

ORDINANCE NUMBER 2005 - 56

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, REPLACING THE EXISTING ORDINANCE NUMBER 2002-47, AS PREVIOUSLY AMENDED BY ORDINANCE NUMBER 2003-45; MAKING FINDINGS OF FACT; PROVIDING DEFINITIONS; APPROVING AND ADOPTING A ST. JOHNS COUNTY TARGET INDUSTRY STUDY; ADOPTING AND IMPLEMENTING A ST. JOHNS COUNTY BUSINESS INCENTIVE PROGRAM THAT (1) IDENTIFIES OR TARGETS CERTAIN BUSINESSES AND INDUSTRIES WHOSE CREATION OR EXPANSION WITHIN THE COUNTY, OR RELOCATIONS TO THE COUNTY, WILL STIMULATE THE COUNTY'S ECONOMY AND PROVIDE ENHANCED EMPLOYMENT OPPORTUNITIES FOR THE COUNTY'S CITIZENS AND (2) ESTABLISHES CRITERIA FOR THE BOARD'S GUIDANCE IN MAKING ECONOMIC DEVELOPMENT GRANTS TO SELECTED TARGETED BUSINESSES AND INDUSTRIES; CREATING PUBLIC ECONOMIC DEVELOPMENT AGENCY AND PROVING THAT CERTAIN RECORDS OF THE AGENCY ARE CONFIDENTIAL AS REQUIRED BY FLORIDA STATUTE 288.075; APPROVING AN APPLICATION FORM TO BE USED BY THE MANAGEMENT OF TARGETED BUSINESSES AND INDUSTRIES TO APPLY FOR ECONOMIC DEVELOPMENT GRANTS FROM THE COUNTY; AUTHORIZING THE EXPENDITURE OF COUNTY FUNDS TO PROVIDE ECONOMIC DEVELOPMENT GRANTS TO SELECTED TARGETED BUSINESSES AND INDUSTRIES; PROVIDING PROCEDURES; REQUIRING THE EXECUTION OF A GRANT AGREEMENT BETWEEN THE COUNTY AND A SELECTED TARGETED BUSINESS OR INDUSTRY AS A CONDITION FOR THE GRANT; ALLOWING COUNTY STAFF TO EXPEDITE THE COUNTY'S PERMITTING AND DEVELOPMENT ORDER PROCESS FOR PROJECTS THAT RECEIVE COUNTY ECONOMIC DEVELOPMENT GRANTS; DECLARING THAT THE COUNTY'S BUSINESS INCENTIVE PROGRAM DOES NOT CREATE ANY ENTITLEMENTS TO GRANTS; ESTABLISHING OTHER GRANT PARAMETERS; AND PROVIDING AN EFFECTIVE DATE.

RECITALS

WHEREAS, on March 16, 2005, the Board of County Commissioners (Board) of St. Johns County, Florida, enacted Ordinance 2005-27, which amended, supplemented, and revised certain aspects, provisions, and fees associated with the St. Johns County Impact Fee Ordinances; and

WHEREAS, before, and after, the enactment of County Ordinance 2005-27, some residents of the County questioned whether the increase in certain commercial Impact Fees would negatively impact the County's ability to attract new businesses to locations within the County; and

WHEREAS, subsequent to the enactment of County Ordinance 2005-27, the Board directed staff of the County, to develop and draft a strategy designed to preserve economic incentives for existing businesses desiring to expand and new businesses wishing to re-locate within the

County, which would lessen the potential negative impact to the County, based on the Board's increase of Impact Fees in certain instances; and

WHEREAS, based on the Board's directive, County staff has drafted revisions to County Ordinance 2003-45 (which amended County Ordinance 2002-47, the County's Economic Incentive Ordinance), in order to increase the eligible economic development grants based on the percentage of commercial Impact Fees charged to businesses that are eligible for such grants under an approved Economic Development Grant Agreement; and

WHEREAS, this Ordinance is reflective of the Board's directive in that this Ordinance 1) revises the eligibility criteria for new businesses locating within the County seeking an Economic Development Grant, so as to lower the threshold for seeking such a Grant; and 2) increases the economic development grant amount based on the percentage of commercial Impact Fees charged to new businesses re-locating within the County, that are eligible for such grants under a County-approved Economic Development Grant Agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

Section 1. Findings of Fact.

- A. A paramount St. Johns County public purpose is served by providing economic development grants to private enterprises to expand businesses that exist within St. Johns County (the "County") and to attract new business to the County; and
- B. The County has limited funds available to provide such grants; and
- C. The public interest is best served by identifying and targeting those businesses and industries that, if expanded within the County or attracted to the County, would provide the greatest economic benefits and employment opportunities to the County and its Citizens.

Section 2. Definitions. As used in this Ordinance capitalized terms have the following meaning:

- A. Application means the application for a County economic development grant described in Section 8 of this Ordinance.
- B. Board means the Board of County Commissioners of St. Johns County, Florida.
- C. County means St. Johns County, a political subdivision of the State of Florida.
- D. County Administrator means the county administrator of the County and/or his designees when the county administrator and/or designees are not performing their duties as members or staff of the Public Agency.
- E. Full-time Equivalent Jobs mean full-time equivalent positions; as such, terms are consistent with terms used by the Florida Department of Labor and Employment Security and the United States Department of Labor for purposes of unemployment compensation tax administration and employment estimation, resulting directly from a Project in the County. This number shall not include temporary construction jobs involved in the construction of facilities for the Project or any jobs which have previously been included in any application for tax refunds under Sections 288.1045 or 288.106, Florida Statutes.

- F. Grant Agreement means a written agreement between the County and the grantee of a County economic development grant. A signed Grant Agreement establishes the details of the economic development grant and is a pre-condition to a grantee's right to submit a claim for an economic development grant payment. The minimum terms and provisions within the Grant Agreement are set forth in Section 11 below.
- G. Program means the St. Johns County Business Incentive Program attached hereto as Exhibit B, as it may be amended, from time-to-time.
- H. Project means the creation of a new business within St. Johns County, or the re-location of a business from outside the County, and/or the expansion of an existing business within the County.
- I. Public Agency means the public economic development agency that is created by Section 7 or this ordinance.
- J. SIC code means the standard industrial classification code used by the federal government.
- K. Office means a place where a particular kind of business is transacted or a service is provided.
- L. Industrial means a company engaged in production of products or services.
- M. Manufacturing means a company that makes products from raw materials by hand or machinery according to an organized plan and with division of labor.
- N. CRA means Community Redevelopment Agency. Established in Resolution 2002-208 the St. Johns County CRA incorporated into their agency the boundaries of the West Augustine Community Redevelopment Area, the boundaries of Vilano Beach Community Redevelopment Area and the boundaries of Flagler Estates Community Redevelopment Area.

