

ORDINANCE NO. 23-95 fka ORDINANCE 18-29

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING RECREATION DISTRICTS; PROVIDING FINDINGS; AMENDING ARTICLE III OF CHAPTER 2-8 OF THE MANATEE COUNTY CODE OF ORDINANCES (MANATEE COUNTY ORDINANCE 18-29), THE CHARTER FOR UNIVERSITY PARK RECREATION DISTRICT; AMENDING DEFINITIONS; AMENDING THE PROCEDURES FOR ELECTIONS FOR THE BOARD OF SUPERVISORS; PROVIDING POWERS; PROVIDING FOR USE OF FACILITIES; AMENDING THE LIMITATIONS ON SHORT-TERM BORROWING; AMENDING PROVISIONS ON OBTAINING BONDS; MAKING OTHER CHANGES TO CODE CHAPTER 2-8 FOR CLARITY AND CONSISTENCY; PROVIDING FOR FILING AND EFFECTIVENESS;; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR CODIFICATION;.

WHEREAS, Section 418.20, Florida Statutes authorized the Board of County Commissioners of Manatee County to create recreation districts in Manatee County; and

WHEREAS, on August 2, 2018, the Board of County Commissioners of Manatee County adopted Manatee County Ordinance 18-29 creating the University Park Recreation District; and

WHEREAS, the facilities of the University Park Country Club are the major recreational facilities serving the residents of University Park; and

WHEREAS, the University Park Recreation District has been in operation for approximately four years and the Board of Supervisors has proposed amendments to codify changes authorized in the Charter regarding four-year terms and staggered elections; and

WHEREAS, the Board of Supervisors has proposed amendments to clarify election requirements for future elections including establishing future election dates; and

WHEREAS, the Board of Supervisors has proposed amendments to provide additional length for short term bonds and provide for possible options for the sale of bonds; and

WHEREAS, it is in the best interests of the public health, safety and welfare, and serves the purposes of the Act, for the County to establish Article III of Chapter 2-8 of the Manatee County Code of Ordinances ("Code") amend the Code as provided in this Ordinance, over the area described in Exhibit "A" attached hereto and incorporated herein by reference.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

SECTION 1. Findings. The Board of County Commissioners makes the following findings:

- (a) The recitals stated above are incorporated herein as findings; and
- (b) Manatee County has no capital improvement plan for recreational facilities within the UPRD; and
- (c) UPDR was created by Ordinance No. 18-29 in order to deliver recreational services and facilities because of the flexible funding mechanisms and assurances of the long-term availability of recreational facilities and services for the residents of the UPRD; and
- (d) All of the territory within the UPRD will be benefitted by the long-term operation and maintenance of the recreational facilities by the UPRD; and
- (e) The health and well-being of the public within the UPRD will be benefitted by proposed amendments to Chapter 2-8 of the Code; and
- (f) The amendments to UPRD pursuant to this Ordinance are consistent with the County's local government plans, including without limitation the County's Comprehensive Plan and Capital Improvement Plan; and
- (g) The County intends that the UPRD shall remain an independent special district within the meaning of Chapter 189, Florida Statutes, as hereby amended.

SECTION 2. Code Amendments. Section 2-5-152, 2-8-153, 2-8-156 and 2-8-157 of Chapter 2-8 of the Code is hereby amended as set forth in attached Exhibit "B" to this Ordinance (underlined text added, ~~strike-through~~ text deleted).

SECTION 3. Filing; Effectiveness. This Ordinance shall be filed in the minutes of the Board of County Commissioners of Manatee County, and certified copies shall be filed with the Manatee County Clerk of the Circuit Court, the Manatee County Property Appraiser, and the Florida Secretary of State. This Ordinance shall become effective upon its filing with the Florida Secretary of State, and upon the approval of the Electors within the District in a referendum conducted pursuant to Section 418.20, Florida Statutes and Section 2-8-168 of this Charter.

SECTION 4. Severability. If any provision of this Ordinance, or the application thereof, is finally determined by a court of competent jurisdiction to be illegal, invalid, or unenforceable, such provision shall be deemed severable and the remaining provisions shall continue to remain in full force and effect provided that the illegal, invalid, or

unenforceable provision is not material to the logical and intended interpretation of this Ordinance.

SECTION 5. Codification. Pursuant to Section 125.68(1), Florida Statutes, the codifier of the Code, Municipal Code Corporation, shall codify the substantive amendments to the Code contained in Exhibit "B" of this Ordinance as provided therein, and shall not codify any other sections not designated for codification.

PASSED AND DULY ADOPTED, with a quorum present and voting, by the Board of County Commissioners of Manatee County, Florida, this the 8th day of August, 2023.

