



137 NW MADISON STREET | LAKE CITY, FLORIDA 32055 | 386.752.8420

December 13, 2022

Ms. Angela Knecht
Program Administrator
State Revolving Fund Management
3900 Commonwealth Blvd., Mail Station 3505
Tallahassee, Florida 32399-3000

Re: 24010 – Town of White Springs
FDEP SRF Water System Improvements

Dear Ms. Knecht:

I am the duly appointed Town Attorney for the Town of White Springs. The Town proposes to borrow \$80,000 from the State Revolving Fund for the Planning Phase of the Town's municipal potable water distribution system and WTP improvements. The loan will be secured by the net revenues of the Town's water and sewer utilities / solid waste and the pledged revenues are legally available to pledge. The Town of White Springs has the legal authority to increase rates to ensure repayment of the loan.

The pledge on revenues is subject to a prior lien with the following issues:

- Town of White Springs, Florida, Water and Sewer System Revenue Bonds, Series 2001A;
- Town of White Springs, Florida, Water and Sewer System Revenue Bonds, Series 2001B.

Sincerely,

/s/ Joel Foreman
Attorney for the Town of White Springs

CC: Town Clerk

RESOLUTION 23-04

A RESOLUTION OF THE TOWN OF WHITE SPRINGS, FLORIDA, RELATING TO THE STATE REVOLVING FUND LOAN PROGRAM; MAKING FINDINGS; AUTHORIZING THE LOAN APPLICATION; AUTHORIZING THE LOAN AGREEMENT; ESTABLISHING PLEDGED REVENUES; DESIGNATING AUTHORIZED REPRESENTATIVES; PROVIDING ASSURANCES; PROVIDING FOR CONFLICTS, SEVERABILITY, AND EFFECTIVE DATE.

WHEREAS, Florida Statutes provide for loans to local government agencies to finance the construction of wastewater treatment facilities; and

WHEREAS, Florida Administrative Code rules require authorization to apply for loans, to establish pledged revenues, to designate an authorized representative; to provide assurances of compliance with loan program requirements; and to enter into a loan agreement; and

WHEREAS, the State Revolving Fund loan priority list designates Project No. 24010 as eligible for available Planning Phase funding; and

WHEREAS, the Town of White Springs, Florida, intends to enter into a loan agreement with the Department of Environmental Protection under the State Revolving Fund for Planning Phase project financing.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE TOWN OF WHITE SPRINGS FLORIDA, AS FOLLOWS:

SECTION I. The foregoing findings are incorporated herein by reference and made a part hereof.

SECTION II. The Town of White Springs, Florida, is authorized to apply for a loan to finance the Planning Phase of the Project.

SECTION III. The revenues pledged for the repayment of the loan are net sewer and water utility / solid waste revenues after payment of debt service on the Town's Series 2001A Water and Sewer Utility Revenue Bonds and the Series 2001B Water and Sewer Utility Revenue Bonds.

SECTION IV. The Mayor is hereby designated as the authorized representative to provide the assurances and commitments required by the loan application.

SECTION V. The Mayor is hereby designated as the authorized representative to execute the loan agreement which will become a binding obligation in accordance with its terms when signed by both parties. The Mayor is authorized to represent the Town in carrying out the Town's responsibilities under the loan agreement. The Mayor is authorized to delegate responsibility to appropriate Town staff to carry out technical, financial, and administrative activities associated with the loan agreement.

SECTION VI. The legal authority for borrowing moneys to construct this Project is Florida Statutes §166.111.

SECTION VII. Conflicts. All Resolutions or part of Resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

SECTION VIII. Severability. If any Section or portion of a Section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other Section or part of this Resolution.

SECTION IX. Effective Date. This Resolution shall become effective immediately upon its passage and adoption.

PASSED and ADOPTED this 13th Day of December, A.D. 2022.

Anita Rivers, Mayor

APPROVED AS TO FORM
AND LEGALITY

ATTEST

Joel F. Foreman, Town Attorney

Audré J. Ruise, Town Clerk

STATE OF FLORIDA
DEPARTMENT OF ENVIRONMENTAL PROTECTION

**STATE REVOLVING LOAN PROGRAM
FOR
DRINKING WATER FACILITIES**

LOAN APPLICATION

TOWN OF WHITE SPRINGS | PROJECT NO. DW24010

DWSRF PLANNING PHASE



Florida Department of Environmental Protection
State Revolving Fund Program
Marjory Stoneman Douglas Building
3900 Commonwealth Boulevard
Tallahassee, FL 32399-3000

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LOAN APPLICATION

- (1) **SUBMITTAL.** Submit the application and attachments to the Department of Environmental Protection, MS 3505, State Revolving Fund Program, Marjorie Stoneman Douglas Building, 3900 Commonwealth Boulevard, Tallahassee, Florida 32399-3000. The application (and supporting documentation) may be submitted electronically to the Department's Project Manager.
- (2) **COMPLETING THE APPLICATION.**
 - (a) This application consists of five parts: (I) ADMINISTRATIVE INFORMATION; (II) PROJECT INFORMATION; (III) FINANCIAL INFORMATION; (IV) AUTHORIZATION AND ASSURANCES; and (V) SUPPLEMENTARY INFORMATION.
 - (b) All information provided on this application must be printed. Monetary amounts may be rounded.
 - (c) Forms and attachments to be submitted are denoted with italic print.
- (3) **ASSISTANCE.** Completing this application may require information that can be obtained from the Drinking Water State Revolving Fund Program staff. Please email SRF_Reporting@dep.state.fl.us for assistance in completing this application.

PART I - ADMINISTRATIVE INFORMATION

- (1) **PROJECT SPONSOR** Town of White Springs, Florida
Federal Employer Identification Number 59-6002640
DUNS Number 614482255
- (2) **AUTHORIZED REPRESENTATIVE** (person authorized to sign or attest loan documents).
Name Anita Rivers Title Mayor
Telephone 386-397-2310 Email arivers@whitespringsfl.us
Mailing Address 10363 Bridge Street, White Springs, Florida 32096
- (3) **PRIMARY CONTACT** (person to answer questions regarding this application).
Name Vanessa George Title Town Manager
Telephone 386-397-2310 Email manager@whitespringsfl.us
Employer Town of White Springs, Florida
Mailing Address 10363 Bridge Street, White Springs, Florida 32096
- (4) **ADDITIONAL CONTACTS.** If more than one additional person is to receive copies of Department correspondence, attach the information (*Attachment #* 1).
Name Kellen A. Lindsey, P.E. Title Senior Project Manager
Telephone 904-278-0030 Email KLindsey@mittauer.com
Employer Mittauer & Associates, Inc.
Mailing Address 580-1 Wells Road, Orange Park, Florida 32073
- (5) **PROJECT NUMBER** (listed on the Department's priority list). DW24010
- (6) **INTERIM FINANCING.** A local government project sponsor that has interim financing may be subject to certain conditions regarding such financing.

Is the project currently being funded with interim financing? Yes No

PART II – PROJECT INFORMATION

If you are applying for a planning or design loan for a project that will involve construction, complete only Subpart A below. If you are applying for a loan to construct a project that is already planned and designed, complete only Subpart B below.

A. PLANNING OR DESIGN PROJECT

Information should be provided for each separate facility to be planned and designed as appropriate. For design/build projects (not eligible for design loans) or those where multiple facilities, segments, or phases are involved, please attach information for activities, schedule, and cost for each. (Attachment # _____)

(1) **ACTIVITIES.** Attach a brief description of the scope of planning and design activities to be financed by this loan. Include a list of any engineering services to be performed. (Attachment # 2) Are these activities the same as those scheduled on the *Request for Inclusion Form*? Yes No. If "No", please explain. (Attachment # _____)

(2) **SCHEDULE.**

(a) Provide proposed completion dates for the items. (Please call Department staff to discuss time frames needed to complete required tasks.)

