

# **Okaloosa County**

## **Code of Ordinances**

### **Appendix D. Special Districts**

#### **Article V. Okaloosa Island Street Lighting District**

##### **§ 1. Creation; boundaries**

(1) This ordinance is enacted pursuant to and in accordance with the provisions of Sections 125.01(1)(q) and 125.01(2), Florida Statutes.

(2) There is hereby created a municipal service benefit unit to be denominated the Okaloosa Island Street Lighting District, hereinafter referred to as the "district," for the purpose of providing street lighting and landscaping or maintenance of medians or public areas for the benefit of the commercial and private residents of the district. All of the following area in Okaloosa County shall be included in and comprise the district:

The area includes all of Santa Rosa Island Subdivision as recorded in Plat Books 2 and 3, Public Records of Okaloosa County, Florida.

(Ord. No. 85-06, § 1, 1-22-85)

##### **§ 2. Governing body [~~—Generally.~~]**

The business and affairs of the district shall be conducted and administered by the current duly elected board of county commissioners of Okaloosa County, Florida, who shall hold the same offices relative to governing the affairs of the district as are held in governing Okaloosa County.

##### **§ 3. [~~Same—~~] Meetings**

The governing body of the district shall meet at least annually to consider assessments and review operations. A record shall be kept of all meetings and in such meetings concurrence of a majority of the county commissioners shall be necessary to any affirmative action. The meetings of the governing body and the minutes of the meetings shall be open to the public.

##### **§ 4. Audit**

The books and records of the district may be audited annually, at the expense of the district, by the auditor general or clerk of circuit court of Okaloosa County, Florida.

## **§ 5. Powers**

The governing body of the district shall have the authority to:

- (a) Contract with public or private utility companies, or independent contractors, for the furnishing of street lighting services to the district.
- (b) Set, by resolution, the assessments to be imposed and levied for the funding of the district.
- (c) Designate the location and number of street lights within the district.
- (d) Appropriate to the Okaloosa Island Leaseholders' Association excess revenues exceeding the costs of providing street lighting and payment of utilities for watering medians and public areas for the purpose of landscaping and maintaining medians and public areas.

(Ord. No. 85-06, § 2, 1-22-85; Ord. No. 85-47, § 1, 10-29-85)

## **§ 6. Funding**

- (1) Funds for services to be provided will be derived from special assessments within the district.
- (2) All customers utilizing the services of the Okaloosa County Water and Sewer System shall be billed and pay the monthly assessment for the district with the monthly water and sewer charges. In the event the monthly assessment for funding of the district is not paid when due, all county services, including garbage collection and water and sewer services, shall be discontinued and/or disconnected.
- (3) All leaseholders not utilizing the services of the Okaloosa County Water and Sewer System shall pay the assessment annually in advance as per billings from the district.

## **§ 7. Penalty**

Any person, firm or corporation who violates any of the provisions of this law, upon conviction therefor, is guilty of a misdemeanor of the second degree.