

ORDINANCE NO. 2001-05

AN ORDINANCE OF THE TOWN OF MIAMI LAKES, FLORIDA, ADOPTING THE TOWN SEAL; ADOPTING REGULATIONS PERTAINING TO OFFICIAL USE OF THE TOWN SEAL; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Council finds that it is in the best interests of the Town of Miami Lakes (the "Town") to adopt an official Town seal; and

WHEREAS, the Town Council recognizes that the Town seal should be utilized only for official business or with proper authorization; and

WHEREAS, the Town Council recognizes that unauthorized use of the Town seal could cause a misconception to the public.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA AS FOLLOWS:

Section 1. The following section of the Code of the Town of Miami Lakes, Florida, is created to read as follows:

"Official Town Seal"

- (a) *Official seal defined.* The official seal of the Town shall mean the Town's identifying symbol attached hereto as Exhibit "A".
- (b) *Execution and acknowledgement of written instruments.* Whenever it shall be necessary for the Town, under the authority of the Town Council, its Charter or Code, and the general laws of the State, to execute contracts, deeds, or other documents on behalf of the Town, the official seal of the Town may be affixed to such contract, deeds or other document.
- (c) *Prohibition.* It shall be unlawful and a violation of this section for any person, firm, corporation or other legal entity to print for the purpose of sale or distribution

or advertise, circulate, publish, use or offer for sale any letters, papers, documents or items of merchandise which indicate that the person, firm or corporation has been authorized as the “official” Town person, firm or corporation for any purpose or to simulate the official seal of the Town or the stationary of a real or fictitious agency, department or instrumentality of the Town without the expressed written authority of the Town Council.

(d) Exceptions. The provisions of this section shall not be applicable to the Town, its officials, departments, employees, instrumentalities, or advisory boards, acting within the scope of their official capacities.

(e) Penalty. Pursuant to Section 165.043, Florida Statutes, a violation of this ordinance constitutes a second-degree misdemeanor, punishable as provided in Section 775.082 or 775.083, Florida Statutes.

Section 2. Severability. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause or phrase of this Ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but they shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

Section 3. Effective Date. This ordinance shall become effective immediately upon adoption on second reading.

The foregoing Ordinance was offered by Councilmember Collins, who moved its adoption on first reading. The motion was seconded by Councilmember Thomson and upon being put to a vote, the vote was as follows:

Councilmember Mary Collins	Yes
Councilmember Peter Thompson	Yes
Councilmember Nancy Simon	Yes
Councilmember Robert Meador, II	Yes
Councilmember Michael Pizzi	Yes
Vice Mayor Roberto Alonso	Yes
Mayor Wayne Slaton	Yes

PASSED AND ADOPTED on first reading this 12th day of June, 2001.

The foregoing Ordinance was offered by Councilmember Collins, who moved its adoption on second reading. The motion was seconded by Councilmember Meador, and upon being put to a vote, the vote was as follows:

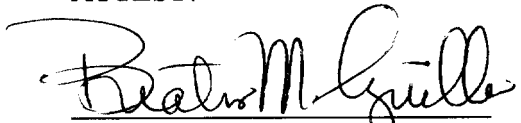
Councilmember Mary Collins	Yes
Councilmember Peter Thompson	Yes
Councilmember Nancy Simon	Yes
Councilmember Robert Meador, II	Yes
Councilmember Michael Pizzi	Yes
Vice Mayor Roberto Alonso	Yes
Mayor Wayne Slaton	Yes

PASSED AND ADOPTED on second reading this 26th day of June, 2001.



 WAYNE SLATON
 MAYOR

ATTEST:



 BEATRIS M. ARGUELLES, CMC
 TOWN CLERK

APPROVED AS TO FORM AND
 LEGAL SUFFICIENCY:



 ACTING TOWN ATTORNEY



Black + White