

ORDINANCE NO 07-18

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT MEADE, FLORIDA, RELATING TO THE REDEVELOPMENT OF THE FORT MEADE COMMUNITY REDEVELOPMENT AREA GENERALLY BOUNDED BY THE CITY LIMITS ON THE NORTH, THE CITY LIMITS ON THE SOUTH, THE CITY LIMITS ON THE WEST, AND OAK AVENUE ON THE EAST; CREATING A COMMUNITY REDEVELOPMENT AGENCY (CRA); PROVIDING FOR BOARD MEMBERS; PROVIDING FOR THE DEVELOPMENT OF A COMMUNITY REDEVELOPMENT PLAN; PROVIDING FOR THE APPROVAL OF THE COMMUNITY REDEVELOPMENT PLAN BY THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR CRA POWERS AND DUTIES; PROVIDING FOR THE ESTABLISHMENT OF THE REDEVELOPMENT TRUST FUND BY THE POLK COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR THE ADMINISTRATION OF THE REDEVELOPMENT TRUST FUND BY THE FORT MEADE COMMUNITY REDEVELOPMENT AGENCY; PROVIDING FOR THE ANNUAL AUDIT OF THE REDEVELOPMENT TRUST FUND; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT MEADE, FLORIDA:

Section 1. Need for Redevelopment. Based upon the findings and declaration of blight in Resolution Nos R-04-03, R-04-04 and R-04-15, duly adopted by the City Commission of the City of Fort Meade (the "City Commission") and the authority delegated by the Polk County Board of County Commissioners (the "BoCC") in Resolution 04-154, a CRA of the City of Fort Meade, Florida, is hereby created and established with responsibility and duty to carry out redevelopment of the area located within the redevelopment area.

Section 2. Findings. In adopting this Ordinance, the City Commission hereby makes and expresses the following findings, purposes, and intent:

- (1) The City of Fort Meade CRA, a public body corporate and politic, is hereby created and established, the purpose of which shall be to function in the area, as more fully delineated in Appendix "A", attached and made a part hereof, and to provide for the redevelopment, conservation, rehabilitation or combination thereof of such areas in the City of Fort Meade.
- (2) Pursuant to the authority in F.S. §163.357, and the CRA powers delegated in Resolution 04-154, duly adopted by the BoCC through F.S. §163.410, the City Commission is hereby declared as the CRA as established in Section One hereof, and all of the rights, powers, privileges, duties and immunities of a CRA vested in such an agency by Part III, Chapter 163, Florida Statutes are hereby vested in the City Commission except for the powers reserved by the BoCC in Resolution 04-154. The City Commission reserves the authority to appoint two additional persons to act as members of the community redevelopment agency.
- (3) The CRA shall exercise its powers and perform its duties in accordance with the provisions of Part III, Chapter 163, Florida Statutes, as amended.
- (4) The CRA shall develop a community redevelopment plan as per F.S. §163.360 and §163.361; and submit said plan to the City Commission for preliminary approval. The City Commission may submit said plan to the BoCC for their approval.
- (5) The BoCC has reserved the authority to create the Redevelopment Trust Fund for the Fort Meade Community Redevelopment Agency in accordance BoCC Resolution 04-154 and F.S. §163.410.
- (6) The CRA shall administer the Redevelopment Trust Fund in accordance with Part III, Chapter 163, Florida Statutes, the approved F.S. §163.387 and BoCC Resolution 04-154.
 - (a) The monies to be allocated to and deposited into the Redevelopment Trust Fund (the "Fund") shall be used to finance redevelopment within the community redevelopment area, and shall be appropriated by the CRA. The CRA shall utilize the funds

and revenues paid into and earned by the Fund for community redevelopment purposes as permitted by law.

(b) The Fund shall exist for the duration of the community redevelopment undertaken by the redevelopment agency pursuant its community redevelopment plan, as approved by the City Commission and the BoCC, and to the extent permitted by F.S. §163.387. Monies shall be held in the Fund for the city and on behalf of the CRA, and disbursed as provided by F.S. § 163.387 or specified by the CRA.

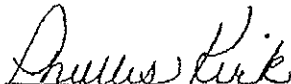
(c) After the Fund's creation, the City Commission shall provide for the annual audit by an independent auditor pursuant to the redevelopment plan and Chapter 163, Part III, Florida Statutes, as amended.

Section 3. Severability. If any section, clause, sentence, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of these regulations.