Section 3. Study and Program Approved. The St. Johns County Target Industry Study that is attached hereto as Exhibit A and the St. Johns County Business Incentive Program that is attached hereto as Exhibit B are hereby approved and adopted by the Board.

Section 4. Expenditure of Funds Authorized. The expenditure of County funds, in order to provide economic development grants to selected, targeted businesses and industries as an incentive for their creation within the County, or their relocation to/within the County, or their expansion within the County is hereby authorized.

Section 5. Budget/Program as Guideline/Not As an Entitlement. The Board of County Commissioners intends, but is not required, to budget County funds to provide economic development grants to selected targeted private enterprises to create or expand their businesses within St. Johns County and/or to relocate the businesses to St. Johns County. The Board of County Commissioners will use the St. Johns County Business Incentive Program, as it may be amended from time to time (the "Program"), as a guideline (not a rigid formula) to select which businesses, if any, will be awarded economic development grants, the amounts of such grants and certain conditions pertaining to the grants. The Board of County Commissioners hereby expressly declares that the Program and this ordinance do not create an entitlement in any business or industry to an economic development grant from the County nor do they create a grant preference or advantage for any particular business expansion, creation or relocation over any other business expansion, creation or relocation.

Section 6. Grant Amounts and Grant Terms. The Board of County Commissioners hereby declares that the grant amounts and other grant terms and provisions that can be determined in the manner provided in the Program are the grant amounts and the grant terms that the Public Agency shall include in the report that the Public Agency provides to the Board of County Commissioners pursuant to Section 9 of this ordinance. The Board of County Commissioners may then modify those amounts and terms in the manner set forth in Section 5 and 10 of this ordinance.

Section 7. Creation of the County's Public Economic Development Agency

A. The Board of County Commissioners (the "Board") hereby creates the public economic development agency that is defined in Section 288.075, Florida Statutes, (the "Public Agency"). The sole purpose of the Public Agency is to encourage creation, expansion, and relocation of targeted industries within and to the County. The Public Agency shall not possess any power or authority pertaining to land acquisition, to land use, to issuance of development orders or permits. Further, the Public Agency shall not have any power or authority to expend or recommend the expenditure of County funds. The Public Agency shall have no funds of its own.

B. The Public Agency shall consist of four current County staff members. One member of the Public Agency shall be the then current County Administrator of St. Johns County, Florida, unless circumstances warrant that the County Administrator should be removed or replaced on the Public Agency, on either a temporary or permanent basis by the Board. The circumstances warranting a temporary replacement or permanent removal of the County Administrator from the Public Agency, include, but, are not limited to: conflict of interest, prolonged absence due to injury, illness, or other medical condition, or other circumstance that would affect the ability of the County Administrator to serve as a member of the Public Agency, or as County Administrator of St. Johns County. The other members of the Public Agency shall be Assistant County Administrator, the County Special Projects Manager, and the County Intergovernmental Relations Specialist. With the exception of the County Administrator, the other members of the Public Agency shall serve at the will of the Board, and such other members of the Public Agency may be removed by motion(s) of the Board. The County Administrator or the person replacing the County Administrator shall be the chairperson of the Public Agency. The County Attorney shall represent and provide legal counsel to the Public Agency, but shall not be a member of the Public Agency. However, the County Attorney may delegate such responsibility, and appoint a Deputy County Attorney, or an Assistant County Attorney, as a representative to provide legal counsel to the Public Agency. The County Administrator shall provide such other support as is reasonably necessary for the Public Agency to carry out its proper and on-going functions.

C. County staff, shall, upon the direction of the County Administrator, serve as staff for the Public Agency. The County Administrator is directed to provide County facilities, equipment and supplies for the use by the Public Agency, and the County Administrator may approve the expenditure of County funds that are necessary to pay for any legal advertisements and notices that the Public Agency may need. All papers, documents or records of the Public Agency that are in the possession of its members, attorney or staff, shall belong to the Public Agency. Neither the Public Agency, nor its members, attorney, nor staff, when acting on behalf of the Public Agency, shall offer advice of any kind, or make recommendations of any sort, to the Board of County Commissioners, or to other County Employees or agents, other than to request County facilities, equipment and supplies for the Public Agency's use, and publication of, and/or payment for, necessary legal ads and notices.

D. The prohibitions contained in the Section shall not prevent the members, attorney and staff of the Public Agency from performing their duties as County employees when they are not using information they received, or the results of discussions that they held, in their capacity as

Public Agency members, and/or Public Agency attorney, or staff and when they are not acting on behalf of the Public Agency.

E. Nothing in the original Ordinance 2002-47, as amended shall be deemed to prevent the County Administrator from confirming the information described in Section 288.075(4), Florida Statutes.

F. Present and former members, attorneys, and staff of the Public Agency shall not disclose any information that the Public Agency or any above-referenced person received in their capacity of Public Agency members, attorney, or Public Agency staff unless:

- 1) The confidentiality provisions of Section 288.075 (2), Florida Statutes, do not apply to such information;
- 2) Or the confidentiality provisions of Section 288.075(2), Florida Statutes, no longer apply to such information; or
- 3) The person or entity that requested Section 288.075(2), Florida Statute confidentiality subsequently authorizes or requests that the information be disclosed; or
- 4) Disclosure of the information is required or authorized by this Ordinance, as amended from time to time; or
- 5) Disclosure of the information is ordered, required, or requested by a court of competent jurisdiction; or
- 6) Disclosure of the information to a State Attorney, or Florida or Federal certified law enforcement officer certifies, in writing, that her or she reasonably believes that such information will disclose a crime, or prevent a crime; or
- 7) The Board of County Commissioners determines that the disclosure of such information is necessary to protect the health, safety, and welfare interests of the County.

