

RESOLUTION NO. 94-40

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA STATING A NEED FOR THE ASSESSMENT AND LEVY OF CERTAIN FEES FOR THE CREATION AND OPERATION OF A STORMWATER MANAGEMENT SYSTEM AND STATING THE BOARD'S INTENT TO USE - AND AUTHORIZING THE USE OF - THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS (FLORIDA STATUTES 197.3632) FOR THE COLLECTION OF CERTAIN FEES ASSESSED PURSUANT TO ST. JOHNS COUNTY ORDINANCE 94-_____, AS AMENDED FROM TIME TO TIME, FOR MORE THAN ONE YEAR AGAINST LANDS LOCATED WITHIN THE STORMWATER MANAGEMENT SYSTEM BENEFIT AREA (THE "SMSBA") TO BE CREATED BY SAID ORDINANCE, THE BOUNDARIES OF SUCH SMSBA BEING DESCRIBED IN THE BODY OF THIS RESOLUTION.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AS FOLLOWS:

Section 1. For the reasons set forth in the St. Johns County ordinance form attached hereto there is a need for the levy and collection of certain of the fees of a type similar in purpose to the fees that are described in such ordinance form and that are to be collected for more than one year (the "Fees"). The Fees are to be assessed against lands located within a Stormwater Management System Benefit Area (the "SMSBA") that is to be created by the County. The purpose of the Fees will be to fund the costs including, but not limited to, debt service, of providing, operating and/or maintaining a stormwater management system for the properties that are assessed the Fees pursuant to the ordinance.

Section 2. The initial outer boundaries of the SMSBA and of the real property that will be subject to the levy of the

Fees referred to herein are the boundaries of the unincorporated area of St. Johns County, Florida; such area consisting of the lands described in Florida Statute 7.58 less the lands contained within the corporate boundaries of (i) the City of St. Augustine, (ii) the City of St. Augustine Beach, (iii) the Town of Hastings, and (iv) that portion of the Town of Marineland located within St. Johns County. The boundaries of the SMSBA and of the real property subject to the levy of the Fees referred to herein shall also include lands within St. Johns County that are within incorporated municipalities, cities and towns whose governing bodies have consented by ordinance to the inclusion of their municipality, city or town within the SMSBA and have entered into an appropriate interlocal agreement with the County.

Section 3. It is the intent of the Board of County Commissioners of St. Johns County, Florida to use the Uniform Method of Collecting Non-Ad Valorem Assessments (Florida Statute 197.3632) to collect certain of the Fees assessed and levied against lands located within the SMSBA. This resolution shall constitute authorization for the Board of County Commissioners of St. Johns County to use said method of collecting the above described Fees during the years in which they are to be collected.

PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA THIS 22nd DAY OF February,
1994.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Alan Roberts
Its Chair

ATTEST: CARL "BUD" MARKEL, CLERK

By: Carl "Bud" Markel
Clerk



COPY OF ADVERTISEMENT

NOTICE BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA OF ITS INTENT TO USE THE UNIFORM AD VALOREM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS WITHIN THE STORMWATER MANAGEMENT SYSTEM AREA FOR THE COLLECTION OF CERTAIN FEES ASSESSED THEREIN. NOTICE OF PUBLIC HEARING TO CONSIDER PASSAGE OF A RESOLUTION STATING THE NEED FOR THE ASSESSMENT AND LEVY OF SUCH FEES AND STARTING THE BOARD OF COUNTY COMMISSIONERS'S INTENT AND AUTHORIZATION TO USE THE FLORIDA STATUTE SECTION 197.3632 UNIFORM METHOD OF COLLECTING SAME.

Notice is hereby given to all owners of lands located within the boundaries of St. Johns County, Florida that the Board of County Commissioners of St. Johns County, Florida intends to use the Florida Statute 197.3632 uniform and ad valorem method for collecting certain fees that are assessed and levied by the Board of County Commissioners of St. Johns County, Florida pursuant to St. Johns County ordinance 94-, as amended from time to time. This is the ordinance that provides for the establishment of a Stormwater Management System Benefit Area and is scheduled for a public hearing on February 22, 1994. Notice is further given that the Board of County Commissioners of St. Johns County, Florida will hold a public hearing on Tuesday, February 22, 1994 at 1:30 p.m. in the County Auditorium in the County Administration Building located at 4720 Lewis Speedway north of the city limits of St. Augustine, Florida, the purpose of the public hearing is to consider the adoption of the following resolution:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, STATING A NEED FOR THE ASSESSMENT AND LEVY OF CERTAIN FEES FOR THE CREATION AND OPERATION OF A STORMWATER MANAGEMENT SYSTEM AND STATING THE BOARD'S INTENT TO USE - AND AUTHORIZING THE USE OF - THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS (FLORIDA STATUTES 197.3632) FOR THE COLLECTION OF CERTAIN FEES ASSESSED PURSUANT TO ST. JOHNS COUNTY ORDINANCE 94-, AS AMENDED FROM TIME TO TIME, FOR MORE THAN ONE YEAR AGAINST LANDS LOCATED WITHIN THE STORMWATER MANAGEMENT SYSTEM BENEFIT AREA (THE "SMSBA") CREATED BY SAID ORDINANCE, THE BOUNDARIES OF SUCH SMSBA BEING DESCRIBED IN THE BODY OF THIS RESOLUTION.
BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AS FOLLOWS:

Section 1. For the reasons set forth in St. Johns County Ordinance 94- there is a need for the levy and collection of certain of the Fees that are assessed and levied by such ordinance and that are to be collected for more than one year (the "Fees"). The Fees are assessed against lands located within the Stormwater Management System Benefit Area (the "SMSBA") created by said ordinance as amended from time to time. The purpose of the Fees is to fund the costs, including debt service, of providing, operating and/or maintaining a stormwater management system for the properties that are assessed the

The St. Augustine Record

PUBLISHED EVERY AFTERNOON 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 _____
SHERRY R. FREE

_____ who on oath says that she is
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 a _____
NOTICE OF HEARING _____

_____ in the matter of _____
HEARING ON FEBRUARY 22, 1994 _____

_____ in the _____ Court,

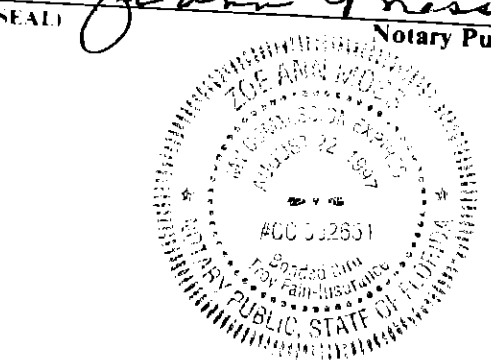
was published in said newspaper in the issues of _____
January 27, February 3, 10 and 17, 1994 _____

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 has 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, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement: and affiant further says that she 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 _____ 17th _____ day of February _____
A.D. 19 94 _____

Sherry R. Free
Zoe Ann Moss

Zoe Ann Moss
Notary Public



Fees pursuant to the ordinance.

Section 2. The outer boundaries of the SMSBA and of the real property subject to the levy of the Fees referred to herein are the boundaries of the unincorporated area of St. Johns County, Florida; such area consisting of the lands described in Florida Statute 7.58 less the lands contained within the corporate boundaries of (i) the City of St. Augustine, (ii) the City of St. Augustine Beach, (iii) the Town of Hastings, and (iv) that portion of the Town of Marineland located within St. Johns County. The boundaries of the SMSBA and of the real property subject to the levy of the Fees referred to herein shall also include lands within St. Johns County that are within incorporated municipalities, cities and towns whose governing bodies have consented by ordinance to the inclusion of their municipality, city or town within the SMSBA and have entered into an appropriate interlocal agreement with the County.

Section 3. It is the intent of the Board of County Commissioners of St. Johns County, Florida to use the Uniform Method of Collecting Non-Ad Valorem Assessments (Florida Statute 197.3632) to collect certain of the Fees assessed and levied against lands located within the SMSBA. This resolution shall constitute authorization for the Board of County Commissioners of St. Johns County to use said method of collecting the above described Fees during the years in which they are to be collected.

**PASSED AND ADOPTED
BY THE BOARD OF COUNTY
COMMISSIONERS OF ST.
JOHNS COUNTY, FLORIDA -
THIS DAY OF -, 1994.**

The Fees described in the above resolution will be assessed and levied for more than one year. These Fees are being levied for the first time.

Interested parties may appear at the public hearing to be heard regarding the use of the uniform ad valorem method of collecting such fees.

**IF A PERSON DECIDES
TO APPEAL ANY DECISION
MADE BY THE AUTHORITY
WITH RESPECT TO ANY MATTER
CONSIDERED AT SUCH
MEETING, SUCH PERSON
WILL NEED A RECORD OF
THE PROCEEDINGS, AND,
FOR SUCH PURPOSE, SUCH
PERSON MAY NEED TO EN-
SURE THAT A VERBATIM RE-
CORD OF THE PROCEEDINGS
IS MADE, WHICH RECORD IN-
CLUDES THE TESTIMONY
AND EVIDENCE UPON
WHICH THE APPEAL IS TO
BE BASED.**

**NOTICE TO PERSONS
NEEDING SPECIAL ACCOM-
MODATIONS AND TO ALL
HEARING IMPAIRED PER-
SONS:** In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact David Halstead, ADA Coordinator, at (904) 823-2500 or at the County Administration Building, 4020 Lewis Speedway, St. Augustine, FL 32095, not later than 5 days prior to the date of this meeting.

**BOARD OF COUNTY
COMMISSIONERS OF ST.
JOHNS COUNTY, FLORIDA
CARL "BUD" MARKEL,
ITS CLERK**

By Amy Bennett,
Deputy Clerk
L673 Jan. 27, Feb. 3, 10, 17, 1994