



Cindy Stuart

CLERK OF COURT & COMPTROLLER
HILLSBOROUGH COUNTY

April 25, 2022

JANET M TASHNER, GENERAL COUNSEL
FLORIDA LEGISLATURE OFFICE OF PROGRAM POLICY
ANALYSIS AND GOVERNMENT ACCOUNTABILITY
111 WEST MADISON STREET STE 312
TALLAHASSEE FLORIDA 32399-1475

Re: Ordinance #22-9
Ordinance Levying a One Percent (1%) Discretionary Transportation System Sales Surtax for Thirty Years Commencing January 1, 2023, Subject to the Approval By a Majority Vote of the Electorate of Hillsborough County

Dear Ms. Tashner:

Pursuant to Section 212.054(7) Florida Statutes, please find a copy of Ordinance #22-9, which was adopted by the Board of County Commissioners on April 20, 2022. We are also forwarding acknowledgement received from the Secretary of State. This ordinance has an effective date of April 21, 2022.

Lastly, in accordance with applicable law, the Ordinance calls for a referendum on the Surtax to be held on November 8, 2022. If I can provide additional information or be of further assistance, please do not hesitate to contact me.

Sincerely,

Sharon Sweet-Grant,
Manager, BOCC Records/VAB

md

Attachment

Certified Mail Receipt # 7013 3020 0001 2117 7979

cc: Board files (orig.)
Amy Barrow, Florida Department of Revenue, General Tax Administration Revenue Accounting Unit (original letter)
Craig Latimer, Supervisor of Elections (original letter)
Samuel Hamilton, Chief Assistant County Attorney
Missy Hape, Legal Secretary, County Attorney's Office
Tim Simon, Chief Financial Officer, Clerk of Circuit Court/Comptroller
Rick VanArsdall, Chief Deputy, Finance and Budget, Clerk of Circuit Court/Comptroller
Penny Harding, Director, CCC Accounting, Clerk of Circuit Court/Comptroller

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P.O. Box 1110, Tampa, FL 33601-1110



Cindy Stuart

CLERK OF COURT & COMPTROLLER
HILLSBOROUGH COUNTY

April 25, 2022

CRAIG LATIMER
SUPERVISOR OF ELECTIONS
601 EAST KENNEDY BLVD 16TH FLOOR
TAMPA FL 33602

Re: Ordinance #22-9
Ordinance Levying a One Percent (1%) Discretionary Transportation System Sales Surtax for Thirty Years Commencing January 1, 2023 Subject to the Approval By a Majority Vote of the Electorate of Hillsborough County

Dear Mr. Latimer:

Please find a copy of Hillsborough County Ordinance #22-9, which was adopted by the Board of County Commissioners on April 20, 2022. We are also forwarding acknowledgement received from the Secretary of State. This ordinance has an effective date of April 21, 2022.

If I can provide additional information or be of further assistance, please do not hesitate to contact me.

Sincerely,

Sharon Sweet-Grant,
Manager, BOCC Records/VAB

md

Attachment

Certified Mail Receipt # 7013 3020 0001 2117 8006

cc: Board files (orig.)
Amy Barrow, Florida Department of Revenue, General Tax Administration Revenue Accounting Unit (original letter)
Janet M. Tashner, The Florida Legislature, Office of Program Policy Analysis and Government Accountability (original letter)
Samuel Hamilton, Chief Assistant County Attorney
Missy Hape, Legal Secretary, County Attorney's Office
Tim Simon, Chief Financial Officer, Clerk of Circuit Court/Comptroller
Rick VanArsdall, Chief Deputy, Finance and Budget, Clerk of Circuit Court/Comptroller
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Cindy Stuart

CLERK OF COURT & COMPTROLLER
HILLSBOROUGH COUNTY

April 25, 2022

AMY BARROW
FLORIDA DEPARTMENT OF REVENUE
GENERAL TAX ADMINISTRATION, REVENUE ACCOUNTING UNIT
MAIL STOP 1-3634
5050 WEST TENNESSEE STREET
TALLAHASSEE FLORIDA 32399-0136