G. In the event that a Florida or Federal agency or department orders, requires, or requests the Public Agency, the Board or the applicant to disclose information that is confidential pursuant to this Ordinance, which may be amended from time to time, the applicant must disclose and/or provide such information to the appropriate Florida or Federal agency or department, or receive subsequent notice from the Florida or Federal agency that such disclosure and/or provision to the appropriate Florida or Federal agency or department is not required, or is exempted by force of law, statute, rule, or regulation. Once the applicant is ordered, required, or requested by a Florida or Federal agency or department to disclose and/or provide such information, then the applicant must notify the Public Agency of such order, requirement, or request, unless the Public Agency, or the Board first received the order, requirement, or request, in which case, the Public Agency, or the Board will forward the order, requirement, or request for such information. If the applicant does not disclose and/or provide such information to the appropriate Florida or Federal agency or department, or receive subsequent notice that such disclosure and/or provision to the appropriate Florida or Federal agency or department is not required, or exempted by force of law, statute, rule, or regulation, then the applicant's Application will not be processed any further by the Agency, and the applicant will not be eligible for a grant payment.

H. It is expressly noted that even in those situations in which the applicant requests Section 288.075(2), Florida Statute confidentiality, the Board shall be provided with the name of the applicant, prior to any Board vote on whether the applicant should receive a Grant payment, in order to determine whether one or more of the Board members has a conflict, under Florida or Federal law that would prevent one or more of the Board members from participating in the discussion or vote on the Application and Grant Payment. This exemption from the confidentiality provisions of Section 288.075(2), Florida Statutes, is for the above expressed purpose. As such, the members of the Board shall not disclose the applicant's name to any other person.

Section 8. The Application.

A. A targeted business or industry may apply for an economic development grant from the County by submitting an application for a St. Johns County economic development grant (the "Application"), in substantially the form attached hereto as Exhibit C, to the Public Agency. The Application shall include, but is not limited to the following information:

- 1) The applicant's name, federal employer identification number, and the applicant's state sales tax registration number.
- 2) The permanent location in the County at which the applicant's Project is located or is to be located.
- 3) A description of the Project, and the type of business activity or product covered by the Project, including four-digit SIC codes for all activities included in the Project.
- 4) The number of Full-time Equivalent Jobs that are or will be provided in the County as a result of the Project; a time schedule for when such jobs will be in place; and the average wages of those jobs. If more than one type of business activity or product is included in the Project, a time schedule for when such jobs will be in place; and the average wages of those jobs. If more than one type of business activity or product is included in the Project, the number of jobs and average wage for those jobs must be separately stated for each type of business activity or product.
- 5) The total number of full-time employees currently employed by the applicant in the County.
- 6) The total number of full-time employees that will be employed by the applicant in the County when the Project is completed.
- 7) The anticipated commencement and ending dates of the Project.
- 8) The total amount of the economic development grant that is requested; the County fiscal years and the grant payment amounts during each County fiscal year that the applicant proposes to be paid; and the portions or items in the Program that the applicant believes supports each annual grant payment calculated by the EDA..
- 9) A brief statement concerning the role that the County's economic development grants will play in the decision of the applicant to locate or expand its business in the County.
- 10) Any other local, State, and/or Federal grant and/or incentive that the applicant is seeking, or intends to seek/apply for, with respect to locating, re-locating, or expanding its business within the County (if applicable, a copy of such application, or business incentive request shall be attached to, and included as part of the application for the St. Johns County Economic Development Grant).
- 11) Optional: A request by the applicant that the records of the Public Agency which contain or would provide information concerning plans, intentions, or interests of the applicant to locate, relocate, or expand any of its business activities in St. Johns County be kept confidential to the extent, and in the manner allowed, by Section 288.075, Florida Statutes, with exception that any specific such record(s) of the Public Agency may be released to the Board of County Commissioners and to the public upon the written request(s) or authorization(s) to the Public Agency by the applicant, and/or upon the occurrence of any event that is set forth in the County Ordinance, as amended from time to time, that allows, authorizes, or requires such release or disclosure. If the Section 288.075, Florida Statutes, request for confidentiality is made, the applicant must also include the applicant's request that the report that is described in Section 9 of this Ordinance and the Grant Agreement that is described in Section 11 of the Ordinance, and appropriate drafts thereof, be released to the applicant for its review and comment.
- 12) This item must be included if item #11 is included. Otherwise, this item is not required: An authorization by the applicant to disclose, and a covenant or promise to hold the County and its officials and employees and the Public Agency and its members, attorney, and staff harmless and to release them from any liability that they may incur should they, or any of them, disclose, information or records that the applicant has requested to be kept confidential in the manner, and the extent, that is set forth in Section 288.075, Florida Statutes, when such disclosure is later requested or authorized to be disclosed by the applicant, then such information and records are no longer exempt from disclosure under the provisions of Section 288.075, Florida Statutes, or when such disclosure

results from an order, requirement or request by or from, a court of competent jurisdiction, or when authorized to be disclosed by this Ordinance, as amended from time to time.

13) Any additional information requested by the Public Agency.

B. If the Public Agency or the Board ever determines that an applicant provided false information on the Application, then the Public Agency shall not process the application any further. Moreover, the applicant will not be eligible for one or more grant payments, and the Public Agency and/or the Board may take any action allowed by law with regards to the applicant.

Section 9. Application Review and Report.

The Public Agency shall review the Application, obtain such additional information in the form of amendments to the Application by the applicant as the Public Agency deems necessary and make a written report to the Board of County Commissioners. The report shall make written findings of fact that compare the Application with applicable portions of the Program. The Public Agency shall treat the Program as a definitive set of criteria and not as guidelines. See also Section 6 above. The report shall contain no advice or recommendations. If the confidentiality procedures that are set forth in Section 288.075(2), Florida Statutes, have been initiated by an applicant, the report shall not contain information that would expressly identify the applicant or disclose the applicant's interest in expanding or locating its business within or to the County and neither the Public Agency, its members, attorney or staff shall release or disclose the report to anyone other than the applicant until and unless (a) the Public Agency receives a written request from the applicant to schedule the public Board of County Commissioners meeting that is described in Section 10 below and to release the report to the Board of County Commissioners (and therefore to the public), (b) the Application and report are no longer exempt from disclosure under the provisions of Section 288.075, Florida Statutes or (c) disclosure of the Application and report is ordered, authorized, required or requested by a court of competent jurisdiction or by a Florida agency or department or is required or authorized to be disclosed by this ordinance as amended from time to time.