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

By: 
Kevin Van Ostenbridge Chairperson

ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT
COURT AND COMPTROLLER

By:

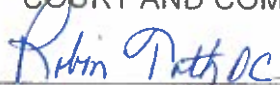



Deputy Clerk



EXHIBIT A- LEGAL DESCRIPTION

	ZNS ENGINEERING LAND PLANNERS SURVEYORS LANDSCAPE ARCHITECTS DESIGN CONSULTING CONSTRUCTION	CERTIFICATE OF AUTHORIZATION # 18-0013 301 26 AVENUE DRIVE EAST MACLETON, FLORIDA 34088 (941) 748-8080 FAX (941) 748-3747
DESCRIPTION:		
The following described parcels lying and being in Manatee County, Florida:		
Parcel 1		
That part of the Southwest 1/4 of Section 25, Township 35 South, Range 18 East, lying West of the right-of-way of Honore Avenue		
Parcel 2		
The South 1/2, less the right-of-way of Honore Avenue; that part of the Southeast 1/4 of the Northeast 1/4 lying South of the right-of-way of Honore Avenue; the Southwest 1/4 of the Northeast 1/4, less the right-of-way of Honore Avenue; that part of the Northwest 1/4 of the Northeast 1/4 lying South of the Braden River and West of the West line of a Florida Power & Light Company easement recorded in Official Records Book 996, page 1979, Public Records of Manatee County, Florida; and the South 1/2 of the Northwest 1/4, less the right-of-way of Honore Avenue, all lying and being in Section 26, Township 35 South, Range 18 East		
Parcel 3		
The West 1/2; the Northeast 1/4; and the North 1/2 of the Southeast 1/4, less those lands described in deeds recorded in Official Records Book 1184, page 3443; Official Records Book 1692, page 4728; and Official Records Book 1858, page 3685, Public Records of Manatee County, Florida, all lying and being in Section 35, Township 35 South, Range 18 East		
Parcel 4		
That part of the Southwest 1/4 of the Southeast 1/4 of Section 35, Township 35 South, Range 18 East, lying West of the East line of a Florida Power & Light Company easement recorded in Official Records Book 996, page 1979, Public Records of Manatee County, Florida, less the following described tract:		
A tract of land lying in Section 35, Township 35 South, Range 18 East, being described as follows:		
Begin at the Southwest corner of Tract "SGC" of Stanhope Gate, a subdivision as per plat thereof recorded in Plat Book 36, Page 11, Public Records of Manatee County, Florida; thence S 00°25'00" W, along the West line of a Florida Power & Light Company easement recorded in Official Records Book 996, page 1979, of said Public Records, a distance of 609.28 feet to the Northerly right-of-way line of University Parkway; thence N 89°27'25" W, along said Northerly right-of-way line, a distance of 626.62 feet to an intersection with the East line of Lennox Gardens, a subdivision as per plat thereof recorded in Plat Book 34, Page 164, of said Public Records; thence Northerly along said East line the following five (5) courses: (1) N 09°15'00" W, a distance of 94.05 feet; (2) N 39°56'00" E, a distance of 133.45 feet; (3) N 01°25'00" W, a distance of 85.54 feet; (4) N 20°50'00" E, a distance of 91.85 feet; (5) N 47°00'00" E, a distance of 150.82 feet; thence N 57°25'00" E, continuing along said East line and along the Southerly line of said Stanhope Gate, a distance of 248.74 feet; thence N 90°00'00" E, along said Southerly line, a distance of 210.22 feet to the Point of Beginning		
Parcel 5		
That part of the West 1/2 of Section 36, Township 35 South, Range 18 East, lying West of the right-of-way of Honore Avenue and North of the South line of Warwick Gardens, a subdivision as per plat thereof recorded in Plat Book 36, page 109, Public Records of Manatee County, Florida		
(SEE SHEET 2 FOR SKETCH) NOT A BOUNDARY SURVEY DESCRIPTION SKETCH OF A UNIVERSITY PARK RECREATION DISTRICT LOCATED IN SECTIONS 25, 26, 35 & 36, TOWNSHIP 35 SOUTH, RANGE 18 EAST MANATEE COUNTY, FLORIDA		
<p>© ZNS ENGINEERING, L.C.</p> <p>THIS DOCUMENT IS PROTECTED BY SECTION 106 OF THE UNITED STATES COPYRIGHT ACT. REPRODUCTION OR ALTERATION OF THIS DOCUMENT OR THE INFORMATION CONTAINED HEREON BY ANY MEANS WHATSOEVER IS STRICTLY PROHIBITED WITHOUT THE PRIOR WRITTEN CONSENT OF ZNS ENGINEERING, L.C.. CONSENT IS HEREBY GRANTED SPECIALLY TO GOVERNMENTAL AGENCIES TO REPRODUCE THIS DOCUMENT IN COMPLIANCE WITH F.S. CHAPTER 119.</p>	<p>NOTE: NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.</p>	<p>I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAS BEEN PREPARED UNDER MY DIRECT SUPERVISION, THAT IT IS A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT IT IS CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF, AND THAT IT MEETS THE REQUIREMENTS FOR LAND SURVEYING IN THE STATE OF FLORIDA, CHAPTER 34-17, FLORIDA ADMINISTRATIVE CODE.</p>
		<p>BY:  JAMES H. GIBSON, JR., P.E., L.S. FLORIDA CERTIFICATE NO. 114,428 DATE OF CERTIFICATION: 02/06/18</p>
<p>1/1/2018/2018 OFFICIAL/Florida-County 00 Job # 00-10073</p>	<p>02/06/18</p>	<p>SHEET 1 OF 2</p>



