

RESOLUTION NO. 1615

A RESOLUTION OF THE CITY OF DEBARY, VOLUSIA COUNTY, FLORIDA; ADOPTING A NON-AD VALOREM ASSESSMENT ROLL FOR THE ORLANDIA HEIGHTS SPECIAL NEIGHBORHOOD IMPROVEMENT DISTRICT; SPECIFYING THE UNIT OF MEASUREMENT FOR THE ASSESSMENT AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Orlandia Heights referendum election was held on Thursday, February 4, 1999, concerning approval of the creation of a special neighborhood improvement district which was conducted by mail ballot of the registered electors residing within the Orlandia Heights Unrecorded Subdivision Area, to determine whether said area should be specially assessed for roadway repairs and improvements; and

WHEREAS, the results of said election was that the electors of Orlandia Heights approved the creation of the "Orlandia Heights Special Neighborhood Improvement District" and said election was duly certified by the Mayor and City Council of DeBary by Resolution No. 99-03; and

WHEREAS, by Resolution No. 99-06 a Board of Directors was appointed for the district who are residents of the district and are subject to the non-ad valorem taxation; and

WHEREAS, prior to the public hearing for Resolution No. 99-08, the notice of intent to use the uniform method for the levy, collection and enforcement of non-ad valorem assessments was advertised for four (4) consecutive weeks. Thereafter, the City of DeBary adopted Resolution No. 99-08 to declare its intent to use the uniform method for the levy, collection and enforcement of non-ad valorem assessments pursuant to Florida Statute 197.3632. Said Resolution was subsequently recorded in the public records of Volusia County at Book 4423, Page 3772 through 3847; and

WHEREAS, the Orlandia Heights referendum election was held on September 11, 2007, concerning the recreation of the special neighborhood improvement district; and

WHEREAS, the results of said election were that the electors of Orlandia Heights another ten year beginning October 1, 2009; and

WHEREAS, the Orlandia Heights Board of Directors met in public session on two occasions to consider assessment levels for Fiscal Year 2016/2017; and

WHEREAS, the Orlandia Heights Board of Directors voted unanimously to recommend the assessment of two hundred fifty dollars (\$250.00) per parcel for Fiscal Year 2016/2017; and

WHEREAS, pursuant to Ordinance No. 12-98, Section 10 the District shall submit a tentative annual budget to the City Council for approval, disapproval or modification of the budget, or the assessment level; and

WHEREAS, at the public hearing held on July 20, 2016 adopting the assessment roll and the amount of the assessment for the Orlandia Heights Neighborhood Improvement District, the City Council voted

unanimously to adjust the assessment to two hundred fifty dollars (\$250.00) per parcel for Fiscal Year 2016/2017.

IT IS HEREBY RESOLVED BY THE CITY OF DeBARY AS FOLLOWS:

SECTION 1. The Mayor and City Council of DeBary does hereby adopt the Non-Ad Va lorem Assessment for the Orlandia Heights Special Neighborhood Improvement District, hereto attached and made a part of this resolution as Exhibit A

SECTION 2. The unit of measurement to be applied against each parcel shall be one unit per parcel number. Therefore each parcel number contains one unit of assessment.

SECTION 3. The amount of the assessment shall be \$250.00 per parcel number. The district contains 396 parcels subject to the assessment. The total revenue at a 100% collection rate for the district shall be \$99,000.00.

SECTION 4. This Resolution shall take effect immediately upon its adoption.

ADOPTED this 20th, day of July 2016.

**CITY COUNCIL
CITY OF DeBARY, FLORIDA**

Attest:

Clint Johnson, Mayor

Warren Graham, City Clerk