No record of the Public Agency that would provide information concerning plans, intentions, or interests of the applicant to locate, relocate or expand any of its business activities in the County shall be disclosed to any person or entity, other than to the applicant as provided in this ordinance, unless such disclosure is requested or authorized in writing by the applicant or unless the events or conditions set forth in (b) or (c) above occur.

Upon completing the report and when necessary obtaining the above described request for release of the report from the applicant, the Public Agency shall provide copies of the report to the Board of County Commissioners and to the applicant; will schedule a meeting with the Board of County Commissioners to present the report; and will provide the applicant with at least seven days advance notice of the time and place of the Board of County Commissioners meeting.

Section 10. Board of County Commissioners Meeting.

During the Board of County Commissioners meeting described in the immediately preceding section, or during a continuation of such meeting, the Board of County Commissioners shall either deny the Application or instruct the Public Agency, and/or the Attorney for the Public Agency, to prepare a Grant Agreement between the County and the applicant for the Board of County Commissioner's future consideration. During the meeting, the Board of County Commissioners shall provide the Public Agency with sufficient guidance to enable the Public Agency to specify the criteria that are set forth in Section 11 below and instructions to include any other provisions or criteria that the Board of County Commissioners may desire. The Board of County Commissioner's guidance and instructions to the Public Agency need not mirror the Application, the Program or the Public Agency's report. See also Sections 5 and 6 above.

Section 11. The Grant Agreement.

A. If instructed to do so by the Board of County Commissioners (and upon their guidance and instructions), then the Public Agency shall, within 45 days of such instruction, prepare an appropriate Grant Agreement. Upon preparation of the Grant Agreement, and still within the above-noted 45-day time frame, the Board of County Commissioners shall consider the proposed Grant Agreement. If the confidentiality procedures that are set forth in Section 288.075(2), Florida Statutes, have been initiated by an applicant, the Grant Agreement shall not contain information that would expressly identify the applicant/grantee or disclose the applicant's interest in expanding or locating its business within or to the County and blanks may be inserted in places that would normally identify the grantee or disclose such interests. When Section 288.075, Florida Statutes, procedures have been initiated by the applicant, neither the Public Agency, its members, attorney or staff shall release or disclose the Grant Agreement to anyone other than the applicant until and unless (a) the Public Agency receives a written request from the applicant to schedule the public Board of County Commissioners meeting that is described in Section 12 below and to release the Grant Agreement to the Board of County Commissioners (and therefore to the public), (b) the Grant Agreement is no longer exempt from disclosure under the provisions of Section 288.075, Florida Statutes or (c) disclosure of the report is ordered, authorized, required or requested by a court of competent jurisdiction or by a Florida agency or department or is required or authorized to be disclosed by this ordinance as amended from time to time.

B. The Grant Agreement shall accurately reflect the instructions and guidance that were provided by the Board of County Commissioners during the Board of County Commissioners Meeting described in Section 10 above and shall specify or contain at a minimum (to the extent that such provisions are applicable and/or required) :

1. The total number of new Full-time Equivalent Jobs in the County that the grantee will provide as a result of the Project, the average wage of those jobs, and a time schedule or plan for when such jobs will be in place and active in the County.
2. The maximum amount of the grant which the grantee will be eligible to receive on the Project and the amount of the grant payment that the grantee will be eligible to receive in each County fiscal year during which grant payments will be made.
3. The total amount of each of the following:
 - a) - the general County portion of ad valorem taxes;
 - b) - the general County portion of tangible personal property taxes;
 - c) - the water unit connection fees;
 - d) - the sewer unit connection fee;
 - e) - and/or the County impact feesthat the grantee shall have paid prior to receiving each years identified grant payment.
4. That the Board of County Commissioners and its agents may review and verify the financial and personnel records of the grantee during each year that the grant payment is in effect to ascertain whether the grantee is in compliance with the Grant Agreement.
5. The date after which, in each County fiscal year, the grantee may file an annual claim for grant payment under Section (14) of this ordinance.
6. A description of each item of performance that the grantee must perform as a condition to receive each individual annual grant payment.
7. An acknowledgement that the grantee's compliance with the terms and conditions, provisions and requirements of the Grant Agreement is a condition precedent to the receipt of a grant payment each year, and that the failure of the grantee to comply with said terms, conditions, provisions, and requirements of the Grant Agreement, shall result in the loss of eligibility for that year's grant payment, and may result in the termination of subsequent grant payments, and/or the Grant Agreement.

8. An acknowledgement that no grant payments will be made by the County to the grantee unless the grantee submits the applicable claim(s) for grant payments that are described, and set forth, in Section 14 of this ordinance and such claim(s) are approved in the manner that is set forth, in Section 14 of this Ordinance..
9. A statement clearly printed in its face in bold type of not less than 10 points in size that: "This Grant Agreement is neither a general obligation of St. Johns County nor is it backed by the full faith and credit of St. Johns County. Payment of each grant payment is conditioned on, and subject to, specific annual appropriations by the Board of County Commissioners of St. Johns County of monies sufficient to pay the grant payment due that year."
10. This item must be included if the applicant has initiated the confidentiality provision of Section 288.075, Florida Statutes. Otherwise, this item is not required: An authorization by the applicant/grantee to disclose, and a covenant or promise to hold the County and its officials and employees and the Public Agency and its members, attorney and staff harmless and to release them from any liability that they may incur should they or any of them disclose, information or records that the applicant has requested to be kept confidential in the manner and to the extent that is set forth in Section 288.075, Florida Statutes, when:
 - i. The confidentiality provisions of Section 288.075(2), Florida Statutes, do not apply to such information; or
 - ii. The confidentiality provisions of Section 288.075(2), Florida Statutes, no longer apply to such information; or
 - iii. The person or entity that requested Section 288.075(2), Florida Statute confidentiality for the information, subsequently authorizes that the information be disclosed; or
 - iv. Disclosure of the information is required or authorized by this Ordinance, as amended from time to time; or
 - v. Disclosure of the information is required or requested by a court of competent jurisdiction.
11. Common Contract terms, provisions, conditions, and requirements, including but not limited to: Recital clauses; duration of the Agreement; provisions concerning governing law and venue; provision concerning whether Assignment is permitted; a severability clause; and a procedure to amend the Grant Agreement.
12. Such other details, terms, conditions, provisions, and requirements as the Board deems necessary, and/or mandates.

