGE OF LAZY LAKE IS HEREBY DESIGNATED AND APPOINTED AS THE MUNICIPAL JUDGE OF THE VILLAGE OF LAZY LAKE, TO SERVE AT A SALARY TO BE FIXED BY THE VILLAGE COUNCIL, AND ANY REFERENCE HEREINAFTER IN THIS ACT TO THE MUNICIPAL JUDGE OF THE VILLAGE OF LAZY LAKE SHALL REFER TO THE MAYOR OF THE VILLAGE OF LAZY LAKE.

SECTION 2. TERMS OF COURT. IT SHALL BE THE DUTY OF THE JUDGE OF THE MUNICIPAL COURT TO HOLD SUCH TERMS OF COURT AS ARE NECESSARY FOR THE TRIAL OF ALL PERSONS CHARGED WITH THE VIOLATION OF THE LAWS OF THE VILLAGE OF LAZY LAKE; TO PRESIDE AS JUDGE OF SAID COURT AND DETERMINE FROM THE EVIDENCE THE GUILT OR INNOCENCE OF THE ACCUSED; AND TO DO AND PERFORM ALL THE DUTIES AND EXERCISE ALL THE POWERS REQUIRED OF HIM OR CONFERRED UPON HIM BY THE CHARTER, LAWS AND ORDINANCES OF THE VILLAGE OF LAZY LAKE.

SECTION. 3. MAYOR'S COURT. (1). ESTABLISHED. THERE SHALL BE AND THERE IS HEREBY ESTABLISHED IN THE VILLAGE OF LAZY LAKE A MUNICIPAL COURT TO BE KNOWN AS THE MAYOR'S COURT OF THE VILLAGE OF LAZY LAKE, FLORIDA, FOR THE TRIAL OF ALL OFFENDERS AGAINST THE MUNICIPAL ORDINANCES.

(2). POWERS. THE MUNICIPAL JUDGE SHALL HAVE POWER BY HIS WARRANTS OR WARRANTS ISSUED IN HIS NAME TO HAVE BROUGHT BEFORE HIM ANY PERSON OR PERSONS CHARGED WITH THE VIOLATION OF THE VILLAGE ORDINANCES, AND SHALL HAVE EXCLUSIVE ORIGINAL JURISDICTION OVER ALL PROCEEDINGS OF A CRIMINAL NATURE FOR THE VIOLATION OF ANY ORDINANCE OF THE VILLAGE. THE MUNICIPAL JUDGE SHALL HAVE POWER AND AUTHORITY TO ISSUE AND CAUSE TO BE SERVED ANY AND ALL WRITS, WARRANTS AND PROCESSES NECESSARY FOR THE PREVENTION AND PUNISHMENT OF VIOLATIONS OF THE ORDINANCES AND LAWS OF THE VILLAGE OF LAZY LAKE. THE MUNICIPAL JUDGE SHALL HAVE POWER AND AUTHORITY TO TAKE BAIL FOR THE APPEARANCE OF AN ACCUSED PERSON, AND, IF SUCH PERSON FAILS TO APPEAR, TO DECLARE SUCH BOND OR SECURITY ESTREATED; TO REQUIRE THE ATTENDANCE OF WITNESSES FOR THE VILLAGE AND FOR THE ACCUSED PERSON; TO ADMINISTER OATHS, TAKE AFFIDAVITS, AND INQUIRE INTO THE TRUTH OR FALSITY OF ALL CHARGES PREFERRED; TO DECIDE ON THE GUILT OR INNOCENCE OF THE ACCUSED, AND FIX AND IMPOSE SUCH PENALTIES BY SENTENCES AS ARE PRESCRIBED AND PROVIDED UNDER THE ORDINANCES OF THE VILLAGE; AND HE SHALL HAVE ALL POWERS INCIDENTAL AND

USUAL TO THE DUE ENFORCEMENT OF THE VILLAGE ORDINANCES. THE MUNICIPAL JUDGE SHALL HAVE AUTHORITY TO PRESERVE ORDER AND DECORUM, AND SHALL BE VESTED WITH THE SAME POWERS TO PUNISH OFFENDERS BY CONTEMPT PROCEEDINGS AND FINE AND IMPRISONMENT AS ARE POSSESSED AND AUTHORIZED TO BE EXERCISED BY CRIMINAL COURTS WITHIN THE STATE.

