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ORDINANCE NO. 88-10

AN ORDINANCE OF HERNANDO COUNTY PROVIDING THAT THE CODE OF ORDINANCES HERNANDO COUNTY, FLORIDA, BE AMENDED BY REVISING SECTIONS 14-48(a)(1), 14-57(b) and (d), AND 14-61 OF SAID CODE; PROVIDING THAT COLLECTION QUANTITIES BE ALTERED DUE TO HOLIDAYS; PROVIDING ADDRESS FOR NOTICES; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

FILED

BE IT ENACTED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY, FLORIDA:

SECTION I AMENDMENT OF SECTION 14-48(a)(1). Section 14-48(a)(1) of the Code of Ordinances of Hernando County, Florida, is hereby amended so that such section shall read as follows:

"(1) Curbside Pickup: The Franchisee shall collect a limited number of containers as qualified herein of solid waste at least twice weekly at intervals no more frequently than seventy-two (72) hours, except during weeks which have legal holidays, at the curb or other public road frontage area. The service is limited to a total of three (3) cans, bags or bundles per pickup during weeks that do not contain legal holidays as specified in Section 14-61. For weeks containing legal holidays wherein twice weekly service does not occur, a total of six (6) cans, bags or bundles may be placed for pickup without additional charge on the next scheduled pickup day after the legal holiday. Cans and/or bags, including content, are not to exceed forty (40) pounds each. Bundled garden and lawn trash is limited to bundles not in excess of forty (40) pounds and four (4) feet in length."

SECTION II AMENDMENT OF SECTION 14-57(b). Section 14-57(b) of the Code of Ordinances of Hernando County, Florida, is hereby amended so that such section shall read as follows:

"(b) Notices. All notices required or given pursuant to this division shall be deemed properly served when deposited, postage prepaid, in the United States Mail, addressed to the Franchisee or Licensee at his local office or residence. Notices addressed to the County shall be directed to the Director, P.O. Box 1076, Brooksville, Florida 34605-1076."

SECTION III AMENDMENT OF SECTION 14-57(d). Section 14-57(d) of the Code of Ordinances of Hernando County, Florida, is hereby amended so that such section shall read as follows:

"(d) Quantity. The Franchisee shall be required to pickup all garbage and trash generated by a residential premise provided same is placed in approved containers or bundled and set at curbside. Trash not subject to containerization nor subject to being bundled or which exceeds forty (40) pounds or four (4) feet in length shall be collected pursuant to the special service provisions of this division. Garbage and trash not defined as being subject to special service collection is limited to a total of three (3) cans, bags or bundles per pickup during weeks that do not contain legal holidays as specified in Section 14-61. For weeks containing legal holidays wherein twice weekly service does not occur, a total of six (6) cans, bags or bundles may be placed for pickup without additional charge on the next scheduled pickup day after the legal holiday. Services rendered in excess of this quantity limit."

SECTION IV AMENDMENT OF SECTION 14-61. Section 14-61 of the Code of Ordinances of Hernando County, Florida, is hereby amended so that such section shall read as follows:

"Section 14-61. Holidays.

The Franchisee may, at his discretion, operate during legal holidays. If collection days are to be changed due to holidays, announcements explaining the holiday schedule shall be sent to the consumer with the preceding bill or at the time a consumer is given first service. Holidays do relieve the

Franchisee of the twice weekly service requirements; however, in any week wherein twice weekly service does not occur, six (6) cans, bags or bundles may be placed for pickup without additional charge on the next scheduled pickup day after the legal holiday. The following are legal holidays for the purpose of this division only: New Years Day, Memorial Day, Independence Day, Labor Day, Veterans' Day, Thanksgiving Day, Christmas Day, and all other days on which county designated waste disposal facilities are closed."

SECTION V INCLUSION IN THE CODE. It is the intention of the Board of County Commissioners of Hernando County, Florida, and it is hereby provided, that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Hernando County, Florida. To this end, the sections of this Ordinance may be renumbered or relettered to accomplish such intention, and that the word "ordinance" may be changed to "section", "article", or other appropriate designation.

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

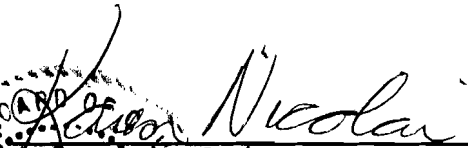
SECTION VII EFFECTIVE DATE. This Ordinance shall take effect immediately upon receipt of official acknowledgment from the office of the Secretary of State of Florida that this Ordinance has been filed with said office.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS in Regular Session this 27th day of April, 1988.


BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA.

(SEAL)

Attest:


Karen Nicolai
Clerk

By:


David D. Russell Sr.
Chairman

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FILED FOR RECORD
KAREN NICOLAI, CLERK
HERNANDO COUNTY, FLA

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