Re: Ordinance #22-9
Ordinance Levying a One Percent (1%) Discretionary Transportation System Sales Surtax for Thirty Years Commencing January 1, 2023, Subject to the Approval By a Majority Vote of the Electorate of Hillsborough County

Dear Ms. Barrow:

Pursuant to Section 212.054(7) Florida Statutes, please find a copy of Ordinance #22-9, which was adopted by the Board of County Commissioners on April 20, 2022. We are also forwarding acknowledgement received from the Secretary of State. This ordinance has an effective date of April 21, 2022.

Lastly, in accordance with applicable law, the Ordinance calls for a referendum on the Surtax to be held on November 8, 2022. If I can provide additional information or be of further assistance, please do not hesitate to contact me.

Sincerely,

Sharon Sweet-Grant,
Manager, BOCC Records/VAB

md

Attachment

Certified Mail Receipt # 7013 3020 0001 2117 7993

cc: Board files (orig.)
Janet M. Tashner, The Florida Legislature, Office of Program Policy Analysis and Government Accountability (original letter)
Craig Latimer, Supervisor of Elections (original letter)
Samuel Hamilton, Chief Assistant County Attorney
Missy Hape, Legal Secretary, County Attorney's Office
Tim Simon, Chief Financial Officer, Clerk of Circuit Court/Comptroller
Rick VanArsdall, Chief Deputy, Finance and Budget, Clerk of Circuit Court/Comptroller
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ORDINANCE

22-9

ORDINANCE NO. 22- 9

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF HILLSBOROUGH COUNTY, FLORIDA, LEVYING A ONE PERCENT (1%) DISCRETIONARY TRANSPORTATION SYSTEM SALES SURTAX FOR THIRTY (30) YEARS, COMMENCING JANUARY 1, 2023, SUBJECT TO THE APPROVAL BY A MAJORITY VOTE OF THE ELECTORATE OF HILLSBOROUGH COUNTY, FOR THE PURPOSE OF FUNDING TRANSPORTATION IMPROVEMENTS, INCLUDING OPERATIONS AND MAINTENANCE, THROUGHOUT HILLSBOROUGH COUNTY TO BE UNDERTAKEN BY THE COUNTY, THE MUNICIPALITIES THEREIN, THE HILLSBOROUGH TRANSIT AUTHORITY AND THE LOCAL METROPOLITAN PLANNING ORGANIZATION, D/B/A THE HILLSBOROUGH TRANSPORTATION PLANNING ORGANIZATION; PROVIDING FOR THE DISTRIBUTION, USE AND ALLOCATION OF THE PROCEEDS; PROVIDING FOR AGENCY TRANSPORTATION PLANS; PROVIDING FOR DUTIES OF THE CLERK OF THE CIRCUIT COURT; PROVIDING FOR A CITIZEN OVERSIGHT COMMITTEE; PROVIDING FOR A REFERENDUM; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR INCLUSION IN THE HILLSBOROUGH COUNTY CODE; PROVIDING FOR EFFECTIVE DATES, FILING AND NOTICES, AND REPEAL.

Upon motion by Commissioner Myers, seconded by Commissioner Kemp, the following ordinance was enacted by a vote of 5 to 2, with Commissioner(s) Hagan and White voting No; Commissioner(s) _____ being absent.