Section 4. Effective Date. This Ordinance shall become effective immediately upon its passage and approval as a non-emergency ordinance at two regular meetings of the City Commission.

INTRODUCED AND PASSED on first reading in regular session of the City Commission of the City of Fort Meade, this 11th day of December, 2007.

ATTEST:


Phyllis Kirk, City Clerk

APPROVED:


Richard Cochrane, Mayor-Commissioner

PASSED on second and final reading by the City Commission of the City of Fort Meade, Florida, at regular session this 8th day of January, 2008.

ATTEST

APPROVED:

Phyllis Kirk
Phyllis Kirk, City Clerk

Richard Cochrane
Richard Cochrane, Mayor-Commissioner

APPROVED AS TO FORM AND CORRECTNESS:

Thomas A. Cloud
Thomas A. Cloud, City Attorney

STATE OF FLORIDA
COUNTY OF POLK

I, the undersigned duly appointed City Clerk of the City of Fort Meade, Florida, HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. 07-18 as shown in the records of the City on file in the office of the City Clerk.

WITNESS my hand and the seal of the City of Fort Meade, Florida, this 8 day of January, 2008.

Phyllis Kirk
PHYLLIS KIRK, CITY CLERK

APPENDIX "A"

Begin at the intersection of the North line of the South 3580 feet of Section 9, Township 31 South, Range 25 East and the West right-of-way line of U.S. Highway 17 & 98; thence East along said North line to the West line of Section 10; thence East along the North line of the South 3580 feet of said Section 10 a distance of 30 feet to the Northwest corner of Parcel # 253110-000000-034030; thence South along the West line of said parcel 850 feet to the Southwest corner of said parcel; thence East along the South line of said parcel 750 feet to the Southeast corner of said parcel; thence North along the East line of said parcel 850 feet to the aforesaid North line of the South 3580 feet of Section 10; thence East along said line 690 feet to the Northeast corner of Parcel 253110-000000-032010; thence South along the east line of said parcel 3580 feet to the south line of said Section 10 and the North line of Section 15; thence South along the East line of the West 1470 feet of the Northwest quarter of said Section 15, 1502 feet more or less to the North line of the South 1138 feet of said Northwest quarter; thence East along said North line to the West line of Northeast quarter of said Section 15; thence continue east along the North line of the South 1138 feet of said Northeast quarter, 990 feet; thence South 1138 feet; thence West 1611.22 feet to the West line of parcel 253115-000000-014010; thence North along said West line to the South R/W line of Gooch Road; thence East along said South R/W line to the East end of road; thence North 50 feet to the North R/W of said road; thence West along said North R/W to a point lying 1795 east and 767.73 feet north of the SW corner of the NW ¼ of said Section 15; thence north 129.25 feet; thence west to the centerline of Pembroke Road; thence south along said centerline to the aforesaid south R/W line of Gooch Road; thence west along said south R/W line to the easterly right-of-way of US Highway 17 & 98; thence southerly along said easterly right-of-way to the north line of the south 650 feet of said NW ¼; thence East along said north line of the south 650' to the centerline of Pembroke Road; thence South along said centerline to the easterly right-of-way line of US Highway 17 & 98; thence Southerly along said easterly right-of-way line to the north line of parcel 253122-000000-014030; thence east along said north line to the east line of said parcel; thence south along said east line to the north line of the NW ¼ of the SE ¼ of Section 22; thence east along said north line to the NE corner of the east 310 feet of the west 448.72 feet of said NW ¼ of the SE ¼; thence south to the southeast corner of parcel 253122-000000-023110; thence continue south to an intersection with the easterly projection of the south line of parcel 253122-000000-023080; thence west along said projected line and the south line of said parcel to the East R/W of said US Highway 17 & 98; thence south along said R/W line to the north line of the south 100 feet of the N ½ of the SE ¼ said Section 22; thence east along said north line to the east line of the west 600 feet of said SE ¼; thence south along said east line to the north line of the south 130 feet of said SE ¼; thence east along said north line to the west line of the east 400 feet of said SE ¼; thence south along said west line 130 feet to the south line of Section 22 and the centerline of NE 9th Street; thence west along said centerline to an intersection with the centerline of Oak Avenue; thence south along the centerline of Oak Avenue to an intersection with the centerline of SE 9th Street; thence west along said centerline to an intersection with the centerline of Lanier Avenue; thence