ZNS ENGINEERING

LAND PLANNING | SURVEYING | DESIGN | LANDSCAPE ARCHITECTURE

CERTIFICATE OF AUTHORIZATION # 18-6982
201 36 AVENUE DRIVE EAST
BRADENTON, FLORIDA 34208
(941) 748-8080
FAX (941) 748-3747

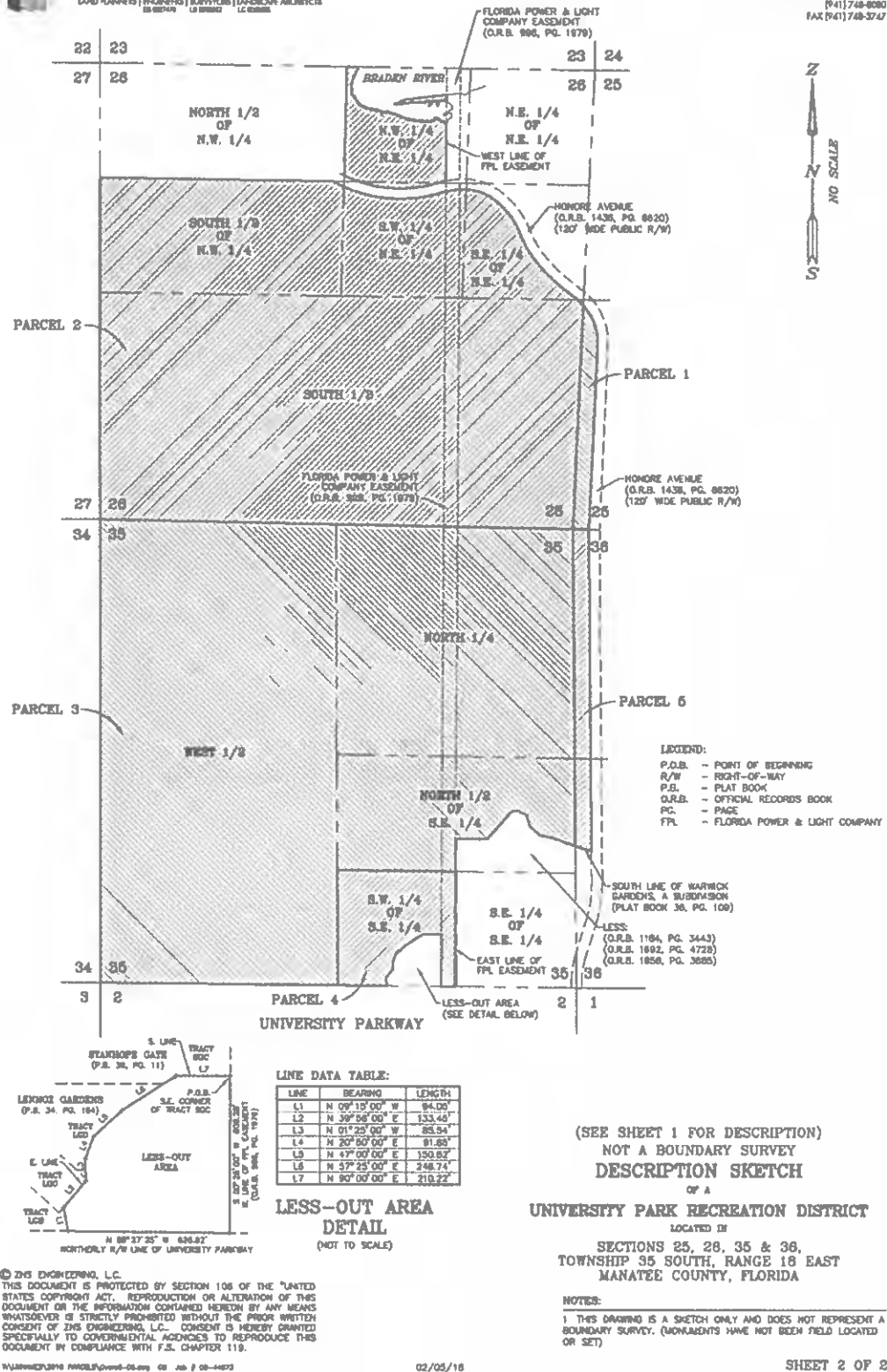


EXHIBIT B – REVISED TEXT
(underlined text added, ~~strike-through~~ text deleted)

Exhibit "B"

AMEND SECTION 2-8-152 to read as follows (Changes from the current Charter are shown in strikethrough and underline format):

Sec. 2-8-152. - Definitions. For the purposes of this article, the following additional definitions shall apply:

(a) "Act" shall mean sections 418.20-418.26, Florida Statutes, as amended, which provide for the creation and operation of recreation districts.

