

**LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

BLUE SHEET NO: 20020471

1. REQUESTED MOTION:

ACTION REQUESTED: Schedule Public Hearing for July 9, 2002 at 5:00 p.m. to consider Resolutions to Assess Non-Ad Valorem Assessments using the Uniform Method of Collecting Non-Ad Valorem Special Assessments for operating and maintenance MSBU improvement units.

WHY ACTION IS NECESSARY: Board of County Commissioners schedules Public Hearings

WHAT ACTION ACCOMPLISHES: Allows staff to prepare and advertise for Public Hearing.

2. DEPARTMENTAL CATEGORY: 06
COMMISSION DISTRICT #: CW

CLF

3. MEETING DATE: 06/11/02

4. AGENDA

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE

- (Specify)*
- STATUTE
 - ORDINANCE
 - ADMIN. CODE
 - OTHER

6. REQUESTOR OF INFORMATION

- A. COMMISSIONER: County-wide
- B. DEPARTMENT: Public Resources
- C. DIVISION: MSTBU Services
- BY: Libby Walker

7. BACKGROUND:

On November 10, 1998 and December 12, 2000 the Board approved a Resolutions of Intent (98-12-02 and 00-12-11) to utilize the Uniform Method for collection of Non-Ad Valorem Assessments Municipal Services Benefit Units, listed below, as provided for by Florida Statutes Chapter 1973632. In addition the Board has entered into interlocal agreements with the Lee County Tax Collector and the Lee County Property Appraiser for the preparation and submission of the Lee County MSBU Non-Ad Valorem Assessment rolls with related collection and enforcement pursuant to Florida Statutes.

At the Public Hearing staff will be requesting the Board of County Commissioners to approve the Resolutions to Assess for the ten (10) O&M MSBU's for FY 2002-2003.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL

DEPARTMENT DIRECTOR	Purchasing	Human Resources	County Administration				OTHER	COUNTY ATTORNEY	COUNTY MANAGER
<i>[Signature]</i> 5/22/02	N/A	N/A	QA <i>[Signature]</i> 5/29/02	NOM <i>[Signature]</i> 5/29/02	Risk <i>[Signature]</i> 5/29	GC	N/A	<i>[Signature]</i> 5/29/02	<i>[Signature]</i> 5-30-02

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

RECEIVED BY
COUNTY ADMIN. *PMC*
5/28 3:20
COUNTY ADMIN. *CA*
FORWARDED TO: *DS*
5/30 1:10

REC'D.
by CO. ATTY.
5/23/02
4:10 PM
CO. ATTY. *[Signature]*
FORWARDED TO:
[Signature]
3:25 PM

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Background Continued:

The ten (10) Operating and Maintenance MSBUs to use the Uniform Method of Collecting for Non-Ad Valorem Special Assessments are:

Cherry Blueberry Improvement Unit
Country Estates Streetlighting Unit
Country Lakes Streetlighting Unit
Golden Lake Heights Streetlighting Unit
Palm Terrace Streetlighting Unit
Pine Lake Streetlighting Unit
Schoolview Homes Streetlighting Unit
Sheltering Pines Improvement Unit
University Overlay Special Improvement Unit for Streetlighting
Western Acres Improvement Unit

Attachments: Resolutions to Assess

Document1

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE CHERRY BLUEBERRY SPECIAL IMPROVEMENT DISTRICT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 96-07; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the State of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 96-07, which created the Cherry Blueberry Special Improvement District; and

WHEREAS, the Board finds and determines that the affected parcels within the Cherry Blueberry Special Improvement District are specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Cherry Blueberry Special Improvement District Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Cherry Blueberry Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners finds that all such actions taken by the Board with respect to the levy, placement and collection of the Cherry Blueberry Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 96-07, and further specially finds that each affected parcel subject to the Cherry Blueberry Special Assessment as described in Lee County Ordinance No. 96-07, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Cherry Blueberry Special Improvement District for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be Six Thousand, Five Hundred Thirty Dollars and 00/100 (\$6,530.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per lot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Cherry Blueberry Special Improvement District, of which there are 120 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$54.41 per lot.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed an annual amount of Two Hundred Dollars and 00/100 (\$200.00) per lot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit "A"), the Board hereby directs that the 2002-2003 Cherry Blueberry Special Improvement District Special Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____th day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE COUNTRY ESTATES UNIT 3 STREETLIGHTING UNIT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 79-12; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the State of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 79-12, which created the Country Estates Unit 3 Streetlighting Unit; and