C. The Grant Agreement shall not contain any terms, conditions, provisions, or requirements that have not been noted in this Section, or elsewhere in this Ordinance, or have otherwise been pre-approved by the Board.

D. Upon completing the Grant Agreement, and when necessary, obtaining the above-described request for release of the Grant Agreement from the applicant, the Public Agency shall provide copies of the Grant Agreement to the Board (and therefore to the public), and to the applicant; schedule a meeting with the Board to present the proposed Grant Agreement; and provide the applicant with at least seven (7) days advance notice of the time and place of the Board meeting.

Section 12. Approval and Execution of Grant Agreement.

- A. This Board must consider the Grant Agreement, as part of its regular agenda. The Grant Agreement may not be placed on the consent agenda, unless the applicant/grantee approves of the placement of the Grant Agreement on the Consent Agenda, and the material terms of the Grant Agreement (including length and

maximum amount of grant payment that would be eligible) have already been considered in a public meeting held by the Board of County Commissioners.

- B. During the Board meeting, in which the Grant Agreement is considered by the Board, or during a continuation of such meeting, the Board may:
- a. Approve the proposed Grant Agreement; or
 - b. Amend the proposed Grant Agreement and approve the Grant Agreement as amended; or
 - c. Reject the proposed Grant Agreement; or
 - d. Refuse to approve the Grant Agreement unless the Applicant first authorizes all information and records of the Public Agency that pertain to the Applicant, including without limitation, the Applicant's name, to be disclosed to the public.

No County Commissioner may make a motion to approve the Grant Agreement or an amended Grant Agreement until the County Administrator or the County Commissioner who intends to make the motion first confirms that the Grant Agreement or the Amended Grant Agreement, as applicable, does not accrue to his or her personal benefit and that in his or her professional judgment the Grant Agreement or the Amended Grant Agreement, as applicable, is necessary to effectuate an economic development project in the County. The person who makes this confirmation is the only person who may execute the subject Grant Agreement on behalf of the County. (This precondition to an approval motion is required in order to comply with Section 288.075(4), Florida Statutes).

- C. If the Grant Agreement that is approved by the Board of County Commissioners contains blanks because of the Applicant's initiation of Section 288.075, Florida Statutes, confidentiality provisions, the blanks shall be filled in by the Public Agency prior to execution by either party. All Board of County Commissioners Grant Agreement approvals shall be deemed to have authorized the Public Agency to fill in all blanks, if any, in approved Grant Agreement prior to execution of the Grant Agreement by the County and to authorize the person who makes the confirmation described in subsection (B) above to execute the Grant Agreement. The executed Grant Agreement shall contain no blanks.
- D. If the Board of County Commissioners approves the proposed Grant Agreement or amended Grant Agreement, the Public Agency shall forthwith notify the applicant of the Board of County Commissioners' approval, and the applicant shall have thirty (30) days from the date of approval to execute and deliver two copies of the approved Grant Agreement to the Public Agency. The Public Agency shall then request the person who made the confirmation described in subsection (B) above to execute both copies on behalf of the County. The Public Agency shall then retain one executed copy in its exclusive possession and control until it may be released or copied in a manner that is consistent with ordinance 2002-47, as amended, from time to time; and deliver the other executed copy to the applicant/grantee.
- E. A failure by the applicant to meet the thirty (30) day execution and delivery deadline shall result in the automatic termination of the Board's approval, and the Grant Agreement shall be deemed to have been rejected by the Board.
- F. In such a circumstance, an applicant, may later, submit another application to the Public Agency. However, there is no expectation, assurance, and/or guarantee that an Applicant who submits a subsequent application will receive approval from the Board.

Section 13. Expedited Permit and Development Order Processing. When a Grant Agreement has been executed by the County and a grantee, then for as long as the Grant

Agreement is in effect, the County Administrator may, upon receipt of a written request from the grantee (which request will be a public record that is subject to public disclosure), direct staff to expedite, to the extent practicable, the County's permitting and development order process for the Project to which the grant applies.

Section 14. Annual Claim for Grant Payment.

- a) No grant payment shall be made during any County fiscal year unless and until the grantee submits a claim for grant payment and the claim is approved by the County Administrator in the manner set forth in this Section.
- b) A grantee under an executed Grant Agreement may submit a claim for a scheduled grant payment only once each County fiscal year. The claim shall be submitted to the County Administrator. The claim for each year's grant payment must be made on or after the date specified in the Grant Agreement. The first claim for a grant payment shall contain the grantee's authorization for the Public Agency to deliver the Grant Agreement to the County Administrator and to disclose its contents to the public.
- c) The claim for a grant payment by the grantee must include a copy of all receipts and data related to the achievement of each performance item specified in the Grant Agreement. The amount requested as a grant payment may not exceed the amount in the Grant Agreement specified for that County fiscal year.
- d) Upon receipt of a claim for grant payment, the County Administrator shall make such investigation as the County Administrator deems appropriate to confirm that the grantee has met and complied with the conditions that are contained in the Grant Agreement for the payment of the requested grant payment, including the necessary appropriation of funds by the Board of County Commissioners to make the payment, and if the conditions have been fulfilled, the County Administrator shall approve the grant payment.
- e) Upon approval of a grant payment by the County Administrator, the County shall issue a check to the grantee for the amount of the approved grant payment.
- f) If the approved applicant does not apply for the grant payment within 12 months of the allotted time according to the economic development grant agreement, the applicant loses the ability to collect the grant and the funds will be released to the general fund.

Section 15. This Ordinance rescinds both St. Johns County Ordinance 2002-47, and St. Johns County Ordinance 2003-45, which amended County Ordinance 2002-47.

