

ORDINANCE NO. 18-

AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, AMENDING CHAPTER 2 “ADMINISTRATION” OF THE TOWN CODE, DESIGNATING THE OFFICIAL SEAL AND TOWN LOGO OF THE TOWN OF CUTLER BAY; AMENDING ARTICLE II OF CHAPTER 2 BY THE REVISIONS OF SECTIONS 2-40 “TOWN SEAL” AND 2-75 “TOWN LOGO”; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Cutler Bay (the “Town”) has designated an official Town seal and logo; and

WHEREAS, the Mayor and Town Council desire to update and designate the official Town seal and logo for the execution and authentication of municipal deeds, contracts, ordinances, resolutions, other Town documents; and

WHEREAS, the Mayor and Town Council desire to update the Town seal and logo to be utilized solely for Town business or with proper authorization; and

WHEREAS, the Town Council finds that this Ordinance is in the best interest and welfare of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY AS FOLLOWS: ¹

Section 1. **Recitals.** The above recitals are true and correct and are incorporated herein by this reference.

Section 2. **Amending Chapter 2 of the Town Code.** The Town Council of the Town of Cutler Bay hereby amends Sections 2-40 and 2-75 of the Town's Code as follows:

DIVISION 2. - TOWN SEAL

Sec. 2-40-. – Designation.

As used in this chapter, the official seal of the town shall mean the following identifying symbol.

¹ Coding: ~~Strikethrough words~~ are deletions to the existing words. Underlined words are additions to the existing words. Changes between first and second reading are indicted with **highlight**.



DIVISION 3. - TOWN LOGO

Sec. 2-75. – Town Logo Adopted.

The official town logo shall mean the town's identifying symbol as shown in this section.



Section 3. **Severability.** If any section, clause, sentence, or phrase of this Ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, the holding shall not affect the validity of the remaining portions of this Ordinance.

Section 4. **Conflict.** All Sections or parts of Sections of the Code of Ordinances, all ordinances or parts of ordinances, and all Resolutions, or parts of Resolutions, in conflict with this Ordinance are repealed to the extent of such conflict.

Section 5. **Inclusion in the Code.** It is the intention of the Town Council, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Code of the Town of Cutler Bay; that the sections of this Ordinance may be re-numbered or re-lettered to accomplish such intentions; and that the word "Ordinance" be changed to "Section" or other appropriate word.

Section 6. **Effective Date.** This Ordinance shall be effective immediately upon adoption on second reading.

PASSED on first reading this ____ of February, 2018.

PASSED AND ADOPTED on second reading this ____ of March, 2018.

Attest:

PEGGY R. BELL
MAYOR

DEBRA E. EASTMAN, MMC
TOWN CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS, SEROTA, HELFMAN
COLE & BIERMAN, P.L.
Town Attorney

First Reading:

Moved by: _____

Seconded by: _____

FINAL VOTE ON ADOPTION:

Mayor Peggy R. Bell _____

Vice Mayor Sue Ellen Loyzelle _____

Council Member Mary Ann Mixon _____

Council Member Michael P. Callahan _____

Council Member Roger Coriat _____