

ORDINANCE NO. 91-10

FILED  
FEB 4 2 56 PM '91

AN ORDINANCE TO BE KNOWN AS THE **HERNANDO COUNTY STANDARD AMUSEMENT DEVICE CODE**: PROVIDING FOR THE ADOPTION OF THE STANDARD AMUSEMENT DEVICE CODE, 1985 EDITION; PROVIDING FOR THE SEVERANCE OF PARTS; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR VIOLATIONS, REMEDIES, AND PENALTIES; PROVIDING FOR AN EFFECTIVE DATE.

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

**SECTION 1. ADOPTION OF THE STANDARD AMUSEMENT DEVICE CODE, 1985 EDITION, AND ALL APPENDIXES AS PROMULGATED BY SOUTHERN BUILDING CODE CONGRESS INTERNATIONAL, INC.**

There is hereby adopted by the County of Hernando, Florida, for the purpose of providing the minimum requirements to safeguard the public health, safety and general welfare through the regulation of the installation, construction, alteration, repair, removal, operation and use of amusement rides and devices, that certain building code known as the Standard Amusement Device Code, as recommended by the Southern Building Code Congress International, Inc., a non-profit and non-political servicing organization with its principal offices at Birmingham, Alabama, being particularly the 1985 Edition and all Appendixes. The same is hereby adopted and incorporated herein as fully as if set forth in haec verba and from the date upon which this ordinance shall take effect, the provisions thereof except as otherwise noted herein shall be controlling in the provision for the minimum requirements to safeguard the public health, safety and general welfare through the regulation of the installation, construction, alteration, repair, removal, operation and use of amusement rides and devices within the unincorporated areas of the County.

**SECTION 2. SEVERANCE OF PARTS**

Should any section, paragraph, sentence, phrase, clause or other part or provision of this ordinance be declared by any court to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

**SECTION 3. REPEALER CLAUSE**

Upon the effective date of this ordinance, those previously enacted ordinances and amendments thereto which regulate the construction activities addressed by this ordinance, namely Hernando County Ordinance No. 87-29 and subsequent amendments thereto, are hereby repealed.

**SECTION 4. VIOLATIONS, REMEDIES, AND PENALTIES**

Any entity violating any provision of this ordinance shall be subject to the penalties provided for herein. The Director or his authorized representative shall issue notice to all entities violating any provision of this ordinance and shall order that such violations cease. Should any entity fail to comply with such notice, or order, the Governing Body or its authorized official may institute appropriate action to bring such entity before a court of law for adjudication. Any entity violating any provision of this ordinance shall, upon conviction, be guilty of a misdemeanor and shall be fined or imprisoned or both fined and imprisoned, in accordance with the provisions of Chapter 125.69 of the Florida Statutes.

**SECTION 5. EFFECTIVE DATE**

This ordinance shall become effective as provided by law.

ADOPTED in Regular Session this 29 day of

January, 1991, A.D.

BOARD OF COUNTY COMMISSIONERS

HERNANDO COUNTY, FLORIDA

By Harold D. Varvee

HAROLD D. VARVEE, CHAIRMAN

Attest Karen Nicolai

KAREN NICOLAI, CLERK