

RESOLUTION NO. 16-17

A RESOLUTION OF THE CITY OF DEBARY, VOLUSIA COUNTY, FLORIDA; ADOPTING A NON-AD VALOREM ASSESSMENT ROLL FOR THE STORMWATER UTILITY SERVICES, FACILITIES AND PROGRAMS; SPECIFYING THE UNIT OF MEASUREMENT FOR THE ASSESSMENT; SPECIFYING THE AMOUNT OF THE ASSESSMENT AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of DeBary, Florida, adopted Ordinance No. 05-05 (the "Ordinance"), which authorizes the imposition of Stormwater Utility Assessments for stormwater utility services, facilities, and programs against property located within the City of DeBary; and

WHEREAS, the City Council on June 8, 2005, adopted Resolution No. 05-13 (the "Preliminary Rate Resolution", containing a brief and general description of the stormwater utility services, facilities and programs to be provided to Assessed Property, estimating the cost to be assessed for the upcoming fiscal year, establishing the assessment rate for the upcoming fiscal year, authorizing a public hearing, directing the roll be updated and notice provided where required, and directing and authorizing additional or supplemental notice; and

WHEREAS, the Assessment Roll has heretofore been updated, eliminating those assessments who qualify for the additional senior exemption and made available for the inspection by the public, as required by the Ordinance; and

WHEREAS, a public hearing was held on September 6, 2005, and comments and objections of all interested persons have been heard and considered as required by the terms of the Ordinance; and

WHEREAS, pursuant to Florida Statute 197.3632, the City of DeBary must certify to the Volusia County Property Appraiser by September 15th of each year, the assessment amount to be levied and the assessment roll.

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

SECTION 1. The Mayor and City Council of the City of DeBary do hereby adopt the Non-Ad Valorem Assessment for the Stormwater Utility Services, Facilities and Programs, 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 an Equivalent Residential Unit (ERU) meaning the statistical average horizontal impervious area of residential units. Those residents that qualify for the additional senior exemption will not be assessed the stormwater assessment.

SECTION 3. The amount of the assessment shall be \$192.00 per year per parcel accessed by public roadways, and \$96.00 per year per parcel accessed by private roadways. For undeveloped property, the amount will be \$96.00 per parcel per year for both residential and commercial properties. For developed commercial property, the amount levied per year will be \$192.00 per 2560 square foot of impervious surface.

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

ADOPTED this 20th, day of July 2016.

CITY COUNCIL
CITY OF DeBARY

Clint Johnson, Mayor

ATTEST:

Warren Graham, City Clerk

EXHIBIT "A"

IS AVAILABLE AT CITY HALL FOR REVIEW