



BOARD OF COUNTY COMMISSIONERS

THE KEYSTONE COUNTY-ESTABLISHED 1827

435 W. Walnut St., Monticello, Florida 32344

Stephen G. Fulford
District 1, Vice-Chair

Eugene Hall
District 2, Chair

J.T. Surles
District 3

Betsy Barfield
District 4

Stephen Walker
District 5

**Regular Session Agenda
July 20, 2017 at the Courthouse Annex
435 W. Walnut St. Monticello, FL 32344**

- 1. 6 PM – Call to Order, Invocation, Pledge of Allegiance**
- 2. Public Announcements, Presentations, & Awards**
- 3. Consent Agenda**
 - a) Approval of Agenda**
 - b) General/Transportation Fund Vouchers**
- 4. General Business**
 - a) Presentation of Audit – Chris Johnson, CPA – Carr, Riggs, & Ingram**
 - b) Economic Development Follow-Up – Comm. Fulford**
- 5. PUBLIC HEARING: ORD. NO. 2017-080317-01 – FL-FRIENDLY FERTILIZER MODEL ORD.**
- 6. Citizens Request & Input on Non-Agenda Items (3 Minute Limit)**
- 7. County Coordinator**
- 8. Commissioner Discussion Items**
- 9. Adjourn**

From the manual "Government in the Sunshine", page 40:

Paragraph C. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and for such purpose he 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.

Kirk Reams
Clerk of Courts

Parrish Barwick
County Coordinator

T. Buckingham Bird
County Attorney

ITEM 3

CONSENT AGENDA ITEMS

VENDOR NAME	DUE DATE	PURCHASE ORDER NUMBER	INVOICE NUMBER	DUE DATE	TY VOUCHER PE NUMBER	TRANSACTION DESCRIPTION	TRANS AMOUNT	DISC/WITH AMOUNT	
CASH CODE-08008		G/L CASH ACCOUNT-111010000			CASH-CHECKING-CO TRANS				
A Mining Group, LLC	07/20/2017	-	78520	06/19/2017	VR 11072017-021	Yard	867.55	.00	
A Mining Group, LLC	07/20/2017	-	78549	06/20/2017	VR 11072017-020	Yard			
							2007.57	.00	
A Mining Group, LLC	07/20/2017	-	78585	06/21/2017	VR 11072017-019	Yard			
							1353.39	.00	
A Mining Group, LLC	07/20/2017	-	78618	06/22/2017	VR 11072017-022	Yard	701.62	.00	
A Mining Group, LLC	07/20/2017	-	78745	06/27/2017	VR 11072017-026	Yard	977.34	.00	
A Mining Group, LLC	07/20/2017	-	78792	06/28/2017	VR 11072017-025	Yard			
							1812.36	.00	
A Mining Group, LLC	07/20/2017	-	78838	06/29/2017	VR 11072017-024	Yard			
							1109.77	.00	
A Mining Group, LLC	07/20/2017	-	78877	06/30/2017	VR 11072017-023	Yard	424.42	.00	
						CHECK TO VENDOR==>VENDOR AMININGG A Mining Group, LLC	TOTALS	9254.02	.00
BancorpSouth	07/20/2017	-	78000144	08/05/2017	VR 11072017-001	#002-0070780-001			
							1278.00	.00	
						CHECK TO VENDOR==>VENDOR BANCORPS BancorpSouth	TOTALS	1278.00	.00
Big Bend Tire	07/20/2017	-	11092	06/08/2017	VR 11072017-008	RoadDept-New Tire	296.80	.00	
Big Bend Tire	07/20/2017	-	11107	06/12/2017	VR 11072017-007	RoadDept-Tube,TireRepair	132.23	.00	
						CHECK TO VENDOR==>VENDOR BIGBENTI Big Bend Tire	TOTALS	429.03	.00
Duke Energy	07/20/2017	-	61050717	07/06/2017	VR 11072017-005	Act#9734176105	709.20	.00	
						CHECK TO VENDOR==>VENDOR DUKE Duke Energy	TOTALS	709.20	.00
Jones Welding & Industri	07/20/2017	-	00495760	06/30/2017	VR 11072017-017	#58688 Cylinder Rental	63.00	.00	
						CHECK TO VENDOR==>VENDOR JONESWEL Jones Welding & Industria	TOTALS	63.00	.00
Monticello Carquest Inc.	07/20/2017	-	38147019	06/28/2017	VR 11072017-014	Cust#132 4M2TXREEL	54.56	.00	
						CHECK TO VENDOR==>VENDOR MONTCARQ Monticello Carquest Inc.	TOTALS	54.56	.00
Grubbs Auto Parts, LLC	07/20/2017	-	221308	06/29/2017	VR 11072017-018	#1699 Oxygen	12.30	.00	
						CHECK TO VENDOR==>VENDOR NAPAAUTO Grubbs Auto Parts, LLC	TOTALS	12.30	.00
Office Depot*	07/20/2017	-	94029981	06/29/2017	VR 11072017-015	#940299810-1 Paper	29.99	.00	
Office Depot*	07/20/2017	-	94029981	06/29/2017	VR 11072017-016	#940299810-1 PaperTowels	73.02	.00	
						CHECK TO VENDOR==>VENDOR OFFDEP Office Depot*	TOTALS	103.01	.00
O'Reilly Automotive, Inc	07/20/2017	-	5-297235	06/27/2017	VR 11072017-009	#336410 Oil	23.88	.00	
O'Reilly Automotive, Inc	07/20/2017	-	5-297411	06/29/2017	VR 11072017-012	#336410 Battery (2)	305.97	.00	
O'Reilly Automotive, Inc	07/20/2017	-	5-297422	06/29/2017	VR 11072017-013	#336410 CREDIT	-36.00	.00	
O'Reilly Automotive, Inc	07/20/2017	-	5-298171	07/06/2017	VR 11072017-010	#336410 Synth Oil	9.69	.00	

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VENDOR NAME	DUE DATE	PURCHASE ORDER NUMBER	INVOICE NUMBER	DUE DATE	TY VOUCHER PE NUMBER	TRANSACTION DESCRIPTION	TRANS AMOUNT	DISC/WITH AMOUNT
O'Reilly Automotive, Inc	07/20/2017	-	5-298209	07/07/2017	VR 11072017-011	#336410 Battery	109.19	.00
CHECK TO VENDOR==>VENDOR OREILLY O'Reilly Automotive, Inc. TOTALS							412.73	.00
TRACTOR SUPPLY COMPANY	07/20/2017	-	128370	06/19/2017	VR 11072017-003	Grn Padded Ratchet 4pk	14.99	.00
TRACTOR SUPPLY COMPANY	07/20/2017	-	128516	06/22/2017	VR 11072017-002	Cylinder 3x8 Hyd	129.99	.00
TRACTOR SUPPLY COMPANY	07/20/2017	-	183832	06/22/2017	VR 11072017-004	Bolts	25.38	.00
CHECK TO VENDOR==>VENDOR TRACTORS TRACTOR SUPPLY COMPANY TOTALS							170.36	.00
Tri-County Electric Coop	07/20/2017	-	90060617	06/29/2017	VR 11072017-006	Act#72001059006	30.81	.00
CHECK TO VENDOR==>VENDOR TRI-CO. Tri-County Electric Coop. TOTALS							30.81	.00
CASH ACCOUNT # 111010000 TOTALS							12517.02	.00
BANK ACCOUNT # 0101006511 TOTALS							12517.02	.00
FINAL REPORT TOTALS							12517.02	.00

VENDOR NAME	DUE DATE	PURCHASE ORDER NUMBER	INVOICE NUMBER	DUE DATE	TY VOUCHER PE NUMBER	TRANSACTION DESCRIPTION	TRANS AMOUNT	DISC/WITH AMOUNT
CASH CODE-01001		G/L CASH ACCOUNT-011010000				CASH-CHECKING-GEN. FUND		
ABC Maintenance Services	07/20/2017	-	00084	06/26/2017	VR 01072017-018	Extens-FanMotor,CoilClean	672.00	.00
						CHECK TO VENDOR==>VENDOR ABCMAINT ABC Maintenance Services TOTALS	672.00	.00
Advanced Auto Parts*	07/20/2017	-	7060	04/09/2017	VR 19072017-037	#9398568325	31.92	.00
						CHECK TO VENDOR==>VENDOR ADVAUTOP Advanced Auto Parts* TOTALS	31.92	.00
Advanced Business System	07/20/2017	-	284228	04/18/2017	VR 01072017-009	Mtr#69696	7.81	.00
Advanced Business System	07/20/2017	-	288216	06/16/2017	VR 01072017-135	Mtr#70303,70312,70313	231.94	.00
Advanced Business System	07/20/2017	-	288961	07/03/2017	VR 01072017-076	Mtr#69696	5.05	.00
						CHECK TO VENDOR==>VENDOR ADVBUSIN Advanced Business Systems TOTALS	244.80	.00
Antelope Computer Servic	07/20/2017	-	517	07/04/2017	VR 01072017-085	Coordinator-Labor	80.00	.00
						CHECK TO VENDOR==>VENDOR ANTELOPE Antelope Computer Service TOTALS	80.00	.00
Apalachee Center	07/20/2017	-	681709	07/07/2017	VR 01072017-078	JeffCntyBaker-MarchmanAct	3052.78	.00
Apalachee Center	07/20/2017	-	681709	07/07/2017	VR 01072017-079	JeffCntyBaker-MarchmanAct	213.89	.00
						CHECK TO VENDOR==>VENDOR APAMENHE Apalachee Center TOTALS	3266.67	.00
Ard, Shirley & Rudolph,P	07/20/2017	-	11345	06/30/2017	VR 01072017-010	#2-101.1 PlanRepOverage	6153.66	.00
						CHECK TO VENDOR==>VENDOR ARDSHIRL Ard, Shirley & Rudolph,PA TOTALS	6153.66	.00
Aucilla Area Solid Waste	07/20/2017	-	06301701	06/30/2017	VR 22072017-069	Tipping Fees	47108.55	.00
						CHECK TO VENDOR==>VENDOR AUCILLAA Aucilla Area Solid Waste TOTALS	47108.55	.00
Big Bend Tire	07/20/2017	-	10985	06/01/2017	VR 22072017-042	SolidWaste-SemiTireRepair	90.00	.00
Big Bend Tire	07/20/2017	-	11142	06/15/2017	VR 22072017-038	SolidWaste-Tire Repair	20.00	.00
Big Bend Tire	07/20/2017	-	11158	06/15/2017	VR 22072017-039	SolidWaste-SemiTireRepair	45.00	.00
Big Bend Tire	07/20/2017	-	11181	06/19/2017	VR 22072017-041	SolidWaste-SemiTireRepair	50.00	.00
Big Bend Tire	07/20/2017	-	11196	06/20/2017	VR 22072017-040	SolidWaste-SemiTireRepair	45.00	.00
Big Bend Tire	07/20/2017	-	11288	06/27/2017	VR 01072017-087	New Tires (4)	481.16	.00
						CHECK TO VENDOR==>VENDOR BIGBENTI Big Bend Tire TOTALS	731.16	.00
Oliver Bradley	07/20/2017	-	92920617	06/28/2017	VR 01072017-017	VA Travel 06/17	220.72	.00
						CHECK TO VENDOR==>VENDOR BRADLEYO Oliver Bradley TOTALS	220.72	.00
Dan Burch	07/20/2017	-	07081701	07/08/2017	VR 01072017-137	Library-Building,Walk	1525.00	.00