(3). Issue Search Warrants. THE MUNICIPAL JUDGE SHALL HAVE POWER TO ISSUE SEARCH WARRANTS UNDER THE FOLLOWING CIRCUMSTANCES AND CONDITIONS, TO WIT:

(A). A SEARCH WARRANT CANNOT BE ISSUED EXCEPT UPON PROBABLE CAUSE, SUPPORTED BY AFFIDAVIT OR AFFIDAVITS, NAMING OR DESCRIBING THE PERSON, PLACE OR THING TO BE SEARCHED, AND PARTICULARLY DESCRIBING THE PROPERTY OR THING TO BE SEIZED; AND NO SEARCH WARRANT SHALL BE ISSUED IN BLANK. ALL SUCH WARRANTS SHALL BE RETURNED WITHIN TEN (10) DAYS AFTER ISSUANCE THEREOF.

(B). ANY SEARCH WARRANT ISSUED SHALL BE DIRECTED TO THE POLICE OF THE VILLAGE OF LAZY LAKE AND MAY BE SERVED BY ANY DULY QUALIFIED POLICE OFFICER. ANY PERSON AGGRIEVED BY ANY ACT OF THE OFFICER SERVING SUCH WARRANT MAY HAVE A RIGHT TO BRING SUIT AGAINST SUCH OFFICER, BUT NOT AGAINST THE VILLAGE OF LAZY LAKE.

(C). IN THE ISSUANCE, SERVING AND ADMINISTERING, AND ENFORCING OF SEARCH WARRANTS, THE MUNICIPAL JUDGE SHALL HAVE ALL OF THE POWERS AND AUTHORITY GRANTED BY, AND SHALL BE GOVERNED THEREIN BY, THE PROVISIONS OF THE GENERAL LAWS OF THE STATE OF FLORIDA; AND THE SERVING OFFICER SHALL HAVE ALL THE POWERS AND AUTHORITY GRANTED BY, AND SHALL BE GOVERNED BY, THE PROVISIONS OF THE GENERAL LAWS OF THE STATE OF FLORIDA.

(D). UPON THE RETURN OF THE WARRANT, THE OFFICER SHALL ATTACH THERETO OR THEREON A TRUE INVENTORY OF THE PROPERTY TAKEN UNDER THE WARRANT, AND AT THE FOOT OF THE INVENTORY SHALL VERIFY THE SAME BY AFFIDAVIT TAKEN BEFORE SOME OFFICER AUTHORIZED TO ADMINISTER OATHS OR BEFORE THE ISSUING OFFICER, SAID VERIFICATION TO BE TO THE FOLLOWING EFFECT:

> I, THE UNDERSIGNED OFFICER, BY WHOM THE ATTACHED SEARCH WARRANT WAS EXECUTED, DO SWEAR OR AFFIRM THAT THE ABOVE INVENTORY CONTAINS A TRUE AND DETAILED ACCOUNT OF ALL PROPERTY TAKEN BY ME ON SAID WARRANT.
>
> _____
> OFFICER EXECUTING THE SEARCH WARRANT

(E). WHOEVER SHALL KNOWINGLY AND WILFULLY OBSTRUCT, RESIST OR OPPOSE ANY OFFICER, OR PERSON AIDING SUCH OFFICER, IN SERVING OR ATTEMPTING TO SERVE OR EXECUTE ANY SEARCH WARRANT, OR SHALL ASSAULT, BEAT OR

WOUND ANY PERSON OR OFFICER, OR HIS DEPUTIES OR ASSISTANTS, KNOWING HIM TO BE SUCH OFFICER, OR PERSON SO AUTHORIZED, SHALL BE FINED NOT MORE THAN FIVE HUNDRED DOLLARS ($500.00) OR IMPRISONED FOR NOT MORE THAN SIXTY (60) DAYS.

(F). ANY PERSON WHO MALICIOUSLY AND WITHOUT PROBABLE CAUSE, PROCURES A SEARCH WARRANT TO BE ISSUED AND EXECUTED, SHALL BE FINED NOT MORE THAN FIVE HUNDRED DOLLARS ($500.00), OR IMPRISONED FOR NOT MORE THAN SIXTY (60) DAYS.

(G). DOCKETING CASES. THE MERE PLACING UPON THE OFFICIAL DOCKET OF THE MAYOR'S COURT A CHARGE OR VIOLATION OF THE VILLAGE ORDINANCES SHALL BE A SUFFICIENT CHARGE TO CAUSE A PERSON TO BE TRIED IN SUCH COURT, WITHOUT ANY AFFIDAVIT BEING MADE AS TO THE OFFENSE OR ANY WARRANT ISSUED FOR THE ARREST.

