

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Resolution Adopting Uniform Method of Collecting Non-Ad Valorem Assessments

DEPARTMENT: Fiscal Services **DIVISION:** MSBU

AUTHORIZED BY: Cindy Hall **CONTACT:** Gail Bigelow **EXT.** 7184

Agenda Date <u>12/10/02</u> Regular <input type="checkbox"/> Consent <input type="checkbox"/> Work Session <input type="checkbox"/> Briefing <input type="checkbox"/> Public Hearing – 1:30 <input checked="" type="checkbox"/> Public Hearing – 7:00 <input type="checkbox"/>
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MOTION/RECOMMENDATION:

Approval and authorization for the Chairman to execute a resolution adopting the Uniform Method of Collection for non-ad valorem assessments pursuant to Florida Statutes, Section 197.3632.

BACKGROUND:

Municipal Service Benefits Units (MSBUs) are or can be established in accordance with Section 125.01 (q), Florida Statutes, within unincorporated Seminole County to provide improvements such as water service/reclaimed water, sewage, road paving and drainage, sidewalks, aquatic weed control, street lighting, mandatory collection, recycling and disposal of solid waste and stormwater management through surface water quantity and quality control. The improvements made through the MSBUs are financed through non-ad valorem assessments placed on the properties in the districts.

Section 197.3632, Florida Statutes, provides for the collection of non-ad valorem assessments through the uniform method. This method allows collection of the assessments in the same manner as provided for ad valorem taxes. The election of this method of collection requires the adoption of a resolution stating same at a public hearing prior to March 1, 2003, for the assessments to appear on the November 2003 tax bills. Agreements were executed in November 1989 and revised in 1998 with the Property Appraiser and Tax Collector to provide reimbursement of the necessary administrative costs incurred. These agreements automatically renew each fiscal year. The County advertised its intent to use this method of collection for four (4) consecutive weeks prior to the public hearing as required by Section 197.3632, Florida Statutes.

Reviewed by:
Co Atty: _____
DFS: _____
Other: _____
DCM: <u>PHFSM00</u>
CM: <u>PHFSM00</u>

RESOLUTION NO. 02-R-

Seminole County, Florida

**THE FOLLOWING RESOLUTION WAS ADOPTED BY THE BOARD
OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA,
AT THEIR REGULARLY SCHEDULED MEETING ON _____
_____ 2002**

WHEREAS, Florida Statute 125.01(q), empowers the Board of County Commissioners of Seminole County, Florida (the "County"), to enact ordinances to establish, merge or abolish municipal service benefits units for any part or all of the unincorporated area of the county, within which may be provided water, reclaimed water, sewage, road paving and drainage, neighborhood walls, sidewalks, aquatic weed control, street lighting, and the mandatory collection, recycling and disposal of solid waste and other improvements,

WHEREAS, the County is contemplating the implementation of ordinances providing water, reclaimed water, sewage, road paving and drainage, neighborhood walls, sidewalks, aquatic weed control, street lighting, and stormwater management through surface water control; and

WHEREAS, the enacted and proposed ordinances require that the owner of each improved property pay for the water, reclaimed water, road paving and drainage, neighborhood walls, sidewalks, aquatic weed control, street lighting, collection, recycling and disposal of solid waste and stormwater management through surface water control; and

WHEREAS, the Board of County Commissioners of Seminole County intends to use the uniform method for collecting non-ad valorem assessments levied within the County and authorized by Section 197.3632, Florida Statutes, as amended, because this method will allow such non-ad valorem assessments to be collected annually commencing in November and each year thereafter per Florida Statutes and, in the same manner as provided for ad valorem taxes; and

WHEREAS, the Board of County Commissioners of Seminole County held a duly advertised public hearing prior to the adoption of this Resolution, proof of publication of such hearing being attached hereto as Exhibit A;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Seminole County, Florida, as follows:

1. For the next Fiscal Year and with the tax statement mailed for such Fiscal Year, and for each Fiscal Year thereafter, the County intends to use the uniform method of collecting non-ad valorem assessments authorized in Section 197.3632, Florida Statutes, as amended, for collecting the non-ad valorem assessments levied throughout unincorporated Seminole County for water, reclaimed water, sewage, road paving and drainage, neighborhood walls, sidewalks, aquatic weed control, street lighting, collection, recycling and disposal of solid waste and stormwater management through surface water control. Legal descriptions of such areas subject to the assessments are attached hereto as Exhibit B and incorporated herein by reference.

