

ORDINANCE NO. 94-51

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, AMENDING ST. JOHNS COUNTY ORDINANCE 94-16 WHICH IS KNOWN AS THE COUNTY'S STORMWATER MANAGEMENT UTILITY ORDINANCE; THIS AMENDMENT REVISES REFERENCES TO ST. JOHNS RIVER WATER MANAGEMENT DISTRICT RULES AND REGULATIONS; AND PROVIDES AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, THAT ST. JOHNS COUNTY ORDINANCE 94-16 IS HEREBY AMENDED AS FOLLOWS:

SECTION 1. Subsection A of Section 14 of St. Johns County Ordinance 94-16 is deleted and the following subsection A is added and substituted in its stead:

A. Owner-Initiated Adjustments: Requests for adjustment of a Fee shall be submitted by or on behalf of the property owner to the Director who may adjust the Fee in the manner provided by this Ordinance. In the review of adjustment requests, no consideration or credit shall be given for the costs of installation of facilities required by St. Johns County ordinances, Rules 40C-4, 40C-40, and 40C-42, Florida Administrative Code or Chapter 62-25, Florida Administrative Code, or other competent authority. All requests from owners of Nonresidential Developed Property shall be reviewed on the basis of the amount of Impervious Area on the property. All requests

from owners of Residential Developed Property shall be reviewed on the basis of the number and types of individual dwelling units existing on the property. The following policies and procedures shall apply to all requests for adjustment of a Fee.

- (i) All Fee adjustments shall take into account the amount of Stormwater from Impervious Areas that is likely to flow off the subject property;
- (ii) Any owner who believes a Fee is incorrect may, subject to the limitations set forth herein, submit an adjustment request to the Director;
- (iii) The adjustment request shall be in writing and shall set forth, in detail, the grounds upon which correction is sought;
- (iv) The owner requesting the adjustment may be required, at the owner's cost to provide supplemental information to the Director including, but not limited to, survey data approved by a professional land surveyor and/or engineering reports approved by a professional engineer. Failure to provide such information may result in the denial of the adjustment request; and
- (v) Adjustment of a Fee will be made in writing by the Director if the adjustment request is

granted. The document granting the adjustment request will be provided to the owner and, if the Fee has been placed or is to be placed on the non ad valorem assessment roll or the tax roll, the document will also be sent to the Property Appraiser and Tax Collector. Denial of an adjustment request shall be made in writing by the Director and provided to the owner.

SECTION 2, Effective Date.

This Ordinance shall take effect immediately upon receipt by the Clerk of official acknowledgment from the Florida Department of State that same has been filed.

Passed and Enacted by the Board of County Commissioners of St. Johns County, State of Florida this 8th day of November, 1994.

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: Aileen Roberts  
Its Chair

ATTEST: CARL "BUD" MARKEL, CLERK

By: Bonnie Carter  
Deputy Clerk

Effective Date: November 21, 1994

**The St. Augustine Record**

PUBLISHED EVERY AFTERNOON MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING  
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,  
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared \_\_\_\_\_  
Barbara Dresslar \_\_\_\_\_ who on oath says that she is  
Accounting Clerk \_\_\_\_\_ of the St. Augustine Record, a  
daily newspaper published at St. Augustine in St. Johns County, Florida: that  
the attached copy of advertisement, being a \_\_\_\_\_  
Notice of Intent \_\_\_\_\_  
\_\_\_\_\_ in the matter of \_\_\_\_\_  
Ordinance 94-16 \_\_\_\_\_  
\_\_\_\_\_ in the \_\_\_\_\_ Court,  
was published in said newspaper in the issues of \_\_\_\_\_  
Oct. 11, 1994 \_\_\_\_\_

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper has heretofore been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me Barbara Dresslar  
Zoe Ann Moss

this 11th day of Oct.  
A.D. 19 94

Zoe Ann Moss  
Notary Public



**COPY OF ADVERTISEMENT**

**NOTICE OF INTENT  
TO CONSIDER  
ADOPTION OF  
ORDINANCE**

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, at its regular meeting on Tuesday, November 8, 1994 at 1:30 p.m. in the County Auditorium, at the County Administration Complex, 4020 Lewis Speedway (County Road 16-A) and U.S. #1 North, St. Augustine, Florida, will hold a public hearing to consider the passage of the following ordinance and resolution:

ORDINANCE NO. 94-  
AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA AMENDING ST. JOHNS COUNTY ORDINANCE 94- WHICH IS KNOWN AS THE COUNTY'S STORMWATER MANAGEMENT UTILITY ORDINANCE; THIS AMENDMENT REVISES REFERENCES TO ST. JOHNS RIVER WATER MANAGEMENT DISTRICT RULES AND REGULATIONS; AND PROVIDES AN EFFECTIVE DATE.

The proposed Ordinance is on file in the office of the Clerk of the Circuit Court, St. Johns County, Florida, St. Johns County Administration Complex, Lewis Speedway, and may be examined by parties interested prior to said public hearing.

All parties having any interest in said Ordinance will be afforded an opportunity to be heard at the public hearing.

If a person decides to appeal any decision made with respect to any matter considered at the hearing, he/she will need a record of the proceedings, and for such purposes he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact, ADA Coordinator, at (904) 823-2501 or at the County Administration Building, 4020 Lewis Speedway, St. Augustine, FL 32095. For hearing impaired individuals: Telecommunications Device for the Deaf (TDD): 823-2501 or Florida Relay Service: 1-800-955-8770, no later than 7 days prior to the date of this hearing.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA  
CARL "BUD" MARKEL, ITS CLERK  
By Patricia DeGranda, Deputy Clerk  
L197 Oct. 11, 1994