

## ORDINANCE NO. 2010-02

AN ORDINANCE OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA AMENDING ORDINANCE 2009-05; EXTENDING THE DURATION OF THAT CERTAIN MORATORIUM DECLARED IN ORDINANCE 2009-05; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Grant-Valkaria adopted Ordinance 2009-05 declaring a moratorium on the issuance of certificate of occupancies and business license certificate for certain businesses defined as adult entertainment and electronic game arcades in the area defined as the corporate limits of the Town Of Grant-Valkaria; and

WHEREAS, the Town declared that the moratorium would expire on May 18, 2010; and

WHEREAS, Ordinance 2009-05 reserved unto the Town the right to extend the moratorium; and

WHEREAS, the Town needs to extend the moratorium declared in Ordinance 2009-05 to allow the Town additional time to adopt a zoning code, land use comprehensive plan and future land use map.

NOW THEREFORE BE IT ordained by the Town Council of the Town of Grant-Valkaria, Brevard County Florida:

Section 1: The above recitals are true and correct and are deemed an integral part herein.

Section 2. Extended Temporary Moratorium Imposed.

The extended moratorium imposed herein shall be for the period commencing May 19, 2010 through July 31, 2010. The Council reserves the right to extend the declared moratorium for additional periods if such extension is supported by substantial competent evidence.

Section 3. The provisions of Ordinance 2009-05, to the extent not in conflict herewith are hereby readopted and ratified.

Section 4. Severability

If any subsection, clause, phrase, word or provision of this ordinance is, for any reason, held invalid or unconstitutional by any court of competence jurisdiction, such invalid unconstitutional portion shall be deemed a separate, distinct, and independent provision, in such holding shall not effect the validity of the remaining portions of this ordinance, providing the remaining portions effectuate the purpose and intent of this ordinance.

Section 5.      Effective Date

This ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Grant-Valkaria,  
Brevard County, Florida, this 13<sup>th</sup> day of May, 2010.

TOWN OF GRANT-VALKARIA

(signature on file)

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Del Yonts, Mayor

ATTEST:

(signature on file)

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Susanne Krueger, Town Clerk

1ST READING:      April 28, 2010

2ND READING:     May 13, 2010