

ORDINANCE NO.: 2013 - 5

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2
3 **AN ORDINANCE AMENDING CHAPTER 23, ARTICLE III OF THE**
4 **HERNANDO COUNTY CODE OF ORDINANCES RELATING TO IMPACT**
5 **FEEES; AMENDING IMPACT FEE SCHEDULES IN SECTION 23-138**
6 **(ROADS), TO PROVIDE FOR THE CONTINUED SUSPENSION OF ROADS**
7 **IMPACT FEE RATES FOR AN ADDITIONAL 270 DAYS IN ORDER TO**
8 **COMPLETE A ROADS IMPACT FEE STUDY; PROVIDING FOR**
9 **APPLICABILITY; PROVIDING FOR SEVERABILITY; PROVIDING FOR**
10 **CONFLICTING PROVISIONS; PROVIDING FOR FILING WITH THE**
11 **DEPARTMENT OF STATE; PROVIDING FOR INCLUSION IN THE**
12 **CODE; PROVIDING FOR AN EFFECTIVE DATE.**
13

14 **WHEREAS,** Ordinance 2012-13 extended the suspension of certain impact fees, such that
15 fees would be restored effective on February 13, 2013; and
16

17 **WHEREAS,** the Hernando County Board of County Commissioners authorized a study by
18 Tindale-Oliver and Associates, Inc. on May 22, 2012 to update the impact fee rates for roads; and
19

20 **WHEREAS,** the Hernando County Board of County Commissioners desires to extend the
21 suspension of impact fees for roads pending completion of the final study recommendations by an
22 additional two hundred seventy days (270) days to facilitate the drafting and advertisement of an
23 ordinance amendment which will implement the recommendations of roads impact fee study.
24

25 **NOW THEREFORE:**
26

27 **BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF**
28 **HERNANDO COUNTY, FLORIDA:**
29

30 **SECTION I.** Hernando County Code of Ordinances, Section 23-138 (*Computation of the amount*
31 *of road impact fee*) is hereby amended to reflect a 270 day delay from February 13, 2013 to
32 November 10, 2013 in restoration of impact fee rates fee rates for Roads as more precisely
33 delineated with strike-through and underlined text on the Schedule set forth in Exhibit A, attached
34 hereto and made a part hereof by this reference:
35

36 **SECTION II. APPLICABILITY.** This Ordinance shall be applicable throughout the
37 unincorporated areas of Hernando County and throughout the incorporated areas of Hernando
38 County, to the extent permitted by Article VIII, Section 1(f) of the Constitution of the State of
39 Florida.
40

41 **SECTION III. SEVERABILITY.** It is declared to be the intent of the Board of County
42 Commissioners that if any section, subsection, clause, sentence, phrase, or provision of this
43 ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the
44 validity of the remaining portions of this ordinance.
45

1 SECTION IV. CONFLICTING PROVISIONS. Special acts of the Florida Legislature
2 applicable only to unincorporated areas of Hernando County, Hernando County ordinances, County
3 resolutions, or parts thereof, in conflict with this ordinance are hereby superseded by this ordinance
4 to the extent of such conflict except for ordinances concerning either adoption or amendment of the
5 Comprehensive Plan, pursuant to Chapter 163, part II, Florida Statutes.

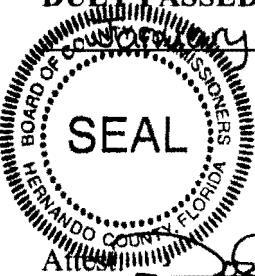
6
7 SECTION V. REMAINDER. All sections, subsections, clauses, sentences, phrases, and
8 provisions of Chapter 23, Article III, Division 1, of the Hernando County Code of Ordinances not
9 amended herein shall stay the same and remain in full force and effect until amended, repealed or
10 otherwise acted upon by the Board of County Commissioners.

