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VILLAGE OF ESTERO, FLORIDA

ORDINANCE NO. 2019 - 15

**AN ORDINANCE OF THE VILLAGE COUNCIL OF THE
VILLAGE OF ESTERO, FLORIDA, REPEALING SOLID
WASTE PROVISIONS OF THE LEE COUNTY CODE
PREVIOUSLY ADOPTED BY REFERENCE; AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the Village of Estero was incorporated by referendum held on November 4, 2014; and

WHEREAS, the Charter of the Village of Estero (“Charter”) at Section 11, “General Provisions,” paragraph (5) “Transitional Ordinances and Resolutions,” provides that all applicable lawful Lee County ordinances currently in place at the time of passage of the referendum, unless specifically referenced in the Charter, shall remain in place unless rescinded by the Village Council or unless they are in conflict with an ordinance, rule or regulation of the Village; and

WHEREAS, the Village Council has determined that it is in the best interests and welfare of the Village and its residents to revise certain provisions of the Lee County Code to specifically apply to the Village.

NOW, THEREFORE, be it ordained by the Village Council of the Village of Estero, Florida:

Section 1. Lee County Code Sections repealed.

The following sections were included in the Code of Laws and Ordinances, of the Village of Estero, Florida by virtue of their inclusion in the Lee County Code are hereby rescinded and repealed as ordinances of the Village of Estero:

1. Chapter 22 Health and Sanitation, article VI, Lee County Mandatory Solid Waste Collection and Disposal Benefit Unit.
2. Chapter 22 Health and Sanitation, article VIIB, Lee County Solid Waste Disposal Facilities Benefit Unit.
3. Chapter 22 Health and Sanitation, Article VIII, Hazardous Materials Incidents Cost Recovery.

Words underlined are additions; Words ~~struck through~~ are deletions.

43 This ordinance is not intended to affect the validity of these provisions as laws of Lee
44 County.

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46 **Section 2. Effective Date.**

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48 This ordinance shall become effective immediately upon adoption.

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50 **PASSED** on first reading this 10th day of July, 2019.

51
52 **PASSED AND ADOPTED BY THE VILLAGE COUNCIL** of the Village of Estero,
53 Florida this ____ day of ____, 2019.

54
55 Attest: **VILLAGE OF ESTERO, FLORIDA**

56
57
58 By: _____ By: _____
59 Kathy Hall, MMC, Village Clerk Bill Ribble, Mayor

60
61 Reviewed for legal sufficiency:
62
63
64 By: _____
65 Burt Saunders, Esq., Village Attorney

66			
67			
68	Vote:	AYE	NAY
69	Mayor Ribble	_____	_____
70	Vice Mayor Errington	_____	_____
71	Councilmember Batos	_____	_____
72	Councilmember Boesch	_____	_____
73	Councilmember Levitan	_____	_____
74	Councilmember McLain	_____	_____
75	Councilmember Wilson	_____	_____

Words underlined are additions; Words ~~struck through~~ are deletions.