VENDOR NAME	DUE DATE	PURCHASE ORDER NUMBER	INVOICE NUMBER	DUE DATE	TY VOUCHER PE NUMBER	TRANSACTION DESCRIPTION	TRANS AMOUNT	DISC/WITH AMOUNT
CHECK TO VENDOR==>VENDOR BURCHDAN Dan Burch							TOTALS	1525.00 .00
CSX Transportation Inc	07/20/2017	-	8335574	06/23/2017	VR 22072017-054	#CSX022682	1207.25	.00
CHECK TO VENDOR==>VENDOR CSX CSX Transportation Inc							TOTALS	1207.25 .00
CurtisMorganGarageInc	07/20/2017	-	10811	06/29/2017	VR 01072017-105	#213 OilChange,ExhstManif	525.00	.00
CurtisMorganGarageInc	07/20/2017	-	10811	06/29/2017	VR 01072017-106	#213 OilChange,ExhstManif	405.56	.00
CurtisMorganGarageInc	07/20/2017	-	10855	06/29/2017	VR 01072017-103	#213 Oil Change	75.00	.00
CurtisMorganGarageInc	07/20/2017	-	10855	06/29/2017	VR 01072017-104	#213 Oil Change	276.34	.00
CurtisMorganGarageInc	07/20/2017	-	10916	07/05/2017	VR 01072017-107	#213 Intake Tube	75.00	.00
CurtisMorganGarageInc	07/20/2017	-	10916	07/05/2017	VR 01072017-108	#213 Intake Tube	133.65	.00
CHECK TO VENDOR==>VENDOR CURTISMO CurtisMorganGarageInc							TOTALS	1490.55 .00
DEMCO	07/20/2017	-	6148214	06/06/2017	VR 01072017-134	#090036800 Baskets,Headph	341.63	.00
DEMCO	07/20/2017	-	6154668	06/15/2017	VR 01072017-133	#090036800 DrawstringBags	120.81	.00
DEMCO	07/20/2017	-	6155005	06/16/2017	VR 01072017-131	#090036800 PatronCounter	624.50	.00
DEMCO	07/20/2017	-	6155161	06/16/2017	VR 01072017-132	#090036800 FloorDisplay	917.85	.00
CHECK TO VENDOR==>VENDOR DEMCO DEMCO							TOTALS	2004.79 .00
Dept Environmental Prote	07/20/2017	-	95541	07/01/2017	VR 01072017-116	#23462T-40 Wacissa Tower	150.00	.00
Dept Environmental Prote	07/20/2017	-	95541	07/01/2017	VR 19072017-115	#23462T-40 Wacissa Tower	150.00	.00
Dept Environmental Prote	07/20/2017	-	95716	07/01/2017	VR 01072017-002	Lease#4574 Ag&EduFacility	300.00	.00
Dept Environmental Prote	07/20/2017	-	95747	07/01/2017	VR 01072017-003	Lease#4492 Horse Park	300.00	.00
Dept Environmental Prote	07/20/2017	-	95984	07/01/2017	VR 01072017-113	Lease#4209 Fire Rescue	150.00	.00
Dept Environmental Prote	07/20/2017	-	95984	07/01/2017	VR 19072017-114	Lease#4209 Fire Rescue	150.00	.00
CHECK TO VENDOR==>VENDOR DEP Dept Environmental Protec							TOTALS	1200.00 .00
Duke Energy	07/20/2017	-	12170617	06/10/2017	VR 01072017-127	Act#4924911217	945.52	.00
Duke Energy	07/20/2017	-	22830717	07/01/2017	VR 01072017-024	Act#6872002283	6.35	.00
Duke Energy	07/20/2017	-	22830717	07/01/2017	VR 19072017-025	Act#6872002283	6.36	.00
Duke Energy	07/20/2017	-	35520717	07/01/2017	VR 01072017-012	Act#0392903552	133.60	.00
Duke Energy	07/20/2017	-	64050617	06/10/2017	VR 01072017-126	Act#6504596405	140.55	.00
CHECK TO VENDOR==>VENDOR DUKE Duke Energy							TOTALS	1232.38 .00
EnvisionWare, Inc.	07/20/2017	-	US-27982	09/12/2016	VR 01072017-128	INV-US-27982 ClientPackag	275.40	.00
CHECK TO VENDOR==>VENDOR ENVISION EnvisionWare, Inc.							TOTALS	275.40 .00
EQ-The Environ.Quality C	07/20/2017	-	338279	06/30/2017	VR 22072017-048	#007413 Haz Waste Grant	3023.08	.00
CHECK TO VENDOR==>VENDOR EQENVRON EQ-The Environ.Quality Co							TOTALS	3023.08 .00
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-089	Coordinator	90.00	.00
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-090	State Attorney	587.00	.00

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Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-091	Public Defender	393.00	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-092	Courthouse	1195.00	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-093	Property Appraiser	913.00	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-094	Tax Collector	752.00	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-095	Probation	93.33	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-096	Annex	563.30	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-097	Public Restrooms	193.50	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-098	Health Dept	1725.00	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-099	Planning Dept	200.00	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-100	Building Dept	200.00	.00	
Ricardo Fadell	07/20/2017	-	170801JB	07/11/2017	VR 01072017-101	Library	875.00	.00	
CHECK TO VENDOR==>VENDOR FADELLRI Ricardo Fadell							TOTALS	7780.13	.00
FourStar Freightliner,In	07/20/2017	-	66447F	07/06/2017	VR 22072017-071	Act#518280 Motor W0104	139.41	.00	
CHECK TO VENDOR==>VENDOR FOURSTAR FourStar Freightliner,Inc							TOTALS	139.41	.00
Grainger	07/20/2017	-	84960605	06/27/2017	VR 22072017-056	#850262353 Hand Drum Pump	233.55	.00	
CHECK TO VENDOR==>VENDOR GRAINGER Grainger							TOTALS	233.55	.00
Gulf Coast Lumber/Supply	07/20/2017	-	19320	06/29/2017	VR 22072017-057	#300166 Sealant	11.98	.00	
Gulf Coast Lumber/Supply	07/20/2017	-	19343	06/29/2017	VR 01072017-028	#300166 BoltsNutsWashers	1.35	.00	
Gulf Coast Lumber/Supply	07/20/2017	-	19343	06/29/2017	VR 19072017-029	#300166 BoltsNutsWashers	1.35	.00	
Gulf Coast Lumber/Supply	07/20/2017	-	19509	07/03/2017	VR 01072017-031	#300166 Fluo Bulbs	30.56	.00	
Gulf Coast Lumber/Supply	07/20/2017	-	19509	07/03/2017	VR 19072017-030	#300166 Fluo Bulbs	30.56	.00	
Gulf Coast Lumber/Supply	07/20/2017	-	19577	07/05/2017	VR 22072017-058	#300166 Shovels	31.98	.00	
Gulf Coast Lumber/Supply	07/20/2017	-	19674	07/06/2017	VR 22072017-072	#300166 PipeClnr,SolvCeme	12.55	.00	
Gulf Coast Lumber/Supply	07/20/2017	-	19744	07/07/2017	VR 01072017-117	#300166 MicronCarbonFilte	13.48	.00	
Gulf Coast Lumber/Supply	07/20/2017	-	19744	07/07/2017	VR 19072017-118	#300166 MicronCarbonFilte	13.49	.00	
CHECK TO VENDOR==>VENDOR GULFCOLU Gulf Coast Lumber/Supply*							TOTALS	147.30	.00
Total Funds by Hasler	07/20/2017	-	07021701	07/02/2017	VR 01072017-080	#7900 0110 0247 9908	250.00	.00	
CHECK TO VENDOR==>VENDOR HASLER Total Funds by Hasler							TOTALS	250.00	.00
Sheriff David C. Hobbs	07/20/2017	-	06261702	06/26/2017	VR 14072017-022	LaRueRifleArmorerClass	450.00	.00	
Sheriff David C. Hobbs	07/20/2017	-	06261703	06/26/2017	VR 14072017-023	Hotel Registration	347.00	.00	
CHECK TO VENDOR==>VENDOR HOBBSDAV Sheriff David C. Hobbs							TOTALS	797.00	.00
Holley, Inc	07/20/2017	-	554223-1	06/29/2017	VR 22072017-059	#JE155 DrumForkLift/Tilte	871.68	.00	
CHECK TO VENDOR==>VENDOR HOLLEY Holley, Inc							TOTALS	871.68	.00
Howdys Rent A Toilet	07/20/2017	-	619282	07/06/2017	VR 22072017-043	#18962 Lloyd Recycle	192.00	.00	
Howdys Rent A Toilet	07/20/2017	-	619283	07/06/2017	VR 22072017-044	#18963 Rec Park Site	192.00	.00	
Howdys Rent A Toilet	07/20/2017	-	619284	07/06/2017	VR 22072017-045	#18964 Hwy 59 Wacissa	192.00	.00	

