

ORDINANCE 2008- 29

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ESTABLISHING AN AFFORDABLE HOUSING ADVISORY COMMITTEE; ESTABLISHING THE COMPOSITION OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; ESTABLISHING THE TERMS AND REPLACEMENT FOR MEMBERS OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; PROVIDING FOR RESIDENCY OF THE MEMBERS OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; PROVIDING FOR THE POWERS AND DUTIES OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; PROVIDING FOR A CHAIRMAN OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; PROVIDING FOR ADHERENCE TO COUNTY ADMINISTRATIVE RULES CONCERNING LIMITS OF TERMS OF MEMBERS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 420.9072(2)(b), Florida Statutes states that a Florida County seeking approval, to receive the County's share of the local housing distribution under the State Housing Initiative Partnership Program, must, among other things, enact an ordinance that creates an affordable housing advisory committee as provided in Section 420.9076, Florida Statutes;

WHEREAS, to the extent necessary to comply with State law, any prior adopted ordinances of St. Johns County, Florida that contain provisions referenced in Section 420.9072(2)(b), Florida Statutes, are acknowledged for purposes of this Ordinance; and

WHEREAS, the County has determined that the interests of the County are served via the enactment of this Ordinance

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

Section 1. Effect of Recitals.

The above Recitals are incorporated by reference into the body of this Ordinance, and such Recitals are adopted as Findings of Fact.

Section 2. Establishment of an Affordable Housing Advisory Committee.

Pursuant to, and in accordance with, Section 420.9072, Florida Statutes, the Board of County Commissioners of St. Johns County hereby establishes an Affordable Housing

Advisory Committee (hereinafter referred to as the AHAC). The AHAC shall be composed of eleven (11) members.

Section 3. Composition of the Affordable Housing Advisory Committee.

Pursuant to, and in accordance with, Section 402.9076, Florida Statutes, the composition of the AHAC shall be as follows:

- a) One citizen who is actively engaged in the residential home building industry in connection with affordable housing;
- b) One citizen who is actively engaged in the banking or mortgage banking industry in connection with affordable housing;
- c) One citizen who is a representative of those areas of labor actively engaged in home building in connection with affordable housing;
- d) One citizen who is actively engaged as an advocate for low-income persons in connection with affordable housing;
- e) One citizen who is actively engaged as a for-profit provider of affordable housing;
- f) One citizen who is actively engaged as a not-for-profit provider of affordable housing;
- g) One citizen who is actively engaged as a real estate professional in connection with affordable housing;
- h) One citizen who actively serves on the local planning agency pursuant to Section 163.3174, Florida Statutes;
- i) One citizen who resides within the jurisdiction of the local governing body making appointments;
- j) One citizen who represents employers within the jurisdiction;
- k) One citizen who represents essential services personnel, as defined in the local housing assistance plan.

Section 4. Appointments; Terms; Initial; Subsequent, Replacement.

The members of the AHAC shall be appointed by County resolution. The initial term of a member of the initial AHAC shall be from one to four years.

Thereafter, except as noted below, a member of the AHAC may serve a four-year term.

A person may complete the un-expired term of a former AHAC member. Thereafter, the member of AHAC may serve a four-year term.

After the initial terms, members of the AHAC shall serve staggered four-year terms.

Section 5. Residency of Members of Affordable Housing Advisory Committee.

Each member of the St. Johns County Affordable Housing Advisory Committee, must reside, and have his/her primary residence within St. Johns County, Florida.

Section 6. Powers and Duties of Affordable Housing Advisory Committee.

The St. Johns County Affordable Housing Advisory Committee shall have both the powers and duties set forth in State law, especially Section 420.9076, Florida Statutes (2007), as amended.

To the extent not inconsistent with, and/or permitted by, County law, rule, or regulation, or State law, especially Section 420.9076, Florida Statutes (2007), as amended, the St. Johns County Affordable Housing Advisory Committee may adopt rules and regulations that facilitate its objective and mission, including, but not limiting, adopting rules associated with the selection of officers.

