

ORDINANCE NO.: 2012- 1

AN ORDINANCE AMENDING SECTION 23-229 OF THE HERNANDO COUNTY CODE TO ADD THE HERNANDO COUNTY PAIN MANAGEMENT CLINIC ORDINANCE TO THE LIST OF "LAND DEVELOPMENT REGULATIONS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

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

Section 1. Amendment and Revision of Hernando County Code Section 23-229.

Section 23-229 of the Hernando County Code is hereby amended to read as follows, with struck-through material deleted and underlined material added.

Section 23-229. - Created.

(a) Necessity of land development regulations: Pursuant to section; 163.3202, Florida Statutes, as may be amended or renumbered from time to time, the county shall adopt or amend and enforce land development regulations that are consistent with and implement its adopted comprehensive plan.

(b) Compilation: The Hernando County Land Development Regulations ("land development regulations" or "LDRs") are located throughout the Hernando County Code of Ordinances and shall collectively comprise the following chapters or provisions of the code:

(1) Chapter 8, Buildings and Building Regulations.

DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

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HERNANDO COUNTY

- 1 (2) Chapter 10, Community Appearance Regulations.
- 2 (3) Chapter 13, Flood Damage Prevention and Protection Regulations.
- 3 (4) Chapter 19, Mining Regulations.
- 4 (5) Chapter 21, Offenses and Miscellaneous Provision, Article XIV, Pain
- 5 Management Clinic Ordinance.
- 6 ~~(5)~~(6) Chapter 23, Planning.
- 7 ~~(6)~~(7) Chapter 24, Roads and Bridges, Article I, Section 24-2, Frontage
- 8 Road Regulations.
- 9 ~~(7)~~(8) Chapter 26, Subdivision Regulations. Basket File
- 10 ~~(8)~~(9) Chapter 28, Utilities, Article III, Division 3, Individual Sewage
- 11 Disposal Systems.
- 12 ~~(9)~~(10) Chapter 28, Utilities, Article VII, Groundwater Protection and Siting.
- 13 ~~(10)~~(11) Appendix A, Zoning.

14 **Section 2.** Severability. It is declared to be the intent of the Board of County Commissioners
15 that if any section, subsection, clause, sentence, phrase, or provision of this ordinance is for any
16 reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of the
17 remaining portions of this ordinance.

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1 **Section 3.** Inclusion in the Code. It is the intention of the Board of County Commissioners
2 of Hernando County, Florida, and it is hereby provided, that the provisions of this Ordinance shall
3 become and be made a part of the Code of Ordinances of Hernando County, Florida. To this end, the
4 section of this Ordinance may be renumbered or relettered to accomplish such intention, and that the
5 word "ordinance" may be changed to "section, "article", or other appropriate designation.

6 **Section 4.** Conflicting Provisions Repealed. All ordinances or parts of ordinances in conflict
7 with the provisions of this ordinance are hereby repealed.

8 **Section 5.** Effective Date. This ordinance shall take effect immediately upon receipt of
9 official acknowledgment from the office of the Secretary of State of Florida that this ordinance has
10 been filed with said office.

11 **BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF**
12 **HERNANDO COUNTY** in Regular Session this 24 day of Jan. 2012.



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

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19 Attest: Karen Nicolai
20 KAREN NICOLAI
21 Clerk

By: Wayne Dukes
The Hon. Wayne Dukes
Chairman

22
23 Approved for Form and Legal Sufficiency
24
25 [Signature]
26 Assistant County Attorney



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KURT S. BROWNING
Secretary of State

February 1, 2012

Honorable Karen Nicolai
Clerk of the Circuit Court
Hernando County
Room 131, 20 North Main Street
Brooksville, Florida 34601-2800

Attention: Ms. Diane Knoll, Minutes Clerk

Dear Ms. Nicolai:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated January 25, 2012 and certified copy of Hernando County Ordinance No. 2012-1, which was filed in this office on January 30, 2012.

As requested, the date stamped original is being returned for your records.

Sincerely,

A handwritten signature in cursive script that reads "Liz Cloud".

Liz Cloud
Program Administrator

LC/srd

Enclosure