(H). CONFINEMENT OF PERSONS ARRESTED. ALL PERSONS ARRESTED SHALL BE CONFINED IN THE BROWARD COUNTY JAIL, OR SUCH OTHER PROPER PLACE, TO REMAIN THERE UNTIL A HEARING HAS BEEN HAD BEFORE THE MAYOR'S COURT, UNLESS SUCH PERSON OR PERSONS SHALL GIVE BOND OR OTHER SECURITY FOR THEIR RELEASE, IN WHICH EVENT SUCH PERSON MAY BE RELEASED TO APPEAR AT THE TIME SET FOR THE HEARING.

(I). BOND ESTREATED. WHENEVER ANY BOND IS TAKEN FOR THE APPEARANCE BEFORE THE MAYOR'S COURT OF ANY PERSON, AND THE SAID DEFENDANT SHALL FAIL TO APPEAR IN COURT AT THE TIME SPECIFIED, THE BOND OR SECURITY SHALL BE ESTREATED.

(J). TIME OF COURT. THE MAYOR'S COURT SHALL CONVENE AT SUCH TIME OR TIMES AS FIXED BY ORDINANCE OF THE VILLAGE COUNCIL. ALL PERSONS CONNECTED WITH ANY CASE SHALL BE REQUIRED TO BE PRESENT.

(K). PROCEDURE AND TRIAL. THE PROCEDURE AND TRIAL SHALL PROCEED IN ACCORDANCE WITH THE GENERAL LAWS OF THE STATE OF FLORIDA.

(L). DISPOSITION OF MONEYS COLLECTED AS FINES. ALL FINES, PENALTIES, FORFEITURES, AND FEES COLLECTED BY THE MAYOR'S COURT AND THE POLICE DEPARTMENT SHALL ACCRUE TO THE GENERAL FUND OF THE VILLAGE.

(M). LABOR REQUIRED OF PRISONERS. ALL PERSONS IMPRISONED AFTER CONVICTION IN THE MAYOR'S COURT, SHALL BE REQUIRED TO WORK FOR THE VILLAGE UNDER AND IN ACCORDANCE WITH THE PROVISIONS OF THE GENERAL LAWS OF THE STATE OF FLORIDA.

(N). APPEALS. ANY PERSON CONVICTED IN THE MAYOR'S COURT OF ANY OFFENSE SHALL HAVE THE RIGHT OF APPEAL IN ACCORDANCE WITH THE GENERAL LAWS OF THE STATE OF FLORIDA.

SECTION 4. THE MAYOR'S COURT SHALL HAVE AUTHORITY TO PRESERVE ORDER AND DECORUM, AND SHALL BE VESTED WITH THE SAME POWERS TO THAT END, BY FINE AND IMPRISONMENT AS ARE POSSESSED AND AUTHORIZED TO BE EXERCISED BY CRIMINAL COURTS OF RECORD WITHIN THE STATE.

ARTICLE VI

CITY ATTORNEY

THE VILLAGE COUNCIL MAY APPOINT A LAWYER ADMITTED TO PRACTICE IN THE COURTS OF THE STATE, AS CITY ATTORNEY, WHO SHALL HOLD OFFICE DURING THE PLEASURE OF THE COUNCIL, AND ACT AS THE LEGAL ADVISOR TO, AND ATTORNEY AND COUNSELLOR FOR THE MUNICIPALITY AND ALL OF ITS OFFICERS, IN MATTERS RELATING TO THEIR OFFICIAL DUTIES.

ARTICLE VII

POLICE DEPARTMENT

SECTION 1. THERE SHALL BE AND THERE IS HEREBY CREATED A POLICE DEPARTMENT OF THE VILLAGE OF LAZY LAKE, THE MEMBERS OF WHICH POLICE DEPARTMENT SHALL BE APPOINTED BY THE VILLAGE COUNCIL OF THE VILLAGE OF LAZY LAKE, AND THE COMPENSATION TO BE PAID THE SAID POLICE OFFICERS SHALL BE FIXED BY ORDINANCE OR RESOLUTION.

SECTION 2. ANY DULY APPOINTED MEMBER OF THE POLICE DEPARTMENT SHALL HAVE POWER AND AUTHORITY TO IMMEDIATELY ARREST, WITH OR WITHOUT WARRANT, AND TAKE INTO CUSTODY ANY PERSON WHO SHALL COMMIT, THREATEN OR ATTEMPT TO COMMIT, IN HIS PRESENCE OR WITHIN HIS VIEW, ANY OFFENSE PROHIBITED BY THE ORDINANCES AND LAWS OF THE VILLAGE, AND WITHOUT UNNECESSARY DELAY, BRING THE OFFENDERS BEFORE THE MAYOR'S COURT TO BE DEALT WITH ACCORDING TO LAW. THE VILLAGE COUNCIL MAY PRESCRIBE SUCH OTHER ADDITIONAL DUTIES AND SERVICES TO BE RENDERED AS IT MAY DEEM NECESSARY.

