

RESOLUTION NO. 94- 41

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA STATING A NEED FOR THE LEVY OF NON AD VALOREM SPECIAL ASSESSMENTS FOR THE COLLECTION AND RECYCLING OF RESIDENTIAL SOLID WASTE 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 THE ASSESSMENTS ASSESSED PURSUANT TO ST. JOHNS COUNTY ORDINANCE 94-7, AS AMENDED FROM TIME TO TIME, FOR MORE THAN ONE YEAR AGAINST LANDS LOCATED WITHIN THE SOLID WASTE COLLECTION AND RECYCLE MUNICIPAL SERVICE BENEFIT UNIT (THE "MSBU") CREATED BY SAID ORDINANCE, THE BOUNDARIES OF SUCH MSBU 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 94-7 there is a need for the levy and collection of the non-ad valorem special assessments that are assessed and levied by such ordinance and that are to be collected for more than one year (the "Special Assessments"). The Special Assessments are assessed against lands located within the Solid Waste Collection And Recycle Municipal Service Benefit Unit (the "MSBU") created by said ordinance as amended from time to time. The purpose of the Special Assessments is to fund the costs, including debt service, of providing, operating and/or maintaining residential solid waste collection services and facilities and recycling services and facilities available to and

for the non exempt residential properties that are assessed pursuant to the ordinance.

Section 2. The outer boundaries of the MSBU and of the real property subject to the levy of the Special Assessments 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 MSBU and of the real property subject to the levy of the Special Assessments 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 MSBU 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 the Special Assessments assessed and levied against lands located within the MSBU. This resolution shall constitute authorization for the Board of County Commissioners of St. Johns County to use said method of collecting the above

described Special Assessments during the years in which they are to be collected.

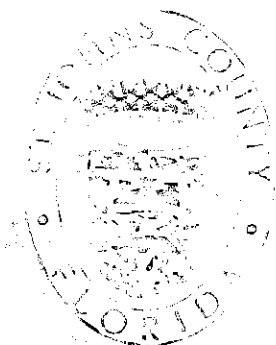
PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA THIS 22nd DAY OF February, 1994.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Delan Roberts
Its Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

By: Carl "Bud" Markel
Clerk



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.

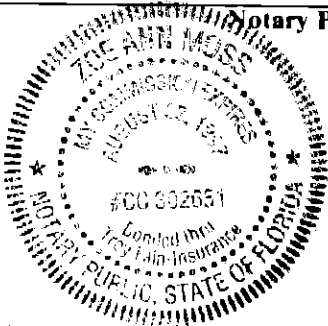
Sworn to and subscribed before me _____

Sherry R. Free
Zoe Ann Moss

this 17th day of February

A.D. 19 94

Zoe Ann Moss
(SEAL) _____ Notary Public



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 SOLID WASTE COLLECTION AND RECYCLE MUNICIPAL SERVICE BENEFIT UNIT

NOTICE OF PUBLIC HEARING TO CONSIDER PASSAGE OF A RESOLUTION STATING THE NEED FOR THE LEVY OF SUCH NON-AD VALOREM ASSESSMENTS AND STATING THE BOARD OF COUNTY COMMISSIONER'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 land 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 the residential solid waste collection non ad valorem special assessments and the residential solid waste recycle non ad valorem special assessments 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 municipal service (solid waste collection and recycle) benefit unit and is scheduled for public hearings on February 8, 1994 and 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 5:30 o'clock p.m. in the County Auditorium in the County Administration building located at 4020 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, FLORIDA STATING A NEED FOR THE LEVY OF NON AD VALOREM SPECIAL ASSESSMENTS FOR THE COLLECTING AND RECYCLING OF RESIDENTIAL SOLID WASTE 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 THE ASSESSMENTS ASSESSED PURSUANT TO ST. JOHNS COUNTY ORDINANCE 94- _____, AS AMENDED FROM TIME TO TIME FOR MORE THAN ONE YEAR FOR MORE LANDS LOCATED WITHIN THE SOLID WASTE COLLECTION AND RECYCLE MUNICIPAL SERVICE BENEFIT UNIT (THE "MSBU") CREATED BY SAID ORDINANCE. THE BOUNDARIES OF SUCH MSBU 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 the non-ad valorem special assessments that are assessed and levied by such ordinance and that are to be collected for more than one year (the "Special Assessments"). The Special Assessments are assessed against lands located within the Solid Waste Collection And Recycle Municipal Service Benefit Unit (the "MSBU") created by said ordinance as amended from

time to time. The purpose of the Special Assessments is to fund the costs, including debt service, of providing, operating and/or maintaining residential solid waste collection services and facilities and recycling services and facilities available to and for the non exempt residential properties that are assessed pursuant to the ordinance.

Section 2. The outer boundaries of the MSBU and of the real property subject to the levy of

the Special Assessments referred to herein are the boundaries of the unincorporated areas 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 MSBU and of the real property subject to the levy of the Special assessments 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 MSBU 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 the Special Assessments assessed and levied against lands located within the MSBU. This resolution shall constitute authorization for the Board of County Commissioners of St. Johns County to use said method of collecting the above described Special Assessments 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 Special Assessments described in the above resolution will be levied for more than one year. These non-ad valorem Special Assessments 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 non-ad valorem Special Assessments.

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 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 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 32093, 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

L672 Jan. 27, Feb. 3, 10, 17, 1994