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ORDINANCE NO. 2020-03 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, ADOPTING SECTION 1-9 "CITY SEAL" OF CHAPTER 1 "GENERAL PROVISIONS", TO ADOPT THE CITY OF LAKE WORTH BEACH CITY SEAL; AND PROVIDING FOR SEVERABILITY, REPEAL OF LAWS IN CONFLICT, CODIFICATION AND AN EFFECTIVE DATE.

WHEREAS, the City of Lake Worth Beach, Florida (the "City") is a duly constituted municipality having such power and authority conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the City Commission wishes to protect and control the use of the City's seal and section 165.043, Florida Statutes, authorizes the City to adopt an ordinance to designate a municipal seal; and

WHEREAS, once the City has designated its official seal, section 165.043 makes the unauthorized use of the official seal a second degree misdemeanor; and

WHEREAS, the City finds that it is also necessary to adopt the City's seal to reflect the new name of the City, i.e., City of Lake Worth Beach; and

WHEREAS, the City Commission finds that designating and protecting the City's official seal is in the best interest of the public health, safety and general welfare of the City, its residents and visitors.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LAKE WORTH BEACH, FLORIDA, that:

Section 1. The foregoing "WHEREAS" clauses are true and correct and are hereby ratified and confirmed by the City Commission.

Section 2. The City Commission adopts Chapter 1, "General Provisions", Section 1-9, "City Seal", as follows (additional language underlined and deleted language ~~stricken through~~):

**Sec. 1-9. – City seal.**

(a) Designation. The following seal is designated as the official seal of the City of Lake Worth Beach:



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(b) Uses.

- (1) The manufacture, use, display, or other employment of any facsimile or reproduction of the official seal is prohibited, except by:
  - a. City officials and employees in the performance of their official duties; and
  - b. Such persons who, or entities that, obtain the prior written approval of the city commission.
- (2) The city commission may adopt, by resolution, a written policy to address the use of the official seal. The policy shall not conflict with this section.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 4. Repeal of Laws in Conflict. All ordinances or parts of ordinances in conflict herewith are repealed to the extent of such conflict.

Section 5. Codification. The sections of the ordinance shall be made a part of the City code of ordinances and may be re-numbered or re-lettered to accomplish such, and the word "ordinance" may be changed to "section", "division", or any other appropriate word.

Section 6. Effective Date. This ordinance shall take effect ten days after its adoption.

The passage of this ordinance on first reading was moved by Vice Mayor Amoroso, seconded by Commissioner Hardy, and upon being put to a vote, the vote was as follows:

Mayor Pam Triolo	AYE
Vice Mayor Andy Amoroso	AYE
Commissioner Scott Maxwell	AYE
Commissioner Omari Hardy	AYE
Commissioner Herman Robinson	AYE

The Mayor thereupon declared this ordinance duly passed on first reading on the 3<sup>rd</sup> day of March, 2020.

The passage of this ordinance on second reading was moved by \_\_\_\_\_, seconded by \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

Mayor Pam Triolo
Vice Mayor Andy Amoroso
Commissioner Scott Maxwell
Commissioner Omari Hardy
Commissioner Herman Robinson

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The Mayor thereupon declared this ordinance duly passed on the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

LAKE WORTH BEACH CITY COMMISSION

By: \_\_\_\_\_  
Pam Triolo, Mayor

ATTEST:

\_\_\_\_\_  
Deborah M. Andrea, CMC, City Clerk