

RESOLUTION NO. 577-09

A RESOLUTION OF THE CITY OF ORANGE CITY, FLORIDA ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE INCORPORATED AREA OF THE CITY; STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Orange City, Florida (the "City") is contemplating the imposition of special assessments for the provision of capital and service improvements including, but not limited to (i) stormwater management services; (ii) street lighting, (iii) fire protection services, (iv) utilities, (v) roads and streets and (vi) solid waste; and

WHEREAS, the City intends to use the uniform method for collecting non-ad valorem special assessments for the cost of providing capital and service improvements including, but not limited to (i) stormwater management services, (ii) street lighting, (iii) fire protection services, (iv) utilities, (v) roads and streets, and (vi) solid waste to property within the incorporated area of the City as authorized by section 197.3632, Florida Statutes, as amended, because this method will allow such special assessments to be collected annually commencing in November 2010, in the same manner as provided for ad valorem taxes; and

WHEREAS, the City held a duly advertised public hearing prior to the adoption of this Resolution, proof of publication of such hearing being attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ORANGE CITY:

SECTION 1. Commencing with the Fiscal Year beginning on October 1, 2010, and continuing until discontinued by the City, and with the tax statement mailed for such Fiscal Year, the City intends to use the uniform method of collecting non-ad valorem assessments authorized in section 197.3632, Florida Statutes, as amended, for collecting non-ad valorem assessments for the cost of providing capital and service improvements including, but not limited to (i) stormwater management services, (ii) street lighting, (iii) fire protection services, (iv) utilities, (v) roads and streets, and (vi) solid waste. Such non-ad valorem assessments shall be levied within the incorporated area of the City. A legal description of such area subject to the assessment is attached hereto as Exhibit B and incorporated by reference.

SECTION 2. The City hereby determines that the levy of the assessments is needed to fund the cost of capital and service improvements including, but not limited to (i) stormwater management services, (ii) street lighting, (iii) fire protection services, (iv) utilities, (v) roads and streets, and (vi) solid waste within the incorporated area of the City.

SECTION 3. Upon adoption, the City Clerk is hereby directed to send a copy of this Resolution by United States mail to the Florida Department of Revenue, the Volusia County Tax Collector, and the Volusia County Property Appraiser by January 10, 2010.

SECTION 4 This Resolution shall be effective upon adoption.

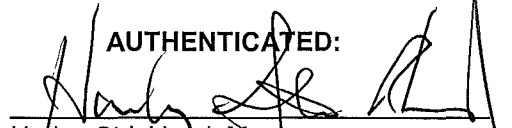
ROLL CALL VOTE AS FOLLOWS:

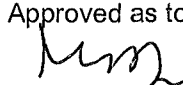
O. William Crippen	<u>yes</u>	Anthony Pupello	<u>yes</u>
Gary A. Blair	<u>yes</u>	Tom Abraham	<u>yes</u>
Jeff Allebach	<u>yes</u>	Tom Laputka, Vice Mayor	<u>yes</u>
Harley Strickland, Mayor	<u>yes</u>		

ADOPTED THIS 8th DAY OF December, 2009.

ATTEST:

Deborah J. Renner, CMC, City Clerk

AUTHENTICATED:

Harley Strickland, Mayor

Approved as to form and legal sufficiency:

W. E. Reischmann, City Attorney