

ORDINANCE NO. 89- 3

PROVIDING FOR THE AMENDMENT OF ORDINANCE NO. 86-19 AND NO. 87-23 (STREET LIGHTING MUNICIPAL SERVICES TAXING UNIT FOR HERNANDO BEACH, UNIT 13B AND 13C) TO ADD BLOCKS 138-140, UNIT 13B TO THE AREA SERVED; PROVIDING THAT THE CODE OF ORDINANCES OF HERNANDO COUNTY, FLORIDA, BE AMENDED BY REVISING SECTIONS 24-186 AND 24-187 OF SAID CODE; PROVIDING BOUNDARIES OF THE UNIT; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED by the Board of County Commissioners of Hernando County, Florida, as follows:

SECTION I. Section 24-186, Hernando County Code, is hereby amended to read as follows:

"SECTION 24-186, FINDINGS OF FACT AND PURPOSE.

It is hereby found by the Board of County Commissioners of Hernando County, Florida, that street lighting is an essential service for the benefit of the health, safety and welfare of the public. It is further the finding of the Board of County Commissioners that the Legislature has in Section 125.01 (1) (q), Florida Statutes, provided for the creation of municipal service taxing and benefit unit as a taxing vehicle to grant to all counties that taxing flexibility to levy special service charges within the limits fixed for municipal purposes for the furnishing of municipal services within those areas receiving the benefit of such municipal services in order to solve the controversy of double taxation between residents of the incorporated and unincorporated areas. It is the purpose of this Ordinance to create a County Municipal Service Taxing Unit for the purpose of creating, establishing, maintaining and operating a street lighting system within the areas described in Exhibit "A", attached hereto and made a part hereof by reference."

SECTION II. Section 24-187, Hernando County Code, is hereby amended to read as follows:

"SECTION 24-187, CREATION OF UNIT.

For the purpose of creating, establishing, maintaining and operating a street lighting system within the area described here, there is hereby created a Municipal Service Taxing Unit to be known as the "HERNANDO BEACH MUNICIPAL STREET LIGHTING SERVICE UNIT" which shall be all the property located in Hernando County, Florida, within the boundaries described in Exhibit "A", attached hereto and made a part hereof by reference."

SECTION III. SEVERABILITY.

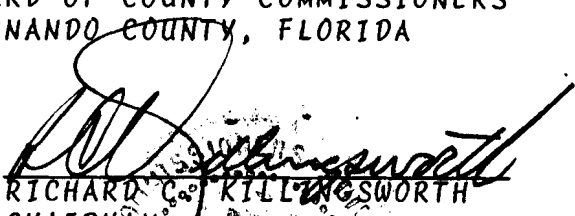
It is declared to be the intent of the Board of County Commissioners of Hernando County, Florida, that if any section, subsection, clause, sentence, phrase or provision of this Ordinance is for any reason held unconstitutional or invalid, the invalidity there shall not affect the validity of the remaining portions of this Ordinance.

SECTION IX. EFFECTIVE DATE.

A certified copy of this Ordinance shall be filed in the Office of the Secretary of State by the Clerk of the Board within ten (10) days after adoption of this Ordinance, said Ordinance shall take effect on October 1, 1989.

ADOPTED THIS 4th day of April, 1989, A.D.

BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

By: 
RICHARD C. KILLINGSWORTH
CHAIRMAN

Attest:

KAREN NICOLAI, CLERK



EXHIBIT "A"

Hernando Beach Unit 13B, Blocks 133-140 inclusive and Unit 13C as recorded in Plat Book 17, Pages 70-73, inclusive and Plat Book 18, Pages 9-10, inclusive in the Public Records of Hernando County, Florida.