Planning documentation	<u>November 30, 2023</u>
Engineering design	<u>November 30, 2024</u>
Certification of site availability	<u>November 30, 2024</u>
Permitting	<u>December 31, 2024</u>

(b) Do you anticipate that an interlocal agreement with another party will be necessary to implement the project? If "Yes", please explain. (Attachment # _____) Yes No

(c) Is this a design/build project? Yes No

(3) **COST.** Is the cost information submitted for the planning or design loan priority list current? If "No", please explain and submit revised cost information using the appropriate page of the *Request for Inclusion Form*. (Attachment # _____) Note that the disbursable amount will be limited to the priority list amount. Yes No

PLANNING OR DESIGN APPLICANTS PROCEED TO PART III.

B. CONSTRUCTION PROJECT

(1) **ACTIVITIES.**

(a) Attach a brief description of construction activities to be financed by this loan. Include a list of the contracts (by title) corresponding to the plans and specifications accepted by the Department (Attachment # _____).

Are these contracts the same as those scheduled on the *Request for Inclusion Form*? Yes No
If "No", please explain. (Attachment # _____)

(b) Have any of the contracts been bid? Yes No
If "Yes", indicate which contracts have been bid. (Attachment # _____)

(c) Was planning or design for this project financed in another SRF loan? Yes No
If "Yes", give the SRF loan number. _____

(d) Does this project involve an interlocal agreement with other local governments or other entities? Yes No
If "Yes", attach a copy of the interlocal agreement. (Attachment # _____)

Is the interlocal agreement fully executed and enforceable? Yes No

If "No", please explain (*Attachment #*_____).

- (2) SCHEDULE. (month and year)
- (a) Anticipated notice to proceed for first construction contract. _____
- (b) Anticipated completion of all construction contracts. _____
- (3) COST. Is the cost information submitted for the priority list current? Yes No

If "No", please explain and submit revised cost information using the appropriate page of the *Request for Inclusion Form*. (*Attachment #*_____). Note that the disbursable amount will be limited to the priority list amount.

PART III - FINANCIAL INFORMATION

Estimates of the capitalized interest, interest rate, pledged revenue coverage, limitations on annual loan amounts for large projects, applicability and amount of repayment reserves, amount of the loan service fee and any other information may be obtained by contacting staff in the State Revolving Fund Management Section.

- (1) PRINCIPAL. The requested amount of the loan which does not include capitalized interest is \$80,000

Note that the disbursable amount will be limited to the priority list amount and must be consistent with the project information provided under PART II of this application. Also note that the capitalized interest is an inexact estimate, and it is subject to adjustment by the Department to reflect actual disbursement timing. The principal amount of the loan does not include the loan service fee.

- (2) TERMS AND REPAYMENT.
- (a) Loans for planning and design shall be amortized over 10 years. Construction loans to local government project sponsors are amortized over the lesser of useful life of the project or 20 years unless the project is to serve a small community qualifying as financially disadvantaged. Construction loans to financially disadvantaged small communities may be amortized over the lesser of useful life of the project or 30 years. Construction loans to non-governmental project sponsors are amortized over the lesser of the useful life of the project or 20 years. Interest charges and principal are paid semiannually.
- What is the useful life of the project? 50 (years)
- Over how many years would you like to amortize the loan? 20 (years)

- (b) List all revenues that are to be pledged for repayment of this loan. **Utility Revenues** _____
- (c) Pledged revenue receipts or collections by the project sponsor must exceed the amount of the repayments due to the Department unless there are other collateral provisions. The excess revenue, or coverage, generally is 15% of each repayment.
- What coverage is proposed for the loan? 15 % (coverage percentage)
- (d) Is any other financial assistance being applied to this project? Yes No

If "Yes", please list. (*Attachment #*_____)

- (3) ANNUAL FUNDING LIMIT. Large project funding (generally, loans in excess of \$10 million) may be provided in increments pursuant to the initial loan agreement and subsequent amendments.

- (4) INFORMATION ON LIENS.
- (a) Describe, if applicable, all debt obligations having a prior or parity lien on the revenues pledged to repay this loan. (*Attachment #*3) For example: City Name, Florida, Water and Sewer System Revenue Bonds, Series 1996, issued in the amount of \$10,000,000, pursuant to Ordinance No. 93-104, as amended and supplemented by Ordinance No. 96-156.
- (b) Using the Part V, *Schedule of Prior and Parity Liens*, provide debt service information, if applicable, on each prior and parity obligation.

- (c) For the listed obligations, provide a copy of the ordinance(s), resolution(s), official statement(s), or pages thereof, setting forth the definitions, use of proceeds, debt service schedule, pledged revenues, rate covenants, provisions for issuing additional debt, provisions for bond insurance, and debt rating. (*Attachment # 4*).
- (d) Describe any other notes and loans payable from the revenues pledged to repay this loan. (*Attachment # _____*).
- (5) ACTUAL AND PROJECTED REVENUES.
 - (a) Complete the Part V, *Schedule of Actual Revenues and Debt Coverage* for the past two fiscal years.
 - (b) Complete the Part V, *Schedule of Projected Revenues and Debt Coverage*, demonstrating the availability of pledged revenues for loan repayment.
- (6) AVAILABILITY OF PLEDGED REVENUES. All sources must be supported by a written legal opinion. (*Attachment # 5*) The opinion must address the following:
 - (a) Availability of the revenues to repay the loan.
 - (b) Right to increase rates at which revenues shall be collected to repay the loan.
 - (c) Subordination of the pledge if pledged revenues are subject to a prior or parity lien.
- (7) LOAN SERVICE FEE. A loan service fee is assessed on each loan. The fee is not part of the loan. The fee along with interest thereon will be deducted from the first available repayments after the final amendment to the loan agreement.

PART IV – AUTHORIZATION AND ASSURANCES

- (1) AUTHORIZATION. Provide an authorizing resolution of the Applicant's governing body or other evidence of authorization (*Attachment # 6*) for the following:
 - (a) Pledging revenues to repay the loan.
 - (b) Designation of the Authorized Representative(s) to file this application, provide assurances, execute the loan agreement, and represent the Applicant in carrying out responsibilities (including that of requesting loan disbursements) under the loan agreement.
- (2) ASSURANCES. The Applicant agrees to comply with the laws, rules, regulations, policies and conditions relating to the loan for this project. Applicants should seek further information from the Drinking Water State Revolving Fund Program staff as to the applicability of the requirements if the necessity for the assurances is of concern. Specifically, the Applicant certifies that it has complied, as appropriate, and will comply with the following requirements, as appropriate, in undertaking the Project:
 - (a) Assurances for capitalization grant projects.
 - 1. Complete all facilities for which funding has been provided.
 - 2. The Applicant is advised, pursuant to 40 CFR 35 Section 35.3575, that a number of Federal law, executive orders, and government-wide policies can apply to your project or activity that is receiving Federal financial assistance. The Applicant agrees to read those provisions regarding the application of Federal cross-cutting authorities (cross-cutters) to determine their applicability to your specific project or activity.
 - (b) Assurances for other projects. Please note that Florida Statutes are available at <http://www.leg.state.fl.us>. They are also available at the following physical address: Florida Department of State Division of Library and Information Services R.A. Gray Building 500 South Bronough Street Tallahassee, Florida 32399-0250.
 - 1. Chapter 161, Part I, F.S., "Beach and Shore Preservation Act" and Part III, "Coastal Zone Protection Act of 1985" which regulate coastal zone construction and all activities likely to affect the condition of the beaches or shore.
 - 2. Chapter 163, Part II, F.S., the "Local Government Comprehensive Planning and Land Development Regulation Act" which requires units of local government to establish and implement comprehensive planning programs to control future development.
 - 3. Chapter 186, F.S., State and Regional Planning, which requires conformance of projects with Regional Plans and the State Comprehensive Plan.
 - 4. Chapter 253, F.S., "Emergency Archaeological Property Acquisition Act of 1988" which requires protection of archaeological properties of major statewide significance discovered during construction activities.

