

ORDINANCE 2002 - 05

AN ORDINANCE AMENDING ORDINANCE 99-17, PROVIDING NASSAU COUNTY ROADWAY AND DRAINAGE STANDARDS; SPECIFICALLY AMENDING SECTION 12.4.2, MAINTENANCE BOND; ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, The Board of County Commissioners has found it necessary to amend Ordinance 99-17.

NOW, THEREFORE, BE IT ORDAINED this 25<sup>th</sup> day of February, 2002, by the Board of County Commissioners of Nassau County, Florida, that Ordinance 99-17 is hereby amended as follows:

1. 12.4 MAINTENANCE BOND

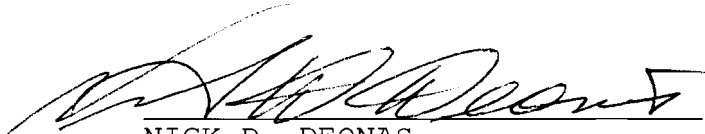
12.4.1 When the request is made for acceptance of the bonded improvements or for release of the Construction Bond, the person, firm or corporation seeking such acceptance or release shall first furnish a good and sufficient bond acceptable to the Clerk in an amount equal to 15 percent of the total of all construction contracts issued for construction of roadway, drainage, and water and sewer improvements.

12.4.2 The Maintenance Bond is to be furnished to secure the timely maintenance of roads and ~~improvements~~ associated infrastructures located within the right-of-way as a guarantee against faulty workmanship, construction and materials. Said bond shall be submitted by the Owner/Applicant to the Public Works Department for approval

and forwarding to the Clerk and shall remain in force until released as stipulated in Section 12.5 below, but in no case for less than 26 months from the date of Board acceptance and seventy-five percent (75%) occupancy with certificates of occupancy of all phases of the entire development. If the County elects to repair and take remedial action to correct deficiencies during the warranty period, the cost will be drawn from the bond. No Maintenance Bond shall be required for subdivision improvements that will not be dedicated to the County provided the Owner/Applicant presents satisfactory evidence that a responsible Property Owners' Association or other private entity will accept responsibility for perpetual maintenance of the improvements.

2. This Ordinance shall become effective upon its being filed in the Office of the Secretary of State.

BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA



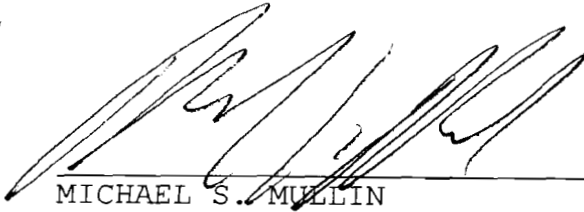
NICK D. DEONAS  
Its: Chairman

ATTEST:



J. M. "CHIP" OXLEY, JR.  
Its: Ex-Officio Clerk

Approved as to form by the  
Nassau County Attorney



MICHAEL S. MULLIN

h/anne/ords/roadway-drainage-amd