2. The County hereby determines that the levies of the assessments are needed to fund the cost of the water, reclaimed water, sewage, road paving and drainage, sidewalks, neighborhood walls, aquatic weed control, street lighting, collection, recycling and disposal of solid waste and stormwater management through surface water control within unincorporated Seminole County.

3. Upon adoption, the Department of Fiscal Services is hereby directed to send a copy of this Resolution by United States mail to the Florida Department of Revenue, the Seminole County Tax Collector, and the Seminole County Property Appraiser by January 10 2003, however extensions may be granted by the Board of County Commissioners for filing up to March 10, 2003.

4. This Resolution shall take effect upon adoption.

ADOPTED this 10th day of December, 2002.

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

By: _____
Daryl G. McLain
Chairman

ATTEST:

Maryanne Morse, Clerk to the Board of
County Commissioners in and for
Seminole County, Florida

BACK/UP ITEM # 61

EXHIBIT A
(Attached)
(Proof of Publication)

EXHIBIT B

BACKUP ITEM # 61

STREET LIGHTING:

<u>NAME OF SUBDISTRICT</u>	<u>PLAT BOOK NO.</u>	<u>PAGE NO.</u>
- <u>Bear Gully Forest</u>	61	1-5
- <u>Bear Lake Woods</u>	47	11
- <u>Bentley Cove</u>	61	25-26
- <u>Brookwood</u>	61	29-30
- <u>East Pointe</u>	51	88-90
- <u>Glades on Sylvan Lake</u>	52	65
- <u>Lake of the Woods</u>		

Adding the unplatted parcel 20-21-30-300-0A1F-0000.

- <u>Parc du Lac</u>	58	26
- <u>Ridge Pointe Cove</u>	60	32
- <u>Sandy Lane Reserve Phase 1</u>	60	32

Plus the unplatted parcel 07-21-29-300-0100-0000.

- <u>Sweetwater Oaks</u>	16	22
	17	15-17
	18	41
	18	4-5
	17	59-60
	17	70
	18	29
	19	1-3
	18	61-63
	19	28-31
	19	65
	20	38-41
	21	59-60
	24	30-32
	20	12-13
	20	19
	21	15
	21	51-52
	23	9-11
	27	18
	30	30
	20	31
	24	5
	20	53
	34	11-15
	20	3-4
	13	18

Plus unplatted parcels: 32-20-29-300-002A-0000; 33-20-29-300-005A-0000; and 33-20-29-508-0A00-0000 through 33-20-29-508-0D01-0000.

- <u>Terra Bella</u>	56	97-98
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ROAD PAVING & DRAINAGE:

To include only those parcels located within the boundary lines of unincorporated Seminole County which lie within the boundary lines of Seminole County as established by Section 7.57, Florida Statutes.

WATER SERVICE:

	Plat Book No.	Page No.
- <u>Rivercrest</u>	36	13-17
	38	93-95

OTHER PROJECTS (WALLS):

	Plat Book No.	Page No.
- <u>Oak Park/Belle Meade</u>	35	61
	28	9
	37	78
	33	29
- <u>Garden Lake Estates</u>	19	14-15
	24	74
	26	71-72

SEWAGE:

To include only those parcels located within the boundary lines of unincorporated Seminole County which lie within the boundary lines of Seminole County as established by Section 7.57, Florida Statutes.

RECLAIMED WATER:

To include only those parcels located within the boundary lines of unincorporated Seminole County which lie within the boundary lines of Seminole County as established by Section 7.57, Florida Statutes.

SIDEWALKS:

To include only those parcels located within the boundary lines of unincorporated Seminole County which lie within the boundary lines of Seminole County as established by Section 7.57, Florida Statutes.

AQUATIC WEED CONTROL:

To include only those parcels located within the boundary lines of unincorporated Seminole County which lie within the boundary lines of Seminole County as established by Section 7.57, Florida Statutes.

STORMWATER:

To include only those parcels located within the boundary lines of unincorporated Seminole County which lie within the boundary lines of Seminole County as established by Section 7.57, Florida Statutes.