WHEREAS, on November 6, 2018, the electorate of Hillsborough County approved a citizen's initiative ballot measure providing for an amendment to the Hillsborough County Charter (the "Initiative Charter Amendment") which levied a one percent (1%) transportation sales surtax (the "Charter Initiative Transportation Surtax") in accordance with Sections 212.054 and 212.055(1), Florida Statutes (the "State Surtax Law"); and

WHEREAS, pursuant to that certain Amended Final Judgement issued on July 9, 2019, by the Thirteenth Judicial Circuit Court in and for Hillsborough County, Florida (the "Circuit Court"), upon the Complaint for Bond Validation filed in Case No. 2019-CA-001382 (the "Bond Validation Judgement"), the Circuit Court, among other things, ruled the Charter Initiative

Transportation Surtax lawful and valid, but also held that certain of the provisions of the Initiative Charter Amendment were invalid under the Florida Constitution and, therefore, severed and struck such provisions from the Initiative Charter Amendment; and

WHEREAS, the Bond Validation Judgement was appealed to the Florida Supreme Court, which held oral argument on February 5, 2020; and

WHEREAS, on February 25, 2021, the Florida Supreme Court ruled the Initiative Charter Amendment unconstitutional in its entirety, concluding that the Initiative Charter Amendment impermissibly transgressed the authority reserved to the Board of County Commissioners of Hillsborough County (the “Board”) by the Florida Legislature in the State Surtax Law; and

WHEREAS, as a result, such ruling invalidated the Charter Initiative Transportation Surtax; and

WHEREAS, the State Surtax Law authorizes the governing body of each charter county to levy a discretionary transportation system sales surtax of up to one percent (1%), subject to approval by a majority vote of the electorate of the county at a general election; and

WHEREAS, in order to address the pressing unfunded transportation needs throughout Hillsborough County, Florida, in light of the Florida Supreme Court’s ruling invalidating the Charter Initiative Transportation Surtax, the Board desires to enact this Ordinance to provide for the levy of, and referendum on, a one percent (1%) transportation system sales surtax (the “Transportation Surtax”) in accordance with the State Surtax Law and as provided herein, to provide a method of funding such transportation needs; and

WHEREAS, such action is in the best interest of Hillsborough County, a charter county (the “County”) and serves both a county purpose and a public purpose.

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

SECTION 1. ONE PERCENT DISCRETIONARY TRANSPORTATION SYSTEM SALES SURTAX LEVY. In accordance with Sections 212.054 and 212.055(1), Florida Statutes (the “State Surtax Law”), there shall be levied and imposed throughout the incorporated and unincorporated areas of Hillsborough County, Florida, an additional tax on all transactions occurring in Hillsborough County, which are subject to the state tax imposed on sales, use, services, rentals, admissions, and other transactions by Chapter 212, Florida Statutes and communications services as defined for purposes of Chapter 202, Florida Statutes (the “Transportation Surtax”). The Transportation Surtax shall be at the rate of one percent (1%) of the sales price or actual value received. Notwithstanding any other provision of this Ordinance, the Transportation Surtax shall be levied and imposed in accordance with the State Surtax Law, and the rules promulgated by the Florida Department of Revenue.

SECTION 2. EFFECTIVE DATE AND DURATION OF TRANSPORTATION SURTAX.

The Transportation Surtax authorized in Section 1 of this Ordinance shall be effective commencing January 1, 2023 and shall terminate on December 31, 2052.

SECTION 3. TRANSPORTATION SURTAX EXPENDITURES; INTERLOCAL AGREEMENT. For purposes of this Ordinance, Hillsborough County, Florida (the “County”), each municipality, as defined in Section 165.031, Florida Statutes, that is located in the County (individually referred to as “Municipality” or collectively, the “Municipalities”), the Hillsborough Transit Authority or its successor (“HART”), and the local Metropolitan Planning Organization d/b/a the Hillsborough Transportation Planning Organization (“MPO”), are each an “Agency” and collectively, the “Agencies.” Any other provision of this Ordinance to the contrary notwithstanding, all proceeds from the Transportation Surtax (the “Surtax Proceeds”), and any interest earnings and bond proceeds generated therefrom, shall be expended only as permitted by and in accordance with this Ordinance and the State Surtax Law which shall be incorporated in an interlocal agreement entered into between the Agencies evidencing among other things the direction of the Board of County Commissioners of Hillsborough County, Florida (the “Board”) of the uses to which the Surtax Proceeds shall be expended as provided in this Ordinance and the State Surtax Law. The interlocal agreement shall provide for the use, distribution and allocation of the Surtax Proceeds to the Agencies in accordance with this Ordinance (the “Interlocal Agreement”).