VENDOR NAME	DUE DATE	PURCHASE ORDER NUMBER	INVOICE NUMBER	DUE DATE	TY PE	VOUCHER NUMBER	TRANSACTION DESCRIPTION	TRANS AMOUNT	DISC/WITH AMOUNT
Howdys Rent A Toilet	07/20/2017	-	619285	07/06/2017	VR	22072017-046	#18965 Nash Recycle	192.00	.00
Howdys Rent A Toilet	07/20/2017	-	619286	07/06/2017	VR	22072017-047	#18984 Bassett Dairy Rd	192.00	.00
Howdys Rent A Toilet	07/20/2017	-	619412	07/07/2017	VR	01072017-081	#15916 Wacissa River Head	128.00	.00
CHECK TO VENDOR==>VENDOR HOWDYS Howdys Rent A Toilet TOTALS								1088.00	.00
Ingram Library Services	07/20/2017	-	98950723	06/18/2017	VR	01072017-155	Act#2005054	124.11	.00
Ingram Library Services	07/20/2017	-	98999714	06/21/2017	VR	01072017-156	Act#2005054	19.59	.00
Ingram Library Services	07/20/2017	-	98999715	06/21/2017	VR	01072017-157	Act#2005054	253.22	.00
Ingram Library Services	07/20/2017	-	98999716	06/21/2017	VR	01072017-158	Act#2005054	67.35	.00
Ingram Library Services	07/20/2017	-	99029434	06/23/2017	VR	01072017-144	Act#2005054	18.26	.00
Ingram Library Services	07/20/2017	-	99029435	06/23/2017	VR	01072017-143	Act#2005054	15.67	.00
Ingram Library Services	07/20/2017	-	99029436	06/23/2017	VR	01072017-142	Act#2005054	75.07	.00
Ingram Library Services	07/20/2017	-	99043263	06/25/2017	VR	01072017-145	Act#2005054	99.62	.00
Ingram Library Services	07/20/2017	-	99075770	06/27/2017	VR	01072017-146	Act#2005054	22.46	.00
Ingram Library Services	07/20/2017	-	99075771	06/27/2017	VR	01072017-147	Act#2005054	128.42	.00
Ingram Library Services	07/20/2017	-	99094161	06/28/2017	VR	01072017-148	Act#2005054	18.25	.00
Ingram Library Services	07/20/2017	-	99094162	06/28/2017	VR	01072017-149	Act#2005054	34.56	.00
Ingram Library Services	07/20/2017	-	99122289	06/30/2017	VR	01072017-141	Act#2005054	256.36	.00
Ingram Library Services	07/20/2017	-	99135476	07/02/2017	VR	01072017-150	Act#2005054	26.69	.00
Ingram Library Services	07/20/2017	-	99135477	07/02/2017	VR	01072017-151	Act#2005054	12.78	.00
Ingram Library Services	07/20/2017	-	99135478	07/02/2017	VR	01072017-152	Act#2005054	78.16	.00
Ingram Library Services	07/20/2017	-	99135479	07/02/2017	VR	01072017-153	Act#2005054	189.62	.00
Ingram Library Services	07/20/2017	-	99135482	07/02/2017	VR	01072017-154	Act#2005054	17.19	.00
CHECK TO VENDOR==>VENDOR INGRAM Ingram Library Services TOTALS								1457.38	.00
Jefferson Community Water	07/20/2017	-	05000617	06/29/2017	VR	22072017-061	Act#0320500	40.50	.00
Jefferson Community Water	07/20/2017	-	18000617	06/29/2017	VR	01072017-082	Act#0201800	38.79	.00
Jefferson Community Water	07/20/2017	-	41000617	06/29/2017	VR	22072017-060	Act#0424100	38.50	.00
Jefferson Community Water	07/20/2017	-	56000617	06/29/2017	VR	22072017-062	Act#0415600	45.91	.00
CHECK TO VENDOR==>VENDOR JEFFCOMM Jefferson Community Water TOTALS								163.70	.00
Jones Welding & Industri	07/20/2017	-	VM29875	06/15/2017	VR	01072017-014	#58675 Oxygen	102.95	.00
Jones Welding & Industri	07/20/2017	-	00495759	06/30/2017	VR	01072017-015	#58675 Cylinder Rental	342.15	.00
CHECK TO VENDOR==>VENDOR JONESWEL Jones Welding & Industria TOTALS								445.10	.00
Ketchum, Wood & Burgert	07/20/2017	-	9-22	07/05/2017	VR	01072017-016	Medical Fees 06/17	924.92	.00
CHECK TO VENDOR==>VENDOR KETCHUMW Ketchum, Wood & Burgert TOTALS								924.92	.00
Monticello Carquest Inc.	07/20/2017	-	38147135	06/30/2017	VR	22072017-052	Cust#263 Air Filter	18.77	.00
Monticello Carquest Inc.	07/20/2017	-	38147407	07/06/2017	VR	22072017-053	Cust#263 HydHose-Bulk	117.74	.00
Monticello Carquest Inc.	07/20/2017	-	38147464	07/07/2017	VR	22072017-070	Cust#263 Hyd Hose-Bulk	66.94	.00
CHECK TO VENDOR==>VENDOR MONTCARQ Monticello Carquest Inc. TOTALS								203.45	.00
Monticello Milling Co.	07/20/2017	-	09589	06/26/2017	VR	01072017-008	Dog Food	84.00	.00

VENDOR NAME	DUE DATE	PURCHASE ORDER NUMBER	INVOICE NUMBER	DUE DATE	TY VOUCHER PE NUMBER	TRANSACTION DESCRIPTION	TRANS AMOUNT	DISC/WITH AMOUNT	
CHECK TO VENDOR==>VENDOR MONTIMIL Monticello Milling Co.							TOTALS	84.00	.00
Monticello News	07/20/2017	-	5528	06/07/2017	VR 01072017-129	Library-Help Wanted	15.00	.00	
Monticello News	07/20/2017	-	5607	06/14/2017	VR 01072017-130	Library-Help Wanted	15.00	.00	
Monticello News	07/20/2017	-	5652	06/21/2017	VR 01072017-077	HearingOrd#2017-080317	64.15	.00	
Monticello News	07/20/2017	-	5689	06/23/2017	VR 22072017-055	SolidWaste-1/4pgAdWaterme	75.00	.00	
CHECK TO VENDOR==>VENDOR MONTINEW Monticello News							TOTALS	169.15	.00
Morris Petroleum, Inc*	07/20/2017	-	1144394	06/30/2017	VR 01072017-102	Fire Rescue Fuel	27.75	.00	
Morris Petroleum, Inc*	07/20/2017	-	74941	06/28/2017	VR 22072017-063	Solid Waste Fuel	110.25	.00	
CHECK TO VENDOR==>VENDOR MORRISPE Morris Petroleum, Inc*							TOTALS	138.00	.00
Motorola	07/20/2017	-	41237571	06/27/2017	VR 14072017-119	Cust#1036448232 0001	7044.64	.00	
CHECK TO VENDOR==>VENDOR MOTORLA Motorola							TOTALS	7044.64	.00
Mowrey Elevator Co. of F	07/20/2017	-	467122	07/01/2017	VR 01072017-011	#600483 Monthly Billing	184.34	.00	
CHECK TO VENDOR==>VENDOR MOWREYEL Mowrey Elevator Co. of FL							TOTALS	184.34	.00
MyOfficeProducts	07/20/2017	-	29334721	06/07/2017	VR 01072017-136	#320289 Pedestal,Desk	632.00	.00	
CHECK TO VENDOR==>VENDOR MYOFFICE MyOfficeProducts							TOTALS	632.00	.00
Office Depot*	07/20/2017	-	8231840	06/30/2017	VR 01072017-084	Act#41599691 OfficeSuppl	145.36	.00	
Office Depot*	07/20/2017	-	94109987	07/05/2017	VR 01072017-109	Ord#941099878-1 Folders	17.97	.00	
Office Depot*	07/20/2017	-	94109987	07/05/2017	VR 19072017-110	Ord#941099878-1 Folders	17.98	.00	
Office Depot*	07/20/2017	-	94178897	07/07/2017	VR 01072017-112	Ord#941788970-1 Tacks,Pin	3.79	.00	
Office Depot*	07/20/2017	-	94178897	07/07/2017	VR 19072017-111	Ord#941788970-1 Tacks,Pin	3.79	.00	
CHECK TO VENDOR==>VENDOR OFFDEP Office Depot*							TOTALS	188.89	.00
Piggly Wiggly	07/20/2017	-	3271	07/03/2017	VR 01072017-032	Act#103 Coffee,Cleaner,TP	39.82	.00	
Piggly Wiggly	07/20/2017	-	3271	07/03/2017	VR 19072017-033	Act#103 Coffee,Cleaner,TP	39.82	.00	
CHECK TO VENDOR==>VENDOR PIGGLYWI Piggly Wiggly							TOTALS	79.64	.00
Plantation Propane, Inc.	07/20/2017	-	90801	07/05/2017	VR 22072017-064	Solid Waste Delivery	168.00	.00	
CHECK TO VENDOR==>VENDOR PLANTATI Plantation Propane, Inc.							TOTALS	168.00	.00
Pro Chem, Inc.	07/20/2017	-	0644406I	06/30/2017	VR 22072017-065	#00-0459940 DumpsterPatro	727.96	.00	
CHECK TO VENDOR==>VENDOR PRO-CHEM Pro Chem, Inc.							TOTALS	727.96	.00
Jefferson Co. Road Dept.	07/20/2017	-	06301703	07/07/2017	VR 01072017-035	Fire Rescue Fuel	1969.01	.00	
Jefferson Co. Road Dept.	07/20/2017	-	06301703	07/07/2017	VR 19072017-034	Fire Rescue Fuel	315.04	.00	

