

Darlene Christensen

From: Bryant, Linda C. <Linda.Bryant@DOS.MyFlorida.com>
Sent: Wednesday, June 28, 2017 1:40 PM
To: Darlene Christensen
Cc: County Ordinances
Subject: Emailing - Hernando20170628_Ordinance2017_28_Ack.pdf
Attachments: Hernando20170628_Ordinance2017_28_Ack.pdf

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FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

June 28, 2017

Honorable Don Barbee Jr.
Hernando County Clerk's Office
20 North Main Street, Rm. 3621
Brooksville, Florida 34601

Attention: Darlene Christensen, Administrative Services

Dear Mr. Barbee:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Hernando County Ordinance No. 2017-28, which was filed in this office on June 28, 2017.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

ORDINANCE NO. 2017 - 28

AN ORDINANCE OF THE HERNANDO COUNTY BOARD OF COMMISSIONERS AMENDING SECTION 28-245(c) OF THE CODE OF ORDINANCES OF HERNANDO COUNTY BY AMENDING THE DEFINITION OF GOOD PAYMENT HISTORY AND CORRECTING SCRIVENER'S ERRORS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section 1. Amending Sec. 28-245(c) to include the following:

Deposit of refunds. The Department shall refund the utility deposit on each owner-occupied residential utility account with a "good payment history" and a minimum of twelve (12) combined total months of active service, during the preceding ~~twenty-four (24)~~ thirty-six (36) months, less an administrative fee not to exceed five (5) percent of the deposit.

Good payment history. During the preceding ~~twenty-four (24)~~ thirty-six (36) months, the customer or returning customer has:

1. Maintained a total of at least twelve (12) combined months of active service.
2. Never had service disconnected for a delinquent bill.
3. Never had a check returned for nonpayment or an electronic fund transfer rejected by the bank; and
4. Has no more than two (2) instances involving the delinquent payment of a bill.

Non-residential or residential accounts which elect to seasonally suspend their water/sewer account with a good payment history shall be eligible for deposit refunds prior to account termination, based upon Department records establishing that such financial risk to HCUD of waiving an individual's deposit is minimal. HCUD does have the ability to request a deposit on an account, if warranted, at a later time. Additionally, HCUD may place a lien on owned property on any unpaid balance on a closed home owner's water/sewer account.

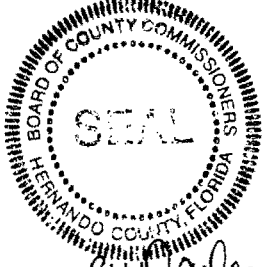
Section 2. Severability. It is declared to be the intent of the Board of County Commissioners that if any section, subsection, clause, sentence, phrase, or provision of this ordinance is for any reason held unconstitutional or invalid, the invalidity thereof shall not affect the validity of the remaining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

Section 3. 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, a section of this ordinance may be renumbered or re-lettered to accomplish such intention, and that the word "ordinance" may be changed to "section," "article," or other appropriate designation.

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

Section 5. 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 JUNE 27, 2017.



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

By Darlene M. Christensen
ATTEST: DARLENE M. CHRISTENSEN
DEPUTY CLERK
DONALD C. BARBEE, JR., Clerk

BY: Wayne Dukes
WAYNE DUKES, Chairman

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY.

BY: [Signature]
ASSISTANT COUNTY ATTORNEY