ARTICLE VIII

CLERK, TAX COLLECTOR AND TREASURER

POWERS, DUTIES, ETC.

SECTION 1. THE OFFICES OF THE VILLAGE CLERK, TAX COLLECTOR AND TREASURER, SHALL BE HELD BY ONE AND THE SAME PERSON; PROVIDED, HOWEVER, THAT THE TAX ASSESSOR AND THE TAX COLLECTOR IN AND FOR BROWARD COUNTY MAY, IN ACCORDANCE WITH ALL GENERAL AND SPECIAL LAWS AND AMENDMENTS THERETO, ASSESS AND COLLECT VILLAGE TAXES ON BEHALF OF THE VILLAGE OF LAZY LAKE. THE POWERS AND DUTIES OF THESE OFFICES SHALL BE FIXED AND CHANGED FROM TIME TO TIME BY THE VILLAGE COUNCIL.

ARTICLE IX

REVENUE AND TAXATION

SECTION 1. ALL PROPERTY, REAL AND PERSONAL, IN THE VILLAGE OF LAZY LAKE, NOT EXPRESSLY EXEMPT BY THE LAWS OF THE STATE OF FLORIDA, SHALL BE SUBJECT TO TAXATION FOR VILLAGE PURPOSES, PROVIDED HOWEVER, DURING THE TERM OF THE FIRST TEN (10) YEARS FOLLOWING THE ENACTMENT OF THIS CHARTER TAXES ON BOTH REAL AND PERSONAL PROPERTY SHALL BE LIMITED TO TEN DOLLARS ($10.00) EACH FISCAL YEAR OF THE VILLAGE UPON EACH LOT, PARCEL, OR PIECE OF LAND AND THE PERSONAL PROPERTY CONTAINED THEREON. PROVIDED, HOWEVER, THAT THE LIMITATION OF TEN DOLLARS ($10.00) MAY BE INCREASED BY SUBMITTING THE AMOUNT OF SAID PROPOSED INCREASE TO THE QUALIFIED VOTERS BY REFERENDUM AT THE TIME OF ANY GENERAL ELECTION. SUCH REFERENDUM ELECTION SHALL BE CALLED BY ORDINANCE OR RESOLUTION OF THE VILLAGE COUNCIL, AND A NOTICE THEREOF PUBLISHED BY POSTING IN A PUBLIC PLACE IN THE SAME MANNER AS REQUIRED HEREIN FOR THE HOLDING OF GENERAL ELECTIONS. SUCH NOTICE SHALL CONTAIN A FULL STATEMENT AS TO THE AMOUNT OF THE INCREASE AND THE PURPOSE THEREOF. THE LIMITATION UPON TAXATION HEREIN PROVIDED FOR SHALL NOT APPLY TO LICENSES AND FRANCHISES.

SECTION 2. TAXES ASSESSED AGAINST THE REAL AND PERSONAL PROPERTY WITHIN THE VILLAGE SHALL BE RECORDED IN A BOOK PROVIDED FOR THAT PURPOSE, WHEREIN EACH LOT OR PARCEL OF LAND, AND THE PERSONAL PROPERTY TAXED, SHALL BE LISTED. THERE SHALL BE STATED THEREIN SAID NAME AND LAST KNOWN ADDRESS OF EACH PROPERTY OWNER AND THE AMOUNT OF THE TAX ASSESSED. THERE SHALL ALSO BE PROVIDED A PROPER SPACE FOR ENTERING THE DATE AND AMOUNT OF TAXES PAID OPPOSITE EACH ASSESSMENT. THIS BOOK SHALL BE DESIGNATED AS THE TAX ASSESSMENT ROLL (YEAR INDICATED) OF THE VILLAGE OF LAZY LAKE.

SECTION 3. THE TAX ASSESSOR SHALL PREPARE THE TAX ASSESSMENT ROLL AND PRESENT THE SAME TO THE VILLAGE COUNCIL ON THE FIRST DAY OF JULY OF EACH AND EVERY YEAR. THE COUNCIL SHALL CONVENE AND ACT AS A BOARD OF EQUALIZATION UPON THE SECOND MONDAY IN AUGUST, AND NOTICE OF THE HOLDING OF SUCH MEETING SHALL BE PUBLISHED BY POSTING IN A PUBLIC PLACE WITHIN THE VILLAGE. THE PROPERTY OWNERS SHALL HAVE A RIGHT TO VIEW THE TAX ASSESSMENT ROLL AT ANY TIME AND ALSO SHALL HAVE THE RIGHT TO REGISTER COMPLAINTS, IF ANY, AT THE MEETING OF THE BOARD OF EQUALIZATION.