VENDOR NAME	DUE DATE	PURCHASE ORDER NUMBER	INVOICE NUMBER	DUE DATE	TY VOUCHER PE NUMBER	TRANSACTION DESCRIPTION	TRANS AMOUNT	DISC/WITH AMOUNT
Jefferson Co. Road Dept.	07/20/2017	-	06301704	07/07/2017	VR 22072017-074	Solid Waste Fuel	6376.21	.00
Jefferson Co. Road Dept.	07/20/2017	-	06301706	07/07/2017	VR 01072017-001	Building Dept Fuel	135.70	.00
Jefferson Co. Road Dept.	07/20/2017	-	06301707	07/07/2017	VR 01072017-004	Extension Fuel	613.27	.00
Jefferson Co. Road Dept.	07/20/2017	-	06301711	07/07/2017	VR 01072017-088	Mosquito Control Fuel	675.21	.00
Jefferson Co. Road Dept.	07/20/2017	-	06301719	07/07/2017	VR 19072017-036	Wacissa Vol Fuel	53.86	.00
CHECK TO VENDOR==>VENDOR RDDEPT Jefferson Co. Road Dept. TOTALS							10138.30	.00
Kirk B. Reams	07/20/2017	-	06301701	06/30/2017	VR 01072017-006	Filing Fees 06/17	1151.00	.00
CHECK TO VENDOR==>VENDOR REAMSKIR Kirk B. Reams TOTALS							1151.00	.00
Redwire	07/20/2017	-	123286	06/25/2017	VR 01072017-020	#W1M1603 Extension	69.91	.00
CHECK TO VENDOR==>VENDOR REDWIRE Redwire TOTALS							69.91	.00
Restoration Assistance	07/20/2017	-	I-022055	07/05/2017	VR 22072017-073	Site Inspection 06/17	2250.00	.00
CHECK TO VENDOR==>VENDOR RESTORAT Restoration Assistance TOTALS							2250.00	.00
Sniffen & Spellman, PA	07/20/2017	-	17386	07/05/2017	VR 01072017-013	Act#10007-001	722.04	.00
CHECK TO VENDOR==>VENDOR SNIFFEN& Sniffen & Spellman, PA TOTALS							722.04	.00
South Georgia Clinic	07/20/2017	-	1688851	06/30/2017	VR 01072017-007	Jefferson-Spay/Neuter	35.00	.00
CHECK TO VENDOR==>VENDOR SOUTHGAC South Georgia Clinic TOTALS							35.00	.00
Specialty Sportswear	07/20/2017	-	DF3795	06/23/2017	VR 01072017-005	Jeffeson 4-H: TShirts	365.00	.00
CHECK TO VENDOR==>VENDOR SS&P Specialty Sportswear TOTALS							365.00	.00
The Stitch Witch	07/20/2017	-	7192	06/27/2017	VR 01072017-027	FireRescue-FrontTags	27.50	.00
The Stitch Witch	07/20/2017	-	7192	06/27/2017	VR 19072017-026	FireRescue-FrontTags	27.50	.00
The Stitch Witch	07/20/2017	-	7194	07/07/2017	VR 22072017-049	SolidWaste-GraphicArtChrg	170.00	.00
The Stitch Witch	07/20/2017	-	7195	07/07/2017	VR 22072017-050	SolidWaste-RecycleDesigns	443.75	.00
The Stitch Witch	07/20/2017	-	7196	07/07/2017	VR 22072017-051	RecycleSignsforDumpsters	1260.00	.00
CHECK TO VENDOR==>VENDOR STITCHWI The Stitch Witch TOTALS							1928.75	.00
T & S Electric Inc.	07/20/2017	-	184758	06/20/2017	VR 01072017-138	Library-Rewire & Replace	2860.00	.00
T & S Electric Inc.	07/20/2017	-	184765	07/06/2017	VR 01072017-139	Library-MC Cable/Labor	138.00	.00
T & S Electric Inc.	07/20/2017	-	184766	07/06/2017	VR 01072017-140	Library-Rewire&Replw/LED	2860.00	.00
CHECK TO VENDOR==>VENDOR T&SELECT T & S Electric Inc. TOTALS							5858.00	.00

VENDOR NAME	DUE DATE	PURCHASE ORDER NUMBER	INVOICE NUMBER	DUE DATE	TY VOUCHER PE NUMBER	TRANSACTION DESCRIPTION	TRANS AMOUNT	DISC/WITH AMOUNT	
Tallahassee Memorial	07/20/2017	-	04201701	04/20/2017	VR 01072017-125	#6711006434 Scurry,Delore	1636.27	.00	
Tallahassee Memorial	07/20/2017	-	04241701	04/24/2017	VR 01072017-124	#6711400371 Scurry,Delore	1636.27	.00	
Tallahassee Memorial	07/20/2017	-	04281701	04/28/2017	VR 01072017-123	#6711805496 Scurry,Delore	1636.27	.00	
Tallahassee Memorial	07/20/2017	-	05141701	05/14/2017	VR 01072017-122	#6713401674 Scurry,Delore	1636.27	.00	
CHECK TO VENDOR==>VENDOR TALLMEMO Tallahassee Memorial							TOTALS	6545.08	.00
The Bancorp	07/20/2017	-	387866	06/30/2017	VR 01072017-086	#12788-36274,36275,36276	2397.72	.00	
CHECK TO VENDOR==>VENDOR THEBANCO The Bancorp							TOTALS	2397.72	.00
Thomson West	07/20/2017	-	83639244	07/01/2017	VR 14072017-120	Act#1004054973	634.06	.00	
CHECK TO VENDOR==>VENDOR THOMSONW Thomson West							TOTALS	634.06	.00
Tri-County Electric Coop	07/20/2017	-	90090617	06/29/2017	VR 22072017-067	Act#72001059009	128.84	.00	
Tri-County Electric Coop	07/20/2017	-	90100717	07/06/2017	VR 22072017-075	Act#72001059010	78.22	.00	
Tri-County Electric Coop	07/20/2017	-	90110617	06/29/2017	VR 22072017-066	Act#72001059011	117.98	.00	
CHECK TO VENDOR==>VENDOR TRI-CO. Tri-County Electric Coop.							TOTALS	325.04	.00
UniFirst Corporation	07/20/2017	-	0140158	07/06/2017	VR 22072017-068	Cust#1237569	162.08	.00	
UniFirst Corporation	07/20/2017	-	0140168	07/06/2017	VR 01072017-019	Cust#1311916	80.67	.00	
CHECK TO VENDOR==>VENDOR UNIFIRST UniFirst Corporation							TOTALS	242.75	.00
WCTV Eyewitness News	07/20/2017	-	581884-1	06/25/2017	VR 01072017-121	Watermelon Festival	1500.00	.00	
CHECK TO VENDOR==>VENDOR WCTV WCTV Eyewitness News							TOTALS	1500.00	.00
Logan Wilcox	07/20/2017	-	06261702	06/26/2017	VR 14072017-021	LaRueRifleArmorerClass	180.00	.00	
CHECK TO VENDOR==>VENDOR WILCOXLO Logan Wilcox							TOTALS	180.00	.00
2k webgroup	07/20/2017	-	5832	07/01/2017	VR 01072017-083	Monthly Maint & Hosting	219.45	.00	
CHECK TO VENDOR==>VENDOR 2KWEBGRO 2k webgroup							TOTALS	219.45	.00
CASH ACCOUNT # 011010000							TOTALS	128948.27	.00
BANK ACCOUNT # 0101001611							TOTALS	128948.27	.00
FINAL REPORT TOTALS							128948.27	.00	


ITEM 5

**ORDINANCE NO. 2017-080317-01
FLORIDA-FRIENDLY FERTILIZER
MODEL ORDINANCE**

LAW OFFICES
of
ARD, SHIRLEY & RUDOLPH, P. A.
Post Office Box 1874
207 West Park Avenue
Suite B
Tallahassee, Florida 32302-1874
Phone: 850-577-6500
Facsimile: 850-577-6512

MEMORANDUM

TO: Jefferson County Board of County Commissioners

FROM: Scott Shirley, Land Use Counsel 

SUBJ: F.S. § 373.801(2016), et seq. and F.S. § 403.9335(2009), et seq.
Mandating that Certain Local Governments Adopt
Florida-Friendly Fertilizer Use on Urban Landscapes
Model Ordinance

DATE: July 12, 2017

This concerns the Florida Friendly Fertilizer Use on Urban Landscapes Model Ordinance (Model Ordinance), and provides a brief description of the ordinance and its purposes. State law now requires that Jefferson County, and numerous other local governments across the State of Florida, adopt the Model Ordinance. In 2008 the first Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes was completed as the result of a multidisciplinary effort led by the Florida Department of Environmental Protection (FDEP). The Model Ordinance was, and is, intended to create a local regulatory framework for reducing the impacts to surface waters of nutrients in fertilizer used primarily in urban areas. The Model Ordinance is intended to be adopted at the County and municipal governmental level providing a basis for local implementation and enforcement of best management practices for non-farming related fertilizer application and use.

The Model Ordinance seeks to regulate all potential users of fertilizer unless such user is specifically exempt. The Model Ordinance adopts a series of best management practices for fertilizer use and application establishing standards for: (i) timing of applications to avoid application of fertilizer before heavy rain events; (ii) establishing fertilizer free zones prohibiting application within ten (10) feet of waterbodies and wetlands; (iii) encouraging the establishment ten

(10) feet of low maintenance zones to buffer waterbodies and wetlands; (iv) adopting the application rates for fertilizer which are already in the FDEP rule applicable to golf courses, parks and athletic fields; (v) establishing application practices to properly limit fertilizer application to the areas intended to be fertilized and to clean up spills; and (vi) preventing grass clippings and other vegetative material from being introduced directly into stormwater features, ditches, water bodies and wetlands. The Model Ordinance expressly exempts bona fide farm operations as such are defined in the Florida Right to Farm Act F.S. § 823.14, livestock grazing operations even if not covered in the Right to Farm Act, and land used for scientific research. The Model Ordinance further requires certain minimum training for commercial and institutional applicators of fertilizer and encourages non-commercial applicators to employ additional identified best management practices. Finally, the Model Ordinance requires that commercial applicators have in their possession evidence of commercial fertilizer certification and requires businesses applying fertilizer to have an employee with proof of the proper training.

Initial implementation of the Model Ordinance came in 2009. That year the Florida Legislature adopted F.S. § 403.9335(2009), et seq., entitled the “Protection of Urban and Residential Environments Water Act.” F.S. § 403.9338(2) requires that each County with a water body or water segment that is listed as impaired due to elevated nutrient levels pursuant to F.S. § 403.067, shall, at a minimum, adopt the Model Ordinance. FDEP has determined pursuant to F.S. § 403.067 that the Wacissa Springs Group and Wacissa River are both water bodies that are impaired for nutrients due to elevated levels of nitrates. This was recently confirmed in the draft report entitled “Nutrient TMDL for Wacissa River and Springs (WBIDs 3424 and 3424Z) and Documentation in Support of Development of Site Specific Numeric Interpretation of the Narrative Nutrient Criterion,” issued November 2016. Technically, on this basis alone Jefferson County is required to adopt the Model Ordinance.

Additionally, more recent requirements for adoption and implementation of the Model Ordinance came in 2016. That year the Florida Legislature adopted the “Florida Springs and Aquifer Protection Act.” F.S. § 373.801(2016), et seq. F.S. § 373.807(2) requires that each local government in whose boundaries exists an Outstanding Florida Spring must adopt the Model Ordinance required by F.S. § 403.9338(2). Outstanding Florida Spring is defined as any historic first magnitude spring and certain other named springs. F.S. § 373.802(4). Based on the latest spring’s bulletin published by the Florida Geologic Survey, FDEP has determined that the Wacissa Springs Group is an Outstanding Florida Spring. This also requires that Jefferson County adopt the Model Ordinance. F.S. § 373.807(2).