SECTION 4. DISTRIBUTION OF SURTAX PROCEEDS. The Surtax Proceeds shall be deposited by the Clerk of the Circuit Court of Hillsborough County, Florida (the “Clerk”) in a dedicated trust fund (the “Trust Fund”) maintained by the Clerk and distributed in accordance with the following formula:

(A) **General Purpose Portion.** As permitted by the State Surtax Law, the Board allocates fifty-four and one-half percent (54.5%) of the Surtax Proceeds (the “General Purpose Portion”) which shall be distributed by the Clerk to the County and to each Municipality in accordance with their relative populations as calculated utilizing the statutory formula provided in Section 218.62, Florida Statutes (the “Distribution Formula”) and be expended by the County and each Municipality in accordance with Section 5 of this Ordinance. The population data to be used in the Distribution Formula shall be updated annually by using the “*Adjusted Total Population Used for State Revenue Sharing*” as reported in the *Adjusted Population Estimates for Florida’s Counties and Municipalities*, or such other successor document, as certified to the Florida Department of Revenue by the Executive Office of the Governor. The County and each Municipality may elect to bond, pledge or otherwise encumber their respective distribution of the Surtax Proceeds allocated pursuant to this Section 4(A), and shall provide notice of such election to the other recipients of the General Purpose Portion at least ninety (90) days prior to issuing bonds.

(B) **Transit Restricted Portion.** As permitted by the State Surtax Law, the Board allocates forty-five percent (45%) of the Surtax Proceeds (the “Transit Restricted Portion”) which shall be distributed by the Clerk to HART and be expended by HART in accordance with Section 6 of this Ordinance. Subject to compliance with applicable

law and the Amendment and Restatement of the Charter of HART, HART may elect to directly, or through the County, bond, pledge or otherwise encumber the Transit Restricted Portion.

(C) **Planning and Development Portion.** As permitted by the State Surtax Law, the Board allocates one-half percent (.5%) of the Surtax Proceeds (the “Planning and Development Portion”) which shall be distributed by the Clerk to the MPO. The Planning and Development Portion shall be expended by the MPO on planning and development purposes, including data collection, analysis, planning, and grant funding to assist the other Agencies in carrying out the projects on which such other Agencies will expend their distribution of the Surtax Proceeds. Additionally, the Planning and Development Portion shall be expended by the MPO, together with the Hillsborough County City-County Planning Commission, on the preparation of the transportation element of neighborhood and community plans in coordination with the County and the Municipalities.

(D) **Review of Distribution of Surtax Proceeds for Consistency with Long Range Transportation Plan.** At least every five (5) years subsequent to the enactment of this Ordinance, the Board will review the distribution of the Surtax Proceeds as provided for in Section 4(A)-(C) of this Ordinance for consistency with the goals, policies, and performance measures of the Long Range Transportation Plan, as adopted and updated from time to time by the MPO pursuant to 23 U.S.C. Section 134 and Section 339.175(7), Florida Statutes.

SECTION 5. USES OF GENERAL PURPOSE PORTION. For any Agency that the Clerk reasonably estimates will receive five percent (5%) or more of the Surtax Proceeds in a given calendar year, such Agency’s share of the General Purpose Portion shall be expended by such Agency for the planning, development, construction, operation, and maintenance of roads, bridges, sidewalks, intersections, and public transportation (which, for purposes of this Section 5, may include any technological innovations such as autonomous vehicles and related infrastructure), to the extent permitted by Section 212.055(1), Florida Statutes, and include expenditures in the following categories:

(A) **Maintenance and Vulnerability Reduction.** At least twenty-seven percent (27%) of the General Purpose Portion shall be expended on projects that: (i) improve, repair and maintain existing streets, roads, and bridges, including fixing potholes, or (ii) reduce congestion and transportation vulnerabilities.