SECTION 4. AFTER THE SAID ASSESSMENT ROLL SHALL HAVE BEEN REVISED AND EQUALIZED, THE SAME SHALL BE RETURNED TO THE TAX ASSESSOR WITH A CERTIFICATE OF THE PRESIDENT AND CLERK OF THE VILLAGE COUNCIL THAT THE SAME HAS BEEN REVISED AND EQUALIZED, AND THEREAFTER THE VALUES FIXED AND THE TAXES ASSESSED

SHALL NOT BE CHANGED.

Section 5. ALL TAXES SHALL BE A LIEN AGAINST THE PROPERTY UPON WHICH THEY ARE LEVIED OR ASSESSED FROM THE FIRST DAY OF JANUARY OF THE YEAR IN WHICH SUCH LEVY AND ASSESSMENT IS MADE, AND SHALL BE DUE AND PAYABLE ON THE FIRST DAY OF NOVEMBER IN SUCH YEAR, OR AS SOON THEREAFTER AS THE ASSESSMENT ROLL MAY COME INTO THE HANDS OF THE TAX COLLECTOR. ALL MUNICIPAL TAXES SHALL BE SUBJECT TO THE FOLLOWING DISCOUNTS, TO WIT: IF PAID DURING NOVEMBER, FOUR PERCENT (4%); IF PAID DURING DECEMBER, THREE PERCENT (3%); IF PAID DURING JANUARY, TWO PERCENT (2%); IF PAID DURING FEBRUARY, ONE PERCENT (1%). NO DISCOUNT SHALL BE ALLOWED IF PAID DURING MARCH OR THEREAFTER.

Section 6. IF ANY TAXES UPON REAL ESTATE SHALL NOT BE PAID BEFORE THE FIRST DAY OF APRIL OF ANY YEAR IMMEDIATELY FOLLOWING THE YEAR FOR WHICH THE SAME WERE ASSESSED, THE TAX COLLECTOR SHALL ADVERTISE AND SELL THE SAID REAL ESTATE IN THE FOLLOWING MANNER: HE SHALL MAKE OUT A STATEMENT OF ALL SUCH REAL ESTATE, SPECIFYING THE AMOUNT DUE ON EACH PARCEL, TOGETHER WITH THE COST OF ADVERTISING AND EXPENSE OF SALE, IN THE SAME ORDER IN WHICH THE LAND WAS ASSESSED, AND SUCH LIST SHALL BE PUBLISHED BY POSTING THE SAME FOR FOUR (4) WEEKS PRIOR TO THE DATE OF SALE IN A PUBLIC PLACE WITHIN THE VILLAGE. HE SHALL INCLUDE IN SUCH NOTICE THE TIME AND PLACE WHERE SUCH SALE WILL BE HELD. A COPY OF THE SAID NOTICE SHALL BE FILED IN THE OFFICE OF THE VILLAGE CLERK WITHIN TEN (10) DAYS AFTER THE SALE.

Section 7. WHEN LANDS ARE ADVERTISED FOR SALE AS HEREIN PROVIDED FOR, THERE SHALL BE ADDED TO EACH PARCEL THE SUM OF TWO DOLLARS ($2.00) TO COVER ADVERTISING, EXPENSES, AND CERTIFICATE OF THE SALE.

Section 8. UPON THE DATE AND HOUR SET FOR THE SALE OF LANDS FOR DELINQUENT TAXES, THE TAX COLLECTOR SHALL COMMENCE THE SALE OF THOSE LANDS ON WHICH TAXES HAVE NOT BEEN PAID AS AFORESAID, AND SHALL CONTINUE THE SAME FROM DAY TO DAY UNTIL SO MUCH OF EACH PARCEL THEREOF SHALL HAVE BEEN SOLD AS SHALL BE SUFFICIENT TO PAY THE TAXES AND COSTS AND CHARGES THEREON, AND IN CASE THERE IS NO BID SUFFICIENT TO PAY THE TAXES, COSTS, AND CHARGES ON ANY PARCEL, THE WHOLE SHALL BE BID OFF BY THE TAX COLLECTOR FOR THE VILLAGE.