(b) "Board" shall mean the Board of Supervisors of the UPRD established pursuant to section 2-8-153.

(c) "Bond" shall mean any general obligation bond, special assessment bond, refunding bond, revenue bond, and other such obligation in the nature of a bond. A "Bond" does not include short-term loans or lines of credit with a maturity of ~~two~~five year(s) or less.

(d) "Cost" when used with reference to any Project, includes, but is not limited to: (1) the expenses of determining the feasibility or practicability of acquisition, construction, or reconstruction; (2) the cost of surveys, estimates, plans, and specifications; (3) the cost of improvements; (4) engineering, fiscal, and legal expenses and charges; (5) the cost of all labor, materials, machinery, and equipment; (6) the cost of all lands, properties, rights, easements, and franchises acquired; (7) financing charges; (8) the creation of initial reserve and debt service funds; (9) working capital; (10) interest charges incurred or estimated to be incurred on money borrowed prior to and during construction and acquisition and for such reasonable period of time after completion of construction or acquisition as the Board may determine; (11) the cost of issuance of Bonds, including advertisements and printing; (12) the cost of any referendum held pursuant to this act and all other expenses of issuance of Bonds; (13) the discount, if any, on the sale or exchange of Bonds; (14) administrative expenses, including but not limited to trustee fees and expenses and dissemination agent fees; and (15) such other expenses as may be necessary or incidental to the acquisition, construction, or reconstruction of any Project or to the financing thereof, or to the development of any lands within the UPRD.

(e) "Elector" means any person at least 18 years of age who is a citizen of the United States, a legal resident of Florida, and who is registered to vote with the Manatee County Supervisor of Elections at his or her address within the UPRD.

~~(e)(f)~~ "Fees" means fees for admission to or use of recreational facilities, including, but not limited to user fees, club fees and transfer fees.

~~(f)(g)~~ "Owner" shall mean each owner of a subdivision residential lot of record or a parcel that has been developed for residential uses located in the UPRD.

as appears by the deed of record, including a trustee, a private corporation or owner of a condominium unit; this definition does not include a reversioner, remainderman, mortgagee or any governmental entity, who shall not be counted and need not be notified of proceedings under this article or undertaken by the UPRD. Private corporations shall be considered a single ownership entity for voting purposes and shall have only one vote.

~~(g)~~(h) "Project" means any development, improvement, property, utility, facility, works, enterprise, or service now existing or hereafter undertaken by the UPRD or established under the provisions of this article.

~~(h)~~(i) "Resident" shall mean a person over eighteen (18) years of age who resides at one specific address within the UPRD for at least 183 days per calendar year.

~~(i)~~(j) "Supervisor" shall mean a member of the UPRD Board of Supervisors.

AMEND SECTION 2-8-153 to read as follows:

Sec. 2-8-153. – Elections; and Board of Supervisors.

(a) The UPRD shall be governed by a five-member Board of Supervisors, who shall be or Residents elected by the Owners and Residents. The initial. Beginning with the 2023 fourth election of, Supervisors is scheduled to take place at the Lakeside Room at shall be elected by the Owners and Residents or as permitted by the University Park Country Club, 7671 The Park Blvd., University Park, FL 34201 on Monday, September 17, 2018 with proxy submissions beginning at 9:00 a.m., and Act. Notice of the initial election and subsequent elections shall be published once a week for 2 consecutive weeks in a newspaper which is in general circulation in the area of the UPRD, the last day of such publication to be not fewer than 14 days or more than 28 days before the date of the election. The Owners and Residents, when assembled, shall organize by electing a chair who shall conduct the election. The chair may be any person present at the meeting. At the initial and second election, each Owner or Resident shall be entitled to one vote per parcel for each of up to five nominated candidates. Beginning with the third election and at each election thereafter, each Resident and each Owner shall be entitled to one vote per board seat. Provided however, no Owner may vote if there is a Resident residing at Owner's address within the UPRD unless such Owner has received a proxy from such Resident. An Owner or Resident may vote in person or by proxy in writing. Each proxy must be signed by one of the Owners or Residents of the property. Beginning with the fourth election (February, 2025), elections for supervisors shall occur on the third Tuesday in February for expiring terms. At

least ninety days prior to any election, the Board of Supervisors shall establish voting procedures for the election consistent with this Charter and the Act. Beginning with the February, 2025, election, the Board of Supervisors may appoint a non-supervisor to coordinate and conduct the election. Beginning with the February, 2025, election candidates of the Office of Supervisor shall file with the District Manager for the seat for which the candidate is running. The filing period shall terminate 60 days prior to the date of the election. A vote by an Owner or Residents authorized to vote may be cast in person, by mail, by proxy in writing, or other means allowed by Florida law. Each proxy must be signed by the voter for which the vote is cast and must contain the typed or printed name of the individual who signed the proxy and the street address, legal description of the property, or tax parcel identification number. The signature on a proxy need not be notarized. Upon the conclusion of the period for the casting of votes on the election day, the results shall be announced at a public meeting.

