

ORDINANCE NO. 93 - 4

AN ORDINANCE CREATING THE SOUTH AMELIA ISLAND RENOURISHMENT FACILITIES MUNICIPAL SERVICE TAXING UNIT; PROVIDING FOR ITS BOUNDARIES, PURPOSES AND TAXING AUTHORITY; PROVIDING FOR ITS GOVERNING BOARD AND DEFINING ITS POWERS AND DUTIES; PROVIDING FOR AN ADVISORY COMMITTEE AND DEFINING ITS DUTIES AND RESPONSIBILITIES; PROVIDING FOR COLLECTION OF TAXES; PROVIDING FOR REFERENDUM; PROVIDING FOR ISSUANCE OF BONDS; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Nassau County, Florida, has found and determined that the construction of facilities to renourish the beaches of South Amelia Island necessary in the public interest; and

WHEREAS, the Board of County Commissioners has determined that a municipal service taxing unit composed of the properties on South Amelia Island constitutes a lawful and equitable unit from which to pay the construction costs of such a project; and

WHEREAS, the Board of County Commissioners intends to finance the construction of such facilities through bonds payable from ad valorem taxes levied upon the real property located in the taxing unit; and

WHEREAS, the Board of County Commissioners has conditioned the issuance of the bonds and the levy of taxes under this ordinance upon a referendum election to approve such levy.

NOW, THEREFORE, BE IT ORDAINED this 21st day of December, 1992, by the Board of County Commissioners of Nassau County, Florida, as follows:

SECTION ONE: AUTHORITY

1. This Ordinance is enacted pursuant to the provisions of Chapter 125.01, Florida Statutes.

SECTION TWO: SOUTH AMELIA ISLAND RENOURISHMENT FACILITIES MUNICIPAL SERVICE TAXING UNIT CREATED, BOUNDARIES, PURPOSED, TAXING AUTHORITY.

1. There is hereby created the South Amelia Island Renourishment Facilities Municipal Service Taxing Unit (hereinafter referred to as the "Unit") to include the property described in Exhibit "A".

2. The Unit hereby created and established is for the purposes of providing for beach renourishment and improved storm protection facilities within the area of the Unit, and to do all things reasonably necessary in connection therewith within the Unit through the issuance of bonds payable from ad valorem taxes on all real property within the Unit not otherwise exempt from the levy of ad valorem taxes.

3. The Unit shall have no taxing authority except the authority to levy taxes sufficient for general obligation bonds of the Unit as and if authorized by referendum as set forth herein.

SECTION THREE: GOVERNING BOARD, POWERS AND DUTIES

1. The governing board of the Unit shall be the Board of County Commissioners of Nassau County, Florida, with the power and duty to conduct the affairs of the Unit as prescribed by Florida Statutes.

SECTION FOUR: ADVISORY COMMITTEE, DUTIES AND RESPONSIBILITIES

1. The Board of County Commissioners shall create an Advisory committee composed of permanent residents and qualified electors

from with the Unit with advisory authority in the business affairs of the Unit and such other duties as may be assigned from time to time by the Board of Governors of the Unit.

SECTION FIVE: ISSUANCE OF BONDS

1. Upon referendum approval as required by the Constitution and laws of the State of Florida, the Board of County Commissioners is hereby authorized to issue bonds payable from ad valorem taxes imposed within the Unit to finance the capital costs of beach renourishment and improved storm protection facilities within the Unit.

SECTION SIX: CONFLICT AND SEVERABILITY

1. In the event this Ordinance conflicts with any other Ordinance of Nassau County or other applicable law, the more restrictive shall apply. If any phase or portion of this Ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion.

SECTION SEVEN: EFFECTIVE DATE

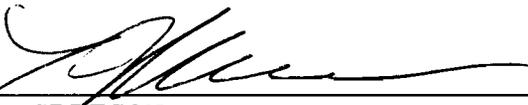
1. A certified copy of this Ordinance, as enacted shall be filed by the Clerk of the Board of County Commissioners with the Department of State of the State of Florida, as soon after enactment as is practicable by depositing the same with the postal authorities of the government of the United States for special delivery by registered mail, postage prepared, to the Florida Department of State.

This Ordinance shall be effective as provided in Section 125.66(3), Florida Statutes.

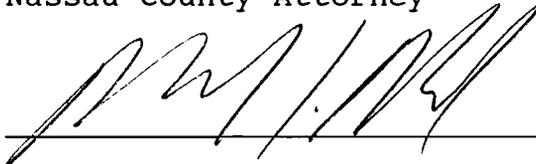
BOARD OF COUNTY COMMISSIONERS  
NASSAU COUNTY, FLORIDA

  
\_\_\_\_\_  
THOMAS D. BRANAN  
Its: Chairman

ATTEST:

  
\_\_\_\_\_  
T. J. GREESON  
Its: Ex-Officio Clerk

Approved as to form by the  
Nassau County Attorney

  
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6/b:mstu.ord

EXHIBIT "A"

From the northerly boundary of the Amelia Island Plantation to the northerly boundary of the State Park, including all the property located on the southerly end of Amelia Island within these boundaries.