

**ORDINANCE NO.: 2009- 04**

**AN ORDINANCE DELETING PROVISIONS OF THE HERNANDO COUNTY CODE OF ORDINANCES RELATING TO FIREARMS AND REPEALING ENABLING ORDINANCES THEREFOR; REPEALING ORDINANCE NO. 84-3; REPEALING ORDINANCE NO. 86-5; REPEALING ORDINANCE NO. 99-9; REPEALING ORDINANCE NO. 99-22; REBUTTING ANY IMPLICATION OF REVIVAL BY REPEAL; PROVIDING FOR SEVERABILITY; DIRECTING CODIFICATION BY DELETION OF SECTIONS 21-41 THROUGH 21-64.5, INCLUSIVE, ARTICLE III, CHAPTER 21, HERNANDO COUNTY CODE OF ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

**SECTION 1. Intent.**

The Hernando County Board of County Commissioners intends hereby to effect the complete repeal of existing legal authority for the local regulation of firearms, in light of state legislation preempting the field to the state. It is the further intent of the Board of County Commissioners that no part of this repealing ordinance shall be construed as implying or otherwise providing for revival of previously repealed ordinances or code provisions relating to firearms, by repeal of the specific ordinances enumerated herein. To that effect, the Board's intent is to provide expressly and specifically for the removal of those provisions of Article III, Chapter 21, which relate to firearms from the codification of ordinances in the Hernando County Code of Ordinances.

**SECTION 2. Repeal of Ordinance No. 84-3.**

Hernando County Ordinance No. 84-3 is hereby repealed in its entirety.

**SECTION 3. Repeal of Ordinance No. 86-5.**

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CLERK OF BOARD  
HERNANDO COUNTY, FLORIDA

Hernando County Ordinance No. 86-5 is hereby repealed in its entirety.

**SECTION 4. Repeal of Ordinance No. 99-9.**

Hernando County Ordinance No. 99-9 is hereby repealed in its entirety.

**SECTION 5. Repeal of Ordinance No. 99-22.**

Hernando County Ordinance No. 99-22 is hereby repealed in its entirety.

**SECTION 6. No revival by repeal.**

No provision of this ordinance shall be construed or deemed, either expressly or by implication, to have the effect of reviving or operating to revive any previously repealed provisions of prior ordinances or previously repealed provisions of the Hernando County Code of Ordinances.

**SECTION 7. 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 8. Codification.**

This repealing ordinance shall be codified by the deletion of Article III, Chapter 21, sections 21-41 through 21-64.5, inclusive, Hernando County Code of Ordinances, from the codification of ordinances. Sections 21-41 through 21-64.5, inclusive, Hernando County Code of Ordinances, are hereby repealed in their entirety to the extent required to effectuate the directions of this ordinance. To this end, the codifier is hereby authorized to renumber or reletter any provisions of the Code as may be deemed proper to accomplish such intention, including such redesignation of articles, divisions, sections or other Code classifications as may

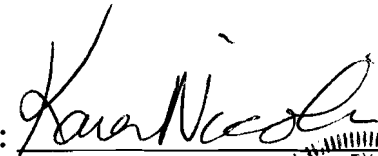
facilitate organized codification.

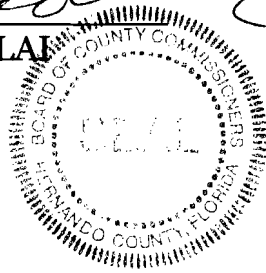
**SECTION 9. Effective date.**

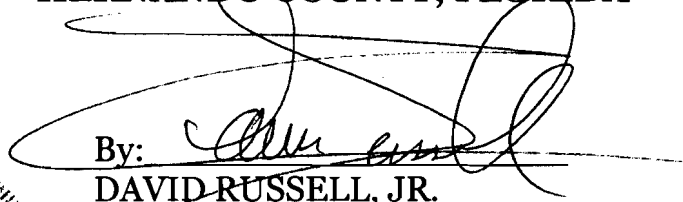
This ordinance shall take effect upon notice of receipt by the Florida Secretary of State.

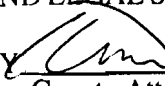
**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF HERNANDO COUNTY** in Regular Session this 12<sup>th</sup> day of May, 2009.

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

Attest:   
KAREN NICOLAI  
Clerk



By:   
DAVID RUSSELL, JR.  
Chairman

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY  
BY  KW 5/12/09  
County Attorney's Office