~~(b) (b) — At the initial and second elections, the five candidates receiving the most votes shall be elected. Beginning with the third February, 2025, election and at each election thereafter, the candidate(s) receiving the most votes for each seat in any election shall be elected based on the number of seats available. For example, if two seats are available, the two candidates receiving the most votes are elected. The term of office for each successful candidate commences upon election. If, during the term of office, a vacancy occurs, the remaining members of the Board shall fill the vacancy by an appointment for the remainder of the unexpired term. Supervisors shall hold office for the terms for which they were elected or appointed and until their successors are chosen and qualified. If no Resident qualifies for a seat to be filled in an election, a vacancy in that seat shall be declared by the Board effective on the second Tuesday following the election. Within 90 days thereafter, the Board shall use its best efforts to identify and appoint a Resident to fill the vacancy. Until such appointment, the incumbent Supervisor in that seat shall remain in office.~~

~~(c) — The Supervisors elected at the first election shall each serve a one-year term. At the second election, the two candidates receiving the first and second highest vote totals shall serve three-year terms, the two candidates receiving the third and fourth highest vote totals shall serve two-year terms, and the candidate receiving the fifth highest vote total shall serve a one-year term. At all subsequent elections, each Supervisor shall be elected to a three-year term.~~

(c) Any tie in the number of votes cast for a Supervisor seat shall be resolved by a coin flip.

~~(d) (d) — To facilitate the Board's usage of the Supervisor of Elections during a general election year, the Board shall have the power by adoption of a resolution to shorten or lengthen all terms. As of the second election, each Supervisor has been assigned to a seat number on the Board, Seats 1 through 5. The terms of office for of office at the same time and change the terms of office to Seats 2 and 4.~~

~~being filled in an even numbered year and two seats being filled in the next even-numbered year shall expire in February, 2026, and Seats 1, 3 and 5 shall expire in February, 2025. Thereafter, the terms of office for all Supervisors shall be for 3 years.~~

(e) Elections shall be nonpartisan.

(f) The cost of elections for the Board shall be borne by the UPRD.

(g) In determining who is eligible to vote under the Charter under a specific election, the Board shall use and rely upon the official records maintained by the Manatee County Supervisor of Elections in voting by Electors, the official records of the Property Appraiser and/or Tax Collector in making the determination of whether a person qualifies as in voting by an Owners, and the best available information to the District, including homeowner association documents, in or Resident entitled to vote in an election of the Board voting by Residents.

(h) Upon entering into office, Supervisors shall take and subscribe to the oath of office as prescribed by sSection 876.05, Florida Statutes.

(i) There shall be a limit of three consecutive terms, and a total limit of four terms, for each person elected as a Supervisor.

(j) Supervisors shall serve without compensation.

(k) As soon as practicable after each election or appointment, the Board shall organize by electing one of its members as chair and by electing a secretary, who need not be a Supervisor, and such other officers as the Board may deem necessary. The Board shall designate a person who is a resident of the state as treasurer of the UPRD, who shall have charge of the funds of the UPRD. Such funds shall be disbursed only upon the order, or pursuant to the resolution, of the Board by warrant or check countersigned by two of the following: the Chair, the Treasurer and, the General Manager, Controller, the Vice Chair of the Board or by such other persons as may be authorized by the Board by resolution.

(l) The Board shall conduct regular meetings and shall periodically solicit the views of Residents and Owners as to their concerns regarding any aspect of matters within the authority or purview of the Board. The Board shall be primarily responsible for developing policy and overseeing the implementation of such policy, but in no way does this expression of intent limit the Board's powers.

(m) A majority of the members of the Board shall constitute a quorum for the purposes of conducting its business, exercising its powers and for all other purposes. Action taken by the UPRD shall be upon a vote of a majority of the Supervisors present and voting unless general law or a rule of the UPRD requires a greater number.

AMEND SECTION 2-8-156 to read as follows:

Sec. 2-8-156. - Short-Term Borrowing. The UPRD at any time may obtain short-term loans or lines of credit with a maturity of ~~two~~ five years or less, in such amount and on such terms and conditions as the Board may approve, for the purpose of paying any of the expenses of the UPRD or any costs incurred or that may be incurred in connection with any of the Projects, which loans or lines of credit shall bear such interest as the Board may determine in compliance with section 215.84, Florida Statutes, and may be payable from and secured by a pledge of such funds, revenues, taxes, and assessments as the Board may determine, subject, however, to the provisions contained in any proceeding under which Bonds were theretofore issued and are then outstanding. For the purpose of defraying such costs and expenses, the UPRD may issue negotiable notes, warrants, or other evidences of debt to be payable at such times, to bear such interest as the Board may determine in compliance with section 215.84, Florida Statutes, and to be sold or discounted at such price or prices not less than 95 percent of par value and on such terms as the Board may deem advisable. The Board shall have the right to provide for the payment thereof by pledging the whole or any part of the funds, revenues, taxes, and assessments of the UPRD. The approval by referendum of short-term loans or lines of credit shall not be necessary except when required by the Act or State Constitution. Short-term borrowing authorized pursuant to this section shall also be subject to the provisions of section 2-8-157(g).