11
12 SECTION VI. FILING WITH THE DEPARTMENT OF STATE. The clerk shall be and is
13 hereby directed forthwith to send a certified copy of this ordinance to the Bureau of Administrative
14 Code, Department of State, R.A. Gray Bldg., Room 101, 500 S. Bronough Street, Tallahassee, FL
15 32399-0250.

16
17 SECTION VII. INCLUSION IN CODE. It is the intention of the Board of County
18 Commissioners of Hernando County, Florida, and it is hereby provided, that the provisions of this
19 Ordinance shall become and be made a part of the Code of Ordinances of Hernando County,
20 Florida. To this end, any section or subsection of this Ordinance may be renumbered or re-lettered
21 to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or
22 other appropriate designation. Section II thorough Section VIII need not be codified.

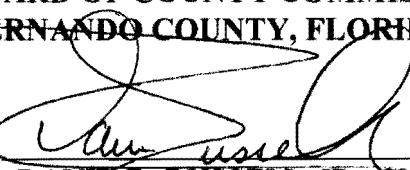
23
24 SECTION VIII. EFFECTIVE DATE. This ordinance shall take effect immediately upon filing
25 with the Department of State.

26
27 DULY PASSED AND ADOPTED IN REGULAR SESSION THIS 22 DAY OF
28 _____, 2013.



30 BOARD OF COUNTY COMMISSIONERS
31 HERNANDO COUNTY, FLORIDA

32
33
34 Attest: 
35 DONALD C. BARBEE, JR., CLERK

36
37
38 By: 
39 DAVID D. RUSSELL, JR., CHAIRMAN

40 (SEAL)

41 Approved as to Form and
42 Legal Sufficiency

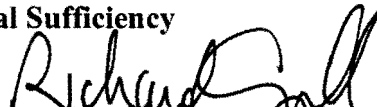
43 By: 
44 Assistant County Attorney
45

EXHIBIT A
SECTION 23-138

SCHEDULE OF ROADS IMPACT FEES

Land Use Type	Fee	Effective ¹	Effective ¹
		11/15/11	2/13/13 <u>11/10/13</u>
Residential:			
Single-family, detached	\$3,627.00	\$0.00	\$3,627.00
Single-family, attached	2,222.00	0.00	2,222.00
Multifamily	2,498.00	0.00	2,498.00
Mobile home--1 acre lot	3,627.00	0.00	3,627.00
Mobile home--Other	1,823.00	0.00	1,823.00
Recreational vehicle--Lot	3,454.00	0.00	3,454.00
Hotel/motel--Room	3,454.00	0.00	3,454.00
Other residential	3,627.00	0.00	3,627.00
Industrial and warehouse, per 1,000 square feet:			
Industrial buildings*	1,838.00	0.00	1,838.00
Warehouse buildings*	1,308.00	0.00	1,308.00
Storage buildings*	644.00	0.00	644.00
Office and financial, per 1,000 square feet:			
Medical offices*	7,316.00	0.00	7,316.00
General offices*	2,567.00	0.00	2,567.00
Retail, per 1,000 square feet*	5,411.00	0.00	5,411.00
Restaurant, per 1,000 square feet*	12,705.00	0.00	12,705.00
*Denotes square feet of gross building area			

¹ /The new impact fee rates shall apply to all building permits and certificates of use issued after the stated effective date; building permit and certificate of use applications which are in process but not yet issued shall be subject to the impact fee rates in effect at the time the building permit or certificate of use is actually issued by the county.



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

January 28, 2013

Honorable Don Barbee, Jr.
Clerk of the Circuit Court
Hernando County
Room 131, 20 North Main Street
Brooksville, Florida 34601-2800

Attention: Ms. Ashley Hofecker, Deputy Clerk

Dear Mr. Barbee:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated January 23, 2013 and certified copies of Hernando County Ordinance Nos. 2013-4 through 2013-6, which were filed in this office on January 28, 2013.

As requested, the date stamped originals are being return for your records.

Sincerely,

A handwritten signature in cursive script that reads "Liz Cloud".

Liz Cloud
Program Administrator

LC/elr

Enclosure