Section 16. Severability. It is the intent of the Board and it is hereby provided, that if any section, subsection, sentence, clause, phrase, or provision of this Ordinance is held to be invalid, unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid, or unconstitutional the remaining provisions, sections, subsections, clauses, phrases, or provisions of this Ordinance.

Section 17. Effective Date. This Ordinance shall be effective upon a certified copy being filed with the Florida Department of State.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida this 28th day of June, 2005.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: _____

Bruce A. Maguire
Bruce A. Maguire, Chairman

ATTEST: Cheryl Strickland, Clerk

By: Yvonne King
Yvonne King
Deputy Clerk

Effective Date: 07/05/05

RECORDED & INDEXED 07/01/05

ST. JOHNS COUNTY TARGET INDUSTRIES

- General Offices, including:
 - Corporate/Regional Headquarters (all industries)
 - Back Office Operations¹
 - Claims Processing Centers¹
 - Credit Processing Centers¹
 - Data Processing Services (7374)
 - Computer On-line Services (7375)
 - Telemarketing Centers (7389)

¹For financial services and insurance firms (602, 603, 614, 615, 621, 631, 632, 633, 637)

- Aircraft Parts and Equipment, including:
 - Sheet Metal Work (3444)
 - Engine Electrical Equipment (3619)
 - Aircraft Modification and Repair (3721)
 - Aircraft Parts and Equipment (3728)
 - Avionics (3812)

- Auto Parts and Accessories, including:
 - Automotive Stampings (3465)
 - Parts and Accessories (3714)
 - Engine Electrical Equipment (3694)

- Electronics and Electrical Equipment, including:
 - Printed Circuit Boards (3672)
 - Miscellaneous Electronic Components (3678, 3679, 3699)

- Medical Equipment and Supplies, including:
 - Surgical and Medical Instruments and Apparatus (3841)
 - Orthopedic, Prosthetic, and Surgical Appliances and Supplies (3842)
 - Ophthalmic Goods (3851)

- Drug Related Products, particularly:
 - Medicinals and Botanicals (2833)
 - Pharmaceutical Preparations (2834)

- Specialty Food Products, including:
 - Fruit and Vegetable Specialties and Frozen Products (2035, 2037)
 - Bread, Cake, and Related Products (2051, 2052)
 - Candy and Confectionery Products (2064, 2066)
 - Flavoring Extracts and Syrups (2087)
 - Potato Chips and Other Snack Foods (2096)

- Recreational Equipment, including:
 - Boatbuilding and Repair (3732)
 - Golf Carts, Jet Skis, etc. (3799)
 - Sporting and Athletic Goods (3949)

- Specialty Industrial Products, including:
 - Plastic Products (3083, 3088, 3089)
 - Metal Forming and Stamping (3354, 3357, 3469)
 - Fabricated Wire Products (3496)
 - Gears and Related Products (3566)

- Specialty Consumer Products, including:
 - Miscellaneous Paper & Related Products (2656, 2678, 2782)
 - Cosmetic and Toiletries (2844)
 - Plastic Products (3089)

- Specialized Health Services
 - Sports Medicine
 - Generic Wellness
 - Eldercare

- Distributors and Distribution Centers, particularly for
 - Retail Chains Serving Sub-state and Interstate markets
 - Recreational Equipment Manufacturers
 - Automotive Equipment Manufacturers

Exhibit "B"

St. Johns County established a point system for determining a base value a business/industry could receive for locating/relocating, expanding their existing facility or building speculative space within St. Johns County, Florida.

The point system criteria is calculated independently for each element and must be substantiated upon completion of the physical construction, location in certain area of the County and/or the employment of full time employees.

Points will be given if the business/industry is a Target Industry. The initial target industry study for St. Johns County was accomplished in FY 1998 and updated in FY 2003. The study and update focuses on and summarizes the county's strengths and weaknesses in the County's business makeup. It recommends businesses and industries that would be appropriate, beneficial and that promote a balance for local employment opportunities. The County also considers the state's target industry study in its attempt to develop regional support in the northeast sector of the state. Retail facilities are not considered a targeted industry.

The following are the listed categories and calculation criteria:

Section I - Existing Industry Incentives

1. Financial incentives are provided herein for existing businesses and calculated through the accumulation of points upon review of the applicant's incentive application.
2. Upon submittal of an economic incentive application to the County the existing business or industry may accumulate incentive points as described:
 - a. Companies that are listed as a targeted industry by the Board of County Commissioners for St. Johns County will receive 2.0 points.
 - b. Points are assigned based on the size of facility addition:

Up to 5,000 SF	.5 points
5,001 – 10,000 SF	1.0 points
10,001 – 20,000 SF	1.5 points
20,001 + SF	2.0 points
 - c. Businesses adding additional jobs will receive points as listed:

Up to 5 new employees	.5 points
6 – 15 new employees	1.0 points
16 – 30 new employees	1.5 points
Over 30 new employees	2.0 points
 - d. Above average wage rates as calculated by the Agency for Workforce Innovation (Formerly Department of Labor) will receive the following points:

100-114.9% average wage rate	.5 points
115-119.9% average wage rate	1.0 points
120-124.9% average wage rate	1.5 points
125% + average wage rate	2.0 points

- e. The County acknowledges the need to assist certain areas of the County that have been underutilized for business and industrial growth. The County refers to these geographically designated areas as underutilized business zones. A Business that desires to locate or expand within a designated underutilized area or in a CRA will receive 2.0 points.
3. Financial incentives derived through the accumulation of points based on Paragraph 2 above will receive the following incentives:

2 – 3.9 points:

- Expedited Permitting
- Application assistance for State/County Incentives
- Economic Development Grant equal to:
50% of fees (impact & water/sewer unit connection fees)
Two year's ad valorem tax (general county portion) *
- Two year's tangible personal property tax (general county portion) **

4 – 4.9 points:

- Expedited Permitting
- Application assistance for State/County Incentives
- Economic Development Grant equal to:
75% of fees (impact & water/sewer unit connection fees)
Three year's ad valorem tax (general county portion) *
- Three year's tangible personal property tax (general county portion) **

5 points or higher:

- Expedited Permitting
- Application assistance for State/County Incentives
- Economic Development Grant equal to:
100% of fees (impact & water/sewer unit connection fees)
Four year's ad valorem tax (general county portion) *
- Four year's tangible personal property tax (general county portion) **