(B) **Congestion Reduction.** At least twenty-six (26%) of the General Purpose Portion shall be expended to relieve rush hour bottlenecks and improve the flow of traffic on existing roads and streets and through intersections. Expenditures in the category described in this Section 5(B) may include projects that improve intersection capacity through the use of technology, the construction of new intersections, the redevelopment of existing intersections, and may include related infrastructure such as roundabouts and turn lanes.

- (C) **Transportation Safety Improvements.** At least twenty-seven (27%) of the General Purpose Portion shall be expended to promote transportation safety improvements on existing streets, roads and bridges.
- (D) **Transportation Network Improvements.** At least twelve (12%) of the General Purpose Portion shall be expended on bicycle or pedestrian infrastructure and related improvements that make walking and biking safer, to the extent the foregoing is or is planned to become a part of the transportation network within any Agency's jurisdiction, and to the extent permitted by Section 212.055(1), Florida Statutes.
- (E) **Remaining Funds.** Any remaining portions of the General Purpose Portion shall be expended on any project to improve transportation in the applicable Agency's jurisdiction to the extent permitted by Section 212.055(1), Florida Statutes, and this Ordinance.
- (F) **Inter-Agency Distributions.** Notwithstanding anything to the contrary set forth in this Section 5, the County and each Municipality may distribute any amount of its share of the General Purpose Portion to any Agency (an "Agency Distribution"). For purposes of this Section 5, any Agency's share of the General Purpose Portion shall be reduced, or increased, by the amount of the Agency Distribution distributed, or received, as the case may be.
- (G) **Small Agency Distributions.** Notwithstanding anything to the contrary set forth in this Section 5, any Agency that receives five percent (5%) or less of the Surtax Proceeds in any given calendar year, on an annualized basis, is not required to expend its share of the General Purpose Portion on the categories set forth in Section 5(A) through (E) above, and shall instead expend its distribution of the Surtax Proceeds on any purpose consistent with this Ordinance and permitted by Section 212.055(1), Florida Statutes.

SECTION 6. USES OF TRANSIT RESTRICTED PORTION. The Transit Restricted Portion, and any Agency Distribution received by HART, shall be spent by HART for the planning, development, construction, operation, and maintenance of public transportation projects located solely in Hillsborough County, which are consistent with the HART Transit Development Plan, as adopted and amended from time to time by the HART board of directors, to the extent permitted by Section 212.055(1), Florida Statutes, and include expenditures in the following categories:

- (A) **Enhancing Bus Services.** No less than forty-five percent (45%) of the Transit Restricted Portion shall be spent on bus services, including express, neighborhood, circulator, paratransit, and all other types of transit now or hereafter operated by HART. HART shall consider the following factors in determining the projects included in its Transportation Plan for this purpose: existing transit ridership; increasing existing service; expanding service to more residents; promoting housing affordability and job access; existing and future land use; and the availability and feasibility of obtaining third party funding sources to fund any portions of the Transportation Plan.

(B) **Expanding Public Transit Options.** No less than twenty-five percent (25%) of the Transit Restricted Portion shall be spent on transit services that utilize exclusive transit right-of-way for at least fifty percent (50%) of the length of the applicable service. HART shall consider the following factors in determining the projects included in its Transportation Plan for this purpose: existing transit ridership; utilizing or extending existing fixed guideways and rights-of-way; increasing existing service; expanding service to more residents; promoting housing affordability and job access; existing and future land use; and the availability and feasibility of obtaining third party funding sources to fund any portions of the Transportation Plan.

