

## **ORDINANCE 17-05**

**AN ORDINANCE OF THE TOWN OF FORT MYERS BEACH, FLORIDA, AMENDING THE CODE OF ORDINANCES OF THE TOWN OF FORT MYERS BEACH, CHAPTER 24, TAXATION AND ASSESSMENT, ARTICLE IV HOMESTEAD EXEMPTION, SECTION 24.78, ADDITIONAL HOMESTEAD EXEMPTION FOR PERSONS 65 AND OLDER, TO INCREASE THE EXEMPTION FROM \$25,000.00 TO \$50,000.00; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Section 196.075, Florida Statutes was amended in the 2012 legislative session to increase the additional homestead exemption for low-income seniors to \$50,000.00; and

**WHEREAS**, Section 24.78 of the Town of Fort Myers Beach Code of Ordinances currently allows a \$25,000 additional exemption; and

**WHEREAS**, the Town Council of the Town of Fort Myers Beach desires to amend Section 24.78 of the Town of Fort Myers Beach Code of Ordinances to be consistent with the revisions to .Section 196.075.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FORT MYERS BEACH, FLORIDA, THAT:**

**SECTION 1.** The recitals stated above are hereby incorporated herein by reference.

**SECTION 2.** Chapter 24, TAXATION AND ASSESSMENT, Section 24.78, Additional homestead exemption for persons 65 and older, is hereby amended to read as follows:

In accordance with Section 6(f), Article VII, Florida Constitution, and Section 196.075, Florida Statutes, any person 65 years or over who has legal or equitable title to real estate located within the Town of Fort Myers Beach and maintains thereon his/her permanent residence which residence qualifies for and receives homestead exemption pursuant to Section 6(a), Art. VII, Florida Constitution, and whose household income does not exceed \$28,841.00 shall be entitled to make application for an additional homestead exemption of \$50,000. This additional homestead exemption, if granted, shall be applicable to all ad valorem tax millage rates levied by the Town.

**SECTION 3.** Copies of this Ordinance shall be immediately furnished to the Property Appraisers of Lee County, Florida.

**SECTION 4.** If any section, subsection, sentence, clause or provision of this Ordinance is held invalid, the remainder of the Ordinance shall not be affected.

SECTION 5. All ordinances and parts of ordinances in conflict herewith shall be and the same are hereby repealed.

SECTION 6. This Ordinance shall take effect upon second reading in accordance with Law, and the Charter of the Town of Fort Myers Beach.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Fort Myers Beach, that:

The foregoing Ordinance was adopted by the Town Council upon a motion by Vice Mayor Gore and seconded by Council Member Shamp and upon being put to a roll call vote, the result was as follows:

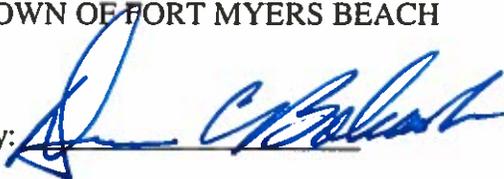
Dennis C. Boback, Mayor	aye	Tracey Gore, Vice Mayor	aye
Anita Cereceda, Council Member	aye	Joanne Shamp, Council Member	aye
Bruce Butcher, Council Member	aye		

DULY PASSED AND ADOPTED ON THIS 17th DAY OF APRIL, 2017

ATTEST:

TOWN OF FORT MYERS BEACH

By:   
Michelle D. Mayher, Town Clerk

By:   
Dennis C. Boback, Mayor

Approved as to form by:

  
Peterson Law Group, Town Attorney