* taxes on the additional square footage only

** taxes on the additional tangible personal property only

Section II – Speculative Space

1. Financial incentives are provided to encourage the development of speculative space for ultimate use by industrial and office projects and calculated through the accumulation of points upon review of the applicant's incentive application.
2. Upon submittal of an economic incentive application to the County, the proposed spec builder/landowner may accumulate incentive points as described:
 - a. Points are granted based on number of square feet available for occupancy:

5,000 – 10,000 SF	1.0 point
10,001 – 50,000 SF	2.0 points
50,001 – 100,000 SF	3.0 points
100,001 + SF	4.0 points

- b. Points will be grants based on the use of the facility:

Office	1.0 point
Industrial/Manufacturing	2.0 points
 - c. If the land owner has owned the vacant land for 10 years or longer, they will receive 1.0 point.
 - d. If the speculative building is located in an underdeveloped business zone or a CRA, they will receive 1.0 point.
3. Financial incentives derived through the accumulation of points based on Paragraph 2 above will receive the following incentives:
- 3 – 4.9 points:**
 - Expedited Permitting
 - Economic Development Grant equal to:
 - 50% of fees (impact & water/sewer unit connection fees)
 - Two year’s ad valorem tax (general county portion)
 - 5+ points:**
 - Expedited Permitting
 - Economic Development Grant equal to:
 - 100% of fees (impact & water/sewer unit connection fees)
 - Four year’s ad valorem tax (general county portion)

Section III – New Industry to the County

- 1. Financial incentives are provided herein for new industry locating in the County and calculated through the accumulation of points upon review of the applicant’s incentive application.
- 2. Upon submittal of an economic incentive application to the County the proposed business or industry may accumulate incentive points as described:
 - a. Companies that are listed as a targeted industry:

County	2.0 points
State	1.0 point
 - b. The County calculates the ad valorem tax generated by the proposed business locating in the County through the square footage of construction and the estimated taxable value of post development improvements.

10,000 to 25,000 SF	.5 point
25,001 to 50,000 SF	1.0 point
50,001 to 100,000 SF	1.5 points
100,001 + SF	2.0 points
 - c. The County calculates the potential social/economical benefit to the community partially through the number of new employees added to the County workforce:

5 to 29 new employees	.5 point
30 to 69 new employees	1.0 point
70 to 99 new employees	1.5 points
over 100 new employees	2.0 points

- d. The County additionally calculates the wage rate as compared to the existing County base wage rates and offers an incentive value for the percentage of wages above the County base rate.
- | | |
|----------------------------------|------------|
| 100% to 114.9% average wage rate | .5 point |
| 115% to 119.9% average wage rate | 1.0 point |
| 120% to 124.9% average wage rate | 1.5 points |
| 125% + average wage rate | 2.0 points |
- e. Location within an underutilized business zone or a CRA 2.0 points

3. Financial incentives derived through the accumulation of points based on Paragraph 2 above will receive the following incentives:

5 – 7 points:

- Expedited Permitting
- Application assistance for State/County Incentives
- Economic Development Grant equal to:
 - 50% of fees (impact & water/sewer unit connection fees)
 - Two year's ad valorem tax (general county portion)
 - Two year's tangible personal property tax (general county portion)

7.5 points or higher:

- Expedited Permitting
- Application assistance for State/County Incentives
- Economic Development Grant equal to:
 - 100% of fees (impact & water/sewer unit connection fees)
 - Four year's ad valorem tax (general county portion)
 - Four year's tangible personal property tax (general county portion)

Section IV – Water & Sewer

The portion of the Economic Development Grant Agreement based on the calculations for water and sewer unit connection fees does not apply to all projects. There are many areas of the County where water and sewer are not available at this time. If a grant is awarded to a business in an area without those services, the business will have 5 years from the date of the executed agreement to claim that portion of the grant if water and sewer services become available within the designated timeframe. This portion of the grant is for businesses serviced by County water service providers only.

ST. JOHNS COUNTY ECONOMIC DEVELOPMENT INCENTIVE APPLICATION

Applicant's name: _____

Federal Employer Identification Number: _____

State Sales Tax Registration Number: _____

Current Company Headquarters and address: _____

Primary Contact Person: _____

Primary Contact Person Title: _____

Primary Contact Person Address: _____

Contact Person Phone: (business): _____ () _____

Contact Person Cell: _____ () _____

Contact Person Fax: _____

Contact Person E-mail: _____

The company requires confidentiality in its requests for consideration on economic incentives.
_____ Yes _____ No

If applicant answers "Yes" with respect to requesting confidentiality in its request for consideration on economic incentives, then the following authorization is required.

The applicant authorizes the disclosure, and covenants to hold the County, and its officials and employees and the Public Agency and its members, attorney, and staff harmless and release them from any liability that they incur, should they or any of them disclose information or records that the applicant has requested be kept confidential in the manner, and to the extent that is set forth in Section 288.075, Florida Statutes, when such disclosure is later requested or authorized by the applicant, when such information and records are no longer exempt from disclosure under the provisions of Section 288.075, Florida Statutes, when such disclosure results from an order, requirement or request, by, or from, a court of competent jurisdiction, or a Florida agency or department, or when such disclosure is required or authorized to be disclosed by this Ordinance, as amended from time to time.

Description of the primary and secondary business activities the company that is locating to St. Johns County, Florida is engaged in:

Type of Facility Development _____ new _____ expansion

Date construction is projected to begin: _____

Date facility will be complete and operational: _____

Estimated Square Footage of Facility Under Roof H/C: _____

Number of full-time employees to be employed: _____

Total number of full-time employees currently employed by the applicant in the county:

4-digit SIC Code for all activities included in the project:

An explanation of the type of employment proposed and the average annual pay rate:

Total amount of economic development grant requested (to be completed in coordination with the economic development agency in accordance with section 8, paragraph 8 of the Incentive Ordinance):

Capital Investment Values:

Real Property

Facility Value

Infrastructure to be public

Infrastructure private

Tangible assets

Description of the proposed project explaining the desire to locate or expand within St. Johns County. A brief statement explaining the role that the County's Economic Development Grant will play in the decision of the applicant to locate or expand its' business in the County:

Submit a Site Plan:

Location map identifying the proposed location and property boundaries with an explanation of the possible transportation impacts.