(C) **Remaining Funds.** Any remaining portions of the Transit Restricted Portion shall be spent on any project to improve public transportation permitted by Section 212.055(1), Florida Statutes, or this Ordinance.

SECTION 7. PROHIBITED USES. No Surtax Proceeds may be used for any of the following uses: (i) expansion of right of way or width of the interstate highway system; (ii) construction of a sports facility or any other facility not related to transportation; or (iii) any other use expressly prohibited by law.

SECTION 8. AGENCY TRANSPORTATION PLANS. For each fiscal year, or portion thereof, for the duration of the Transportation Surtax, prior to expending any Surtax Proceeds distributed pursuant to this Ordinance in such fiscal year, each Agency shall adopt a transportation plan ("Transportation Plan") setting forth the proposed uses for which it will spend its respective distribution of Surtax Proceeds for the respective fiscal year in accordance with this Ordinance. Each Agency Transportation Plan, and any amendments thereto, must be adopted by the governing body of the respective Agency following a public hearing. No Agency may expend Surtax Proceeds for any purpose other than the uses provided for in its respective duly adopted Transportation Plan, which must be consistent with Section 212.055(1), Florida Statutes, and this Ordinance.

SECTION 9. DUTIES OF THE CLERK. The Clerk shall receive the Surtax Proceeds from the Florida Department of Revenue and act as trustee thereof and shall retain all Surtax Proceeds in the Trust Fund until disbursed in accordance with the timeframe provided for in this Section 9 and the provisions providing for the distribution and allocation of the Surtax Proceeds provided for in Section 4 of this Ordinance. Disbursements of the Surtax Proceeds in accordance with the distribution and allocation provisions provided for in Section 4 of this Ordinance, which shall be incorporated in the Interlocal Agreement, shall be made to the Agencies by the Clerk within five (5) business days of receipt by the Clerk of Surtax Proceeds from the Florida Department of Revenue. The Clerk shall engage an independent accounting firm to conduct an annual, independent audit of the distribution and expenditure of all Surtax Proceeds, which shall be completed within six (6) months after the end of the fiscal year being audited, for the purpose of determining the Clerk's and each Agency's compliance with the provisions of this Ordinance relating to the distribution and expenditure of Surtax Proceeds during such fiscal year. For the duration of the period in which the Transportation Surtax is in effect, the Board shall appropriate County funds to the Clerk on an annual basis to permit the Clerk to carry out the annual audit of Surtax Proceeds described in this Section 9.

SECTION 10. APPROPRIATENESS OF USE, DISTRIBUTION AND ALLOCATION OF SURTAX PROCEEDS. The Board deems appropriate, in accordance with Section 212.055(1)(d), Florida Statutes, the use, distribution and allocation of the Surtax Proceeds set forth in this Ordinance.

SECTION 11. CITIZEN OVERSIGHT COMMITTEE. As soon as possible after the Transportation Surtax becomes effective, a citizen oversight committee (the “Committee”) shall be established that is comprised of eleven (11) members, each of whom must be an elector residing in Hillsborough County, Florida. The County, HART, and the City of Tampa shall each appoint three (3) members. The Cities of Temple Terrace and Plant City shall each appoint one (1) member. The County, HART, and the City of Tampa shall each appoint one (1) member from each of the following categories: (i) former public sector experts in governmental finance, accounting or auditing, or a similar discipline; (ii) private sector experts in finance, accounting, or auditing, or a similar discipline; and (iii) former senior public transportation engineers or executives, or a similar discipline. The Cities of Plant City and Temple Terrace shall appoint one (1) member each from any of the three (3) categories described above. Moreover, each appointing authority should aspire to make its appointments such that the Committee reflects the diversity of the local community. The Committee shall have the sole responsibility of reviewing the prior audited expenditures of the Surtax Proceeds to determine if each Agency has complied with the provisions of this Ordinance relating to the expenditure of the Surtax Proceeds and their duly adopted Transportation Plans, and shall report its findings to the Board who shall have ultimate authority to oversee compliance with this Ordinance. The role of the Committee is solely advisory.