AMEND SECTION 2-8-157 to read as follows:

Sec. 2-8-157. - Bonds.

(a) The Board shall develop a detailed plan for the expenditure and repayment of the proceeds of each Bond issue. The repayment portion of each plan shall specify the annual amount of Bond repayment due from each Owner within the UPRD. The plan must be the subject of a referendum prior to the issuance of a proposed Bond. Provided however, no referendum shall be required for refunding Bonds. The referendum required by this section may be held on the same day as any other referendum related to the UPRD; provided that such Bonds shall bear interest at a rate pursuant to section 215.84, Florida Statutes ~~and be sold at public sale.~~ In the event an offer of an issue of Bonds at public sale produces no bid, or in the event all bids received are rejected, or the bonds are otherwise sold as allowed by the Act, the UPRD is authorized to negotiate for the sale of such Bonds under such rates and terms as are acceptable, subject to the provisions of Chapter 418, Florida Statutes; ~~provided that no such Bonds shall be sold or delivered on terms less favorable than the terms contained in any bids rejected at the public sale thereof~~

~~or the terms contained in the notice of public sale if no bids were received at such public sale.~~

(b) Bonds shall be authorized by resolution or resolutions of the Board which shall be adopted by a majority of all the Supervisors thereof then in office. Such resolution authorizing the issuance of bonds may be adopted prior to filing a complaint for validation of the Bonds, but the validation hearing shall not occur until after the referendum required by section 418.22, Florida Statutes. Such resolution or resolutions may be adopted at the same meeting at which they are introduced and need not be published or posted. Any resolution authorizing the issuance of Bonds may contain such covenants as the Board may deem advisable, and all such covenants shall constitute valid and legally binding and enforceable contracts between the UPRD and the bondholders, regardless of the time of issuance thereof. Such covenants may include, without limitation, covenants concerning the disposition of the Bond proceeds; the use and disposition of Project revenues; the pledging of revenues, taxes, and assessments; the obligations of the UPRD with respect to the operation of the Project and the maintenance of adequate Project revenues; the issuance of additional Bonds; the appointment, powers, and duties of trustees and receivers; the acquisition of outstanding Bonds and obligations; restrictions on the establishing of competing Projects or facilities; restrictions on the sale or disposal of the assets and property of the UPRD; the priority of assessment liens; the priority of claims by bondholders on the taxing power of the UPRD; the maintenance of deposits to assure the payment of revenues by users of UPRD facilities and services; the discontinuance of UPRD services by reason of delinquent payments; acceleration upon default; the execution of necessary instruments; the procedure for amending or abrogating covenants with the bondholders; and such other covenants as may be deemed necessary or desirable for the security of the bondholders.

(c) Any Bond issued by the UPRD, in the absence of an express recital on the face thereof that it is nonnegotiable, shall be fully negotiable and shall be and constitute a negotiable instrument.

(d) The UPRD shall have the power to issue Bonds to provide for the retirement or refunding of any Bonds or obligations of the UPRD at any time when in the judgment of the Board such issuance will be advantageous to the UPRD.

(e) Any two or more Projects may be combined and consolidated into a single Project and may be operated and maintained as a single Project. The Bonds authorized herein may be issued to finance any one or more of such Projects, regardless of whether or not such Projects have been combined and consolidated into a single Project. If the Board deems it advisable, the proceedings authorizing such Bonds may provide that the UPRD may thereafter combine the Projects then

being financed or theretofore financed with other Projects to be subsequently financed by the UPRD, and that Bonds to be thereafter issued by the UPRD shall be on parity with the Bonds then being issued, all on such terms, conditions, and limitations as shall have been provided in the proceeding which authorized the original Bonds.

(f) If the Board determines to issue Bonds for more than one Project, the approval of the issuance of the Bonds for all such Projects may be submitted during one referendum process. The failure of the referendum to approve the issuance of Bonds for any one or more Projects shall not defeat the approval of Bonds for any Project which has been approved in such referendum process.

(g) All Bond issues, except for refunding bonds, shall be validated by appropriate court proceedings. No Bonds, short-term loans or lines of credit or other debt of the UPRD shall constitute debt of Manatee County or the State of Florida, and Manatee County does not make any legal representations with regard to any such indebtedness. UPRD shall be entitled to issue Bonds without the consent of the county. In furtherance thereof, the county shall not be requested to authorize any Bonds or other obligations secured by non-ad valorem assessments or taxes imposed by the UPRD pursuant to the Act or this article. The UPRD acting pursuant to the Act or this article shall not be empowered or authorized in any manner to create a debt as against the county and shall not be entitled to pledge the full faith and credit of the county in any manner whatsoever. No revenue bonds or debt obligations of the UPRD acting pursuant to the Act shall ever pledge or imply any pledge that the county shall be obligated to pay the same or the interest thereon, nor state or imply that such obligations are payable from the full faith and credit or the taxing power of the state or the county. The issuance of Bonds by the UPRD under the Act or this article shall not be deemed in any manner, directly or indirectly or contingently, to obligate the county to levy or to pledge any form of ad valorem taxation or other county revenues or to make any appropriation for their payment whatsoever.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, pursuant to Section 125.66, Florida Statutes, that the Manatee County Board of County Commissioners will hold a Public Hearing on August 8, 2023, at 9:00 a.m. (or as soon thereafter as may be heard), located on the first floor of the Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, to consider and act upon the following request made by University Park Recreation District Board of Supervisors (Petitioner):