5. Chapter 258, Part III, F.S., which requires protection of components or potential components of the national wild and scenic rivers system.
 6. Chapter 267, F.S., the "Florida Historical Resources Act" which requires identification, protection, and preservation of historic properties, archaeological and anthropological sites.
 7. Chapter 287, Part I, F.S., which prohibits parties convicted of public entity crimes or discrimination from participating in State-assisted projects and which requires consideration of the utilization of Minority Business Enterprises in State-assisted projects.
 8. Chapter 372, F.S., the Florida Endangered and Threatened Species Act which prohibits the killing or wounding of an endangered, threatened, or special concern species or intentionally destroying their eggs or nest.
 9. Chapter 373, Part IV, F.S., Florida Water Resources Act of 1972, which requires that activities on surface waters or wetlands avoid adversely affecting: public health, safety, welfare, or property; conservation of fish and wildlife, including endangered or threatened species or their habitats; navigation or the flow of water; the fishing or recreational values or marine productivity; and significant historical and archaeological resources.
 10. Chapter 380, Part I, F.S., Florida Environmental Land and Water Management Act of 1972 as it pertains to regulation of developments and implementation of land and water management policies.
 11. Chapter 381, F.S., Public Health, as it pertains to regulation of onsite wastewater systems.
 12. Chapter 403, Part I, F.S., Florida Air and Water Pollution Control which requires protection of all waters of the state.
 13. Chapter 582, F.S., Soil and Water Conservation Act which requires conformance with Water Management District's regulations governing the use of land and water resources.
 14. Governor's Executive Order 95-359, which requires State Clearinghouse review of project planning documentation and intergovernmental coordination.
- (c) Assurances for all projects. The loan recipient certifies that it is not listed on the governmentwide exclusions in the System for Award Management (SAM), in accordance with the OMB guidelines at 2 CFR 180 that implement Executive Orders 12549 (3 CFR part 1986 Comp., p. 189) and 12689 (3 CFR part 1989 Comp., p. 235), "Debarment and Suspension."

I, the undersigned Authorized Representative of the Applicant, hereby certify that all information contained herein and in the attached is true, correct, and complete to the best of my knowledge and belief. I further certify that I have been duly authorized to file the application and to provide these assurances.

Signed this 13 Day of December, 2022

Authorized Representative _____ Anita Rivers, Mayor
(signature) *(name typed or printed)*

Attachments

PART V – SUPPLEMENTARY INFORMATION

**SCHEDULE OF PRIOR AND PARITY LIENS
(EXCLUDING SRF LOANS)**

List annual debt service beginning two years before the anticipated loan agreement date and continue at least three additional fiscal years. Use additional pages as necessary.

	#1		#2		#3			
Identify Each Obligation	<u>Revenue Bond-Series 2001A</u>		<u>Revenue Bond-Series 2001B</u>		_____			
Coverage	100	%	100	%	_____	%		
Insured?	_____	Yes	X	No	_____	Yes	X	No

Fiscal Year	Annual Debt Service (Principal Plus Interest)			Total Debt Service	Total Debt Service Incl. Coverage
	#1	#2	#3		
2016	\$28,305	\$12,505	\$	\$40,810	\$40,810
2017	\$28,952	\$12,348	\$	\$41,300	\$41,300
2018	\$28,450	\$12,145	\$	\$40,595	\$40,595
2019	\$28,000	\$12,965	\$	\$40,965	\$40,965
2020	\$28,550	\$12,740	\$	\$41,290	\$41,290
2021	\$28,102	\$12,536	\$	\$40,638	\$40,638
2022	\$28,560	\$12,290	\$	\$40,850	\$40,850
2023	\$28,020	\$12,065	\$	\$41,085	\$41,085
2024	\$28,480	\$12,840	\$	\$41,320	\$41,320
2025	\$28,936	\$12,588	\$	\$41,524	\$40,524
2026	\$28,265	\$12,300	\$	\$40,565	\$41,565
2027	\$28,635	\$13,030	\$	\$41,665	\$41,665
2028	\$27,960	\$12,715	\$	\$40,675	\$40,675
2029	\$28,319	\$12,415	\$	\$40,734	\$40,734
2030	\$28,565	\$12,085	\$	\$40,650	\$40,650
2031	\$28,800	\$12,770	\$	\$41,570	\$41,570
2032	\$27,990	\$12,410	\$	\$40,400	\$40,400
2033	\$28,205	\$13,061	\$	\$41,266	\$41,266
2034	\$28,325	\$12,645	\$	\$40,970	\$40,970
2035	\$28,425	\$12,240	\$	\$40,665	\$40,665
2036	\$28,480	\$12,835	\$	\$41,315	\$41,315
2037	\$28,505	\$12,392	\$	\$40,897	\$40,897
2038	\$28,455	\$11,935	\$	\$40,390	\$40,390
2039	\$27,375	\$11,485	\$	\$38,860	\$38,860
2040	\$27,295	\$12,035	\$	\$39,330	\$39,330
2041	\$27,173	\$12,541	\$	\$39,714	\$39,714
2042	\$0	\$0	\$	\$0	\$0

PART V – SUPPLEMENTARY INFORMATION

SCHEDULE OF ACTUAL REVENUES AND DEBT COVERAGE

(Provide information for the two fiscal years preceding the anticipated date of the SRF loan agreement.)

	<u>Year 2019</u>	<u>Year 2020</u>
(a) Operating Revenues (Source)		
<u>Charges for Services</u>	<u>\$394,755</u>	<u>\$405,587</u>
<u>Tax Revenue</u>	<u>\$22,858</u>	<u>-</u>
(b) Interest Income	<u>\$2,147</u>	<u>\$746</u>
(c) Other Income or Revenue (Identify)		
<u>Miscellaneous Income</u>	<u>\$3,047</u>	<u>\$63,947</u>
<u>Non-Operating (Grants, Etc.)</u>	<u>\$45,000</u>	<u>\$45,000</u>
(d) Total Revenues	<u>\$467,807</u>	<u>\$515,280</u>
(e) Operating Expenses (excluding interest on debt, depreciation, and other non-cash items)	<u>\$334,206</u>	<u>\$245,819</u>
(f) Net Revenues [(f) = (d) – (e)]	<u>\$133,601</u>	<u>\$269,461</u>
(g) Debt Service (including any required coverage)	<u>\$82,330</u>	<u>\$82,655</u>
(h) Attach audited annual financial report(s), or pages thereof, or other documentation necessary to support the above information. Include any notes or comments from the audit reports regarding compliance with covenants of debt obligations having a prior or parity lien on the revenues pledged for repayment of the SRF Loan. (Attachment # <u>7</u>)		
(i) Attach worksheets reconciling this page with the appropriate financial statements (for example, backing out depreciation and interest payments from operating expenses). (Attachment # <u>8</u>)		
(j) If the net revenues were not sufficient to satisfy the debt service and coverage requirement, please explain what corrective action was taken. (Attachment # <u> </u>)		

PART V – SUPPLEMENTARY INFORMATION

SCHEDULE OF PROJECTED REVENUES AND DEBT COVERAGE

Begin with the fiscal year preceding first anticipated semiannual loan payment and continue for at least three additional years. Attach a separate page for previous State Revolving Fund loans.