Section 9. THE LAND SHALL BE STRUCK OFF TO THE PERSON WHO WILL PAY THE TAX, COSTS AND CHARGES FOR THE LEAST PORTION OF THE LAND. ALL SALES SHALL BE FOR CASH, AND IN ALL CASES WHERE PAYMENT IS NOT MADE WITHIN TWENTY-FOUR (24) HOURS, THE TAX COLLECTOR MAY DECLARE THE BID CANCELLED AND SELL THE LAND AGAIN.

Section 10. AT THE SALE AFORESAID, THE TAX COLLECTOR SHALL GIVE THE PURCHASER A CERTIFICATE OF SUCH SALE, DESCRIBING THE LANDS PURCHASED AND THE

AMOUNT PAID THEREFOR, WHICH CERTIFICATE SHALL BE IN APPROPRIATE FORM TO BE PRESCRIBED AND ADOPTED BY THE TAX COLLECTOR.

SECTION 11. A COMPLETE, DETAILED AND APPROPRIATE ACCOUNT OF THE SALE SHALL BE PREPARED IN DUPLICATE BY THE TAX COLLECTOR AND FILED WITH THE VILLAGE CLERK.

SECTION 12. THE HOLDER OF ANY CERTIFICATE OF TAX SALE OF LANDS FOR THE FAILURE TO PAY THE TAXES, COSTS AND CHARGES THEREON, SHALL HAVE ALL OF THE RIGHTS, PRIVILEGES, AND BE ACCORDED ALL OF THE RIGHTS AND PRIVILEGES PROVIDED FOR UNDER THE GENERAL LAWS OF THE STATE OF FLORIDA GOVERNING THE SALE OF LANDS FOR THE FAILURE TO PAY TAXES, COSTS AND CHARGES ASSESSED AGAINST SAME, WHEN NOT IN CONFLICT WITH THE TERMS OF THIS ACT.

SECTION 13. ALL TAX SALE CERTIFICATES ISSUED TO THE VILLAGE SHALL BE HELD BY THE VILLAGE CLERK FOR REDEMPTION OR SALE, AND ALL REDEMPTION OF LANDS SOLD FOR TAXES, WHETHER CERTIFIED OR SOLD TO THE VILLAGE OR SOLD TO INDIVIDUALS, SHALL BE MADE THROUGH THE VILLAGE CLERK.

SECTION 14. THE ORIGINAL OWNERS OF LANDS SOLD FOR TAXES SHALL HAVE ALL OF THE RIGHTS OF REDEMPTION PROVIDED FOR AND GRANTED UNDER THE PROVISIONS OF THE GENERAL LAWS OF THE STATE OF FLORIDA PERTAINING TO LANDS SOLD FOR DELINQUENT TAXES, WHEN NOT IN CONFLICT WITH THE TERMS OF THIS ACT.

ARTICLE X

ELECTIONS

SECTION 1. ALL GENERAL AND SPECIAL ELECTIONS, UNLESS OTHERWISE PROVIDED IN THE ACT, SHALL BE CALLED BY PROCLAMATION OF THE MAYOR, PUBLISHED BY POSTING THE SAME IN A CONSPICUOUS PLACE WITHIN THE VILLAGE FOR TWO (2) WEEKS PRIOR TO THE DATE SET FOR HOLDING SAID ELECTION.

SECTION 2. THE TIME AND MANNER OF QUALIFYING AS A CANDIDATE FOR THE OFFICE OF VILLAGE COUNCILMAN, AND FOR THE OFFICE OF MAYOR, IN ANY ELECTION SHALL BE REGULATED BY ORDINANCE OF THE VILLAGE OF LAZY LAKE, BUT ONLY SUCH QUALIFIED PERSONS AS HEREIN PROVIDED FOR SHALL BE ELIGIBLE TO BECOME A CANDIDATE.

THE NAMES OF ALL CANDIDATES WHO QUALIFY FOR SUCH ELECTIONS SHALL BE PRINTED UPON AN ELECTION BALLOT. IT SHALL NOT BE NECESSARY TO HOLD A PRIMARY ELECTION. CANDIDATES QUALIFYING FOR THE OFFICE OF MAYOR CANNOT ALSO QUALIFY IN THE SAME ELECTION FOR THE OFFICE OF COUNCILMAN.

