

Hold Change

ORDINANCE NO. 87-10

009541

FILED FOR RECORD
HAROLD WM. BROWN, CLERK
HERNANDO COUNTY, FL.

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AN ORDINANCE OF HERNANDO COUNTY PROVIDING FOR THE AMENDMENT OF SECTION 12-85 OF THE CODE OF ORDINANCES, HERNANDO COUNTY, FLORIDA PERTAINING TO THE DURATION OF THE UNIT; PROVIDING FOR THE ADDITION OF A SECTION WHICH PROVIDES FOR ASSESSMENTS; PROVIDING FOR THE ADDITION OF A SECTION WHICH PROVIDES FOR LEVY AND LIEN PROVISIONS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

SECRETARY OF STATE

MAR 19 2 48 PM '87

FILED

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

SECTION I AMENDMENT TO THE CODE. Section 12-85 of the Code of Ordinances of Hernando County, Florida, is hereby amended so that such section shall be read as follows:

"SECTION 12-85. Duration of unit.

The duration of the unit shall be perpetual, however, such unit may be terminated upon expenditure of all the funds of the unit. Upon termination of the unit, all assets of the district shall be transferred and conveyed to the Hernando Beach Volunteer Fire Department; provided, however, that any such conveyance shall contain a restriction that the assets are to be used solely by the Hernando Beach Volunteer Fire Department and if at any time the assets are sought to be transferred or conveyed, that such assets will revert to the county. The transfer and conveyance of such assets shall further be conditioned upon a provision in such transfer and conveyance that in the event of the cessation of the Hernando Beach Volunteer Fire Department as a viable entity, the assets of the unit created by this division shall revert to the county."

SECTION II ADDITION TO THE CODE. Chapter 12, Article IV, Division 2, of the Code of Ordinances of Hernando County, PBH-2-19-87

Florida, is hereby amended to add the following sections which shall read as follows:

"Special Assessments - County Board's Intention Generally.

It is the declared intention of the Board of County Commissioners that the unit created hereunder shall be assessed and levied as a special assessment for each year. The special assessment imposed hereunder shall constitute a lien on all real property of the district as of January 1st of each year. Assessments shall be billed and collected as set forth in applicable provisions of the Florida Statutes. Assessments which become delinquent and which remain delinquent for more than ninety (90) days shall be foreclosed upon by the County Attorney. In the event of foreclosure, the property owner shall be obligated to pay all court costs and attorney fees of any foreclosing action in addition to the assessment and any accrued interest."

"Special Assessments - Levy and Lien Provisions.

(A) General Provisions. During each year the district created by this division shall have the right, power and authority to levy special assessments against real estate lying within its territorial bounds in order to provide funds for the purpose of such district. The amount of such special assessment shall be twenty-five (\$25.00) Dollars per year. The special assessment is levied per parcel as reflected by the Property Appraiser's rolls. Only governmentally owned parcels shall be exempt from such assessment. The Tax Collector shall bill and collect the special assessments in the same fashion as the tax rolls are billed and collected, being due and payable November 1st of each year and delinquent April 1st of the following year. Interest shall accrue at the rate of twelve percent (12%) per annum for delinquent payments.

(B) Special Provisions. For property requiring special services from the unit, the unit shall be authorized and empowered to enter into service contracts to provide such special service to any property. The charges to be made for such special service contracts shall be reflected in the contract pursuant to standards promulgated by the unit."

SECTION III 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 IV 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 V 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 12th day of March, 1987.

(SEAL)

Attest:



Harold William Brown
Clerk

BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA.

By:

Leonard F. Triá Jr.
Chairman