ORDINANCE NO. 23-95 fka ORDINANCE NO. 18-29

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING RECREATION DISTRICTS; PROVIDING FINDINGS; AMENDING ARTICLE III OF CHAPTER 2-8 OF THE MANATEE COUNTY CODE OF ORDINANCES (MANATEE COUNTY ORDINANCE 18-29), THE CHARTER FOR UNIVERSITY PARK RECREATION DISTRICT; AMENDING DEFINITIONS; AMENDING THE PROCEDURES FOR ELECTIONS FOR THE BOARD OF SUPERVISORS; PROVIDING POWERS; PROVIDING FOR USE OF FACILITIES; AMENDING THE LIMITATIONS ON SHORT-TERM BORROWING; AMENDING PROVISIONS ON OBTAINING BONDS; MAKING OTHER CHANGES TO CODE CHAPTER 2-8 FOR CLARITY AND CONSISTENCY; PROVIDING FOR FILING AND EFFECTIVENESS;; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR CODIFICATION;.

The University Park Recreation District is located within the University Park Development, which is located on University Parkway. The facilities and lands includes a 27-hole golf course and practice facilities, a pro shop, a clubhouse with kitchen, administrative and community facilities, tennis courts, pickleball courts, a croquet court, a fitness center, a golf cart storage facility, and associated facilities, as well as certain other facilities and parcels of land that are within the area covered by the UPRD.

All interested parties are invited to appear at this hearing and be heard, subject to the proper rules of conduct. Additionally, any comments filed with the Director of the Planning Department will be considered by the Board of County Commissioners and entered in the record. Copies of the proposed ordinance, the petition and other information regarding the petition are available for public inspection from 8:00 a.m. to 4:00 p.m. Monday through Friday at the Manatee County Building and Development Services Department, 1112 Manatee Avenue West, 4th Floor, Bradenton, Florida.

Interested parties may obtain assistance regarding this matter by calling (941) 749-3070 during normal business hours.

In accordance with Section 286.0105, Florida Statutes, if any person decides to appeal any decision made with respect to any matters considered at such meeting or hearing, that person will need a record of the proceedings, and for such purpose, that person may need to assure that a verbatim record of the proceedings is made, which record would include any testimony or evidence upon which the appeal is to be based.

Americans With Disabilities: The Board of County Commissioners does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Board's functions, including one's access to and participation in public hearings. Anyone requiring reasonable accommodation for this meeting as provided for in the ADA should contact Carmine DeMilio at 941-792-8784 ext. 8303 or carmine.demilio@mymanatee.org.

**SAID HEARING MAY BE CONTINUED FROM TIME TO TIME PENDING
ADJOURNMENTS.**

MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
Manatee County Building and Development Services Department
Manatee County, Florida

LEGEND

PROJECT BOUNDARY

PROJECT BOUNDARY

SARASOTA BAY

SECTION 07, 16, 17, 18, 20, 21 TOWNSHIP 35 SOUTH, RANGE 17 EAST
 T7 = 1,538
 SOURCE: NAVTECH



THE WAF-2 MONITOR HAS CHANNELS, AMPLIFIERS AND OSCILLATOR DIFFERENTIALS. THE DATA CONVERSION SYSTEM IS LOCATED IN CHANNELS AND IS NOT PROGRAMMED.

MANATEE COUNTY GOVERNMENT

STATE OF FLORIDA

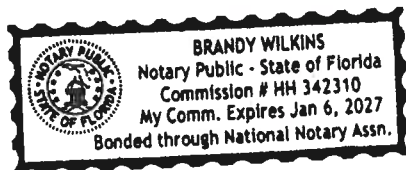
COUNTY OF MANATEE

Before the undersigned authority personally appeared Bobbi Roy, who on oath says that she is a County Employee of Manatee County Government, Manatee County, Florida; that the attached copy of advertisement, being a public notice in the matters of Notice of Public Hearing in unincorporated Manatee County for the Manatee County Board of County Commissioners Public Hearing August 8, 2023, in Manatee County Florida, was published on the publicly accessible website of Manatee County Government, Manatee County, Florida, of www.mymanatee.org on July 18, 2023.

Affiant further says that the website complies with all legal requirements for publication in Chapter 50, Florida Statutes.


Bobbi Roy,
Senior Planning and Zoning Technician

Sworn to and subscribed before me this 18th day of July, 2023, by Bobbi Roy, who is personally known to me or who has produced (type of identification) as identification.