On March 7, 2017, FDEP sent a letter to the County Coordinator formally notifying the County that, pursuant to F.S. § 373.807(2), the County is required to adopt the Model Ordinance. On April 6, 2017, the Board of County Commissioners agreed that the Planning Commission should review the Model Ordinance prior to the Board taking action. To carry out this direction, this office prepared an ordinance document by which Jefferson County could proceed to adopt the terms of the Model Ordinance. The proposed County ordinance is formatted to appear in the Code of Ordinances in Chapter 14, Environment and Natural Resources.

The Jefferson County Planning Commission conducted a noticed public hearing on the proposed County ordinance on May 25, 2017. As stated in the draft minutes for that meeting, which were recently circulated, the Planning Commission determined that the ordinance was consistent with the County Comprehensive Plan, but was unable to otherwise make a recommendation regarding the ordinance due to not having enough information. These questions follow, together with responses and additional information.

1. *Who, and how, would an individual and/or department monitor and/or enforce any of the aspects outlined in the Ordinance?*

Response: It is expected that the Code Enforcement Department will be primarily responsible for monitoring and enforcement, with the caveat that the current complaint driven system will continue. As is the case now, Code Enforcement personnel will continue to consult and coordinate with Building and Planning staff as part of following up on complaints of code violations.

Business licenses are issued by the Building and Planning Department. Confirmation of proof of employee training for businesses that apply fertilizer as part of their normal business operations will be accomplished as part of the business licensing process.

It is recommended that the primary method of implementation be to develop a public information brochure that explains the best management practices in a very simplified bullet format. The brochure could be made available in a number of public places. Voluntary compliance through available and accurate public information can be a very effective form of implementation and enforcement.

2. *What are the qualifications required for an individual and/or department to enforce the Ordinance?*

Response: The best management practices are very straight forward and will not require special qualifications on the part of code enforcement staff.

3. *Are there any penalties to the County if the County adopts the ordinance - but said Ordinance is not actively enforced by Jefferson County?*

Response: Significant enforcement mechanisms are included in both F.S. Chapters 373 and 403. However, it seems unlikely that the State will seek to take issue with the County's discretionary allocation of limited local resources for purposes of enforcement. So long as the County implements the ordinance with a public information brochure, responds to code enforcement complaints and confirms training as part of business licensing, enforcement activity by the State is very unlikely.

4. *Are there penalties to an offender for violations of the Ordinance, and if so, what are they and who executes the penalties? (e.g. monetary fines? incarceration? Code Enforcement Officer? Sheriff?)*

The proposed County ordinance provides for enforcement through the code enforcement mechanisms in Jefferson County Code of Ordinances Chapter 21. This includes formal code enforcement proceeding with a Special Magistrate or issuance of a civil citation. Both could possibly involve monetary fines. The draft ordinance does not propose to use incarceration as a method of enforcement.

5. *Is the Ordinance appropriate for Jefferson County as a rural, actively farmed, and primarily agricultural community?*

Response: The Ordinance is mandatory under State law and applies to all local governments with Outstanding Florida (historic first magnitude) Springs. Many of the State's first magnitude springs are located in rural areas.

6. *When the state considers passage of a new statute, one aspect of the evaluation of new state statutes is how does this affect individual homeowners on properties not classified as agricultural, particularly when caring for their lawns, flower gardens, small crop gardens, etc., and/or what are the possibilities of those individuals potentially being adversely affected financially in the future such as:
 - a. *Can this ordinance be a "foot in the door" for another tax?*
 - b. *Can this ordinance be a "foot in the door" for another license?**

Response: This comment appears to be primarily rhetorical. However, the proposed County ordinance does not seek to impose another tax. Concerning licenses, commercial fertilizer applicators are already required to obtain a certification from the Florida Department of Agriculture and Consumer Services. Businesses applying fertilizer as part of regular business operations will be required to have one employee with training certification.

7. *At least one provision seemed to be virtually impossible to enforce in this or any other county:*

Sec. 14-29. Management of Grass Clippings and Vegetative Matter.

In no case shall grass clippings, vegetative material, and/or vegetative debris be washed, swept, or blown off into stormwater drains, ditches, conveyances, water bodies, wetlands, or sidewalks or roadways. Any material that is accidentally so deposited shall be immediately removed to the maximum extent practicable.

This raised the question, "How can any county (or any homeowners' association providing maintenance of private roads) efficiently maintain existing roads without undue time and expense when mowing rights of way and easements that virtually all have some form of ditch, swale, or other stormwater conveyance?"

Response: The grass clippings that are cut from grass actually growing in the ditch can remain where they are. The prohibition in Sec. 14-29 only prevents the intentional introduction and concentration of grass clippings and vegetative material in stormwater conveyances or ditches as a means of permanent disposal of such materials. It has long been recognized that disposal of lawn clippings to stormwater systems adversely affects the quality of receiving surface waters. Many local governments in the state already have prohibitions of disposal of lawn clippings and vegetative material in stormwater systems.

8. *Is there any penalty to the County if the Board does not adopt the ordinance by the State or Federal governments? If so, what types of penalties could/would probably be enforced?*

Response: There is no specific penalty expressly specified in either of the two pieces of State legislation that mandate adoption of this Ordinance. However, both F.S. Chapters 373 and 403 have significant and effective enforcement mechanisms. Both substantial fines and injunctive relief is authorized, as well as attorney's fees and costs. It is unknown what actions the State might actually undertake to enforce adoption of the Ordinance by the County.

9. *Since the third and forth "Whereas" on page 1 of the Ordinance declares the existence of excessive nutrients in the waters of the Wacissa River and Wacissa Springs Group in the County, a strong comment regarding the study's/studies' finding nutrients impairing the Wacissa River and Springs questioned the true source of the "impairments" in the Wacissa area.*

Response: The "Whereas" in question has been removed. However, the impairment by elevated levels of nitrate in the Wacissa River and Wacissa Springs Group is well documented. See, draft report entitled "Nutrient TMDL for Wacissa River and Springs (WBIDs 3424 and 3424Z) and Documentation in Support of Development of Site Specific Numeric Interpretation of the Narrative Nutrient Criterion," issued November 2016. An electronic copy of this draft report has been provided to the County Commissioners and can be provided to others on request.

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JEFFERSON COUNTY, FLORIDA
BOARD OF COUNTY COMMISSIONERS

ORDINANCE NO. 2017-080317-01

AN ORDINANCE OF JEFFERSON COUNTY, FLORIDA, ADOPTING THE MODEL ORDINANCE FOR FLORIDA-FRIENDLY USE OF FERTILIZER ON URBAN LANDSCAPES; PROVIDING FINDINGS; PROVIDING PURPOSE AND INTENT; PROVIDING DEFINITIONS; PROVIDING FOR APPLICABILITY; PROVIDING FOR TIMING OF FERTILIZER APPLICATION; PROVIDING FOR FERTILIZER FREE ZONES; PROVIDING FOR LOW MAINTENANCE ZONES; PROVIDING FOR FERTILIZER CONTENT AND APPLICATION RATES; PROVIDING APPLICATION PRACTICES; PROVIDING FOR MANAGEMENT OF GRASS CLIPPINGS AND VEGETATIVE MATTER; PROVIDING EXEMPTIONS; ESTABLISHING TRAINING REQUIREMENTS; PROVIDING FOR LICENSURE OF COMMERCIAL APPLICATORS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR COPY ON FILE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED by the Board of County Commissioners of Jefferson County, Florida, as follows:

SECTION 1: FINDINGS

WHEREAS, the Florida Legislature has adopted F.S. § 403.9335(2009), et seq., entitled the “Protection of Urban and Residential Environments Water Act,” and

WHEREAS, F.S. § 403.9338(2) requires that each County with a water body or water segment that is listed as impaired due to elevated nutrient levels pursuant to F.S. § 403.067, shall, at a minimum, adopt the Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes (“Model Ordinance”) developed by the Florida Department of Environmental Protection, and

WHEREAS, the Florida Department of Environmental Protection has determined pursuant to F.S. § 403.067 that the Wacissa Springs Group and Wacissa River are both water bodies that are impaired for nutrients due to elevated levels of nitrates, and

WHEREAS, the Florida Legislature has also adopted the “Florida Springs and Aquifer Protection Act” F.S. § 373.801(2016), et seq., which finds that springs are a unique part of Florida’s scenic beauty and provides special protection for designated Outstanding Florida Springs, and

WHEREAS, F.S. § 373.807(2) requires that each local government in whose boundaries exists an Outstanding Florida Spring must adopt above mentioned the Model Ordinance required by F.S. § 403.9338(2), and

WHEREAS, the State of Florida Department of Environmental Protection has determined that the Wacissa Springs Group is an Outstanding Florida Spring (historic first magnitude spring, See, F.S. § 373.802(4)), and that, on this basis, Jefferson County is required by F.S. § 373.807(2) to adopt the Model Ordinance, and

WHEREAS, the Wacissa Springs Group and Wacissa River are natural resource assets critical to the environmental, recreational, cultural and economic well-being of Jefferson County residents and the health of the public, and

WHEREAS, the Jefferson County Board of County Commissioners has determined that adoption of this ordinance, which includes applicable provisions of the Model Ordinance, is in the best interest of protecting of the public health, safety and welfare.

NOTE: *Language in Sections 2 and 3 of this ordinance that is ~~struck through~~ is language proposed to be deleted, underlined language is language proposed to be added, language that is not ~~struck through~~ or underlined is not to be changed, and * * * represents sections of the Code of Ordinances that have been skipped and remain unchanged.*

SECTION 2. CODE OF ORDINANCES CHAPTER 14, ENVIRONMENT AND NATURAL RESOURCES, SEC. 14-1 AMENDED

The Jefferson County Board of County Commissioners hereby amends Code of Ordinances Chapter 14, Environment and Natural Resources, Sec. 14-1 as follows:

Chapter 14 - ENVIRONMENT AND NATURAL RESOURCES

ARTICLE I. - IN GENERAL

Sec. 14-1. - Storage or disposal of hazardous nuclear waste.

- (a) It is hereby declared to be the public policy of this county, in order to safeguard the life, health, property and public welfare of its citizens, that it shall be unlawful to store or dispose of hazardous nuclear waste. This is a matter affecting the public interest.
- (b) It shall be unlawful for any person to store or dispose of any hazardous nuclear waste within the boundaries of the county.

Secs. 14-2—14-20. - Reserved.