	<u>Year 2024</u>	<u>Year 2025</u>	<u>Year 2026</u>	<u>Year 2027</u>	<u>Year 2028</u>
(a) Operating Revenue	<u>\$415,000</u>	<u>\$420,000</u>	<u>\$425,000</u>	<u>\$430,000</u>	<u>\$435,000</u>
(b) Interest Income	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
(c) Other Income or Revenue (identify)					
<u>Miscellaneous Income</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>
<u>Non-Operating (Grants, Etc.)</u>	<u>\$45,000</u>	<u>\$45,000</u>	<u>\$45,000</u>	<u>\$45,000</u>	<u>\$45,000</u>
(d) Total Revenues	<u>\$485,000</u>	<u>\$490,000</u>	<u>\$495,000</u>	<u>\$500,000</u>	<u>\$505,000</u>
(e) Operating Expenses (excluding interest on debt, depreciation, and other non-cash items)	<u>\$365,000</u>	<u>\$375,000</u>	<u>\$345,000</u>	<u>\$350,400</u>	<u>\$355,854</u>
(f) Net Revenues (f = d - e)	<u>\$120,000</u>	<u>\$115,000</u>	<u>\$150,000</u>	<u>\$149,600</u>	<u>\$149,146</u>
(g) Revenue (including coverage) pledged to debt service, excluding SRF loans	<u>\$41,320</u>	<u>\$41,524</u>	<u>\$40,565</u>	<u>\$41,665</u>	<u>\$40,675</u>
(h) Revenue (including coverage) pledged to outstanding SRF loans	<u>\$71,044</u>	<u>\$71,044</u>	<u>\$71,044</u>	<u>\$71,044</u>	<u>\$71,044</u>
(i) Revenue Available for this SRF Loan [(i) = (f) - (g) - (h)]	<u>\$7,636</u>	<u>\$3,391</u>	<u>\$37,291</u>	<u>\$37,881</u>	<u>\$37,368</u>

(j) Identify the source of the above information and explain methods used to develop the projections (*Attachment # 9*). Include an explanation of any revenue and expense growth or other adjustments; for example, any rate increases, service growth, inflation adjustments, expense adjustments reflecting the cost of operating additional facilities, or other considerations.

(k) For construction loans, are the above projections consistent with the accepted financial feasibility information in the planning documents? Yes No

If "No", please explain. (*Attachment # _____*)

ATTACHMENT 1 - ADDITIONAL CONTACTS
FDEP SRF WATER SYSTEM IMPROVEMENTS
TOWN OF WHITE SPRINGS, FLORIDA
MITTAUER & ASSOCIATES, INC. PROJECT NO. 1001-15-1
December 2022

1)

Name Audré J. Ruise Title Town Clerk
Telephone (386) 397-2310 Email clerk@whitespringsfl.us
Employer Town of White Springs, Florida
Mailing Address 10363 Bridge Street, White Springs, Florida 32096

2)

Name Rav Vaughn Title Utilities Operator
Telephone (386) 397-2310 Email rvaughn@whitespringsfl.us
Employer Town of White Springs, Florida
Mailing Address 10363 Bridge Street, White Springs, Florida 32096

ATTACHMENT 2 - PROJECT DESCRIPTION
FDEP SRF WATER SYSTEM IMPROVEMENTS
TOWN OF WHITE SPRINGS, FLORIDA
MITTAUER & ASSOCIATES, INC. PROJECT NO. 1001-15-1
December 2022

The Town of White Springs, located in Hamilton County, owns, operates, and maintains its own municipal potable water distribution system, which is in dire need of system-wide water main replacements and upgrades. Much of the Town's system was installed 40+ years ago and consists of undersized and/or inferior material pipe that has exceeded its service life, resulting in low system pressures, and frequently leaks or breaks. This also results in frequent "boil water" notices throughout Town, and since many of the valves are inoperable, it is difficult for the Town Public Works staff to isolate sections for repairs. In addition, the old cast iron (CI), asbestos-cement (AC) and galvanized water mains are tuberculated or corroding, resulting in complaints that the water has a bad smell or red tint to it on occasion. Much of the distribution system also consists of dead-end lines, which further leads to poor pressure and requires frequent flushing. Lastly, the Town has noticed an increased unaccounted for water loss in recent years from various water leaks/breaks and from aging water meters which are not accurately accounting for all water usage.

The Town also owns and operates the White Springs Water Treatment Plant (WTP), which was constructed over 20 years ago and has not had any notable improvements or upgrades since. This 0.453 MGD WTP consists of two (2) 325 gpm vertical turbine raw water wells, two (2) 125,000 gallon Ground Storage Tanks with aeration, three (3) 600 gpm High Service Pumps, and one (1) 150,000 gallon Elevated Storage Tank. The Town also has a 2nd 75,000 gallon Elevated Storage Tank located in the center of Town where the old WTP was located. Although the WTP is in fair condition, many of the components are likely in need of rehabilitation or replacement. The wells and aerators are in need of rehabilitation and the high service pumps and associated controls/electrical are over 20 years old. In addition, the 75,000 EST located in the center of town is no longer in operation and was taken offline several years ago due to a variety of issues. It requires significant rehabilitation or full demolition if it cannot be properly restored and reconnected.

With this Planning Phase, through the preparation of the Facilities Plan, the Town will evaluate the full scope of its water system needs, including, but not limited to: system-wide water main replacements, upsizing, and looping, improved pressures/fire flow, new or replaced fire hydrants and valves, water service/meter replacements and implementation of AMI/AMR system, and rehabilitation/replacement of the various WTP components. Following the full analysis and review of the estimated project cost/feasibility of the alternatives, the Town will determine whether the construction can occur in one or multiple phases and proceed with the Design Phase accordingly.

ATTACHMENT 3 - DEBT OBLIGATIONS
FDEP SRF WATER SYSTEM IMPROVEMENTS
TOWN OF WHITE SPRINGS, FLORIDA
MITTAUER & ASSOCIATES, INC. PROJECT NO. 1001-15-1
December 2022

1. Water & Sewer Revenue Bonds 2001 A & B

November 1, 2001, Town issued Water & Sewer Revenue Bonds Series 2001A & 2001B totaling \$738,500.00. This was financed through U.S. Department of Agriculture, Rural Development for project pursuant to Ordinance No. 98-4, Ordinance No. 99-19 and Ordinance No. 01-06.

Annual payments average \$40,784.00 including interest at 4.5%. The bonds will mature September 1, 2041.

2. State Revolving Fund Loan (Funding Number CS120 22902P)

In 1999, the Town entered into a loan agreement with Florida Department of Environmental Protection for the purpose of wastewater facilities improvements. The total loan amount was \$1,409,100 at 3.18% with semi-annual payments of \$48,827.00.

On February 2013, the Town refinanced this loan with FDEP. After applying the escrowed repayment funds, the new loan balance was \$479,401.00. Loan to be repaid in forty semiannual installments of \$16,434.00 including interest. Loan matures in April 2032.

3. Clean Water State Revolving Fund Loan (Pre-Construction Phase)

Town of White Springs, Florida, FDEP SRF Clean Water State Revolving Fund Pre-Construction Loan WW229040, issued in the amount of \$316,705, with associated qualifying principal forgiveness, in accordance with Resolution No. 14-02. Loan Agreement amended to increase loan amount to \$358,880 via Amendment No. 2, dated October 19, 2016. Final adjusted loan amount totals \$347,189.00 via Final Amendment No.4.

4. Clean Water State Revolving Fund Loan (Construction Phase)

Town of White Springs, Florida, FDEP SRF Clean Water State Revolving Fund Construction Loan WW229041, issued in the amount of \$3,628,950, excluding capitalized interest, and Grant Agreement SG229042, issued in the amount of \$2,903,160, in accordance with Resolution No. 18-18. Loan/Grant Agreement amended to decrease loan amount by \$109,258 via Amendment No. 3, which has just been submitted to SRF for execution. Final adjusted loan amount totals \$3,519,258 and grant amount totaling \$2,815,407.

