

ORDINANCE NO.: 92-10

AN ORDINANCE PROVIDING FOR THE REPEAL OF A CERTAIN PORTION OF HERNANDO COUNTY ORDINANCE 91-26, SPRING HILL FIRE AND RESCUE DISTRICT, PROVIDING FOR THE REPEAL OF SECTION XIII, REFERENDUM, PROVIDING FOR A NEW SECTION XIII, REFERENDUM; PROVIDING FOR A SEVERABILITY CLAUSE, PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

SECRETARY OF STATE

JUN 21 2 38 PM '92

FILED

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

SECTION I.

Section XIII of the Hernando Code of Ordinances 91-26 is repealed and declared null and void and of no effect.

SECTION II.

Section XIII of the Hernando County Code of Ordinances 91-26 is hereby amended to read as follows:

"A referendum shall be held on the 3rd day of November, 1992, for the purpose of determining whether or not the district shall become an independent special district. The language on the referendum ballot shall be as follows:

Shall the Spring Hill Fire and Rescue District be converted to an independent Special District as defined in Chapter 189, Florida Statutes with the authority to levy a maximum ad valorem tax of 2.75 mills on all property within the district subject to ad valorem tax?

Yes _____

No _____

In the alternative should the September 1, 1992 referendum question change the taxing authority from ad valorem to a non-ad valorem assessment this referendum question shall read as follows:

Shall the Spring Hill Fire and Rescue District be converted to an independent Special District as defined in Chapter 189 Florida Statutes with the authority to levy a lump sum special assessment as previously approved by referendum on September 1, 1992 ballot?

Yes _____

No _____

The referendum shall be conducted pursuant to the provisions of Chapter 100, Florida Statutes, specifically including Section 100.151 and 100.342, Florida Statutes."

SECTION III.

A certified copy of the Ordinance shall immediately be transmitted to the Supervisor of Elections of Hernando County by the Clerk of the Board. The Supervisor of Elections shall select the above appropriate referendum language for inclusion on the November 3, 1992 ballot based upon the results of the non-ad valorem vs. ad valorem proposition on the September 1, 1992 ballot.

SECTION IV.

The Clerk of the Board is hereby authorized and directed to publish the Notice of Referendum attached hereto as Exhibit "A" on October 1, 1992 and October 15, 1992.

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 re-numbered or re-lettered to accomplish such intention, and that the word "Ordinance" may be changed to "section", "article", or other appropriate designation.

SECTION VI. SEVERABILITY

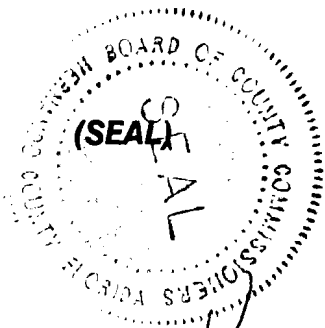
If any section, subsection, sentence, clause phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, or administrative agency, such portion shall be deemed a separate, distinct and

independent provision, and except as otherwise expressly provided herein, such holding shall not affect the validity of the remaining portions thereof, all of which will remain in full force and effect, except as otherwise provided for herein.

SECTION VII. EFFECTIVE DATE

This Ordinance shall become effective upon receipt of official acknowledgment from the Secretary of State that said Ordinance has been filed.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS in Regular Session
this 16th day of June, 1992.



**BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA**

Attest: Karen Nicolai
KAREN NICOLAI
Clerk

By: John Richardson
JOHN RICHARDSON
Chairman

RBB/pv
06/03/92