

BCC Mtg. Date: October 31, 2017

RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
**CONSENT TO UPDATE TO THE CITY OF MAITLAND'S
COMMUNITY REDEVELOPMENT PLAN; INCORPORATING
RECITALS; AND PROVIDING AN EFFECTIVE DATE.**

Resolution No. 2017-M-45

WHEREAS, the Community Redevelopment Act of 1969 (the "Community Redevelopment Act"), as codified in Part III of Chapter 163, Florida Statutes, empowers counties and municipalities to undertake community redevelopment in order to eliminate, remedy, or prevent slum and blighted areas and to provide affordable housing; and

WHEREAS, in 2003, the City of Maitland (the "City") determined that there was a need for a community redevelopment agency to function within the City in order to carry out community redevelopment; and

WHEREAS, under Section 163.410, Florida Statutes, in any county which has adopted a home rule charter, the powers conferred by the Community Redevelopment Act are to be exercised exclusively by the governing body of such county unless the governing body of such county, by resolution, specifically delegates the exercise of such powers within the corporate boundaries of a municipality to the governing body of such municipality; and

WHEREAS, since Orange County has adopted a home rule charter, it was necessary for the City to obtain a delegation of the powers conferred upon the county by the Community Redevelopment Act so that the City could exercise the authority and privileges conferred by such act within the boundaries of the City; and

WHEREAS, on August 19, 2003, pursuant to the Community Redevelopment Act, the Board of County Commissioners of Orange County, Florida (the "Board") passed Resolution No. 2003-M-30 (the "Delegation Resolution") delegating its authority to the City so that the City could establish the Maitland Community Redevelopment Area and Maitland Community Redevelopment Agency (the "CRA"); and

WHEREAS, the Delegation Resolution contains a sunset provision stating that the resolution and any amendments or supplements thereto, as well as the Community Redevelopment Plan and the existence of the Community Redevelopment Agency shall expire and terminate on January 1, 2035; and

WHEREAS, the Delegation Resolution approved the Maitland Community Redevelopment Plan ("Plan") and contains a provision that the Plan shall not be modified without the express consent of the Board, as evidenced by an approving resolution, and that the City shall not deviate substantially from the projects set forth in the plan without modifying the Plan; and

WHEREAS, on September 25, 2017, the City council approved an update to the Maitland Downtown Redevelopment Plan; and

WHEREAS, the update to such Maitland Downtown Redevelopment Plan now requires consent by the Board; and

WHEREAS, the County desires to consent to the updated Maitland Downtown Redevelopment Plan without approving or endorsing, any change in the boundaries of the Community Redevelopment Area or any extension of the January 1, 2035 expiration date of the Plan and the CRA.

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

Section 1. The above recitals are hereby incorporated and are to be considered binding.

Section 2. The Board hereby consents to the updated Downtown Maitland Redevelopment Plan shown in Exhibit "A" (the "Plan").

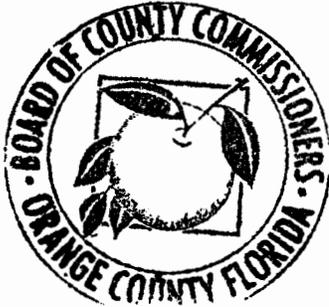
Section 3. The Board's approval of the updated Plan shall not be construed as an approval of any expansion of the boundaries or an endorsement of any extension of the Delegation Resolution's original January 1, 2035 sunset date.

Section 4. Upon adoption of this Resolution by the Board, the Plan, as

[continued on next page]

modified, shall be deemed to be in full force and effect.

ADOPTED this ___ day of OCT 31 2017, 2017.



ORANGE COUNTY, FLORIDA

By: Orange County Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

BY: *Laheia Lewis*
Deputy Clerk

S:\LMcHenry\CRA\Maitland CRA\ResoConsentingUpdateRedevelopmntPlan.docx