

**ORDINANCE NO.: 2007-14**

**AN ORDINANCE AMENDING SECTION 27-53, HERNANDO COUNTY CODE OF ORDINANCES, RELATING TO A RESIDENTIAL ROAD RECONSTRUCTION PROGRAM; REMOVING THE REQUIREMENT FOR A CONTRIBUTION FROM AVAILABLE REVENUE; PROVIDING FOR SEVERABILITY; DIRECTING CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

**SECTION 1. Deleting language in section 27-53, Hernando County Code of Ordinances, removing the requirement therein for a contribution from available revenue, with language to be deleted indicated herein by strike-through :**

Sec. 27-53. Residential road reconstruction program.

The board of county commissioners has approved a revolving multi-year program currently in progress to reconstruct, resurface, or overlay approximately seven hundred fifty (750) miles of residential roads in the unincorporated areas of the county and to make up for a shortfall resulting from failure of impact fees to cover all costs of operating and maintaining collector roads. Phase I will be completed when all residential roads currently inventoried for reconstruction, resurfacing or overlaying have been provided for as indicated in the program. At that time, except for the collector road shortfall, funds would be minimally used to provide for reconstruction, resurfacing and overlay of approximately sixty (60) miles of residential roads not included in Phase I. Excess fund collections during this period would be held in trust and reserved to ensure funding of Phase II of the program. Subsequently, Phase II will begin, to involve reconstruction, resurfacing and overlay of Phase I roads which will be in need of further work. As of the end of fiscal year 1998/1999, approximately four hundred ninety-three (493) miles of roads in the multi-phase program will remain to be reconstructed,

resurfaced, or overlaid with a new surface. Phase I of the residential road reconstruction program will continue until all seven hundred fifty (750) miles of road in the original program have been reconstructed, resurfaced or overlaid. ~~The board of county commissioners shall contribute at least two million dollars (\$2,000,000.00) in each fiscal year from any available revenue sources other than the fuel taxes imposed herein to the residential road reconstruction program, and to funding for collector roads if required or desirable, until Phase II of the residential road program is complete.~~

**SECTION 2. 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 3. Codification.**

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 work "ordinance" may be changed to "section", "article", or other appropriate designation.

**SECTION 4. 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.

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY** in Regular Session this 14th day of August, 2007.

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



Attest: *Naren Nicolai*  
**NAREN NICOLAI**  
Clerk

By: *Jeff Stabins*  
**JEFF STABINS**  
Chairman

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY  
BY *KW* *8/16/07*  
County Attorney's Office