

ORDINANCE NO. 21-33

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, REGARDING PUBLIC FINANCE; AMENDING ARTICLE XIV OF CHAPTER 2-29 OF THE MANATEE COUNTY CODE OF LAWS TO ADJUST THE AMOUNT OF AD VALOREM TAXES TO BE DEPOSITED INTO THE SOUTHWEST COUNTY IMPROVEMENT DISTRICT; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Article VIII of the Florida Constitution and Chapter 125 of Florida Statutes, the County has established a Southwest County Improvement District (the "District"), to provide a financing mechanism to pay a portion of the costs of redevelopment within the District, by the adoption of Ordinance No. 14-28, codified as Article XIV of Chapter 2-29 of the Manatee County Code of Laws ("Code"); and

WHEREAS, based upon historical collections for the District, it is in the best interests of the public health, safety and welfare of the County to reduce the amounts deposited into the District as provided in this Ordinance.

BE IT ORDAINED by the Board of County Commissioners of Manatee County, Florida:

Section 1. Purpose and Intent. This Ordinance is enacted to carry out the purpose and intent of, and exercise the authority set forth in, Article VIII of the Florida Constitution and Chapter 125, Florida Statutes, as amended.

Section 2. Findings. The findings contained in the recitals above are true and correct.

Section 3. Amendment of Chapter 2-29 of the Code. The definition of *Tax Increment* set forth in Section 2-29-152 and Section 2-29-154(a) of Chapter 2-29 of the Code are hereby amended as set forth in Exhibit "A" to this Ordinance.

Section 4. Codification. The publisher of the County's Code, the Municipal Code Corporation, is directed to incorporate the amendments in Section 3 of this Ordinance into the Code.

Section 5. Severability. If any section, sentence, clause, or other provision of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses, or provisions of this Ordinance.

Section 6. Effective Date. This Ordinance shall become effective as provided by law.

PASSED AND DULY ADOPTED, with a quorum present and voting, by the Board of County Commissioners of Manatee County, Florida, this the 27th day of July, 2021.



**BOARD OF COUNTY COMMISSIONERS OF
MANATEE COUNTY, FLORIDA**

By: _____

Chairperson

**ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

By: _____

Deputy Clerk

Exhibit "A"
Amendment to Definition of Tax Increment in Section 2-29-152
and to Section 2-29-154(a)
(underlined text to be added, strike-through text to be deleted)

Sec. 2-29-152. Definitions.

. . . .

Tax Increment shall mean the amount equal to ninety five ~~five~~ (95%~~50%~~) percent of the sum of:

- I. The amount of ad valorem taxes levied each year by the County, exclusive of any amount from any debt service millage, upon Subject Property contained within the geographic boundaries of the District less:
2. The amount of ad valorem taxes which would have been produced by the rate upon which the tax is levied each year by or for the County, exclusive of any debt service millage, upon the total of the assessed value of the Subject Property within the District as shown upon the most recent assessment roll used in connection with the taxation of such property by the County prior to October 1, 2014.

. . . .

Sec. 2-29-154. Southwest County Improvement Trust Fund.

(a) There is hereby established a Southwest County Improvement Trust Fund. Moneys deposited into the Trust Fund shall be used by the District for the purposes authorized in Section 2-29-154(c). The annual funding of the Southwest County Improvement Trust Fund shall be in an amount not less than an amount equal to twenty five ~~five~~ (25%~~50%~~) of the Tax Increment collected by the County in the District.