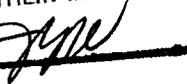


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RESOLUTION NO. 93-M-38

COMMUNITY REDEVELOPMENT RESOLUTION
FOR THE CITY OF APOPKA

A RESOLUTION PERTAINING TO REDEVELOPMENT OF
A SPECIFIED PART OF ORANGE COUNTY, FLORIDA;
DELEGATING CERTAIN COMMUNITY REDEVELOPMENT
POWERS FROM THE BOARD OF COUNTY
COMMISSIONERS TO THE CITY OF APOPKA AND
PROVIDING FOR OTHER MATTERS IN CONNECTION
THEREWITH; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Community Redevelopment act of 1969, 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, the City of Apopka (the "City") has determined
that a portion of the municipality comprising its "downtown"
area and adjacent areas would benefit from community
redevelopment in that one or more slum or blighted areas or
areas in which there is a shortage of housing affordable to
residents of low or moderate income exist within such
portions of the City; and

WHEREAS, the City has determined that there is 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 of 1969 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 is necessary for the City Commission of the City
of Apopka, Florida, to obtain a delegation of the powers
conferred upon Orange County by the Community Redevelopment
Act of 1969 so that the City may exercise the authority and
privileges conferred by such act within the community
redevelopment area boundaries of the City; and

1 (3) the nature, size, design, and other
2 descriptive elements of each such project; and

3 (4) the schedule or estimated timing of each
4 project.

5 c. The City may not expend any tax increment
6 revenues deposited by the County in the Community
7 Redevelopment Trust Fund until the Plan has been approved by
8 the Board and adopted by the Community Redevelopment Agency
9 in accordance with Section 163.360, Florida Statutes, and for
10 that purpose the fund shall contain separate accounts
11 segregating County deposits from all other deposits.
12 However, notwithstanding the foregoing, the City may expend
13 increment revenues necessary for the development of the Plan.

14 d. After its approval by the Board, the Plan shall
15 not be amended without the express consent of the Board, as
16 evidenced by an approving resolution, and the City shall not
17 deviate substantially from the projects set forth in the Plan
18 (including their nature, size, design, location, schedule and
19 estimated cost) without an amendment to the Plan.

20 3. Delegation of Powers. Upon approval of the Plan by
21 the Board, the City shall be deemed to have been delegated
22 all other powers necessary or convenient to carry out and
23 effectuate the purposes and provisions of Part III of Chapter
24 163 of Florida Statutes, including the powers set forth in
25 Section 163.370 of Florida Statutes.

1 resolution shall be deemed repealed and of no further effect
2 if the Board has not received and approved the Plan on or
3 before October 1, 1994.

4 7. Severability. The provisions of this Resolution are
5 not severable. If any part of this instrument is held
6 invalid by a court of law or is superseded by any existing or
7 future statute, this Resolution shall be deemed void and of
8 no further effect.

9 8. Interlocal Agreement.

10 This Resolution shall expire and be of no further
11 effect if, as of July 1, 1994, the City and Orange County
12 have not entered into an interlocal agreement under which the
13 City is obligated by contract to rebate back to the County
14 each year, as consideration for its willingness to delegate
15 the powers described herein, the following portion of the
16 amount deposited by the County in the Community Redevelopment
17 Trust Fund pursuant to Section 163.387 of Florida Statutes
18 for the particular year:

19 (a) 30% of the amount in excess of \$1,000,000
20 but less than or equal to \$2,000,000, plus

21 (b) 50% of the amount in excess of \$2,000,000.

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9. Effective Date. This Resolution shall take effect immediately upon its adoption.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA, THIS 22nd DAY OF June, 1993.

ORANGE COUNTY, FLORIDA

BY: Bill Dorego
Orange County Chairman

ATTEST: Martha O. Haynie, County Comptroller
As Clerk of the Board of County Commissioners

BY: Martha O. Haynie
Deputy Clerk