

**ORDINANCE NO.: 2007- 02**

**AN ORDINANCE RELATING TO DISPOSAL OF DOMESTIC SEPTAGE INTO THE WASTEWATER TREATMENT SYSTEM OF THE HERNANDO COUNTY WATER AND SEWER DISTRICT; AUTHORIZING INSTALLATION AND OPERATION OF SEPTAGE RECEIVING UNITS AND PRESCRIPTION OF AND ENFORCEMENT AUTHORITY FOR RULES AND REGULATIONS FOR USE THEREOF BY THE DISTRICT; PROVIDING FOR SEVERABILITY AND INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.**

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

**SECTION 1. Septage receiving units.**

(a) The Hernando County Water and Sewer District may install and operate one or more receiving units for domestic septage, as such term is generally defined in Chapter 28, Hernando County Code of Ordinances, and shall prescribe and enforce such reasonable rules and regulations for the use of such receiving units as may be necessary to protect the investment of district ratepayers in the wastewater treatment facilities into which such septage is received for treatment. Any person or entity whose adverse interests are materially affected by the application of such rules and regulations to their specific circumstances may appeal any such determination by the District to the Board of County Commissioners in writing. Any such written appeal shall be heard in a quasi-judicial hearing before the Board within 30 days of receipt of such written appeal.

(b) Rates for use of septage receiving units shall be established by resolution of the District's governing body based upon the best available information and evidence as to the recovery of costs incurred in the installation, operation and maintenance of such units and the cost of the process of treating received septage.

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

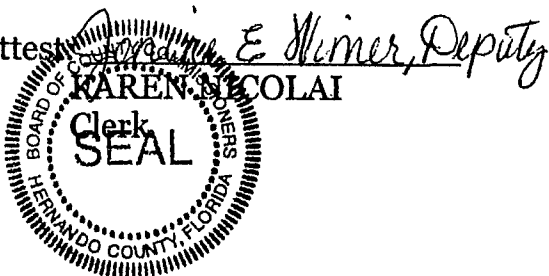
**SECTION 4. Effective date.**

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 23<sup>rd</sup> day of January, 2007.

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

Attest



By:

*Jeff Stabins*  
**JEFF STABINS**  
Chairman

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY  
BY *[Signature]* Kew 1/23/07  
County Attorney's Office