APPENDIX "A"

south to the south R/W line of Linn Road; thence east along said south R/W line to the NE corner of parcel 253134-476500-000023; thence south along the east line of said parcel to the SE corner thereof and the north line of Lot 5 of P.D. Roberson's Subdivision; thence east along the north line of Lot 5 to the east line of said Lot; thence south along said east line of Lot 5 and Lot 8 of said subdivision to the north line of Section 3, Township 32 South, Range 25 East; thence south along the east line of parcel 253203-000000-013030 to the south line thereof; thence west along said south line to the east R/W line of US Highway 17; thence south along said R/W to the south line of the NW ¼ of the NE ¼ of said Section 3; thence west along said south line and the south line of the NE ¼ of the NW ¼ to the west line of said NE ¼, NW ¼; thence north along said west line to the east R/W line of CSX railroad; thence north along said R/W line to the centerline of SW 9th Street; thence west along said centerline to the centerline of Sand Mountain Road; thence north along said centerline to the north R/W line of the abandoned CSX Railroad; thence west along said north R/W line to the west line of the SE ¼ of Section 28, Township 31 South, Range 25 East; thence north along said west line to the south R/W line of County Road 630 (West Broadway); thence east along said south R/W line to an intersection with the west R/W line of the CSX railroad; thence north along said west R/W line to the centerline of Myrtle Street; thence west along said centerline to the west line of Section 27, Township 31 South, Range 25 East; thence north along said west line to the north line of said section; thence east along said north line to the west R/W line of US Highway 17 & 98; thence north along said west R/W line to the north line of the south 140 feet of the SW ¼ of Section 22, T31S, R 25 E; thence west along said north line to the west line of the East 830 feet of the West ¼ of said Section 22; thence north along said west line to the north line of the south 640.3 feet of the NW ¼ of said Section; thence east along said north line to the west R/W line of US Highway 17 & 98; thence north along said west R/W to the north line of parcel 253122-000000-031030; thence west along the north line of said parcel and along the north line of parcel 253122-000000-031020 to the east line of parcel 253122-000000-031040; thence north along said east line to the north line thereof; thence west along said north line to the east line of parcel 253122-000000-031050; thence south along said east line to the south line of said parcel; thence west along said south line to the west line thereof; thence north along said west line thereof and the west line of parcel 253122-000000-031050 to the north line of said parcel 253122-000000-031050; thence east along said north line and the north line of parcel 253122-000000-031090 to the aforesaid west R/W line of US Highway 17 & 98; thence northerly along said R/W line to the south line of the north 300 feet of the south 325 feet of the SE ¼, SW ¼ of Section 15, Township 31 South, Range 25 East; thence west along said south line to the west line of said north 300 feet of the south 325 feet of the SE ¼, SW ¼; thence north along said west line to the north line of said north 300 feet of the south 325 feet of the SE ¼, SW ¼; thence east along said north line to the aforesaid west R/W line of US Highway 17 & 98; thence north along said R/W line to an intersection with the northerly R/W line of an abandoned railroad spur line located in the SE ¼ of the NE ¼ of Section 16, Township 31 South, Range 25 East; thence westerly and northerly along said northerly R/W line to an intersection with the aforesaid west R/W line of US Highway 17 & 98; thence north along said R/W line to the Point of Beginning.

APPENDIX "A"

AND:

Begin at the intersection of the centerline of Wannamaker Avenue and the centerline of NE 7th Street; thence west along said centerline of NE 7th Street to the centerline of Voight Avenue; thence north along said centerline of Voight Avenue to the centerline of NE 9th Street; thence west along said centerline of NE 9th Street to the east line of parcel 253123-434210-037011; thence northerly along said east line to the north line of said parcel; thence east along said north line to the north line of the S ½ of the SE ¼ of the SW ¼ of Section 23, Township 31 South, Range 25 East; thence east along said north line to the NE corner of River Heights Subdivision according to PB 44, Page 2; thence southwest along the common line between lots 7 & 8 of said plat to the east R/W line of Marion Circle; thence south along said R/W to the south line of said Lot 7; thence east along said south line to the east line of said River Heights Subdivision; thence south along the east line of said Subdivision to the centerline of NE 9th Street; thence east along said centerline of NE 9th Street to an intersection with the centerline of Wannamaker Avenue; thence south along said centerline of Wannamaker Avenue to the Point of Beginning.

Less and Except the following 4 (four) envelope parcels:

Parcel 253115-000000-014020; Parcel 253115-000000-014030; Parcel 253122-000000-023070 and Parcel 253134-476500-090041