(Signature of Notary Public)

Brandy Wilkins
(Print Name of Notary Public)

STAMP

(Title)

My Commission Expires: _____

Commission Number: _____

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, pursuant to Section 125.66, Florida Statutes, that the Manatee County Board of County Commissioners will hold a Public Hearing on August 8, 2023, at 9:00 a.m. (or as soon thereafter as may be heard), located on the first floor of the Manatee County Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, to consider and act upon the following request made by University Park Recreation District Board of Supervisors (Petitioner):

ORDINANCE NO. 23-95 fka ORDINANCE NO. 18-29

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING RECREATION DISTRICTS; PROVIDING FINDINGS; AMENDING ARTICLE III OF CHAPTER 2-8 OF THE MANATEE COUNTY CODE OF ORDINANCES (MANATEE COUNTY ORDINANCE 18-29), THE CHARTER FOR UNIVERSITY PARK RECREATION DISTRICT; AMENDING DEFINITIONS; AMENDING THE PROCEDURES FOR ELECTIONS FOR THE BOARD OF SUPERVISORS; PROVIDING POWERS; PROVIDING FOR USE OF FACILITIES; AMENDING THE LIMITATIONS ON SHORT-TERM BORROWING; AMENDING PROVISIONS ON OBTAINING BONDS; MAKING OTHER CHANGES TO CODE CHAPTER 2-8 FOR CLARITY AND CONSISTENCY; PROVIDING FOR FILING AND EFFECTIVENESS;; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR CODIFICATION;.

The University Park Recreation District is located within the University Park Development, which is located on University Parkway. The facilities and lands includes a 27-hole golf course and practice facilities, a pro shop, a clubhouse with kitchen, administrative and community facilities, tennis courts, pickleball courts, a croquet court, a fitness center, a golf cart storage facility, and associated facilities, as well as certain other facilities and parcels of land that are within the area covered by the UPRD.

All interested parties are invited to appear at this hearing and be heard, subject to the proper rules of conduct. Additionally, any comments filed with the Director of the Planning Department will be considered by the Board of County Commissioners and entered in the record. Copies of the proposed ordinance, the petition and other information regarding the petition are available for public inspection from 8:00 a.m. to 4:00 p.m. Monday through Friday at the Manatee County Building and Development Services Department, 1112 Manatee Avenue West, 4th Floor, Bradenton, Florida.

Interested parties may obtain assistance regarding this matter by calling (941) 749-3070 during normal business hours.

In accordance with Section 286.0105, Florida Statutes, if any person decides to appeal any decision made with respect to any matters considered at such meeting or hearing, that person will need a record of the proceedings, and for such purpose, that person may need to assure that a verbatim record of the proceedings is made, which record would include any testimony or evidence upon which the appeal is to be based.

Americans With Disabilities: The Board of County Commissioners does not discriminate upon the basis of any individual's disability status. This non-discrimination policy involves every aspect of the Board's functions, including one's access to and participation in public hearings. Anyone requiring reasonable accommodation for this meeting as provided for in the ADA should contact Carmine DeMilio at 941-792-8784 ext. 8303 or carmine.demilio@mymanatee.org.

**SAID HEARING MAY BE CONTINUED FROM TIME TO TIME PENDING
ADJOURNMENTS.**

MANATEE COUNTY BOARD OF COUNTY COMMISSIONERS
Manatee County Building and Development Services Department
Manatee County, Florida



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

CORD BYRD
Secretary of State

August 10, 2023

Honorable Angelina Colonnese
Clerk of the Circuit Court
Manatee County
Post Office Box 25400
Bradenton, FL 34206

Attention: Robin Toth

Dear Honorable Angelina Colonnese:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Manatee County Ordinance No. 23-95, which was filed in this office on August 10, 2023.

Sincerely,

Anya Owens
Administrative Code and Register Director

ACO/wlh

From: municodeords@civicplus.com
To: [Robin Toth](#); pamala.roberts@mymanatee.org
Subject: Manatee County, FL Code of Ordinances - 1981 (10428) Supplement 122
Date: Wednesday, August 16, 2023 3:09:34 PM

****THIS IS AN AUTOMATICALLY GENERATED EMAIL****

Below, you will find the material that we have received/recorded to your account. This material is being considered for inclusion in your next/current update, Supplement 122

Document	Adopted Date	Recorded	Recorded Format
Ordinance No. 21-32	8/24/2021	7/11/2023	PDF
Ordinance No. 23-101	8/8/2023	8/16/2023	Word
Ordinance No. 23-85	7/25/2023	8/4/2023	Word
Ordinance No. 23-94	7/25/2023	8/4/2023	Word
Ordinance No. 23-95	8/8/2023	8/16/2023	Word
Ordinance No. 23-96	7/25/2023	8/4/2023	Word



Update the internet version of your Code more often than a printed supplement. We can update the Internet quarterly, monthly, even weekly.



We can post newly enacted ordinances in the online Code after each meeting.