ATTACHMENT 4 - DEBT OBLIGATIONS DOCUMENTATION
FDEPS SRF WATER SYSTEM IMPROVEMENTS
TOWN OF WHITE SPRINGS, FLORIDA
MITTAUER & ASSOCIATES, INC. PROJECT NO. 1001-15-1
December 2022

The below listed Town of White Springs Debt Obligations Documentation for No. 1 - Water & Sewer Revenue Bonds 2001 A & B can be found in this Attachment. Listed Debt Obligations No. 2, No. 3, and No. 4 are prior FDEP SRF Loans, which FDEP SRF has all pertinent documentation related to these items.

1. Water & Sewer Revenue Bonds 2001 A & B

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ORDINANCE NO. 01-06

AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE NO. 98-4 ENACTED BY THE TOWN COUNCIL OF THE TOWN OF WHITE SPRINGS, FLORIDA, ON OCTOBER 20, 1998, AUTHORIZING THE ISSUANCE BY THE TOWN OF NOT EXCEEDING \$512,500 PRINCIPAL AMOUNT OF WATER AND SEWER REVENUE BONDS, SERIES 1999^A AND ORDINANCE NO. 99-19 ENACTED BY THE TOWN ON DECEMBER 21, 1999, AUTHORIZING THE ISSUANCE BY THE TOWN OF NOT EXCEEDING \$226,000 PRINCIPAL AMOUNT OF WATER AND SEWER REVENUE BONDS, SERIES 1999B, IN CONNECTION WITH THE ACQUISITION, CONSTRUCTION AND ERECTION OF CERTAIN EXTENSIONS AND IMPROVEMENTS TO THE COMBINED MUNICIPAL WATER AND SEWER SYSTEM OF THE TOWN; AMENDING THE SERIES DESIGNATIONS OF THE BONDS; ESTABLISHING THE MATURITY DATES FOR THE BONDS; ESTABLISHING THE AMOUNTS TO BE DEPOSITED TO THE RESERVE ACCOUNT; DESIGNATING THE BONDS FOR THE EXCEPTION TO THE PROVISIONS CONTAINED IN SECTION 265 OF THE INTERNAL REVENUE CODE OF 1986 WHICH DENY FINANCIAL INSTITUTIONS ANY DEDUCTION FOR INTEREST EXPENSE ALLOCABLE TO TAX-EXEMPT OBLIGATIONS; AUTHORIZING A NEGOTIATED SALE OF THE BONDS TO THE UNITED STATES GOVERNMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 20, 1998, the Town Council of the Town of White Springs (the "Issuer"), duly enacted Ordinance No. 98-4 ("Ordinance No. 98-4") for the purpose of authorizing the issuance of not exceeding \$512,500 Water and Sewer Revenue Bonds, Series 1999 (the "Series A Bonds"), to finance a part of the cost of acquiring, constructing and erecting extensions and improvements to the combined municipal water and sewer system of the Issuer (the "Project"), and authorizing the issuance of not exceeding \$512,500 Water and Sewer Bond Anticipation Notes to provide the interim financing for a part of the cost of the Project pending issuance of the Series A Bonds; and

WHEREAS, on December 21, 1999, the Issuer duly enacted Ordinance No. 99-19 ("Ordinance No. 99-19," and together with Ordinance No. 98-4, the "Enabling Instrument") for the purpose of authorizing the issuance of not exceeding \$226,000 Water and Sewer Revenue Bonds, Series 1999B (the "Series B Bonds," and together with the Series A Bonds, the "Bonds") to finance a part of the cost of the Project and authorizing the issuance of not exceeding \$226,000 Water and Sewer Bond Anticipation Notes to provide the interim financing for a part of the cost of the Project pending issuance of the Series B Bonds; and

Passed upon first reading the second day of October, 2001.

Passed upon second reading by the Town Council of the Town of White Springs, Florida, in Regular Session the sixteenth day of October, 2001.

(SEAL)

Joseph McKue
Mayor

ATTEST:

Shirley Heath
Town Clerk

I, Shirley Heath, Town Clerk of the Town of White Springs, do hereby certify that the above and foregoing Ordinance is a true and correct copy of Ordinance No. 01-06 passed by the Town Council of the Town of White Springs, Florida, in Regular Session on the sixteenth of October, 2001.

Shirley Heath
Town Clerk

ORDINANCE NO. 98-4

ORDINANCE AMENDING AND RESTATING IN ITS ENTIRETY ORDINANCE NO. 68-2 OF THE TOWN OF WHITE SPRINGS, FLORIDA, ENACTED ON SEPTEMBER 10, 1968, AS AMENDED AND SUPPLEMENTED; PROVIDING FOR THE ACQUISITION, CONSTRUCTION AND ERECTION OF EXTENSIONS AND IMPROVEMENTS TO THE COMBINED MUNICIPAL WATER AND SEWER SYSTEM OF THE TOWN; AUTHORIZING THE ISSUANCE BY THE TOWN OF NOT EXCEEDING \$512,500 PRINCIPAL AMOUNT OF WATER AND SEWER REVENUE BONDS, SERIES 1999, TO FINANCE A PART OF THE COST THEREOF; PLEDGING THE GROSS REVENUES OF SAID SYSTEM TO SECURE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS; PROVIDING FOR THE RIGHTS OF THE HOLDERS OF SAID BONDS; AUTHORIZING ISSUANCE BY THE TOWN OF ITS WATER AND SEWER REVENUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SAID BONDS; PROVIDING FOR THE PAYMENT OF SAID NOTES; AND ENTERING INTO CERTAIN COVENANTS AND AGREEMENTS WITH THE HOLDERS OF SAID BONDS AND NOTES.

MODEL FLORIDA TOBACCO-FREE OUTDOOR ORDINANCE

(WITH VAPOR GENERATING DEVICES SEPARATELY DEFINED) In June 2022, Governor DeSantis signed legislation that grants city and county governments the ability to ban smoking at public parks and beaches. This new law could potentially impact Florida's 67 county park systems and more than 400 city park systems. This model ordinance includes a number of provisions a local government may choose to adopt in order to ban smoking and vaping at public parks and beaches and to further advance public health.

A city or county planning to adopt this model ordinance, in whole or in part, should review it with its attorney beforehand to determine suitability. While the model ordinance language can be modified by adding or omitting content concerning activities that a city or county does or does not seek to regulate, doing so may result in an ordinance that does not conform to state law, federal law, and best public health policy practices.

Because provisions within this model ordinance are controlled by statute and rule, the city or county attorney should review any modifications to ensure they conform to state and federal law. The Public Health Law Center provides legal technical assistance to help communities that wish to adopt commercial tobacco control ordinances. We encourage communities to contact us for assistance when considering this model language.

Notice

In order to properly adopt an ordinance, cities and counties in Florida must follow specific processes set out in state statute. [Section 125.66](#) sets out the process for counties; [Section 166.041](#) sets out the process for other municipalities. These statutes include requirements for notice, publication, and form.

Tips for Using This Model Ordinance

The best possible world is one without the death and health harms associated with commercial tobacco use. Communities differ on their readiness and willingness to adopt certain commercial tobacco control policies that are intended to help make that world a reality. As such, this model ordinance represents a balance between state minimum standards, best public health policy practices, and practicality for local governments in Florida. This model ordinance contains several policy components that go beyond state minimum requirements and communities may or may not choose to adopt at this time

While the Public Health Law Center does not lobby, advocate, or directly represent communities, adopting effective commercial tobacco control policies starts early with education, stakeholder and community engagement, and a strong advocacy plan. If a community is unaware of the resources available to them for engaging the community and developing an advocacy plan, or if a city or county is considering adopting an ordinance and is interested in learning about the range of resources available, the Public Health Law Center can provide assistance through our publications and referrals to experts in the field. In certain, limited

circumstances, Public Health Law Center staff may be able to speak at public hearings or work sessions to provide education about particular policy options.