SECTION 12. REFERENDUM.

- (A) The proposed levy of the Transportation Surtax shall be presented to the Hillsborough County electorate by placing the question of whether to approve the same on the ballot at a referendum to be held at the general election on November 8, 2022 in accordance with applicable law.
- (B) The question on the ballot shall be in substantially the following form:

**FUNDING FOR COUNTYWIDE TRANSPORTATION IMPROVEMENTS BY
LEVY OF ONE PERCENT SALES SURTAX**

Should transportation improvements be funded throughout Hillsborough County, including Tampa, Plant City, Temple Terrace, Brandon, Riverview, Carrollwood, and Town ‘n’ Country, including projects that:

- Build and widen roads,
- Fix roads and bridges,
- Expand public transit options,
- Fix potholes,
- Enhance bus services,
- Improve intersections, and

- Make walking and biking safer

By levying a one percent sales surtax for 30 years and funds deposited in an audited trust fund with citizen oversight?

_____ Yes

_____ No

(C) Notice of the referendum shall be published in a newspaper of general circulation in the County, at least twice, once in the fifth week and once in the third week prior to the week in which the referendum is held, the date of first publication in said newspaper to be at least thirty (30) days before said referendum, in the manner provided in Section 100.342, Florida Statutes.

(D) The Clerk shall provide, on behalf of the Board, the notices to the Florida Department of Revenue required by Section 212.054(7)(a) and (b), Florida Statutes.

SECTION 13. SEVERABILITY. It is declared to be the intent of the Board that if any section, subsection, sentence, clause or provision of this Ordinance be held invalid by a court of competent jurisdiction, it shall in no way affect the validity of the remaining portions of this Ordinance.

SECTION 14. CONFLICTS. All ordinances or parts of ordinances in conflict herewith are hereby superseded or repealed to the extent of such conflict.

SECTION 15. INCLUSION IN THE HILLSBOROUGH COUNTY CODE. The provisions of this Ordinance shall be included and incorporated in the Hillsborough County Code as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Hillsborough County Code.

SECTION 16. EFFECTIVE DATES; FILING AND NOTICES; REPEAL.

(A) This Ordinance shall be effective upon filing with the Florida Department of State. Immediately upon passage, the Clerk is directed to so file this Ordinance and to provide copies to the Florida Department of Revenue, the Supervisor of Elections and the Florida Office of Program Policy Analysis and Government Accountability in accordance with applicable law.


(B) The levy of the Transportation Surtax proposed by this Ordinance shall become effective January 1, 2023, only if approved by a “Yes” vote by a majority of those voting on the question posed at the November 8, 2022, referendum. If a majority of those voting on the question posed do not vote “Yes”, the proposed levy of the Transportation Surtax shall not be authorized and this Ordinance shall be of no further force and effect.

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

I, Cindy Stuart, Clerk of the Circuit Court and Ex Officio Clerk of the Board of County Commissioners of Hillsborough County, Florida, do hereby certify that the above and foregoing is a true and correct copy of an ordinance enacted by the Board at its public hearing held on April 20, 2022, as the same appears of record in Minute Book 551, of the Public Records of Hillsborough County, Florida.

WITNESS my hand and official seal this 21st day of April, 2022.

CINDY STUART, CLERK

By: 
Deputy Clerk



Approved as to form
and legal sufficiency:

By: 
Samuel S. Hamilton
Chief Assistant County Attorney



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

April 21, 2022

Honorable Cindy Stuart
Clerk of the Circuit Court
Hillsborough County
419 Pierce Street, Room 140
Tampa, Florida 33601

Attention: Midge Dixon

Dear Cindy Stuart:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Hillsborough County Ordinance No. 22-9, which was filed in this office on April 21, 2022.

Sincerely,

Anya Owens
Program Administrator

ACO/mas