

SUMTER COUNTY ORDINANCE NO. 2022 -

AN ORDINANCE OF THE SUMTER COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING CHAPTER 8 EMERGENCY SERVICES, ARTICLE I IN GENERAL, SECTION 8-3 FIRE AND EMERGENCY MEDICAL SERVICES DIVISION; PROVIDING FOR CONFLICTS AND SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Article VIII, Section (1)(f) of the Florida Constitution and Section 125.01, Florida Statutes, grant Sumter County Board of County Commissioners broad home rule authority to adopt ordinances to provide for health, safety and welfare of the general public; and

WHEREAS, the Board of County Commissioners of Sumter County has adopted the Sumter County Code of Ordinances, which serve as the laws and regulations of Sumter County; and,

WHEREAS, the Board of County Commissioners established the Fire and Emergency Medical Services Division as set forth in Chapter 8 of the Sumter County Code; and,

WHEREAS, the Board, after the appropriate publication of notice of its intention to consider this Ordinance, has determined that in consideration of the health, safety and welfare of its citizens, it is in the best interests of Sumter County, Florida to amend Chapter 8 to reflect current operational services being provided by the Sumter County Fire and Emergency Medical Services Division.

NOW, THEREFORE, BE IT ORDAINED BY the Board of County Commissioners of Sumter County, Florida, as follows:

SECTION 1. PURPOSE.

The purpose of this Ordinance is to amend Chapter 8 Emergency Services, Article I In General, Section 8-3 Fire and Emergency Medical Services Division for the reasons set forth in the above Whereas clauses, which are incorporated herein, *in haec verba*.

SECTION 2. AUTHORITY.

Pursuant to Article VIII, Section I of the Florida Constitution and Sections 125.01 and 125.66 of the Florida Statutes, the Sumter County Board of County Commissioners has all powers of local self-government to perform county functions and render county services and facilities except when prohibited by law, including the authority to amend its Code of Ordinances.

SECTION 3. AMENDMENT OF CHAPTER 8 EMERGENCY SERVICES

Section 8-3 Fire and emergency medical services division shall be amended and restated as follows:

Sec. 8-3. - Fire and emergency medical services division.

- (a) *Creation.* There is hereby established the Sumter County Fire and Emergency Medical Services Division (division). The division shall be the sole provider of fire suppression, fire prevention, fire code plan review and inspections, extrication, rescue, basic and advanced life support, and basic and advanced life support transport services in the geographical limits of Sumter County, Florida.
- (b) *Exception area.* The Villages Center Community Development District ("VCCDD") may be granted, by contract, the right to provide fire suppression, fire prevention, fire code plan review and inspections, extrication, rescue, and basic and advance life support services within the Villages of Wildwood Development of Regional Impact, Tri-County Villages Development of Regional Impact and Villages of Sumter Development of Regional Impact.
- (c) *Chief.* There is hereby established the position of chief. The chief shall oversee, direct, and administer the operations of the division. The chief shall serve as the countywide chief, and as the highest-ranking officer and chief executive of the division. The chief shall report to and be held accountable by the county administrator. The chief shall oversee the operation of the division and work closely with the authorities having jurisdiction over law enforcement, water supply, public works, emergency management, planning/development, and the VCCDD, among other services, to provide for protection of the public interest in those instances that involve those other agencies. The chief shall work closely with all state and federal agencies in protection of the public interest.
- (d) *Rates, User Fees and Related Charges.* Rates, user fees and related charges for services performed or rendered by the Sumter County Fire and Emergency Medical Services Division shall be established and set by resolution as approved and adopted by the Sumter County Board of County Commissioners.

SECTION 4. CONFLICTS AND REPEALER.

This Ordinance shall be cumulative of all provisions of the Ordinances of Sumter County, Florida, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event all Ordinances or parts thereof in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 5. SEVERABILITY.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance, or application hereof, is for any reason held invalid or unconstitutional by any court of

competent jurisdiction, such portion or application shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 6. CODIFICATION

It is the intention of the Sumter County Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance shall be reflected and made a part of the Code of Ordinances of Sumter County, Florida, with the exception of Sections 1, 2, 4, 5, 6, and 7. The word "Ordinance," or similar words may be changed to "section," "article," or other appropriate word or phrase and the sections of this Ordinance may be renumbered or re-lettered to accomplish such intention. The Code codifier is granted liberal authority to rescind those sections of the Code declared null and void as set forth herein.

SECTION 7. EFFECTIVE DATE.

Once adopted by the Sumter County Board of County Commissioners, this Ordinance shall become effective immediately upon adoption.

PASSED AND ADOPTED at a duly called session of the Sumter County Board of County Commissioners, this 9th day of August, 2022.

**GLORIA HAYWARD
SUMTER COUNTY CLERK**

**BOARD OF COUNTY COMMISSIONERS,
SUMTER COUNTY, FLORIDA**

ATTEST:

DEPUTY CLERK

BY: _____
CRAIG A. ESTEP
Chairman

Approved as to form for the reliance
of the Sumter County Board of
County Commissioners, only:

Jennifer C. Rey, Esq.
The Hogan Law Firm, LLC
County Attorney