Section 7. Chairman of the Affordable Housing Advisory Committee.

Once constituted, the members of the St. Johns County Affordable Housing Advisory Committee shall select a chairman from among its members.

Section 7. Adherence to County Rules with Respect to Limits on Terms of Members of the Affordable Housing Advisory Committee.

The St. Johns County Affordable Housing Advisory Committee shall adhere to, and comply with, any, and all, applicable St. Johns County administrative rules, associated with the limits on terms of Boards and Committees created and/or established by the Board of County Commissioners of St. Johns County, Florida.

Section 8. 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, or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall be construed as to render invalid, or unconstitutional the remaining provisions, sections, subsections, clauses, phrases, or provisions of this Ordinance.

Section 9. Effective Date.

This Ordinance shall take place upon the latter of the two following events—a) a certified copy of this Ordinance being filed with the Florida Department of State; b) thirty (30) days from the enactment of this Ordinance.

PASSED AND ENACTED by the Board of County Commissioners of St. Johns County, Florida, this 27th day of May, 2008.

BOARD OF COUNTY COMMISSIONERS OF
ST. JOHNS COUNTY, FLORIDA

By: [Signature]
Board Chair

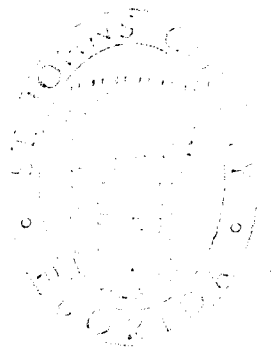
ATTEST: CHERYL STRICKLAND

By: [Signature]
Deputy Clerk

REVISION DATE 05/29/08

Adopted Regular Meeting: 05/27/08

Effective: 06/04/08



The St. Augustine Record

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

COPY OF ADVERTISEMENT

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **KAREN J BRANNON**

who on oath says that she is an Employee of the St. Augustine Record,

a daily newspaper published at St. Augustine in St. Johns County, Florida:

that the attached copy of advertisement, being a **NOTICE OF HEARING**

In/ the matter of **ORD 08-AFFORDABLE HOUSING**

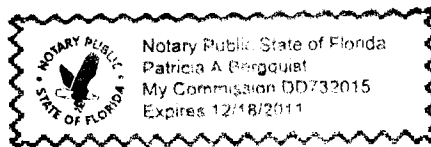
was published in said newspaper **MAY 12, 2008.**

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 **12th** day of **May, 2008.**

by *Karen J Brannon* who is personally known to me
or who has produced **PERSONALLY KNOWN** as identification.

Patricia A Bergquist
(Signature of Notary Public)
PATRICIA A BERGQUIST



(Seal)

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

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, at a regular meeting on Tuesday, May 27, 2008, at 9:00 a.m. in the County Auditorium at the County Administrative Complex, 4020 Lewis Speedway (County Road 16-A and U.S. 1 North), St. Augustine, Florida, will hold a public hearing to consider adoption of the following proposed ordinance:

ORDINANCE 2008-
AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ESTABLISHING AN AFFORDABLE HOUSING ADVISORY COMMITTEE; ESTABLISHING THE COMPOSITION OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; ESTABLISHING THE TERMS AND REPLACEMENT FOR MEMBERS OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; PROVIDING FOR RESIDENCY OF THE MEMBERS OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; PROVIDING FOR THE POWERS AND DUTIES OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; PROVIDING FOR A CHAIRMAN OF THE AFFORDABLE HOUSING ADVISORY COMMITTEE; PROVIDING FOR ADHERENCE TO COUNTY ADMINISTRATIVE RULES CONCERNING LIMITS OF TERMS OF MEMBERS; PROVIDING FOR SEVERABILITY; 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 said public hearing. Please take note that the proposed ordinance is subject to revision prior to the hearing or adoption. All parties having any interest in said ordinance will be afforded an opportunity to be heard at the public hearing.

If a person decides to appeal any decision made with respect to any matter considered at the hearing, such person 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) 209-0650 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: Yvonne King, Deputy Clerk
L1328-8 May 12, 2008**