SECTION 3. THE FIRST GENERAL MUNICIPAL ELECTION SHALL BE HELD AS ELSEWHERE IN THIS ACT PROVIDED. THEREAFTER, THE GENERAL MUNICIPAL ELECTION SHALL BE HELD NOT MORE THAN THREE (3) WEEKS, AND NOT LESS THAN TWO (2) WEEKS, BEFORE APRIL 1ST OF EACH YEAR BEGINNING WITH THE YEAR 1956. NO PERSON SHALL BE ALLOWED

TO VOTE IN ANY ELECTION WHO IS NOT A QUALIFIED VOTER OF THE VILLAGE, AND WHO HAS NOT RESIDED IN THE VILLAGE FOR SIX (6) MONTHS AND IN THE STATE OF FLORIDA FOR TWELVE (12) MONTHS IMMEDIATELY PRECEDING SUCH ELECTION, AND WHO IS NOT A REGISTERED VOTER OF SAID VILLAGE IN SUCH MANNER AS PRESCRIBED BY ORDINANCE. THE VILLAGE COUNCIL SHALL PRESCRIBE BY ORDINANCE THE METHOD AND MANNER OF HOLDING ALL ELECTIONS IN SAID VILLAGE, AND SHALL PROVIDE WHEN AND HOW SPECIAL ELECTIONS SHALL BE CALLED AND HELD, WHICH ARE NOT PROVIDED BY THE TERMS OF THIS CHARTER, AND ALL ELECTIONS SHALL BE CONDUCTED SUBSTANTIALLY ON THE PRINCIPLE ADOPTED FOR STATE ELECTIONS INSOFAR AS THERE ARE NO CONFLICTS WITH THE TERMS OF THIS CHARTER.

SECTION 4. THE VILLAGE CLERK SHALL BE THE REGISTRATION OFFICER FOR THE VILLAGE, AND SHALL REGISTER ALL PERSONS APPLYING TO HIM IN ACCORDANCE WITH THE VILLAGE ORDINANCE PRESCRIBING THE METHOD OF REGISTRATION. THE REGISTRATION BOOK SHALL BE KEPT OPEN AT ALL REASONABLE TIMES, EXCEPT THAT THE SAME SHALL BE CLOSED FIFTEEN (15) DAYS BEFORE ANY VILLAGE ELECTION, UNLESS OTHERWISE PROVIDED FOR IN THIS CHARTER.

SECTION 5. THE PAYMENT OF POLL TAXES TO THE STATE OF FLORIDA OR COUNTY OF BROWARD SHALL NOT BE PREREQUISITE FOR VOTING IN ANY MUNICIPAL ELECTION OF THE VILLAGE OF LAZY LAKE, FLORIDA.

SECTION 6. THE POLLS SHALL BE OPEN AT SEVEN O'CLOCK A. M. EASTERN STANDARD TIME, AND CLOSE AT SEVEN O'CLOCK P. M. EASTERN STANDARD TIME. THE RESULT OF THE VOTING, WHEN ASCERTAINED, SHALL BE CERTIFIED BY RETURN IN DUPLICATE, SIGNED BY THE CLERK AND THE MAJORITY OF THE INSPECTORS OF THE ELECTION, ONE COPY DELIVERED TO THE MAYOR, AND THE OTHER TO THE VILLAGE CLERK, BOTH OF WHOM SHALL TRANSMIT SUCH RETURNS TO THE VILLAGE COUNCIL AT A CALLED MEETING TO BE HELD NOT LATER THAN THREE (3) DAYS AFTER SUCH ELECTION. AT SUCH MEETING, THE VILLAGE COUNCIL SHALL CANVASS THE RETURNS, AND IN ABSENCE OF A DECLARATION OF CONTEST BY ANY OF THE CANDIDATES IN SUCH ELECTION, SHALL DECLARE THE RESULT OF THE ELECTION AS SHOWN BY THE RETURNS MADE BY THE CLERK AND INSPECTORS. THE VILLAGE CLERK SHALL WITHIN TWO (2) DAYS THEREAFTER FURNISH EACH PERSON SHOWN TO HAVE BEEN ELECTED A CERTIFICATE THEREOF. A TIE BETWEEN TWO OR MORE CANDIDATES SHALL BE DETERMINED AS PRESCRIBED BY ORDINANCE. THE CANDIDATES RECEIVING THE HIGHEST NUMBER OF VOTES SHALL BE DETERMINED TO HAVE BEEN ELECTED.

ARTICLE XI

IMPROVEMENTS, ASSESSMENTS AGAINST PROPERTY

SECTION 1. THAT THE VILLAGE OF LAZY LAKE, FLORIDA, IS HEREBY AUTHORIZED AND EMPOWERED TO MAKE SUCH IMPROVEMENTS WITHIN THE VILLAGE AS THE VILLAGE

COUNCIL SHALL DEEM NECESSARY AND THE VILLAGE OF LAZY LAKE SHALL HAVE ALL THE POWERS, PRIVILEGES AND PROVISIONS OF THE GENERAL LAWS OF THE STATE OF FLORIDA AS THE SAME PROVIDE FOR MAKING LOCAL IMPROVEMENTS, AND THE SAME SHALL BE AN ADDITIONAL AND ALTERNATIVE METHOD FOR MAKING LOCAL IMPROVEMENTS IN SAID MUNICIPALITY.