[Disclaimer]

The Public Health Law Center provides information and legal technical assistance on issues related to public health. The Center does not lobby nor does it provide direct legal representation or advice. This document should not be considered legal advice.

Section 1. FINDINGS.

Section 2. DEFINITIONS.

Section 3. PROHIBITION OF TOBACCO USE IN RECREATIONAL AREAS.

Section 4. OTHER REQUIRMENTS AND PROHIBITIONS.

Section 5. PENALTIES AND ENFORCEMENT.

Section 6. STATUTORY CONSTRUCTION & SEVERABILITY.

ORDINANCE NO. [_____]

AN ORDINANCE OF THE [BOARD OF COUNTY COMMISSIONERS OF _____ COUNTY, FLORIDA / CITY COUNCIL OF _____, FLORIDA], PROHIBITING SMOKING AND VAPING IN PUBLIC PARKS AND BEACHES WITHIN THE [CITY/COUNTY]

SECTION 1. FINDINGS

WHEREAS, tobacco use causes death and disease and continues to be an urgent public health threat, as evidenced by the following:

- The World Health Organization (WHO) estimates that tobacco kills up to half of its users, amounting to more than 8 million deaths each year worldwide, including nearly half a million people who die prematurely from smoking in the United States alone¹;
- Tobacco use causes disease in nearly all organ systems and is responsible for an estimated 87% of lung cancer deaths, 32% of coronary heart disease deaths, and 79% of all chronic obstructive pulmonary disease deaths in the United States²;
- The estimated economic damage attributable to smoking and exposure to secondhand smoke in the United States is nearly \$300 billion annually³;

¹ U.S. Department of Health and Human Services. *The Health Consequences of Smoking: 50 Years of Progress. A Report of the Surgeon General*. Atlanta, GA: U.S. Department of Health and Human Services, Centers for Disease Control and Prevention, National Center for Chronic Disease Prevention and Health Promotion, Office on Smoking and Health. 2014. Available at: https://www.ncbi.nlm.nih.gov/books/NBK179276/pdf/Bookshelf_NBK179276.pdf.

² *Id.*

³ *Id.*

- Despite significant progress, tobacco use remains the leading cause of preventable death and disease in the United States⁴,
- Specifically, in Florida, 29.4% of cancer related deaths are attributable to smoking.⁵
- Electronic vapor products have been found to contain nicotine, lead, formaldehyde, and thousands of other chemicals. These products damage DNA and harm parts of the brain responsible for learning and mental health.⁶

WHEREAS, secondhand smoke exposure is harmful and widespread, as evidenced by the following:

- Children exposed to secondhand tobacco smoke have an increased risk of sudden infant death syndrome, asthma, physical and cognitive developmental abnormalities, and cancer;
- The 2006 U.S. Surgeon General's report, "The Health Consequences of Involuntary Exposure to Tobacco Smoke," concluded that there is no safe level of exposure to secondhand smoke;
- The World Health Organization in 2007 declared that there is indisputable evidence that implementing 100% smoke-free environments is the only effective way to protect the population from the harmful effects of exposure to secondhand smoke;
- In Florida, 59% of children between ages 11 and 17 report being exposed to secondhand smoke from cigarettes or electronic vapor products;

WHEREAS, there is emerging evidence that exposure to the aerosol produced by a vapor-generating electronic device may be harmful, as evidenced by the following:

- E-cigarettes produce an aerosol that contains at least ten chemicals known to cause cancer, birth defects, or other reproductive harm.⁷
- Bystanders exposed to e-cigarette aerosol can also absorb its nicotine.⁸
- The aerosol is made up of a high concentration of ultrafine particles, and the particle concentration is higher than in conventional tobacco cigarette smoke.⁹
- Exposure to fine and ultrafine particles may exacerbate respiratory ailments like asthma, and constrict arteries which could trigger a heart attack.¹⁰

⁴ *Id.*

⁵ State proportion of cancer deaths attributable to smoking from Lortet-Tieulent, J, et al., "State-Level Cancer Mortality Attributable to Cigarette Smoking in the United States," *JAMA Internal Medicine*, published online October 24, 2016.

⁶ Tehrani et al., 2021; Williams, et al., 2019; Romberg et al., 2019; Ogunwale et al., 2017; Latvala et al., 2014; National Institute on Drug Abuse, 2020.

⁷ California Tobacco Control Program, California Department of Public Health. State Health Officer's Report on E-Cigarettes: A Community Health Threat. Sacramento, CA. 2015. Available at: <https://www.cdph.ca.gov/Programs/CCDPHP/DCDIC/CTCB/CDPH%20Document%20Library/Policy/ElectronicSmokingDevices/StateHealthEcigReport.pdf>.

⁸ Ballbé M, Martínez-Sánchez JM. Cigarettes vs. E-Cigarettes: Passive Exposure at Home Measured by Means of Airborne Marker and Biomarkers. *Environmental Research* 2014;135:76–80 [accessed 2015 Jun 2].

⁹ Fuoco, F.C.; Buonanno, G.; Stabile, L.; Vigo, P., "Influential parameters on particle concentration and size distribution in the mainstream of e-cigarettes," *Environmental Pollution* 184: 523-529, January 2014.

¹⁰ Grana, R; Benowitz, N; Glantz, S. "Background Paper on E-cigarettes," Center for Tobacco Control Research and Education, University of California, San Francisco and WHO Collaborating Center on Tobacco Control. December 2013.

WHEREAS, tobacco waste is a major, consequential, and persistent source of litter, as evidenced by the following:

- The roughly 6.3 trillion cigarettes smoked globally each year result in 300 billion packs that produce almost 2 million tons of wastepaper, cellophane, foil, and glue as well as trillions of butts littered across roadways, sidewalks, parks, and other green spaces^{11,12};
- Both tobacco industry and peer-reviewed research found that most smokers admit littering their cigarette butts^{13,53,54} for example, one study found 74.1% of smokers admitted littering cigarette butts at least once in their life and 55.7% admitted to littering them in the past month¹⁴;
- In an observational study of nearly 10,000 individuals, 65% of smokers disposed of their cigarette butts as litter¹⁵;
- Cigarette butts are perennially the most common form of litter collected during cleanup programs worldwide. For example, in 2018, cigarette butts made up nearly 16% of all litter collected through cleanup programs in the U.S. (809,538 out of 5,106,515 items)
- Cigarette butts are often cast onto sidewalks and streets, and frequently end up in storm drains that flow into streams, rivers, bays, lagoons, and ultimately the ocean¹⁶;
- As of August 2019, the U.S. Environmental Protection Agency recognizes nicotine-containing vapor-generating electronic devices as acute hazardous waste when disposed properly¹⁷;

WHEREAS, cigarette butts, smokeless tobacco, and vapor-generating electronic devices pose a health threat of poisoning to young children, as evidenced by the following:

- In 2018, American poison control centers logged nearly 13,000 cases involving exposure to cigarettes, cigarette butts, vapor-generating electronic devices, or other tobacco products, and of these, more than 10,000 (79.0%) occurred in children aged 5 years and younger¹⁸;

¹¹ Novotny TE, Lum K, Smith E, Wang V, Barends R. Cigarettes Butts and the Case for an Environmental Policy on Hazardous Cigarette Waste. *Int J Environ Res Public Health*. 2009;6(5):1691-1705. doi: 10.3390/ijerph6051691.

