

ORDINANCE NO. 83-15

AN ORDINANCE AMENDING ORDINANCE NO. 74-4 THE HERNANDO COUNTY SUBDIVISION REGULATIONS BY AMENDING SECTION 700 PERTAINING TO CONDITIONS OF COUNTY ACCEPTANCE OF SUBDIVISION IMPROVEMENTS; PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. HERNANDO COUNTY ORDINANCE NO. 74-4 KNOWN AS THE "HERNANDO COUNTY LAND SUBDIVISION REGULATIONS" IS HEREBY AMENDED BY AMENDING SECTION 700 AS FOLLOWS:

SECTION 700

COUNTY ACCEPTANCE OF IMPROVEMENTS

Upon completion of construction of the subdivision improvements required by this Ordinance and those shown on the approved construction plans, the project engineer shall submit to the Hernando County Engineering Department a certification that all such work has been accomplished substantially in accordance with the approved plans and specifications. Accompanying the certification shall be as built plans and test results as required by the County. Upon receipt of this certification, the Hernando County Engineer will review the project, and, if no unsatisfactory conditions are found, the improvements will be accepted for the developer's maintenance period. If the improvements have been bonded, this approval shall entitle the developer to a release of eighty percent (80%) of the bonded amount.

If improvements have not been bonded, the developer shall provide a security agreement satisfactory to the County in an amount equal to twenty percent (20%) of the cost of the improvements as certified by the project engineer, whereby conditions requiring excessive maintenance efforts may be corrected by the County, should the developer not provide adequate corrective measures.

The developer shall maintain all improvements within the project for a period of one (1) year from the date of the above approval, with the exception of open drainage facilities, erosion control devices, and grassing. Open drainage facilities, erosion control devices, and grassing shall be maintained by the developer for two (2) years.

FILED
DEC 10 1983
CLERK OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

During the developer's maintenance period, the developer will be required to provide any maintenance required by the County to insure the integrity of the improvements, as designed and constructed, is maintained. This includes, but is not limited to:

(a.) Repair and/or replacement of failed pavement, culverts, catch basins, etc.

(b.) Control of erosion, replacement of sod, removal of soil washed into the street or drainage system.

(c.) Maintenance and/or replacement of regulatory signs and markings.

(d.) Maintenance of sewer lines, force mains, lift stations and wastewater treatment plants if approved and maintenance of water plants and distribution systems.

(e.) Developer will be required to reimburse Hernando County for any and all repairs it might make to the systems during the maintenance period. Example: an emergency situation that cannot wait for the contractor to react.

The project will be inspected periodically during the developer's maintenance period to insure the improvements are being properly maintained and the developer required to make necessary repairs.

Approximately sixty (60) days prior to the expiration of the developer's maintenance period, the developer shall request a final inspection of the project. The County will advise the developer of the necessary corrections. Upon completion of the corrections, the County will inspect the project and advise the Board with respect to unusual maintenance conditions therein.

The Board, if satisfied that the maintenance of the improvements will not place an undue burden on the County, will accept the improvements, with the exception of open drainage facilities, erosion control devices, and grassing, for maintenance by the County. This acceptance shall entitle the developer to reduce the twenty (20%) percent maintenance bond, with the

County retaining an amount equal to one hundred (100%) percent of the cost of the grassing and erosion control devices.

During the second year of the developers maintenance period the inspection and acceptance procedures outlined above shall be followed.

At the conclusion of the second year of the developer's maintenance period if the Board is satisfied that the open drainage facilities, erosion control devices, and grassing will not place an undue maintenance burden on the County, the remaining improvements will be accepted for maintenance by the County. This approval will constitute final acceptance of the improvements by the County and entitle the developer to final release of the maintenance bond.

SECTION 2. All other provision of Hernando County Ordinance No. 74-4 shall remain in full force and effect.

SECTION 3. This Ordinance shall become effective as provided by law.

ADOPTED in Regular Session this 6th day of December, 1983, A.D.

BOARD OF COUNTY COMMISSIONERS
HERNANDO COUNTY, FLORIDA

By Henry D. Ledbetter
HENRY D. LEDBETTER, CHAIRMAN

Attest Harold William Brown
HAROLD WILLIAM BROWN, CLERK