SECTION 3. CODE OF ORDINANCES CHAPTER 14, ENVIRONMENT AND NATURAL RESOURCES, ARTICLE II, FLORIDA-FRIENDLY FERTILIZER USE ON URBAN LANDSCAPES, SECS. 14-21 – 14-33, ADOPTED

The Jefferson County Board of County Commissioners hereby adopts Code of Ordinances Chapter 14, Environmental and Natural Resources, Article II, Florida-Friendly Fertilizer Use on Urban Landscapes, Secs. 14-21 – 14-33 as follows:

ARTICLE II. – FLORIDA-FRIENDLY FERTILIZER USE ON URBAN LANDSCAPES

Sec. 14-21. Purpose and Intent.

This Ordinance regulates the proper use of fertilizers by any applicator; requires proper training of Commercial and Institutional Fertilizer Applicators; establishes training and licensing requirements; establishes a Prohibited Application Period; specifies allowable fertilizer application rates and methods, fertilizer-free zones, low maintenance zones, and exemptions. The Ordinance requires the use of Best Management Practices which provide specific management guidelines to minimize negative secondary and cumulative environmental effects associated with the misuse of fertilizers.

Sec. 14-22. Definitions.

For this Article, the following terms shall have the meanings set forth in this section unless the context clearly indicates otherwise.

Administrator means the County Coordinator, or designee, authorized to administer and enforce the provisions of this Article.

Application or Apply means the actual physical deposit of fertilizer to turf or landscape plants.

Applicator means any Person who applies fertilizer on turf and/or landscape plants within unincorporated Jefferson County.

Board means the Board of County Commissioners of Jefferson County, Florida.

Best Management Practices means turf and landscape practices or combination of practices based on research, field-testing, and expert review, determined to be the most effective and practicable on-location means, including economic and technological considerations, for improving water quality, conserving water supplies and protecting natural resources.

Code Enforcement Officer, Official, or Inspector means any designated employee or agent of Jefferson County whose duty it is to enforce codes and ordinances enacted by the Jefferson County Board of County Commissioners.

Commercial Fertilizer Applicator, except as provided in F.S. § 482.1562(9), means any person who applies fertilizer for payment or other consideration to property not owned by the person or firm applying the fertilizer or the employer of the applicator.

Fertilize, Fertilizing or Fertilization means the act of applying fertilizer to turf, specialized turf, or landscape plants.

Fertilizer means any substance or mixture of substances that contains one or more recognized plant nutrients and promotes plant growth, or controls soil acidity or alkalinity, or provides other soil enrichment, or provides other corrective measures to the soil.

Guaranteed Analysis means the percentage of plant nutrients or measures of neutralizing capability claimed to be present in a fertilizer.

Institutional Applicator means any person, other than a private, non-commercial or a Commercial Applicator (unless such definitions also apply under the circumstances), that applies fertilizer for the purpose of maintaining turf and/or landscape plants. Institutional Applicators shall include, but shall not be limited to, owners, managers or employees of public lands, schools, parks, religious institutions, utilities, industrial or business sites and any residential properties maintained in condominium and/or common ownership.

Landscape Plant means any native or exotic tree, shrub, or groundcover (excluding turf).

Low Maintenance Zone means an area a minimum of ten (10) feet wide adjacent to water courses which is planted and managed in order to minimize the need for fertilization, watering, mowing, etc.

Person means any natural person, business, corporation, limited liability company, partnership, limited partnership, association, club, organization, and/or any group of people acting as an organized entity.

Prohibited Application Period means the time period during which a Flood Watch or Warning, or a Tropical Storm Watch or Warning, or a Hurricane Watch or Warning is in effect for any portion of Jefferson County, issued by the National Weather Service, or if heavy rain¹ is likely.

Approved Best Management Practices Training Program means a training program approved per F.S. § 403.9338, that includes the most current version of the Florida Department of Environmental Protection's "Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries, 2008," as revised.

¹ World Meteorological Organization definition of heavy rain: Rainfall greater than or equal to 50mm (2 inches) in a 24 hour period. <http://severe.worldweather.org/rain/>, and forecast keyword "likely", http://www.wrh.noaa.gov/sew/MediaGuide/TermsOutlooks_Watches_Warnings.pdf.

Saturated Soil means a soil in which the voids are filled with water. For the purposes of this ordinance, soils shall be considered saturated if standing water is present or the pressure of a person standing on the soil causes the release of free water.

Slow Release, Controlled Release, Timed Release, Slowly Available, or Water Insoluble Nitrogen means nitrogen in a form which delays its availability for plant uptake and use after application, or which extends its availability to the plant longer than a rapid or quick release product.

Turf, Sod, or Lawn means a piece of grass-covered soil held together by the roots of the grass.

Urban Landscape means pervious areas on residential, commercial, industrial, institutional, highway rights-of-way, or other nonagricultural lands that are planted with turf or horticultural plants. For the purposes of this section, agriculture has the same meaning as in F.S. § 570.02.

Sec. 14-23. Applicability.

This Ordinance shall be applicable to and shall regulate any and all applicators of fertilizer and areas of application of fertilizer within the unincorporated area of Jefferson County, unless such applicator is specifically exempted by the Sec. _____ from the regulatory provisions of this Ordinance. This Ordinance shall be prospective only, and shall not impair any contracts existing as of June 15, 2017.

Sec. 14-24. Timing of Fertilizer Application.

No applicator shall apply fertilizers containing nitrogen and/or phosphorus to turf and/or landscape plants during the Prohibited Application Period, or to saturated soils.

Sec. 14-25. Fertilizer Free Zones.

Fertilizer shall not be applied within ten (10) feet of any pond, stream, watercourse, lake, canal, or wetland as defined by the Florida Department of Environmental Protection (Chapter 62-340, F.A.C.) or from the top of a seawall, unless a deflector shield, drop spreader, or liquid applicator, with a visible and sharply defined edge, is used, in which case a minimum of 3 feet shall be maintained. Newly planted turf and/or landscape plants may be fertilized in this Zone only for a sixty (60) day period beginning 30 days after planting if needed to allow the plants to become well established. Caution shall be used to prevent direct deposition of nutrients into the water.

Sec. 14-26. Low Maintenance Zones.

A voluntary ten (10) foot low maintenance zone is strongly recommended, but not mandated, from any pond, stream, water course, lake, wetland or from the top of a seawall. A

swale/berm system is recommended for installation at the landward edge of this low maintenance zone to capture and filter runoff. No mowed or cut vegetative material may be deposited or left remaining in this zone or deposited in the water. Care should be taken to prevent the over-spray of aquatic weed products in this zone.

Sec. 14-27. Fertilizer Content and Application Rates.

(a) Fertilizers applied to turf within Jefferson County shall be applied in accordance with requirements and directions provided by Rule 5E-1.003, F.A.C.

(b) Fertilizer containing nitrogen shall not be applied before seeding or sodding a site, and shall not be applied for the first 30 days after seeding or sodding, except when hydro-seeding for temporary or permanent erosion control in an emergency situation (wildfire, etc.), or in accordance with the Stormwater Pollution Prevention Plan for that site.

(c) Nitrogen or phosphorus fertilizer shall not be applied to turf or landscape plants except as provided in (a) above for turf, or in UF/IFAS recommendations for landscape plants, vegetable gardens, and fruit trees and shrubs, unless a soil or tissue deficiency has been verified by an approved test.

Sec. 14-28. Application Rates.

(a) Spreader deflector shields are required when fertilizing via rotary (broadcast) spreaders. Deflectors must be positioned such that fertilizer granules are deflected away from all impervious surfaces, fertilizer-free zones and water bodies, including wetlands.

(b) Fertilizer shall not be applied, spilled, or otherwise deposited on any impervious surfaces.

(c) Any fertilizer applied, spilled, or deposited, either intentionally or accidentally, on any impervious surface shall be immediately and completely removed to the greatest extent practicable.

(d) Fertilizer released on an impervious surface must be immediately contained and either legally applied to turf or any other legal site, or returned to the original or other appropriate container.

(e) In no case shall fertilizer be washed, swept, or blown off impervious surfaces into stormwater drains, ditches, conveyances, or water bodies.

Sec. 14-29. Management of Grass Clippings and Vegetative Matter.

In no case shall grass clippings, vegetative material, and/or vegetative debris be washed, swept, or blown off into stormwater drains, ditches, conveyances, water bodies, wetlands, or sidewalks or roadways. Any material that is accidentally so deposited shall be immediately removed to the maximum extent practicable.

Sec. 14-30. Exemptions.

The provisions set forth above in this Ordinance shall not apply to:

(a) Bona fide farm operations as defined in the Florida Right to Farm Act, F.S. § 823.14;

(b) Other properties not subject to or covered under the Florida Right to Farm Act that have pastures used for grazing livestock;

(c) Any lands used for bona fide scientific research, including, but not limited to, research on the effects of fertilizer use on urban stormwater, water quality, agronomics, or horticulture.

Sec. 14-31. Training.

(a) All commercial and institutional applicators of fertilizer within the unincorporated area of Jefferson County, shall abide by and successfully complete the six-hour training program in the “Florida Friendly Best Management Practices for Protection of Water Resources by the Green Industries” offered by the Florida Department of Environmental Protection through the University of Florida Extension “Florida-Friendly Landscaping TM” program, or an approved equivalent.

(b) Private, non-commercial applicators are encouraged to follow the recommendations of the University of Florida IFAS Florida Yards and Neighborhoods program when applying fertilizers.

Sec. 14-32. Licensing of Commercial Applicators.

All commercial applicators of fertilizer within the unincorporated area of Jefferson County, shall have and carry in their possession at all times when applying fertilizer, evidence of certification by the Florida Department of Agriculture and Consumer Services as a Commercial Fertilizer Applicator per Rule 5E-14.117(18) F.A.C. All businesses applying fertilizer to turf and/or landscape plants (including but not limited to residential lawns, golf courses, commercial properties, and multi -family and condominium properties) must ensure that at least one employee has a “Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries” training certificate prior to the business owner obtaining a Local Business Tax Certificate. Owners for any category of occupation which may apply any fertilizer to Turf and/or Landscape Plants shall provide proof of completion of the program to the County Planning Department at the time a business license is applied for.

Sec. 14-33. Enforcement.

Any person who violates this Ordinance shall be subject to code enforcement proceedings and penalties as provided in Jefferson County Code of Ordinances Chapter 21. Funds generated by penalties imposed under this section shall be used for the County administration

and enforcement of F.S. § 403.9337 and the corresponding sections of this Ordinance, and to further water conservation and nonpoint pollution prevention activities.

SECTION 4: SEVERABILITY

If any provision or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and affect.

SECTION 5: CONFLICT

All ordinances, parts of ordinances, or resolutions in conflict herewith are, to the extent of such of conflict, hereby repealed.