Applicant Signature and Title

Date

THE ST. AUGUSTINE RECORD

PUBLISHED EVERY MORNING MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA, COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared CHARLES BARRETT who on oath says that he is an Accounting Clerk of the St. Augustine Record, a daily newspaper published at St. Augustine in St. Johns County, Florida; that the attached copy of advertisement, being NOTICE OF HEARING in the matter of: BUSINESS INCENTIVE PROGRAM

was published in said newspaper in the issues of

JUNE 14, 2005

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, for a period of one year preceding the first publication of the copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 14TH day of JUNE, 2005.

by [Signature] who is personally known to me or who has produced PERSONALLY KNOWN as identification.

[Signature of Patricia A. Bergquist] (Signature of Notary Public)



Patricia A. Bergquist My Commission DD275991 Expires December 18, 2007 (Seal)

PATRICIA A. BERGQUIST

NOTICE OF PUBLIC HEARING BY THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, will hold a public hearing on Tuesday, June 28, 2005 at 9:00 a.m. in the County Auditorium at the County Administration Complex, 4020 Lewis Speedway (County Road 16-A) and U.S.1 North, St. Augustine, Florida, to consider adoption of the following ordinance:

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, REPLACING THE EXISTING ORDINANCE NUMBER 2002-47, AS PREVIOUSLY AMENDED BY ORDINANCE NUMBER 2003-45; MAKING FINDINGS OF FACT; PROVIDING DEFINITIONS; APPROVING AND ADOPTING A ST. JOHNS COUNTY TARGET INDUSTRY STUDY; ADOPTING AND IMPLEMENTING A ST. JOHNS COUNTY BUSINESS INCENTIVE PROGRAM THAT (1) IDENTIFIES OR TARGETS CERTAIN BUSINESSES AND INDUSTRIES WHOSE CREATION OR EXPANSION WITHIN THE COUNTY, OR RELOCATIONS TO THE COUNTY, WILL STIMULATE THE COUNTY'S ECONOMY AND PROVIDE ENHANCED EMPLOYMENT OPPORTUNITIES FOR THE COUNTY'S CITIZENS AND (2) ESTABLISHES CRITERIA FOR THE BOARD'S GUIDANCE IN MAKING ECONOMIC DEVELOPMENT GRANTS TO SELECTED TARGETED BUSINESSES AND INDUSTRIES; CREATING PUBLIC ECONOMIC DEVELOPMENT AGENCY AND PROVING THAT CERTAIN RECORDS OF THE AGENCY ARE CONFIDENTIAL AS REQUIRED BY FLORIDA STATUTE 288.075; APPROVING AN APPLICATION FORM TO BE USED BY THE MANAGEMENT OF TARGETED BUSINESSES AND INDUSTRIES TO APPLY FOR ECONOMIC DEVELOPMENT GRANTS FROM THE COUNTY; AUTHORIZING THE EXPENDITURE OF COUNTY FUNDS TO PROVIDE ECONOMIC DEVELOPMENT GRANTS TO SELECTED TARGETED BUSINESSES AND INDUSTRIES; PROVIDING PROCEDURES; REQUIRING THE EXECUTION OF A GRANT AGREEMENT BETWEEN THE COUNTY AND A SELECTED TARGETED BUSINESS OR INDUSTRY AS A CONDITION FOR THE GRANT; ALLOWING COUNTY STAFF TO EXPEDITE THE COUNTY'S PERMITTING AND DEVELOPMENT ORDER PROCESS FOR PROJECTS THAT RECEIVE COUNTY ECONOMIC DEVELOPMENT GRANTS; DECLARING THAT THE COUNTY'S BUSINESS INCENTIVE PROGRAM DOES NOT CREATE ANY ENTITLEMENTS TO GRANTS; ESTABLISHING OTHER GRANT PARAMETERS; AND PROVIDING AN EFFECTIVE DATE.

The proposed ordinance is on file in the office of the Clerk of the Board of County Commissioners at the St. Johns County Administration Complex, 4020 Lewis Speedway (CR 16A and U.S. #1), St. Augustine, Florida and may be examined by parties interested prior to the public hearing.

Interested parties may appear at the public hearing and be heard with respect to the proposed ordinance.

If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the public hearing, he/she will need a record of the proceedings, and for such purposes he/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.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceedings should contact ADA Coordinator, at (904) 823-2235 at the St. Johns County Courthouse, 4010 Lewis Speedway, Room 276, St. Augustine, FL 32084. For hearing impaired individuals: Telecommunication Device for the Deaf (TDD): Florida Relay Service: 1-800-955-8770, no later than 5 days prior to the date of the meeting.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA CHERYL STRICKLAND, ITS CLERK By: Patricia DeGrande, Deputy Clerk L1458-5 June 14, 2005



FLORIDA DEPARTMENT OF STATE
Glenda E. Hood
Secretary of State
DIVISION OF LIBRARY AND INFORMATION SERVICES

FILED
05 JUL 11 AM 9:27
CHERYL STRICKLAND
CLERK COUNTY COMMISSION
ST. JOHNS COUNTY FL

July 6, 2005

Ms. Cheryl Strickland
Secretary
St. Johns County
Minutes & Records Division
Post Office Drawer 300
St. Augustine, Florida 32085-0300

Attention: Yvonne King, Deputy Clerk

Dear Ms. Strickland:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated July 1, 2005 and certified copy of St. Johns County Ordinance No. 2005-56, which was filed in this office on July 5, 2005.

Sincerely,

Liz Cloud
Program Administrator

LC/kcs

STATE LIBRARY OF FLORIDA
R.A. Gray Building • Tallahassee, Florida 32399-0250 • (850) 245-6600
FAX: (850) 488-2746 • TDD: (850) 922-4085 • <http://www.dos.state.fl.us>
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(850) 488-2812 • FAX: (850) 488-9879 (850) 487-2180 • FAX: (850) 413-7224 (850) 245-6700 • FAX: (850) 488-4894
 ADMINISTRATIVE CODE AND WEEKLY
(850) 245-6270 • FAX: (850) 245-6282

ORDINANCE BOOK 36 PAGE 942