ARTICLE XII

MISCELLANEOUS

SECTION 1. THAT THE VILLAGE OF LAZY LAKE IS NOT AUTHORIZED AND SHALL NOT BE EMPOWERED TO ISSUE BONDS FOR ANY FUNDED INDEBTEDNESS.

SECTION 2. THAT THE FIRST FISCAL PERIOD OF THE VILLAGE OF LAZY LAKE SHALL COMMENCE WITH THE ENACTMENT OF THIS CHARTER AND END ON MARCH 31ST, 1954. THEREAFTER, THE FISCAL YEAR OF THE VILLAGE OF LAZY LAKE SHALL COMMENCE ON THE FIRST DAY OF APRIL AND END UPON THE LAST DAY OF MARCH OF EACH YEAR, AND WHENEVER THE WORD "YEAR" APPEARS IN THIS ACT, IT SHALL BE CONSTRUED AS MEANING THE FISCAL YEAR OF SAID VILLAGE UNLESS OTHERWISE INDICATED.

SECTION 3. THAT, IF FOR ANY REASON, ANY SECTION OR PROVISION OF THIS ACT SHALL BE ADJUDGED UNCONSTITUTIONAL OR OTHERWISE INOPERATIVE, SUCH FACTS SHALL NOT BE HELD TO AFFECT ANY OTHER SECTION OR PROVISION OF THIS ACT, BUT SUCH OTHER SECTIONS OR PROVISIONS SHALL REMAIN IN FULL FORCE AND EFFECT AS IF THE SECTIONS OR PROVISIONS ADJUDGED UNCONSTITUTIONAL OR INOPERATIVE HAD NOT BEEN ORIGINALLY INCORPORATED IN THIS ACT.

SECTION 4. THAT THE VILLAGE OF LAZY LAKE SHALL HAVE ALL THE POWER, PRIVILEGES AND PROVISIONS OF THE GENERAL LAWS OF THE STATE OF FLORIDA GOVERNING CITIES, TOWNS AND VILLAGES, WHEN NOT IN CONFLICT WITH THE TERMS OF THIS ACT, AND THE SAME ARE HEREBY MADE A PART OF THIS CHARTER.

SECTION 5. THAT ALL LAWS AND PARTS OF LAWS IN CONFLICT WITH THE PROVISIONS OF THIS ACT, BE, AND THE SAME ARE, HEREBY REPEALED.

SECTION 6. THIS ACT SHALL BECOME EFFECTIVE UPON ITS APPROVAL BY THE GOVERNOR, OR UPON ITS BECOMING A LAW WITHOUT SUCH APPROVAL.

BECAME A LAW WITHOUT THE GOVERNOR'S APPROVAL.

FILED IN OFFICE SECRETARY OF STATE JUNE 3, 1953.

STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS
NOTICE OF INTENT TO FIND THE VILLAGE OF LAZY LAKE COMPREHENSIVE PLAN IN COMPLIANCE
DOCKET NO. 88-NOI-0615-(I)

The Department gives notice of its intent to find the Village of Lazy Lake Comprehensive Plan IN COMPLIANCE pursuant to Section 163.3184, F.S.

The adopted Village of Lazy Lake Comprehensive Plan, and the Department's Objections, Recommendations, and Comments Report, are available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the City Hall, 2240 Lazy Lane, Lazy Lake, Florida 33305.

Any affected person, as defined in Section 163.3184, F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Village of Lazy Lake Comprehensive Plan is in compliance, as defined in Subsection 163.3184 (1), F.S. The petition must be filed within twenty-one (21) days after publication of this notice, and must include all of the information and contents described in Rule 9J-11.012 (8), F.A.C. The petition shall be filed with the Agency Clerk, Department of Community Affairs, 2740 Centerview Drive, Tallahassee, Florida 32399-2100. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceedings as a petitioner under Section 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least five (5) days before the final hearing and must include all of the information and contents described in Rule 22I-6.010, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Administration, 1230 Apalachee Parkway, Tallahassee, Florida 32399. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Section 120.57, F.S., or to participate in the administrative hearing.

-s-Paul R. Bradshaw
Department of Community Affairs
Division of Resource Planning
and Management
2740 Centerview Drive
Tallahassee, Florida 32399-2100