

RESOLUTION NO. 15-40

A RESOLUTION CALLING FOR PUBLIC HEARING ON A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PANAMA CITY BEACH, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING ONE OR MORE SERIES OF NON-AD VALOREM ASSESSMENTS LEVIED IN PANAMA CITY BEACH, FLORIDA; AND PROVIDING FOR AN IMMEDIATELY EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COUNCIL OF PANAMA CITY BEACH, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORITY. This Resolution of the City of Panama City Beach, Florida (the "City") is adopted pursuant to Chapter 197, Florida Statutes, and other applicable provisions of law.

SECTION 2. FINDINGS. It is hereby ascertained, determined, and deemed as follows:

(A) Prior to using the uniform method of collecting non-ad valorem assessments to levy and collect special assessments in Panama City Beach, Florida, Section 197.3632 of the Florida Statutes requires the City Council of the City of Panama City Beach (the "City Council") to adopt at a public hearing a resolution stating the City's intent to use the uniform method of collecting said assessments and to publish a notice of the City's intent to use said method weekly in a newspaper of general circulation within Bay County, Florida, during the four (4) consecutive weeks preceding the public hearing.

(B) The City Council hereby directs notice of its intent to consider the use of the uniform method of collecting one or more series of assessments at a public hearing to be held on February 26, 2015.

SECTION 3. PUBLIC HEARING; NOTICE.

(A) A public hearing shall be held by the City Council on February 26, 2015, at 2:00 p.m., at the City Council's regular meeting at the George C. Cowgill City Hall Annex located at 104 South Arnold Road, Panama City Beach, Florida, at which public hearing all parties in interest and citizens may appear to be heard as to any and all matters pertinent to a resolution of the City Council electing to use the uniform method of collecting one or more series of non-ad valorem assessments.

(B) A notice describing the time, date, place, and purpose of the public hearing, and a description of the area subject to said assessments shall be published on or about January 27, 2015, February 3, 2015, February 10, 2015, and February 17, 2015, in accordance with Section 197.3632, Florida Statutes. Such notice shall be in substantially the form attached hereto as Appendix "A".

SECTION 4. EFFECTIVE DATE. This Resolution shall take effect immediately upon its adoption.

[Remainder of page intentionally left blank.]

DULY ADOPTED this 22nd day of January, 2015.

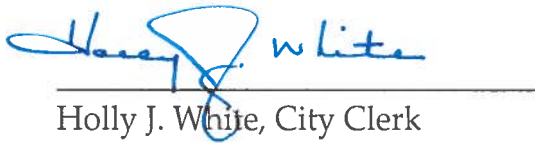
CITY COUNCIL OF THE CITY OF
PANAMA CITY BEACH, FLORIDA

(SEAL)



Gayle Oberst, Mayor

Attest:



Holly J. White, City Clerk

APPENDIX A
FORM OF PUBLISHED NOTICE

NOTICE OF INTENT TO USE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS

The City Council of the City of Panama City Beach, Florida (the "Council") hereby provides notice, pursuant to Section 197.3632(3)(a), Florida Statutes, of its intent to use the uniform method of collecting special assessments, sometimes called non-ad valorem special assessments, to be levied upon one or more properties within the Front Beach Road Community Redevelopment Area upon which a public nuisance is located, to recover the cost of capital improvements and essential services incurred by the City to abate the nuisance in the event the owners or persons interested in the property fail to do so, commencing for the Fiscal Year beginning on October 1, 2014, and each year thereafter. The Council will consider the adoption of a resolution electing to use the uniform method of collecting such assessment(s) on the same bill as for property taxes as authorized by Section 197.3632, Florida Statutes, at a public hearing to be held at 2:00 o'clock p.m., Thursday, February 26, 2015, in the Council Chambers, George C. Cowgill Annex to City Hall, 104 South Arnold Road, Panama City Beach, Florida. Such resolution will state the need for the levy and will contain a legal description of the boundaries of the real property subject to the levy.

The real property subject to the levy is all the property located within the boundaries of the Front Beach Road Community Redevelopment Area (the "Assessment Area"). The levy will be made for the cost of services, facilities or

programs which provide a special benefit to, or relieve a burden attributable to, one or more parcels of land within the Assessment Area, arising from the City's abatement or elimination of a public nuisance which is not abated by the owner after notice and opportunity for hearing. If abatement costs are unpaid by the owner, the levy against the property upon which the nuisance is or was located will not exceed the cost of abatement and benefit, as determined by law, necessary to relieve and address the burdens created by such nuisance.

Copies of the proposed form of resolution, which contains the legal description of the real property subject to the levy, are on file at the Office of the City Clerk of Panama City Beach, 110 South Arnold Road, Panama City Beach, Florida. All interested persons are invited to attend.

The public hearing is only being held to determine and preserve the method of collection. The City has previously determined to use and is presently using the uniform method of collecting non-ad valorem special assessments for the cost of providing capital improvements and essential services related to stormwater management.

In the event any person decides to appeal any decision by the City Council with respect to any matter relating to the consideration of the resolution at the above-referenced public hearing, a record of the proceeding may be needed and in such an event, such person may need to ensure that a verbatim record of the public hearing is

made, which record includes the testimony and evidence on which the appeal is to be based. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the City Clerk's Office at (850) 233-5100 at least seven days prior to the date of the hearing.

DATED this 22nd day of January, 2015.

By Order of: CLERK OF THE CITY OF PANAMA CITY BEACH

Publication:

January 27, 2015

February 3, 2015

February 10, 2015

February 17, 2015