¹² Novotny TE, Aguinaga Bialous S, Burt L, et al. The environmental and health impacts of tobacco agriculture, cigarette manufacture and consumption. *Bull World Health Organ*. 2015;93(12):877-880. doi: 10.2471/BLT.15.152744.

¹³ Smith EA, Novotny TE. Whose Butt Is It? Tobacco Industry Research About Smokers and Cigarette Butt Waste. *Tob Control*. 2011;20(Suppl 1):i2-9. doi: 10.1136/tc.2010.040105.

¹⁴ Rath JM, Rubenstein R a, Curry LE, Shank SE, Cartwright JC. Cigarette litter: Smokers' attitudes and behaviors. *Int J Environ Res Public Health*. 2012;9(6):2189-203. doi:10.3390/ijerph9062189.

¹⁵ *Id.*

¹⁶ Novotny TE, Lum K, Smith E, Wang V, Barends R. Cigarettes Butts and the Case for an Environmental Policy on Hazardous Cigarette Waste. *Int J Environ Res Public Health*. 2009;6(5):1691-1705. doi: 10.3390/ijerph6051691

¹⁷ Resource Conservation and Recovery Act; EPA Management Standards for Hazardous Waste Pharmaceuticals and Amendment to the P075 Listing for Nicotine, 84 Fed. Reg. 5 5816 (August 21, 2019) (to be codified at 40 C.F.R. pt. 266(p)).

¹⁸Gummin DD, Mowry JB, Spyker DA, et al. 2018 Annual Report of the American Association of Poison Control Centers' National Poison Data System (NPDS): 36th Annual Report. *Clin Toxicol*. 2019;57(12):1220-1413. doi: 10.1080/15563650.2019.1677022.

- Among the 10,266 cases of nicotine and tobacco product exposure recorded in 2018 among children 5 years of age and younger by American poison control centers, 50.3% involved cigarettes, 18.4% involved vapor-generating electronic devices, and 8.0% involved other tobacco products¹⁹;
- The annual number of electronic cigarette exposure cases among children less than 5 years of age reported to American poison control centers increased from 10 in 2010 to 1,835 in 2018, a 14,015% increase²⁰; and
- Children who ingest tobacco products can experience vomiting, nausea, lethargy, and gagging, with e-liquids potentially posing a greater risk of toxicity or fatality through either ingestion or transdermal absorption²¹;

WHEREAS, Florida cities and counties have the legal authority to adopt local laws that prohibit smoking in public parks and beaches.

NOW THEREFORE, in order to provide for the public health, safety, and welfare, reduce unwanted and unwelcome exposure to secondhand smoke and the secondhand aerosol produced by vapor-generating electronic devices, assure cleaner and more hygienic parks and beaches for [county/city] its residents and visitors, it is the intent of the [County Board of Supervisors/City Council] , in enacting this ordinance, to prohibit smoking and vaping in parks and beaches which are used by or open to the public and to prohibit smoking and vaping waste in those areas thereby affirming and promoting a healthy environment in [county/city].

Sec. [____ (*2)]. DEFINITIONS. The following words and phrases, whenever used in this [article / chapter] shall have the meanings defined in this section unless the context clearly requires otherwise:

(a) "Beach" means the publicly owned zone of unconsolidated material that extends landward from the mean low-water line to the place where there is marked change in material or physiographic form, or to the line of permanent vegetation, usually the effective limit of storm waves. "Beach" includes a shore of a body of water covered by sand, gravel, or larger rock fragments.

(b) "Vapor-generating Electronic Device" means an electronic device that may be used to deliver any aerosolized or vaporized substance to the person inhaling from the device, including, but not limited to, an e-cigarette, e-cigar, e-pipe, vape pen, or e-hookah.

(c) "Park" means all public property specifically designated as being used for outdoor recreational or park purposes and where children regularly congregate. " Outdoor recreational or park purposes" includes, but is not limited to, boating, golfing, camping, swimming, horseback

¹⁹ *Id.*

²⁰ Wang B, Liu S, Peroskie A. Poisoning Exposure Cases Involving E-Cigarettes and E-Liquid in the United States, 2010- 2018. *Clin Toxicol.* 2020;58(6):488-494. doi: 10.1080/15563650.2019.

²¹ Chang JT, Rostron BL. Electronic Nicotine Delivery System (ENDS) Liquid Nicotine Exposure in Young Children Present- ing to US Emergency Departments, 2018. *Inj Epidemiol.* 2019;6:43. doi: 10.1186/s40621-019-0219-6.

riding, and archaeological, scenic, or scientific sites and applies only to land which is open to the general public.

(d) "Smoking" means inhaling, exhaling, burning, carrying, or possessing any lighted or heated tobacco product, including cigarettes, filtered cigars, pipe tobacco, and any other lighted or heated tobacco product whether natural or synthetic. For the purposes of this policy only, smoking does not include the use of unfiltered cigars (pursuant to Florida Statute 386.209).

(e) "Tobacco Product" means:

(1) any product containing, made, or derived from tobacco, nicotine or nicotine analogues that is intended for human consumption or is likely to be consumed, whether inhaled, absorbed, or ingested by any other means, including but not limited to, a cigarette, a cigar, pipe tobacco, chewing tobacco, snuff, or snus;

(2) any vapor-generating electronic device as defined in this [article/chapter] and any substances that may be aerosolized or vaporized by such device, whether or not the substance contains nicotine; or

(3) any component, part, accessory, of (1) or (2), whether or not any of these contains tobacco or nicotine, including but not limited to filters, rolling papers, blunt or hemp wraps, hookahs, and pipes.

"Tobacco Product" does not mean drugs, devices, or combination products authorized for sale by the U.S. Food and Drug Administration, as those terms are defined in the Federal Food, Drug, and Cosmetic Act.

(f) "Tobacco Product Waste" means any material that is left over and regularly intended to be discarded after the use or consumption of a tobacco product. Tobacco Product Waste includes, but is not limited to, discarded cigarette butt filters, cigar or cigarillo tips, cigarette packs, cigar or cigarillo wrappers, vapor-generating electronic devices of all types, vapor-generating electronic device cartridges or refill containers, plastic packaging, foil, or other disposable tobacco product remnants or tobacco product packaging in any form.

(g) "Vape" or "vaping" means to inhale or exhale vapor produced by a vapor-generating electronic device or to possess a vapor-generating electronic device while that device is actively employing an electronic, a chemical, or a mechanical means designed to produce vapor or aerosol from a nicotine product or any other substance. The term does not include the mere possession of a vapor-generating electronic device.

Sec. [____ (*3)]. PROHIBITION OF SMOKING AND VAPING IN RECREATIONAL AREAS.

(a) Smoking and the use of all other tobacco products is prohibited in all parks and beaches within [County/City]. Unfiltered cigars are exempted under 386.209, Florida Statutes.

Sec. [____ (*4)]. OTHER REQUIREMENTS AND PROHIBITIONS.

(a) No person shall dispose of tobacco product waste in any park or beach.

(b) [The County/City manager or their designee] shall post at least one clear, conspicuous, and unambiguous "No Smoking or Vaping" sign at each point of ingress to the area, and in at least one other conspicuous location where individuals congregate (such as restrooms, playgrounds, or buildings) within each recreational area. For purposes of this section, the [County/City Manager or their designee] shall be responsible for the posting of signs in regulated facilities owned or leased in whole or in part by the [County/City]. Notwithstanding this provision, the presence or absence of signs shall not be a defense to a charge of smoking or vaping in violation of any other provision of this ordinance.

Sec. [____ (*5)]. COMPLIANCE AND ENFORCEMENT.