WHEREAS, the Board finds and determines that the affected parcels within the Country Estates Unit 3 Streetlighting Unit specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Country Estates Unit 3 Streetlighting Unit Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Country Estates Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners finds that all such actions taken by the Board with respect to the levy, placement and collection of the Country Estates Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 79-12, and further specially finds that each affected parcel subject to the Country Estates Special Assessment as described in Lee County Ordinance No. 79-12, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Country Estates Unit 3 Streetlight Unit for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be Five Hundred Eighty Eight Dollars and 00/100 (\$588.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per lot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Country Estates Unit 3 Streetlighting Unit, of which there are 48 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$12.25 per lot.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed an annual amount of Two Hundred Dollars and 00/100 (\$200.00) per lot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit A), the Board hereby directs that the 2002-2003 Country Estates Unit 3 Streetlighting Unit Special Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote; the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____th day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE COUNTRY LAKES STREETLIGHTING UNIT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 83-23; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the State of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 83-23, which created the Country Lakes Streetlighting Unit; and

WHEREAS, the Board finds and determines that the affected parcels within the Country Lakes Streetlighting Unit are specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Country Lakes Streetlighting Unit Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Country Lakes Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners finds that all such actions taken by the Board with respect to the levy, placement and collection of the Country Lakes Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 83-23, and further specially finds that each affected parcel subject to the Country Lakes Special Assessment as described in Lee County Ordinance No. 83-23, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Country Lakes Streetlighting Unit for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be Four Thousand, Six Hundred Forty Seven and 00/100 (\$4,647.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per lot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Country Lakes Streetlighting Unit, of which there are 106 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$43.84 per lot.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed an annual amount of Two Hundred Dollars and 00/100 (\$200.00) per lot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit A), the Board hereby directs that the 2002-2003 Country Lakes Streetlighting Unit Special Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____th day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE GOLDEN LAKE HEIGHTS STREETLIGHTING UNIT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 81-9; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the State of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 81-9, which created the Golden Lake Heights Streetlighting Unit; and

WHEREAS, the Board finds and determines that the affected parcels within the Golden Lake Heights Streetlighting Unit are specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Golden Lake Heights Streetlighting Unit Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Golden Lake Heights Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners finds that all such actions taken by the Board with respect to the levy, placement and collection of the Golden Lake Heights Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 81-9, and further specially finds that each affected parcel subject to the Golden Lake Heights Special Assessment as described in Lee County Ordinance No. 81-9, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Golden Lake Heights Streetlighting Unit for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be Six Hundred Eighty Seven Dollars and 00/100 (\$687.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per lot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Golden Lake Heights Streetlighting Unit, of which there are 130 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$5.29 per lot.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed an annual amount of Two Hundred Dollars and 00/100 (\$200.00) per lot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit A), the Board hereby directs that the 2002-2003 Golden Lake Heights Streetlighting Unit Special Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____ th day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE PALM TERRACE STREETLIGHTING UNIT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 83-24; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the State of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 83-24, which created the Palm Terrace Streetlighting Unit; and

WHEREAS, the board finds and determines that the affected parcels within the Palm Terrace Streetlighting Unit are specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Palm Terrace Streetlighting Unit Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Palm Terrace Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners finds that all such actions taken by the Board with respect to the levy, placement and collection of the Palm Terrace Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 83-24, and further specially finds that each affected parcel subject to the Palm Terrace Special Assessment as described in Lee County Ordinance No. 83-24, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Palm Terrace Streetlighting Unit for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be Three Hundred Eighty Nine Dollars and 00/100 (\$389.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per lot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Palm Terrace Streetlighting Unit, of which there are 106 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$3.67 per lot.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed an annual amount of Two Hundred Dollars and 00/100 (\$200.00) per lot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit A), the Board hereby directs that the 2002-2003 Palm Terrace Streetlighting Unit Special Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____ th day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE PINE LAKE STREETLIGHTING UNIT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 79-20; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the State of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 79-20, which created the Pine Lake Streetlighting Unit; and

WHEREAS, the board finds and determines that the affected parcels within the Pine Lake Streetlighting Unit are specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Pine Lake Streetlighting Unit Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Pine Lake Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners finds that all such actions taken by the Board with respect to the levy, placement and collection of the Pine Lake Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 79-20, and further specially finds that each affected parcel subject to the Pine Lake Special Assessment as described in Lee County Ordinance No. 79-20, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Pine Lake Streetlighting Unit for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be Seven Thousand Seven Hundred Thirty One Dollars and 00/100 (\$7,731.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per lot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Pine Lake Streetlighting Unit, of which there are 98 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$78.88 per lot.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed an annual amount of Two Hundred Dollars and 00/100 (\$200.00) per lot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit A), the Board hereby directs that the 2002-2003 Pine Lake Streetlighting Unit Special Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____th day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE SCHOOLVIEW HOMES STREETLIGHTING UNIT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 79-25; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the State of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 79-25, which created the Schoolview Homes Streetlighting Unit; and

