

**ORDINANCE NO. 98-13**

**AN ORDINANCE TO BE KNOWN AS THE HERNANDO COUNTY MODEL ENERGY EFFICIENCY CODE: PROVIDING FOR THE ADOPTION OF THE FLORIDA ENERGY EFFICIENCY CODE FOR BUILDING CONSTRUCTION, 1997 EDITION, (CHAPTER 81-226, LAWS OF FLORIDA; CHAPTER 553, PART VII, FLORIDA STATUTES); PROVIDING FOR THE SEVERANCE OF PARTS; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR VIOLATIONS, REMEDIES, AND PENALTIES; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.**

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

**SECTION 1. ADOPTION OF THE FLORIDA ENERGY EFFICIENCY CODE FOR BUILDING CONSTRUCTION, 1997 EDITION**

There is hereby adopted by the County of Hernando, Florida, for the purpose of providing uniform minimum standards for energy efficient buildings by thermal design and operation, that certain code known as the Florida Energy Efficiency Code for Building Construction, 1997 Edition, as legislated by the State of Florida, Chapter 81-226, Laws of Florida; and Chapter 553, Part VII, Florida Statutes. The same is hereby adopted and incorporated herein as fully as if set forth in haec verba and from the date upon which this ordinance shall take effect, the provisions thereof except as otherwise noted herein shall be controlling in the standards for energy efficient buildings by thermal design and operation within the unincorporated areas of the County.

**SECTION 2. SEVERANCE OF PARTS**

Should any section, paragraph, sentence, phrase, clause or other part or provision of this ordinance be declared by any court to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

**SECTION 3. REPEALER CLAUSE**

Upon the effective date of this ordinance, those previously enacted ordinances and amendments thereto which regulate the construction activities addressed by this ordinance, namely Hernando County Ordinance No. 92-32 and subsequent amendments thereto, are hereby repealed.

**SECTION 4. VIOLATIONS, REMEDIES, AND PENALTIES**

Any entity violating any provision of this ordinance shall be subject to the penalties provided for herein. The Director or his authorized representative shall issue notice to all entities violating any provision of this ordinance and shall order that such violations cease. Should any entity fail

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to comply with such notice, or order, the Governing Body or its authorized official may institute appropriate action to bring such entity before a court of law for adjudication. Any entity violating any provision of this ordinance shall, upon conviction, be guilty of a misdemeanor and shall be fined or imprisoned or both fined and imprisoned, in accordance with the provisions of Chapter 125.69 of the Florida Statutes.

#### **SECTION 5. 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 other appropriate designation.

#### **SECTION 6. EFFECTIVE DATE**

This ordinance shall become effective as provided by law.

ADOPTED in Regular Session this 19<sup>th</sup> day of May, 1998, A.D.

BOARD OF COUNTY COMMISSIONERS  
HERNANDO COUNTY, FLORIDA

Attest

*Michelle Huntoman*  
KAREN NICOLAI, CLERK *Deputy Clerk*

By

*Hannah M. Robinson*  
HANNAH M. ROBINSON, CHAIRWOMAN