

RESOLUTION NO. 2018-R-01

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, SETTING FORTH THE CITY'S INTENT TO USE THE UNIFORM METHOD FOR THE LEVY AND COLLECTION OF A NON-AD VALOREM SPECIAL ASSESSMENT TO BE LEVIED UPON CERTAIN REAL PROPERTIES LYING WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A," ATTACHED HERETO, TO RECOVER THE COSTS ASSOCIATED WITH CITY'S EFFORTS TO ABATE NUISANCES ON SUCH PROPERTIES WHICH CONSTITUTE A THREAT TO THE HEALTH, SAFETY AND WELFARE TO THE CITIZENS AND RESIDENTS OF THE CITY; STATING A NEED FOR SUCH LEVY; PROVIDING THAT A COPY OF THIS RESOLUTION SHALL BE FORWARDED TO THE PROPERTY APPRAISER, TAX COLLECTOR AND THE FLORIDA DEPARTMENT OF REVENUE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Pembroke Pines, Florida (the "City") intends to utilize the Uniform Method for the levy, collection, and enforcement of a non-ad valorem special assessment ("Uniform Method") to recover the costs associated with the City's efforts to abate certain nuisances on real property which constitute a threat to the health, safety and welfare of the citizens and residents of the City, commencing with the Fiscal Year commencing October 1, 2018; and

WHEREAS, in accordance with Section 197.3632(3)(a), Florida Statutes, the City advertised its intent to use the Uniform Method for the collection of the assessment weekly in a newspaper of general circulation for four (4) consecutive weeks preceding the public hearing held the day hereof. Proof of publication of such hearing being attached hereto as Exhibit "B"; and

WHEREAS, the City Commission held a duly-advertised public hearing prior

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to the adoption of this Resolution; and

WHEREAS, pursuant to Section 197.3632, Florida Statutes, as amended, the City Commission of Pembroke Pines desires to set forth its intent to use the Uniform Method to recover the costs associated with the City's efforts to abate certain nuisances on real property which constitute a threat to the health, safety and welfare of the citizens and residents of the City, located within the municipal boundaries of the City more particularly described in Exhibit "A," attached hereto and incorporated herein, because this method provides an economical and efficient process for such special assessments to be collected annually, commencing in October 2018; and

WHEREAS, the City Commission of the City of Pembroke Pines, Florida, directs the City Clerk to provide copies of this Resolution to the Property Appraiser, Broward County Department of Revenue Collections and the Florida Department of Revenue on or prior to March 10, 2018; and

WHEREAS, the City Commission determines that utilizing a non-ad valorem special assessment, as detailed herein, is in the best interests of the citizens and residents of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, AS FOLLOWS:

Section 1. The foregoing "WHEREAS" clauses are true and correct and hereby ratified and confirmed by the City Commission.

Section 2. Beginning with the Fiscal Year commencing on October 1, 2018, and with the tax statement mailed for such Fiscal Year, the City intends to use the

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Uniform Method authorized in Section 197.3632, Florida Statutes, as amended, to levy collect, and enforce a non-ad valorem special assessment to recover the costs associated with the City's efforts to abate certain nuisances on real property which constitute a threat to the health, safety and welfare of the citizens and residents of the City, located within the municipal boundaries of City, more particularly described in Exhibit "A," attached hereto and made a part hereof.

Section 3. The City hereby determines that the levy of the assessments is needed to recover the costs associated with the City's efforts to abate such nuisances, as the City expends such costs in order to address the health and safety issues that affect the distressed properties and the surrounding properties, and the Uniform Method provides an efficient method of collecting the special assessments.

Section 4. Upon adoption, the City Clerk is hereby directed to send a copy of this Resolution by United States mail, certified return receipt requested, to the Florida Department of Revenue, the Broward County Department of Revenue Collection (which serves as the Tax Collector for Broward County), and the Broward County Property Appraiser by March 10, 2018.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

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Section 7. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THIS ____ DAY OF _____, 2018.

CITY OF PEMBROKE PINES, FLORIDA

ATTEST:

MARLENE GRAHAM, CITY CLERK

By: _____
MAYOR FRANK C. ORTIS

ORTIS _____

CASTILLO _____

SCHWARTZ _____

APPROVED AS TO FORM:

SHECHTER _____

SIPLE _____

OFFICE OF THE CITY ATTORNEY

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EXHIBIT "A"

**MAP/LEGAL DESCRIPTION OF BOUNDARIES OF
THE CITY OF PEMBROKE PINES**

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EXHIBIT "B"

PROOF OF PUBLICATION