ORDINANCE NO.: 2024-1 2 AN ORDINANCE AMENDING CHAPTER 10. ARTICLE III (FENCE CODE). SECTION 10-54 (PERMIT REQUIRED PRIOR TO CONSTRUCTION), OF THE 3 HERNANDO COUNTY CODE; PROVIDING FOR FENCE AND WALL HEIGHT 4 THRESHOLD BEYOND WHICH A PERMIT IS REQUIRED PRIOR TO 5 6 CONSTRUCTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR THE REPEAL OF 7 8 CONFLICTING PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE. WHEREAS, the Board of County Commissioners of Hernando County (the County) desires 10 to amend Chapter 10, Article III (Fence Code), Section 10-54 (Permit required prior to construction), 11 to provide for a fence and wall height threshold beyond which a permit is required prior to 12 construction; and 13 WHEREAS, it is in the best interests of the County to amend the Hernando County Procurement Ordinance and the Hernando County Procurement Manual as shown herein; and 14 15 WHEREAS, notice of the public hearing on the matter of amending this ordinance was 16 properly and timely published; and 17 **WHEREAS**, the County has considered the record of the public hearing. 18 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY 19 **COMMISSIONERS OF HERNANDO COUNTY:** Section 1. Chapter 10, Article III (Fence Code), Section 10-54 (Permit required prior to 20

DRAFT DOCUMENT: F:\1 COUNTY ATTORNEY'S OFFICE\MAT\P&Z\24-283-1\ORDINANCE AMENDMENT - FENCE.wpd, July 2, 2024 (11:45am) NOTE: additions/deletions = language proposed for addition/deletion to existing Code provisions.

construction), of the Hernando County Code is hereby amended as follows:

Sec. 10-54. - Permit required prior to construction.

Prior to construction, all fences and walls that meet or exceed 7 feet in height shall receiverequire a permit in accordance with these regulations and the permitting requirements in effect at that time. Applications for a permit shall be accompanied by a fee, as set by the board of county commissioners. The county shall not inspect or approve the location of a fence in regard to property boundary issues and is not liable for the legal location of the fence.

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, the sections of this Ordinance may be renumbered or relettered to accomplish such intention, and that the word "ordinance" may be changed to "section," "article," or any other appropriate designation.

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1	Section 4. Conflicting Provisions	Repealed. All ordinances or parts of ordinances in
2	conflict with the provisions of this ordinance are hereby repealed.	
3	Section 5. Effective Date. This ordinance shall take effect immediately upon receipt of	
4	official acknowledgment from the office of the Secretary of State of Florida that this ordinance	
5	has been filed with said office.	
6	BE IT ORDAINED BY THE BOA	ARD OF COUNTY COMMISSIONERS OF
7	HERNANDO COUNTY in Regular Session	on this day of 2024.
8		
9		BOARD OF COUNTY COMMISSIONERS
10		HERNANDO COUNTY, FLORIDA
11		
12		
13	Attest:	By:
14	DOUGLAS CHORVAT, JR.	
15	Clerk and Comptroller	Chair
16		
17	Approved for Form and Legal Sufficiency	
18 19	Melissa Tartaglia	
20	County Attorney	