

ORDINANCE NO. 13-14

MARION COUNTY COMMUNITY REDEVELOPMENT AGENCY ORDINANCE

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, AUTHORIZING THE CREATION OF THE MARION COUNTY COMMUNITY REDEVELOPMENT AGENCY IN ACCORDANCE TO THE FLORIDA COMMUNITY REDEVELOPMENT ACT OF 1969, AS CONTAINED IN SECTION 163.355, FLORIDA STATUTES, ESTABLISHING A GOVERNING BODY AND DESIGNATING A SUNSET PROVISION; PROVIDING FOR SEVERABILITY; PROVIDING FOR NOTICE OF PROPOSED ENACTMENT; PROVIDING FOR AN EFFECTIVE DATE.

Whereas, the Board of County Commissioners of Marion County, Florida has heretofore adopted Resolution #12-R-185 dated June 19, 2012, in which certain findings of fact were made relating to the existence of slum or blighted conditions in specific areas of Marion County; and

Whereas, the Board of County Commissioners of Marion County, Florida desires to provide for the removal of such slum and blighted conditions and redevelop such areas, pursuant to the Community Redevelopment Act of 1969, as contained in Florida Statutes, Chapter §163.355, and promote the economic health, safety and welfare of the citizens of Marion County, Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, that:

Section 1: CREATED. Pursuant to Section §163.356, Florida Statutes, the Board of County Commissioners of Marion County, Florida hereby creates a public body corporate and politic to be known as the Marion County Community Redevelopment Agency.

Section 2: GOVERNANCE. The Marion County Community Redevelopment Agency shall be governed by a board comprised of the members of the Board of County Commissioners who shall act in conformity with the provisions of Section §163.330, Florida Statutes, as shall be amended from time to time. The Agency may adopt rules and procedures as it may deem appropriate. The Agency shall direct the County Administrator or his/her designee regarding the agenda and scheduling for the meetings of the Agency. The County Clerk of Courts shall serve as the secretary to the Agency and shall be responsible for the keeping of records of the board's actions, keeping a record of attendance, keeping a record of all official actions of the board, including the vote of the members on each question requiring a vote, or if absent or abstaining from voting, indicating such fact.

Section 3: JURISDICTION. The authority and operation of the Marion County Community Redevelopment Agency shall include all unincorporated lands of Marion County specifically those identified as having persistent conditions of slum and blighted environments.

Section 4: DEFINITIONS. The following words, terms and phrases, when used in this Ordinance, shall have the meanings ascribed to them in this Section, except where the context indicates a different meaning:

- a. ACT means the Community Redevelopment Act, Section §163.330, Florida Statute, et seq.
- b. AGENCY means the Marion County Community Redevelopment Agency.
- c. AREA means an area designated as a redevelopment area and as provided by legal description and mapped in documents and included in the Plan generated by Marion County and/or the Agency.
- d. COUNTY means Marion County, Florida a political sub-division of the State of Florida.
- e. FUND means the Community Redevelopment Trust Fund.
- f. PLAN means the Community Redevelopment Plan.

Section 5: POWERS OF THE MARION COUNTY COMMUNITY REDEVELOPMENT AGENCY. The Agency shall have all of the powers enumerated to community redevelopment agencies under general law.

- a. The Agency shall have the authority to designate those areas of the unincorporated lands of the County as Community Redevelopment Areas based upon the finding of necessity as outlined by provisions contained within Section §163.330, Florida Statute, et seq.
- b. The Agency shall have the authority to create and manage any or all Community Redevelopment Trust Funds, pursuant to Section §163.387(1), Florida Statutes, designed to capture current and future tax increment revenues generated from incremental increases in ad valorem taxes levied each year by the taxing authorities.
- c. The Agency shall have the authority to manage and direct moneys generated by the FUND to finance community redevelopment projects as provided within the Redevelopment Plan approved for those areas specified by the Agency.

Section 6: FISCAL YEAR. The fiscal year for the Agency shall be from the first day of October through the last day of September, each year.

Section 7: ADOPTION OF A BUDGET. On or before October 1, the Agency shall adopt a line-item budget for the upcoming fiscal year. The County Administrator shall be responsible to include the annual budget of the Agency as part of the County's annual department budgeting process.

Section 8: REVISION OF THE BUDGET. The Agency's annual budget may be amended at any time by resolution of the Agency Board following the general policies and procedures of the County.

Section 9: SUNSET PROVISION. The Marion County Community Redevelopment Agency shall be authorized for a period of thirty (30) years upon the approval of this Ordinance and shall sunset effective June 4, 2043.

Section 10: SEVERABILITY. It is the declared intent of the Board of County Commissioners that, if any section, subsection, sentence, clause, phrase, or provision of this ordinance is held invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be so construed as to render invalid on unconstitutional the remaining provisions of this ordinance.

Section 11: INCLUSION IN CODE. It is the intention of the Board of County Commissioners of Marion County, Florida, and it is hereby provided that the provisions of this ordinance shall become and be made a part of the Code of Marion County, Florida, that the sections of this ordinance may be renumbered or re-lettered to accomplish such intention; and that the word "ordinance" may be changed to "section", "article" or other appropriate designation.

Section 12: REPEAL. All Ordinances or parts of Ordinances in conflict herewith, are hereby repealed.

Section 13: EFFECTIVE DATE. A certified copy of this Ordinance shall be filed with the Department of State by the Clerk within ten days after enactment by the Board, and shall take effect upon receipt of official acknowledgement of filing as provided in Section §125.66(2), Florida Statutes.

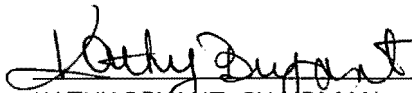
PASSED IN REGULAR SESSION THIS 4TH DAY OF JUNE 2013.

ATTEST:



DAVID R. ELLSPERMANN, CLERK

**BOARD OF COUNTY COMMISSIONERS
MARION COUNTY, FLORIDA**



KATHY BRYANT, CHAIRMAN

RECEIVED NOTICE FROM
SECRETARY OF STATE ON JUNE 13,
2013 THAT ORDINANCE WAS FILED
ON JUNE 7, 2013.