

RESOLUTION 94-1

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA, PURSUANT TO ORDINANCE NO. 93-14, AS AMENDED, STATING THE INTENTION OF THE COUNTY TO UNDERTAKE A PUBLIC IMPROVEMENT CONSTITUTING A BEACH NOURISHMENT PROJECT IN THE SOUTH AMELIA ISLAND SHORE STABILIZATION MUNICIPAL SERVICES BENEFIT UNIT; DECLARING THAT THE COSTS OF SAID PROJECT SHALL BE PAID BY FEDERAL AND STATE GOVERNMENT GRANT FUNDS AND SPECIAL ASSESSMENTS LEVIED AGAINST REAL PROPERTY SPECIALLY BENEFITED BY SAID PROJECT; PROVIDING THE MANNER IN WHICH THE SPECIAL ASSESSMENTS SHALL BE LEVIED, IMPOSED AND PAID; PROVIDING THE SPECIAL ASSESSMENTS ARE TO BE PAID AS PROVIDED IN SUBSEQUENT RESOLUTION; PROVIDING FOR THE FUNDS TO BE USED TO PAY THE COST OF THE PROJECT; DETERMINING THE ESTIMATED TOTAL COST OF THE PROJECT; AUTHORIZING AND DIRECTING PUBLICATION OF THIS RESOLUTION IN A NEWSPAPER OF GENERAL CIRCULATION; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Nassau County, Florida ("BOCC"), has enacted Ordinance No. 93-14, and amendments thereto, providing for a beach nourishment project in the southerly portion of Amelia Island within Nassau County; and

WHEREAS, the BOCC has created the South Amelia Island Shore Stabilization Municipal Services Benefit Unit ("MSBU") to be a means to finance such beach nourishment project and to administer the project; and

WHEREAS, the preferred means to finance the cost of the beach nourishment project is through the levy and imposition of special assessments on the real property located within the MSBU to the extent it is specially benefitted by such project; and

WHEREAS, pursuant to Ordinance No. 93-14, as amended, the BOCC is to take certain actions before levying special assessments within the MSBU;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY, FLORIDA:

Section 1. The BOCC does hereby state its intention to undertake a public improvement consisting of the planning, programming, designing, construction, installation and maintenance of a beach nourishment project within the area of the South Amelia Island Shore Stabilization Municipal Services Benefit Unit (the "Project") as described in Ordinance No. 93-14, as amended (the "MSBU"). Preliminary plans and specifications and a more detailed description of the project are on file with the Clerk of the Circuit Court in and for Nassau County, Florida.

Section 2. The BOCC does hereby further state its intention to pay the cost of the Project by grants from the state or federal governments and by special assessments to be levied and imposed on real property located within the MSBU specially benefitted from the Project. The special assessments shall be determined, levied, imposed and collected as provided in Ordinance No. 93-14, as amended. The costs of the Project will be financed by bonds, notes or other obligations issued by the BOCC payable from and secured by the proceeds received from the special assessments to be levied and imposed during the term of the bonds, notes or other obligations.

Section 3. The total estimated cost of the Project is \$7,426,000, of which \$7,426,000 will be paid or financed by bonds, notes or other obligations issued by the County and secured by and debt service thereon paid from the proceeds of the special assessments on real property located in the MSBU.

Section 4. The special assessments shall be determined, levied and imposed for more than one year for variable amounts as may be determined, levied, imposed and collected as provided in subsequent resolutions adopted by the BOCC. Such assessments shall be levied and imposed on the real property located in the MSBU and shall be based upon the use of the property and its location within the MSBU.

Section 5. The Clerk of the Circuit Court of Nassau County, Florida, as the clerk to the BOCC, is hereby authorized and directed to publish a copy of this resolution in a newspaper of general circulation in the County and the MSBU as well as a graphic depiction or other description of the area including the real property on which the special assessments will be levied and imposed.

Section 6. The BOCC does hereby acknowledge and recognize the proposed preliminary assessment roll on file with the Clerk of the Circuit Court in and for Nassau County, Florida, for the MSBU.

Section 7. ²²The BOCC does hereby call a public hearing to be held on November 8, 1993, beginning at 7:30 p.m., or as soon thereafter as possible, at the Yulee County Building, 70 Pages Dairy Rd, West, Yulee, FL, at which the owners of property to be assessed, or other persons interested therein, may appear and be heard as to the propriety and advisability of the Project or other undertaking, the cost thereof, the manner of payment therefor, and the amount thereof to be assessed against each property in the manner as set forth in Section 12(i)(1) of Ordinance 93-14, as amended.

Section 8. The BOCC does hereby direct that written notice of the time and place of the hearing called in Section 7 and the amount and purpose of the assessment be mailed to all owners of real property in the MSBU as set forth in Section 12(i)(1) of Ordinance 93-14, as amended.

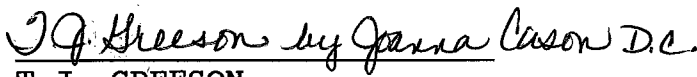
Section 9. This resolution shall be effective immediately upon its approval by the BOCC.

DONE AND ADOPTED in regular session this 11th day of October, 1993.

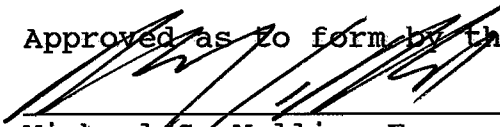
BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY, FLORIDA


JAMES E. TESTONE
Its: Chairman

Attest:


T.J. GREESON
Its: Ex-officio Clerk

Approved as to form by the Nassau County Attorney.


Michael S. Mullin, Esq.
County Attorney

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