SECTION 6: COPY ON FILE

A certified copy of this enacting Ordinance shall be filed with the Clerk of the Circuit Court.

SECTION 7: EFFECTIVE DATE

This Ordinance shall be filed with the Office of the Secretary of the State of Florida and shall immediately take effect upon receipt of official acknowledgment from the Department of State that the same has been filed.

PASSED AND DULY ADOPTED by a majority vote of the Board of County Commissioners of Jefferson County this ____ day of ____, 2017.

BOARD OF COUNTY COMMISSIONERS
OF JEFFERSON COUNTY, FLORIDA

Gene Hall, Chair

ATTESTED BY:

Kirk Reams, Clerk of the Circuit Court

APPROVED as to FORM:

Scott Shirley, County Land Use Attorney

This Ordinance was submitted to the Secretary of State, State of Florida on the _____
day of _____, 2017.

MODEL ORDINANCE FOR FLORIDA-FRIENDLY USE OF
FERTILIZER ON URBAN LANDSCAPES
(FEBRUARY 2015)

1. FINDINGS

As a result of impairment to (MUNICIPALITY / COUNTY)'S surface waters caused by excessive nutrients, or, as a result of increasing levels of nitrogen in the surface and/or ground water within the aquifers or springs within the boundaries of (municipality/county), the governing body of (municipality / county) has determined that the use of fertilizers on lands within (municipality / county) creates a risk to contributing to adverse effects on surface and/or ground water. Accordingly, the governing board of (municipality/county) finds that management measures [Guidance: optional "additional management measures than are otherwise"] contained in the most recent edition of the "Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries, 2008," may be required by this ordinance.

2. PURPOSE AND INTENT

This Ordinance regulates the proper use of fertilizers by any applicator; requires proper training of Commercial and Institutional Fertilizer Applicators; establishes training and licensing requirements; establishes a Prohibited Application Period; specifies allowable fertilizer application rates and methods, fertilizer-free zones, low maintenance zones, and exemptions. The Ordinance requires the use of Best Management Practices which provide specific management guidelines to minimize negative secondary and cumulative environmental effects associated with the misuse of fertilizers. These secondary and cumulative effects have been observed in and on (MUNICIPALITY / COUNTY)'s natural and constructed stormwater conveyances, rivers, creeks, canals, springs, lakes, estuaries and other water bodies. [Guidance: as appropriate] Collectively, these water bodies are an asset critical to the environmental, recreational, cultural and economic well-being of (MUNICIPALITY / COUNTY) residents and the health of the public. Overgrowth of algae and vegetation hinder the effectiveness of flood attenuation provided by natural and constructed stormwater conveyances.

Regulation of nutrients, including both phosphorus and nitrogen contained in fertilizer, will help improve and maintain water and habitat quality.

3. DEFINITIONS

For this Article, the following terms shall have the meanings set forth in this section unless the context clearly indicates otherwise.

“Administrator” means the (MUNICIPALITY / COUNTY) Administrator, or an administrative official of (MUNICIPALITY / COUNTY) government designated by the City/County Administrator to administer and enforce the provisions of this Article.

“Application” or “Apply” means the actual physical deposit of fertilizer to turf or landscape plants.

“Applicator” means any Person who applies fertilizer on turf and/or landscape plants in (MUNICIPALITY / COUNTY).

“Board or Governing Board” means the Board of City/County Commissioners of (MUNICIPALITY / COUNTY), Florida.

“Best Management Practices” means turf and landscape practices or combination of practices based on research, field-testing, and expert review, determined to be the most effective and practicable on-location means, including economic and technological considerations, for improving water quality, conserving water supplies and protecting natural resources.

“Code Enforcement Officer, Official, or Inspector” means any designated employee or agent of (MUNICIPALITY / COUNTY) whose duty it is to enforce codes and ordinances enacted by (MUNICIPALITY / COUNTY).

“Commercial Fertilizer Applicator”, except as provided in 482.1562(9) F.S., means any person who applies fertilizer for payment or other consideration to property not owned by the person or firm applying the fertilizer or the employer of the applicator.

“Fertilize,” “Fertilizing” or “Fertilization” means the act of applying fertilizer to turf, specialized turf, or landscape plants.

“Fertilizer” means any substance or mixture of substances that contains one or more recognized plant nutrients and promotes plant growth, or controls soil acidity or alkalinity, or provides other soil enrichment, or provides other corrective measures to the soil.

“Guaranteed Analysis” means the percentage of plant nutrients or measures of neutralizing capability claimed to be present in a fertilizer.

“Institutional Applicator” means any person, other than a private, non-commercial or a Commercial Applicator (unless such definitions also apply under the circumstances), that applies fertilizer for the purpose of maintaining turf and/or landscape plants. Institutional Applicators shall include, but shall not be limited to, owners, managers or employees of public lands, schools, parks, religious institutions, utilities, industrial or business sites and any residential properties maintained in condominium and/or common ownership.

“Landscape Plant” means any native or exotic tree, shrub, or groundcover (excluding turf).

“Low Maintenance Zone” means an area a minimum of ten (10) feet wide adjacent to water courses which is planted and managed in order to minimize the need for fertilization, watering, mowing, etc.

“Person” means any natural person, business, corporation, limited liability company, partnership, limited partnership, association, club, organization, and/or any group of people acting as an organized entity.

“Prohibited Application Period” means the time period during which a Flood Watch or Warning, or a Tropical Storm Watch or Warning, or a Hurricane Watch or Warning is in effect for any portion of (CITY/COUNTY), issued by the National Weather Service, or if heavy rain¹ is likely.

¹ World Meteorological Organization definition of heavy rain: Rainfall greater than or equal to 50mm (2 inches) in a 24 hour period. <http://severe.worldweather.org/rain/>, and forecast keyword “likely”, http://www.wrh.noaa.gov/sew/MediaGuide/TermsOutlooks_Watches_Warnings.pdf.

“(MUNICIPALITY / COUNTY) Approved Best Management Practices Training Program” means a training program approved per 403.9338 F.S., or any more stringent requirements set forth in this Article that includes the most current version of the Florida Department of Environmental Protection’s “Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries, 2008,” as revised, and approved by the (MUNICIPALITY / COUNTY) Administrator.

"Saturated soil" means a soil in which the voids are filled with water. Saturation does not require flow. For the purposes of this ordinance, soils shall be considered saturated if standing water is present or the pressure of a person standing on the soil causes the release of free water.

[Guidance: Some have questioned the enforceability of practical field definitions which should be considered before adoption.]

“Slow Release,” “Controlled Release,” “Timed Release,” “Slowly Available,” or “Water Insoluble Nitrogen” means nitrogen in a form which delays its availability for plant uptake and use after application, or which extends its availability to the plant longer than a reference rapid or quick release product.

“Turf,” “Sod,” or “Lawn” means a piece of grass-covered soil held together by the roots of the grass.

"Urban landscape" means pervious areas on residential, commercial, industrial, institutional, highway rights-of-way, or other nonagricultural lands that are planted with turf or horticultural plants. For the purposes of this section, agriculture has the same meaning as in s. 570.02.

APPLICABILITY

This Ordinance shall be applicable to and shall regulate any and all applicators of fertilizer and areas of application of fertilizer within the area of (MUNICIPALITY / COUNTY), unless such applicator is specifically exempted by the terms of this Ordinance from the regulatory provisions of this Ordinance. This Ordinance shall be prospective only, and shall not impair any existing contracts.

[Guidance: In 403.9336, the Legislature further finds that local conditions, including variations in the types and quality of water bodies, site-specific soils and geology, and urban or rural densities and characteristics, may necessitate the implementation of additional or more stringent fertilizer management practices at the local government level. Local government may adopt additional or more stringent provisions to the model ordinance as provided in 403.9337(2). However, the local government should consider the disadvantages of confusing jurisdictional differences and should clearly demonstrate they meet the required criteria: (2) Each county and municipal government located within the watershed of a water body or water segment that is listed as impaired by nutrients pursuant to s. 403.067, shall, at a minimum, adopt the department's Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes. A local government may adopt additional or more stringent standards than the model ordinance if the following criteria are met:

- (a) The local government has demonstrated, as part of a comprehensive program to address nonpoint sources of nutrient pollution which is science based, and economically and technically feasible, that additional or more stringent standards than the model ordinance are necessary in order to adequately address urban fertilizer contributions to nonpoint source nutrient loading to a water body.
- (b) The local government documents that it has considered all relevant scientific information, including input from the department, the institute, the Department of Agriculture and Consumer Services, and the University of Florida Institute of Food and Agricultural Sciences, if provided, on the need for additional or more stringent provisions to address fertilizer use as a contributor to water quality degradation. All documentation must become part of the public record before adoption of the additional or more stringent criteria.]

[Guidance: Florida Statutes 125.568(3), 166.048(3), 373.185(3), 720.3075(4), and others provide that a local ordinance, deed restriction or covenant may not prohibit or be enforced so as to prohibit any property owner from implementing Florida-friendly landscaping on his or her land or create any requirement or limitation in conflict with any provision of part II of this chapter {373} or a water shortage order, other order, consumptive use permit, or rule adopted or issued pursuant to Chapter 373 part II.]

[Guidance: Florida Statutes 482.156 and 482.1562. Neither the Limited Commercial Landscape Maintenance Certification Program nor the Limited Certification for Urban Landscape Commercial Fertilizer Application allows landscape maintenance workers to make any kind of pesticide applications (including weed control and/or weed and feed products) to any turf areas.]

[Guidance: Florida Statutes 482.242, and 487.051 (2), F.S. Regulation of pest control businesses and applicators, and of pesticide use, is preempted to the Florida Department of Agriculture and Consumer Services (FDACS and suspected pesticide misuse should be reported to FDACS.

5. TIMING OF FERTILIZER APPLICATION

No applicator shall apply fertilizers containing nitrogen and/or phosphorus to turf and/or landscape plants during the Prohibited Application Period, or to saturated soils.

[Guidance: One of the most controversial issues associated with recent fertilizer ordinances enacted by local governments is the definition of the Prohibited Application Period. Some ordinances have prohibited the application of fertilizer, even slow release formulations, during the summer rainy season, typically June 1 to September 30. The reasoning is that rain occurs frequently, saturating the soil, leading to more runoff. Saturated soils are prone to runoff or leaching with little or no additional water, and pose a higher than normal risk until soil moisture capacity is restored. Fertilizer management is largely about keeping the nitrogen and/or phosphorus in the root zone where it can be used by plants. Periods of heavy rainfall contribute to leaching, which is washing nutrients out of the root zone, and to runoff, especially in areas with compacted or bare soils and significant slope. Vegetative ground cover is important to minimizing erosion, filtering particulates, and incorporating or promoting the biological transformation of potential pollutants. Many variables influence the relationship between fertilizer rates, vegetation health and nutrient enrichment of surface and ground waters. Accordingly, sound science and carefully reasoned judgment are recommended in determining how to define the Prohibited Application Period.]

