

JUL 29 2014 KH/BS

ORDINANCE NO. 2014-20

EFFECTIVE DATE

JUL 31 2014

AN ORDINANCE PERTAINING TO THE ORANGE COUNTY CHARTER; AMENDING SECTION 603, LIMITATION, TO PROVIDE FOR LIMITATIONS ON CERTAIN CHARTER AMENDMENTS AND ORDINANCES BY INITIATIVE; PROVIDING FOR PROHIBITIONS ON THE LEGISLATIVE AUTHORITY OF THE BOARD OF COUNTY COMMISSIONERS RELATING TO PROPOSED CHARTER AMENDMENTS OR ORDINANCES BY INITIATIVE; CALLING A REFERENDUM ON THE PROPOSED CHARTER AMENDMENT; PROVIDING THE BALLOT TITLE AND SUMMARY FOR THE REFERENDUM; CONDITIONING THE EFFECTIVENESS OF THE CHARTER AMENDMENT ON VOTER APPROVAL AT THE REFERENDUM; PROVIDING FOR OTHER RELATED MATTERS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR EFFECTIVE DATES.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF  
ORANGE COUNTY, FLORIDA:

*Section 1. Charter Amendment.* Section 603 of the Orange County Charter is amended to read as follows:

**Sec. 603. Limitation.**

A. The power to enact, amend or repeal an ordinance by initiative shall not include ordinances relating to administrative or judicial functions of county government, including but not limited to, county budget, debt obligations, capital improvement programs, salaries of county officers and employees and the levy and collection of taxes.

B. The power to amend this charter by initiative, or to enact, amend or repeal an ordinance by initiative, shall not extend to the regulation of employer wages, benefits or hours of work, the encumbrance or allocation of tax revenues for any purpose not then authorized by law, or the encumbrance or allocation of tax revenues conditioned upon a prospective change in Florida law.

C. Notwithstanding any other provision of this charter, the board is prohibited from calling a referendum on the question of the adoption of any proposed charter amendment or ordinance by initiative which, in the determination of the board, is wholly or partially violative of the limitations of this section or Florida law.

D. Notwithstanding any other provision of this charter, the board is prohibited from declaring enacted any ordinance by initiative which, in the determination of the board, is wholly or partially violative of the limitations of this section or Florida law.

**Section 2. Referendum Called.** Pursuant to its authority and duty under Article VII of the Orange County Charter, the Board of County Commissioners calls a referendum on the amendment to the charter set forth in Section 1. The referendum shall be held at the general election to be held on November 4, 2014. The ballot title and ballot summary for the referendum shall be as follows:

**COUNTY CHARTER AMENDMENT REGARDING  
LIMITING THE POWER TO AMEND THE CHARTER**

Shall the Orange County Charter be amended to limit the amendment of the Charter by initiative, and the enactment, amendment or repeal of ordinances by initiative, where the initiative concerns the regulation of employer wages, benefits, or hours of work; or the encumbrance or allocation of tax revenues not authorized by law or conditioned upon a prospective change in law; and to impose prohibitions on the Board of County Commissioners?

\_\_\_\_\_ Yes

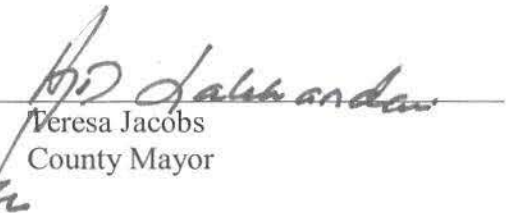
\_\_\_\_\_ No

**Section 3. Severability.** If any section, subsection, sentence, clause, or provision of this ordinance or the application thereof to any person or circumstance is held invalid for any reason, the invalidity shall not affect any other provision or application of this ordinance, and to this end the provisions of this ordinance are declared severable.

**Section 4. Effective Date.** This ordinance shall take effect upon its enactment. However, the amendment to the Orange County Charter in Section 1 shall take effect only if and when approved by a majority of the electors voting in the referendum called by the Board in Section 2.

ADOPTED THIS 29<sup>th</sup> DAY OF July, 2014.

**ORANGE COUNTY, FLORIDA**  
**By: Board of County Commissioners**

By:   
Teresa Jacobs  
County Mayor

**ATTEST:** Martha O. Haynie, Orange County Comptroller  
As Clerk of the Board of County Commissioners

By:   
Deputy Clerk



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