The success of this policy depends on the consideration and cooperation of both tobacco-users and non-users. Individuals acting in violation of this policy will be reminded and asked to comply. Individuals who violate this policy may be asked to leave the park or beach. Enforcement and penalties for violation of this section shall be in keeping with ordinance #XXX.*

Sec. [____ (*6)]. STATUTORY CONSTRUCTION & SEVERABILITY.

If any section, subsection or provision of this ordinance, or its application to any person or circumstance, is for any reason held to be invalid or unenforceable, such invalidity or unenforceability shall not affect the validity or enforceability of the remaining sections or provisions of this ordinance or its application to any other person or circumstance. [The Board of County Commissioners/City Council] hereby declares that it would have adopted each section, subsection or provision hereof independently, irrespective of the fact that any one or more other sections, subsections, or provisions hereof be declared invalid or unenforceable.

EFFECTIVE DATE

This policy shall take effect on _____

***TIPS FOR EQUITABLE ENFORCMENT**

Clear and accessible signage is a key to a successful enforcement strategy. Posting signs throughout parks and beaches will serve as a reminder to visitors, and a deterrent. Additionally, Criminal penalties as punishment for violation of this ordinance are strongly discouraged. Limiting law enforcement involvement with enforcement may be an equity measure for communities that are historically overpoliced. Lastly, if there are any fine structures or community service penalties in place, those accused of violating the ordinance should have Due Process rights and communities may consider a graduated enforcement scheme where fines are minimal (i.e warning first, removal from park or beach second, minimal fine imposed as a last resort).



Dec. 13, 2022

White Springs Street Closure Permit Application

White Springs Town Hall, 10636 Bridge Street, White Springs, Florida 32096, Office (386) 397-2310

The undersigned hereby applies for a Street Closure Permit and provides the following information and represents that it is true and correct and accepts that the Town of White Springs may, at any time, deny this application or amend or revoke any permit issued in the interest of public safety:

Event Information

Name of Event	henny hutcherson day		
Date of Event	Jan. 2, 2023		
Event Times	Roadway Will Be Closed From:	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM 10	To: 6 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM
	Event Begins:	<input checked="" type="checkbox"/> AM <input type="checkbox"/> PM 10	Ends: 6 <input type="checkbox"/> AM <input checked="" type="checkbox"/> PM
Roadway To Be Closed	2nd street		
partial	From What Street:	same	To What Street: same
Purpose of Event	Family		
Estimated Attendance	75		
Items Placed in the Roadway	<input checked="" type="checkbox"/> Bounce Houses <input type="checkbox"/> Tents (900 Sq. Ft or Greater) <input type="checkbox"/> Other (gen. games)		
	Some items placed in roadway may require additional insurance or permitting		
Alcoholic Beverages	Will beer, wine or any alcoholic beverages be served or sold as part of this event? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, proof of Liquor Liability Insurance MUST be included with this application. Also, this MAY require the hiring of off-duty police officers.		

Applicant Information

Applicant
(MUST Be Completed)

Name	Zelda Hutcherson (wife)		
Address	10472 Second Street		
City, State, Zip	White Springs fl 32096		
Phone Numbers	Cell: (386) 249-3332	Work:	Home:
E-Mail Address	n/a		

Organization

Name of Organization			
Address	N/A		
City, State, Zip			
Phone Numbers	Cell:	Work:	Home:
E-Mail Address			



White Springs Street Closure Permit Application

White Springs Town Hall, 10636 Bridge Street, White Springs, Florida 32096, Office (386) 397-2310

Signature and Notary

The applicant, for themselves and for the other persons, organizations, firms and corporations listed in the Applicant Information section of this application, does hereby contract and agree that they will jointly and severally indemnify and hold the Town of White Springs, Florida, harmless against liability for any and all claims for personal injury, property damage, or wrongful death arising out of or resulting from the issuance of this permit or the conduct of the event or its participants.

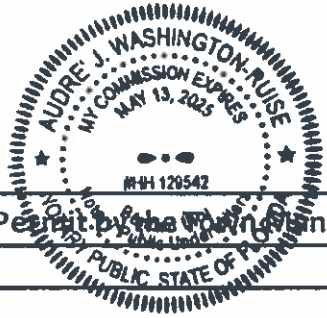
The event organizers and the expected conduct of the participants will conform to all requirements of law and all ordinances of the Town of White Springs and Hamilton County.

Signature of Applicant: *Zelda Hutcherson*

Date: 12/1/22

The foregoing instrument was acknowledged before me this 1st day of Dec, 2022, by Zelda Hutcherson who is personally known to me or who has produced _____ as identification.

Notary Public *Audrey J. Washington-Ruse*
05/13/2025



Special Conditions of Permit by the Town Manager (or Designee)

N/A

Permit Approval

The application for a Street Closure Permit is hereby granted subject to all of the terms listed in the permit application as well as any Special Conditions listed above.

[Signature]
Town Manager or Designee

12/09/2022
Date



White Springs Street Closure Permit Application

White Springs Town Hall, 10636 Bridge Street, White Springs, Florida 32096, Office (386) 397-2310

Site Map

Please complete a map indicating the area you wish to have closed. Be sure to label the streets to be closed and include surrounding streets, alleys and any other vehicular accesses to the area. In lieu of drawing a map, you may provide a digital map printout of the area with the roadway(s) to be closed clearly marked. Please also provide any other details which need to be considered in approving this application.

n/a

Event is located off Kt Mem. Dr. behind family home on 2nd St.

Drawn by: _____

Date: _____

Dec. 13, 2022 Kay

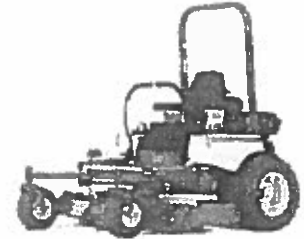


Grasshopper QuikQuote #23308N00152

Vendor:
Moridge Mfg. Inc.
105 Old Highway 81 S.
P.O. Box 810
Moundridge, KS 67107

Quoted by
Fueled Outdoors LLC
1472 W US Highway 90
Lake City, FL 32055
P: (386) 438-5540

Quoted for
TOWN OF WHITE SPRINGS



Model 329B with 61" deck
Quoted: Oct 27, 2022
FL State Contract
**Contract ID: #25101900-21-
STC**
Contract Period:
01/01/2021-12/31/2023

Contact:
Brent Dobson
bdobson@grasshoppermow
er.com

Brent Lyons
Sales
E:
fueledoutdoors386@gmail.com
P: (386)438-5540

Power Unit & Deck

Model 329B with 61" deck (534177)
895cc Big Block Engine; "no-gears" hydraulic pump-
and-wheel-motor transmission; heavy-duty extra-deep
61" cutting deck; luxury seat and shock-absorbing
footrest

List	Contract
\$14,535.00	\$10,591.35

List Total: \$14,535.00

Contract: \$10,591.35

Additional Pricing Adjustments

+ Freight **\$360.00**

Grand Total: \$10,951.35

Make PO to: Moridge Mfg. Inc.

Fax PO to:

Email PO to:

bdobson@grasshoppermower.com

PO #: _____

Approved by: _____

Signature: _____

Date: _____

Dec. 13, 2022

October 26, 2022

LaRita McCallum
10506 Kenneth Hutcherson Memorial Drive Lot 3
White Springs, Florida 32096

To: Town of White Springs Counselor Members

I, LaRita McCallum, Council Member of the Town of White Springs, is requesting approval from the council members in reference to my unwarranted absences of 3 consecutive council meetings. The reason for my absences is due to the mandatory presence at my job.

In the furtherance of my commitment, I plan to be in attendance to all meeting in the near future. Thank you.

Respectfully



LaRita McCallum
Council Member