6. FERTILIZER FREE ZONES

Fertilizer shall not be applied within ten (10) feet of any pond, stream, watercourse, lake, canal, or wetland as defined by the Florida Department of Environmental Protection (Chapter 62-340, Florida Administrative Code) or from the top of a seawall, unless a deflector shield, drop spreader, or liquid applicator with a visible and sharply defined edge, is used, in which case a minimum of 3 feet shall be maintained. If more stringent (MUNICIPALITY / COUNTY) Code regulations apply, this provision does not relieve the requirement to adhere to the more stringent regulations. Newly planted turf and/or landscape plants may be fertilized in this Zone only for a sixty (60) day period beginning 30 days after planting if need to allow the plants to become well established . Caution shall be used to prevent direct deposition

of nutrients into the water. [Guidance: This zone is a setback to prevent the applicator from inadvertently depositing fertilizer in the water while performing the application. It is not designed as a treatment buffer, and is to be adhered to as a fundamental environmental safety aspect of the applicator's job, regardless of the owner's desires. Some communities have existing residential setbacks of as little as 10 feet from water or seawall. Low maintenance zones, vegetated filter strips, and riparian buffers are strongly encouraged, but such activities are rightly a part of land use planning. Local governments are encouraged to implement these low-impact development practices where feasible.]

7. LOW MAINTENANCE ZONES

A voluntary ten (10) foot low maintenance zone is strongly recommended, but not mandated, from any pond, stream, water course, lake, wetland or from the top of a seawall. A swale/berm system is recommended for installation at the landward edge of this low maintenance zone to capture and filter runoff. If more stringent (MUNICIPALITY / COUNTY) Code regulations apply, this provision does not relieve the requirement to adhere to the more stringent regulations. No mowed or cut vegetative material may be deposited or left remaining in this zone or deposited in the water. Care should be taken to prevent the over-spray of aquatic weed products in this zone. [Guidance: Care must be taken to ensure erosion of the surface soil does not occur. Excessive erosion may be a greater pollution hazard than occasional proper applications of fertilizer.]

8. FERTILIZER CONTENT AND APPLICATION RATES

[Guidance: RULE 5E-1.003, F.A.C contains the following provisions for golf courses, parks and athletic fields. As such, no additional specific requirements are included for these types of urban turf. The appropriate Best Management Practices listed below must be followed on such sites for nutrient management activities: These include not to exceed rates recommended in the document titled SL191 "*Recommendations for N, P, K and Mg for Golf Course and Athletic Field Fertilization Based on Mehlich I Extractant*", and to comply with the recommendations in "*BMP's for the Enhancement of Environmental Quality on Florida Golf Courses*", published by the Florida Department of Environmental Protection, dated 2012.

Note that this does not exempt applicators at these sites from the required basic Green Industry BMP training.

(a) Fertilizers applied to turf within (MUNICIPALITY / COUNTY) shall be applied in accordance with requirements and directions provided by Rule 5E-1.003, Florida Administrative Code.

(b) Fertilizer containing nitrogen shall not be applied before seeding or sodding a site, and shall not be applied for the first 30 days after seeding or sodding, except when hydro-seeding for temporary or permanent erosion control in an emergency situation (wildfire, etc.), or in accordance with the Stormwater Pollution Prevention Plan for that site.

(c) Nitrogen or phosphorus fertilizer shall not be applied to turf or landscape plants except as provided in (a) above for turf, or in UF/IFAS recommendations for landscape plants, vegetable gardens, and fruit trees and shrubs, unless a soil or tissue deficiency has been verified by an approved test. [Guidance: Soil and tissue tests for phosphorus are normally done by UF/IFAS or another accredited laboratory. IFAS recommendations are available from the County Extension service or http://solutionsforyourlife.ufl.edu/lawn_and_garden/]

9. APPLICATION PRACTICES

(a) Spreader deflector shields are required when fertilizing via rotary (broadcast) spreaders. Deflectors must be positioned such that fertilizer granules are deflected away from all impervious surfaces, fertilizer-free zones and water bodies, including wetlands.

(b) Fertilizer shall not be applied, spilled, or otherwise deposited on any impervious surfaces.

(c) Any fertilizer applied, spilled, or deposited, either intentionally or accidentally, on any impervious surface shall be immediately and completely removed to the greatest extent practicable.

(d) Fertilizer released on an impervious surface must be immediately contained and either legally applied to turf or any other legal site, or returned to the original or other appropriate container.

(e) In no case shall fertilizer be washed, swept, or blown off impervious surfaces into stormwater drains, ditches, conveyances, or water bodies.

10. MANAGEMENT OF GRASS CLIPPINGS AND VEGETATIVE MATTER

In no case shall grass clippings, vegetative material, and/or vegetative debris be washed, swept, or blown off into stormwater drains, ditches, conveyances, water bodies, wetlands, or sidewalks or roadways. Any material that is accidentally so deposited shall be immediately removed to the maximum extent practicable.

11. EXEMPTIONS

The provisions set forth above in this Ordinance shall not apply to:

- (a) bona fide farm operations as defined in the Florida Right to Farm Act, Section 823.14 Florida Statutes;
- (b) other properties not subject to or covered under the Florida Right to Farm Act that have pastures used for grazing livestock;
- (c) any lands used for bona fide scientific research, including, but not limited to, research on the effects of fertilizer use on urban stormwater, water quality, agronomics, or horticulture. [Guidance: Limited waivers for special cases such as botanical gardens, etc. should not be considered as less stringent for the purposes of the model as a minimum requirement.]

12. TRAINING

- (a) All commercial and institutional applicators of fertilizer within the (un)incorporated area of (MUNICIPALITY / COUNTY), shall abide by and successfully complete the six-hour training program in the “Florida Friendly Best Management Practices for Protection of Water Resources by the Green Industries” offered by the Florida Department of Environmental Protection through the University of Florida Extension “Florida-Friendly Landscaping TM” program, or an approved equivalent.

(b) Private, non-commercial applicators are encouraged to follow the recommendations of the University of Florida IFAS Florida Yards and Neighborhoods program when applying fertilizers.

[Guidance: A local government may establish a certification/education program for the institutional or private application of fertilizers indicating the completion of an education program for special local requirements not covered in the above programs. It is up to the local government to set a continuing education or renewal provision for these applicators. Persons with statewide FDACS commercial fertilizer certification cannot be required to submit to additional local testing after obtaining the FDACS certificate.]

13. LICENSING OF COMMERCIAL APPLICATORS

All commercial applicators of fertilizer within the (un)incorporated area of (MUNICIPALITY / COUNTY), shall have and carry in their possession at all times when applying fertilizer, evidence of certification by the Florida Department of Agriculture and Consumer Services as a Commercial Fertilizer Applicator per 5E-14.117(18) F.A.C. All businesses applying fertilizer to turf and/or landscape plants (including but not limited to residential lawns, golf courses, commercial properties, and multi -family and condominium properties) must ensure that at least one employee has a “Florida-Friendly Best Management Practices for Protection of Water Resources by the Green Industries” training certificate prior to the business owner obtaining a Local Business Tax Certificate. Owners for any category of occupation which may apply any fertilizer to Turf and/or Landscape Plants shall provide proof of completion of the program to the (Municipality/ County) Tax Collector’s Office. [Guidance: This is an example of an administrative enforcement mechanism. It may be modified to use other local mechanisms as appropriate].

14. ENFORCEMENT

[Guidance: Local governments should consider making penalties consistent with their other fines and penalties.]

Funds generated by penalties imposed under this section shall be used by (Municipality/County) for the administration and enforcement of section 403.9337, Florida Statutes, and the corresponding sections of this ordinance,

and to further water conservation and nonpoint pollution prevention activities.

*Legal Ad for publication in the Monticello News on **Wednesday June 21, 2017** & **Wednesday July 19, 2017** and posting on the Jefferson County Courthouse public bulletin board.*

The **Board of County Commissioners of Jefferson County** will have a Public Hearing on the JEFFERSON COUNTY ORDINANCE No. 2017-080317-01, FLORIDA-FRIENDLY USE OF FERTILIZER ON URBAN LANDSCAPES. The First Reading Public Hearing will be on July 20, 2017 at 7:00 p.m., or as soon thereafter as such matter may be heard. The meeting may be continued as necessary.

The Second Reading Public Hearing of JEFFERSON COUNTY ORDINANCE No. 2017-080317-01, FLORIDA-FRIENDLY USE OF FERTILIZER ON URBAN LANDSCAPES on August 3, 2017 at 7:00 p.m., or as soon thereafter as such matter may be heard. All meetings to be in the courtroom of the Jefferson County Courthouse Annex located at West Walnut Street, Monticello Florida. The meetings may be continued as necessary.

JEFFERSON COUNTY ORDINANCE
No. 2017-080317-01
FLORIDA-FRIENDLY USE OF FERTILIZER
ON URBAN LANDSCAPES

AN ORDINANCE OF JEFFERSON COUNTY, FLORIDA, ADOPTING THE MODEL ORDINANCE FOR FLORIDA-FRIENDLY USE OF FERTILIZER ON URBAN LANDSCAPES; PROVIDING FINDINGS; PROVIDING PURPOSE AND INTENT; PROVIDING DEFINITIONS; PROVIDING FOR APPLICABILITY; PROVIDING FOR TIMING OF FERTILIZER APPLICATION; PROVIDING FOR FERTILIZER FREE ZONES; PROVIDING FOR LOW MAINTENANCE ZONES; PROVIDING FOR FERTILIZER CONTENT AND APPLICATION RATES; PROVIDING APPLICATION PRACTICES; PROVIDING FOR MANAGEMENT OF GRASS CLIPPINGS AND VEGETATIVE MATTER; PROVIDING EXEMPTIONS; ESTABLISHING TRAINING REQUIREMENTS; PROVIDING FOR LICENSURE OF COMMERCIAL APPLICATORS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING FOR COPY ON FILE; AND PROVIDING AN EFFECTIVE DATE.

From the Florida "Government in the Sunshine Manual", page 36, paragraph c: Each board, commission, or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of meeting or hearing is required, of such board, commission, or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or 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.