

Marguerite Linke

From: Bryant, Linda C. <Linda.Bryant@DOS.MyFlorida.com>
Sent: Monday, November 13, 2017 8:01 AM
To: Marguerite Linke
Cc: County Ordinances
Subject: Hernando20171109_Ordinance2017_40_Ack.pdf
Attachments: Hernando20171109_Ordinance2017_40_Ack.pdf

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FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

November 13, 2017

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

Attention: Marguerite Linke, 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. 2017-40, which was filed in this office on November 9, 2017.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

ORDINANCE NO.: 2017 - 40

AN ORDINANCE REPEALING ORDINANCE 2016-05, Hernando County Code; removing Chapter 18, Article VII, regulation of medical marijuana, licensing requirements; regulations, renewal and enforcement provisions and Appendix A, Article III, Section 5, location restrictions; providing for severability; providing for inclusion in the code; providing for the repeal of conflicting provisions; and providing for an effective date.

WHEREAS, on May 10, 2016, the Board of County Commissioners enacted Ordinance 2016-05, which became law on May 12, 2016, codified as Chapter 18, Article VII and Appendix A, Article III, Section 5 of the Hernando County Code; and

WHEREAS, on *November 7th* 2017, the Board of County Commissioners enacted this Ordinance repealing all of Hernando County's regulations as to medical marijuana and thereby deferring to the State of Florida the exclusive regulation and control of medical marijuana within Hernando County; and

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

Section 1. Repeal of Ordinance 2016-05, Sections I and II, codified as Chapter 18, Article VII, Sections 18-165 – 18-178; and Appendix A, Article III, Section 5, Hernando County Code, respectively.

Section 2. Severability. It is declared to be the intent of the Board of County Commissioners that 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, the section of this ordinance may be re-numbered or re-lettered to accomplish such intention, and that the word "ordinance" may be changed to "section," "article," or to another 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 this 7th day of November, 2017.



BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

Attest:

Marguerite Barbee, Jr.
Donald C. Barbee, Jr., Clerk

By:

Wayne Dukes
Wayne Dukes, Chairman

Approved for form and legal sufficiency

[Signature]
County Attorney