WHEREAS, the Board finds and determines that the affected parcels within the Schoolview Homes Streetlighting Unit are specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Schoolview Homes Streetlighting Unit Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Schoolview Homes Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners find that all such actions taken by the Board with respect to the levy, placement and collection of the Schoolview Homes Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 79-25, and further specially finds that each affected parcel subject to the Schoolview Homes Streetlighting Special Assessment as described in Lee County Ordinance No. 79-25, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Schoolview Homes Streetlighting Unit for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be Nine Hundred Sixty Three Dollars and 00/100 (\$963.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per lot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Schoolview Homes Streetlighting Unit, of which there are 111 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$8.68 per lot.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed an annual amount of Two Hundred dollars and 00/100 (\$200.00) per lot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit A), the Board hereby directs that the 2002-2003 Schoolview Homes Streetlighting Unit Special Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____th day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE SHELTERING PINES MOBILE HOME VILLAGE SPECIAL IMPROVEMENT DISTRICT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 84-13; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the state of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 84-13, which created the Sheltering Pines Mobile Home Village Special Improvement District; and

WHEREAS, the Board finds and determines that the affected parcels within the Sheltering Pines Mobile Home Village Special Improvement District are specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Sheltering Pines Mobile Home Village Special Improvement District Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Sheltering Pines Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners finds that all such actions taken by the Board with respect to the levy, placement and collection of the Sheltering Pines Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 84-13, and further specially finds that each affected parcel subject to the Sheltering Pines Special Assessment as described in Lee County Ordinance No. 84-13, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Sheltering Pines Mobile Home Village Special Improvement District for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be One Thousand, Six Hundred Sixty Dollars and 00/100 (\$1,660.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per lot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Sheltering Pines Mobile Home Village Special Improvement District, of which there are 166 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$10.00 per lot.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed an annual amount of Two Hundred Dollars and 00/100 (\$200.00) per lot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit A), the Board hereby directs that the 2002-2003 Sheltering Pines Mobile Home Village Special Improvement District Special Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Robert Janes	_____
Doug St. Cerny	_____
Ray Judah	_____
Andrew Coy	_____
John Albion	_____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____th day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE UNIVERSITY OVERLAY SPECIAL IMPROVEMENT DISTRICT; PROVIDING FOR THE TOTAL COST OF THE IMPROVEMENT, THE METHOD OF APPORTIONING THE ASSESSMENT, THE ASSESSMENT ROLL, PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; THE INTEREST RATES; OTHER TERMS OF THE ASSESSMENT, INCLUDING PENALTIES, AND EFFECTIVE DATES.

WHEREAS, the Board of County Commissioners of Lee County, Florida, has enacted Lee County Ordinance No. 99-03, which created the University Overlay Special Improvement District; and,

WHEREAS, a Notice of Intent to adopt a proposed Resolution to Assess was published in a newspaper of general circulation within Lee County at least ten (10) days prior to public hearings on the proposed Resolution; and,

WHEREAS, on December 12, 2000, the Board of County Commissioners duly adopted Lee county Resolution No. 00-12-11 indicating the Board's intent to utilize the Uniform Method for Placement of the University Overlay Special Improvement District Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, all persons having an interest in the proposed improvements and against which the assessment is to be made had an opportunity to be heard.

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

SECTION ONE

FINDINGS

The Board hereby finds that the Maintenance and Operation of Streetlights within the boundaries of the University Overlay Special Improvement District is an improvement which primarily benefits those parcels of land enumerated on the assessment roll in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board

finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

TOTAL COST OF THE IMPROVEMENT

The total cost to provide and maintain this special improvement within the University Overlay Special Improvement District for fiscal year 2002-2003 that is, October 1, 2002 through September 30, 2003, has been determined to be Forty Nine Thousand, Three Hundred Twenty Three Dollars and 00/100 (\$49,323.00).

SECTION THREE

METHOD OF APPORTIONMENT

The total cost of the improvement as stated herein shall be assessed against all of the specially benefited property according to the following method of apportionment: Each parcel of land within the boundaries of the University Overlay Special Improvement District shall bear an equal proportionate share of the total cost of the improvement, to wit: \$0.96 per front foot with a total of 51,352 feet.

SECTION FOUR

ASSESSMENT ROLL AND LIEN

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

EXCEEDING AMOUNT

The assessment shall not exceed an annual amount of Two Dollars and 00/100 (\$2.00) annually per lot.

SECTION SIX
TERMS OF THE ASSESSMENT

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN
RECORDATION

Pursuant to Lee County Resolution No. 00-12-11 (attached hereto as Exhibit "A"), the Board hereby directs that the 2002-2003 University Overlay Special Improvement District Assessments shall be placed onto the Lee County Tax Roll for collection by the Lee County Tax Collector per section 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissions.

