

This instrument prepared by:  
 Debbie. Banks  
 201 N 2<sup>nd</sup> Street  
 Palatka, Florida 32177

**ORDINANCE NO. 10 - 29**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PALATKA, FLORIDA AMENDING CHAPTER 78, ARTICLE V, SECTION 78-162 OF THE CITY MUNICIPAL CODE PERTAINING TO BUSINESS TAXES TO REFLECT STATUTORY LANGUAGE RELATIVE TO THE LEVY OF A BUSINESS TAX ON INSURANCE COMPANIES DOING IN BUSINESS IN THE CITY, REGARDLESS OF WHETHER A PERMANENT LOCATION IS MAINTAINED; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Florida League of Cities has reviewed Section 78-162 of the city's Municipal Code; and

**WHEREAS**, the Florida League of Cities recommends that Section 78-162 be amended to comply with Florida Statute 205.402 to levy a business tax on all insurance companies doing business in the City of Palatka, regardless of whether a permanent location is maintained within the Palatka city limits.

**NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF PALATKA, FLORIDA:**

**SECTION 1: That Section 78-162 of the Code of Ordinances is hereby amended to include item (c) below:**

- (c) Any person who does not qualify under subsection (a) or subsection (b) and who transacts any business or engages in any occupation or profession in interstate commerce, if the business tax is not prohibited by section 8 of Article I of the United States Constitution.

**SECTION 2. CODIFICATION**

A copy of this Ordinance shall be furnished to the Municipal Code Corporation for insertion in the Code of Ordinances for the City of Palatka, Florida.

**SECTION 3. SEVERABILITY**

If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

**SECTION 4. EFFECTIVE DATE**

This Ordinance shall take effect immediately upon adoption.

**PASSED AND ADOPTED** by the City Commission of the City of Palatka, Florida  
this 14<sup>th</sup> day of October, 2010.

**CITY OF PALATKA**

By: *Karl H. Flagg*  
Its MAYOR

**ATTEST:**

*Betsy J. Duggan*  
CITY CLERK

**APPROVED AS TO FORM AND CORRECTNESS:**

*[Signature]*  
CITY ATTORNEY