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ORDINANCE 86- 13

WILLIAM J. REA
CLERK OF THE
SHERIFF'S OFFICE

AN ORDINANCE AMENDING ORDINANCE 82-2, THE COMPREHENSIVE ZONING REGULATIONS FOR THE UNINCORPORATED AREA OF COLLIER COUNTY BY ADDING SECTION 9.11 TO PROVIDE FOR POLLING PLACES IN COMMUNITY BUILDINGS TO BE USED BY THE SUPERVISOR OF ELECTIONS; AND BY PROVIDING AN EFFECTIVE DATE.

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WHEREAS, the Supervisor of Elections is responsible for selecting polling places for elections; and

WHEREAS, it is important that these polling places be conveniently located to minimize the travel distance for the voter; and

WHEREAS, the Supervisor of Elections has requested that at the time of rezoning, the applicant be required to make available community buildings for polling place if found to be necessary by the Supervisor of Elections; and

WHEREAS, the Board of County Commissioners concludes that conveniently located polling places are in the common interest of existing and future residents of Collier County.

NOW, THEREFORE BE IT ORDAINED by the Board of County Commissioners of Collier County, Florida:

SECTION ONE:

Section 9.11 shall be added to Collier County Ordinance No. 82-2, the Zoning Regulations of the unincorporated area of Collier County, Florida, and said section shall read as follows:

9.11 Special Regulations for the Provision of Polling Places

At the time the Board of County Commissioners approves a zoning request to Planned Unit Development (PUD) or at the time the Board of County Commissioners approves a PUD amendment, any residential project within said PUD which will have a community recreation/public building/public room or similar common facility, shall be required to provide polling places in said community recreation/public building/public room if a polling place is determined to be necessary by the Board of County Commissioners. The Board shall consider the recommendation of the Supervisor of Elections in reaching such determination. This requirement shall apply to all residential projects within a PUD: single family, multi-family and mobile home developments.

If the PUD or a residential project within the PUD is a "private" development with a restricted and/or monitored entrance which limits access to residents of that development, their guests

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Words added are underlined; words struck-through are deleted.

and necessary maintenance workers, a polling place may be required by the Board to be provided in any community recreation/public building/public room or similar facility however, the controlling entity of that private development may limit the use of the polling places to the residents of that "private" development.

This commitment shall be guaranteed through the following mechanism:

An agreement recorded in the official records of the Clerk of the Circuit Court of Collier County, which shall be binding upon any and all successors in interest that acquire ownership of such common areas including, but not limited to, condominium associations, homeowners associations, or tenants associations. This agreement shall provide for said community recreation/public building/public room or similar common facility to be used for a polling place if determined to be necessary by the Supervisor of Elections. The commitment also shall be included within the PUD document.

The Supervisor of Elections is responsible for arranging use of said community recreation/public building/public room or other common facility for a polling place with the entity who controls said common facility prior to the election.

SECTION TWO:

This Ordinance shall become effective upon notice that it has been received by the Office of the Secretary of State.

DATE: March 25, 1986

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

BY: John A. Pistor
JOHN A. PISTOR, CHAIRMAN

ATTEST:
William J. Reagan
WILLIAM J. REAGAN, CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

Kenneth B. Cuyler
KENNETH B. CUYLER
ASSISTANT COUNTY ATTORNEY

This ordinance filed with the Secretary of State's Office the 31st day of March 1986 and acknowledgement of that filing received this 8th day of April 1986
By: Lawrence Charnick
Deputy Clerk

023-133

Polling Places Amendment

Words added are underlined; words struck-through are deleted.

STATE OF FLORIDA)

COUNTY OF COLLIER)

I WILLIAM J. REAGAN Clerk of Courts in and for the Twentieth Judicial Circuit Collier County, Florida do hereby certify that the foregoing is a true original of

ORDINANCE 86-13

which was adopted by the Board of County Commissioners during Regular Session on the 25th day of March 1986.

WITNESS my hand and the official seal of the Board of County Commissioners of Collier County Florida, this 26th day of March 1986.

WILLIAM J. REAGAN
Clerk of Courts and Clerk
Ex-Officio to Board of
County Commissioners

By *Virginia Magri*
Virginia Magri, Deputy Clerk