THE FOREGOING RESOLUTION was offered by Commissioner _____,
who moved its adoption. The motion was seconded by Commissioner _____
and, upon being put to a vote, the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee
County, Florida, this _____ day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney

LEE COUNTY RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS TO ASSESS THE PROPERTY WITHIN THE BOUNDARIES OF THE WESTERN ACRES IMPROVEMENT UNIT PURSUANT TO THE PROVISIONS IN LEE COUNTY ORDINANCE NO. 93-13; PROVIDING FOR THE SPECIAL ASSESSMENT CHARGES; PROVIDING FOR A NOT-TO-EXCEED ASSESSMENT AMOUNT; PROVIDING DIRECTION FOR PLACEMENT OF THE SPECIAL ASSESSMENT ONTO THE LEE COUNTY TAX BILL FOR COLLECTION BY THE LEE COUNTY TAX COLLECTOR PURSUANT TO SECTION 197.3632, FLORIDA STATUTES, FOR THE 2002 TAX YEAR AND EVERY YEAR THEREAFTER; PROVIDING FOR AN EFFECTIVE DATE FOR THE ADOPTED RESOLUTION.

WHEREAS, the Board of County Commissioners, is the governing body in and for Lee County, a political subdivision and charter county of the State of Florida; and

WHEREAS, the Board of County Commissioners of Lee County duly adopted Lee County Ordinance No. 93-13, which created the Western Acres Improvement Unit; and

WHEREAS, the Board finds and determines that the affected parcels within the Western Acres Improvement Unit are specially benefited in an amount that is at least equal to the special assessment as the result of the improvements made within the District; and

WHEREAS, on December 8, 1998, the Board of County Commissioners duly adopted Lee County Resolution No. 98-12-07 indicating the Board's intent to utilize the Uniform Method for Placement of the Western Acres Special Assessments onto the Lee County tax roll and collection by the Lee County Tax Collector per section 197.3632, Florida Statutes; and

WHEREAS, the Board of County Commissioners is desirous of utilizing the section 197.3632, Florida Statutes, Uniform Method of Collection for the Lee County Western Acres Special Assessments for the 2002 tax year and each year thereafter; and

WHEREAS, the Board of County Commissioners finds that all such actions taken by the Board with respect to the levy, placement and collection of the Western Acres Special Assessments serve a public purpose and are to the public benefit.

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

SECTION ONE

The Board of County Commissioners hereby finds, re-adopts and reconfirms its findings and declarations as contained in Lee County Ordinance No. 93-13, and further specially finds that each affected parcel subject to the Western Acres Special Assessments as described in Lee County Ordinance No. 93-13, is specially benefited in an amount that is at least equal to the costs assessed for providing such improvements, thereby specially benefiting the subject real properties in a manner that is in addition to, or different from, the benefit that the general public enjoys. Additionally, the Board finds that the method of apportioning the Special Assessment among the parcels of land within the unit is a fair and reasonable distribution of the costs of the municipal service improvement in proportion to the special benefit, which each parcel of land will receive.

SECTION TWO

The assessment to provide and maintain this special improvement within the Western Acres Improvement Unit for fiscal year 2002-2003 (October 1, 2002 through September 30, 2003) has been determined to be Twenty Four Thousand, Six Hundred Eighty Six Dollars and 00/100 (\$24,686.00).

SECTION THREE

The assessment of the improvement as stated herein shall be assessed on a per front foot basis against all of the specially benefited property located within the Improvement District. Each parcel of land within the boundaries of the Western Acres Improvement Unit, of which there are 90 parcels, shall bear an equal proportionate share of the total cost of the improvement, to wit: \$0.6938 per front foot, with a total of 35,599 front feet.

SECTION FOUR

The assessment shall be collected using the Uniform Method of Non-Ad Valorem Special Assessments pursuant to section 197.3632, Florida Statutes. Failure to pay this assessment shall cause a tax certificate to be issued against the property, which may result in a loss of title.

SECTION FIVE

The assessment shall not exceed Two Dollars and 00/100 (\$2.00) annually per front foot.

SECTION SIX

The effective dates for the above-adopted assessment fees shall be from October 1, 2002 to September 30, 2003.

SECTION SEVEN

Pursuant to Lee County Resolution No. 98-12-07 (attached hereto as Exhibit A), the Board hereby directs that the 2002-2003 Western Acres Improvement Unit Special Assessments shall be placed onto the

Lee County Tax Roll for collection by the Lee County Tax Collector per 197.3632, Florida Statutes, for the 2002 tax year and every year thereafter.

SECTION EIGHT

This Resolution shall become effective immediately upon its adoption by the Board of County Commissioners.

THE FOREGOING RESOLUTION was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Robert Janes _____
Doug St. Cerny _____
Ray Judah _____
Andrew Coy _____
John Albion _____

DULY PASSED AND ADOPTED by the Board of County Commissioners of Lee County, Florida, this _____ day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
Deputy Clerk

By: _____
Chairman

APPROVED AS TO FORM:

By: _____
Office of the County Attorney