

Ordinance 2009- 23

AN ORDINANCE OF NASSAU COUNTY, FLORIDA AMENDING ORDINANCE 94-14, AS AMENDED, TO ALLOW THE BOARD OF COUNTY COMMISSIONERS TO ESTABLISH BY RESOLUTION SERVICE FEES FOR RESPONDING TO FALSE ALARMS; PROVIDING SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Nassau County Fire Rescue Department responds to emergency calls and fire alarms in the routine course of operations;

WHEREAS, from time to time Nassau County Fire Rescue is called to respond in cases of a false alarm; and

WHEREAS, the Board of County Commissioners recognizes these false alarms cause waste in the County government and recognizes that the property owner is responsible to ensure alarms on his or her property are in proper working condition as not to cause false alarms; and

WHEREAS, the County's current policy requires the fire department to issue a warning and require an inspection when an alarm malfunctions causing Fire Rescue to respond to a false alarm; and

WHEREAS, the County wishes to amend its policy setting forth service fees for responding to false alarms so that said fees may be implemented through a Resolution of the Board of County Commissioners.

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

1. Ordinance 94-14, as amended, is further amended to replace the existing Section 4 with the following:

"SECTION 4. SERVICE FEES:

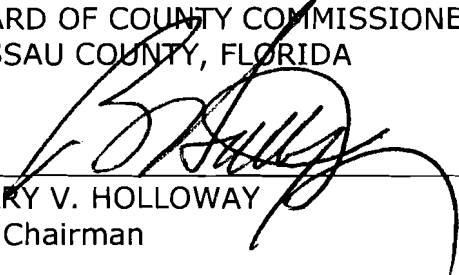
The Board of County Commissioners may establish a service fee for the costs incurred in responding to false alarms by resolution."

2. Severability. If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions or this Ordinance.

3. Effective Date. This Ordinance shall become effective upon filing with the Department of State.

DONE AND ENACTED THIS 14th **DAY OF**
September, 2009.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA


BARRY V. HOLLOWAY
Its: Chairman

ATTEST AS TO CHAIRMAN'S
SIGNATURE:


JOHN A. CRAWFORD
Its: Ex-Officio Clerk

EXC 9/15/09

Approved as to form by the
Nassau County Attorney


DAVID A. HALLMAN