

R-04-225

RECORDED; 9/23/2004 09:15:20 AM



**RESOLUTION APPROVING
SPECIAL SEWER ASSESSMENT PROJECT
ANGELA MARIA ROAD**

WHEREAS, pursuant to Chapter 63-1582, Laws of Florida as amended, the first public hearing on the above identified special improvement assessment project was duly held by the Board of County Commissioners of Manatee County, Florida and proof of publication of the first public hearing was filed with the Board of County Commissioners; and

WHEREAS, notice of the first public hearing was sent by first class mail to those property owners of record identified in Exhibit "A", and the affidavit of said notice is attached hereto as Exhibit "B", and

WHEREAS, the project and its location is briefly described as sanitary sewer improvements along the following roads:

**ANGELA MARIA ROAD
FROM CONNECTICUT AVENUE, WEST TO THE DEADEND**

WHEREAS, this Board of County Commissioners heard and considered all evidence submitted, presentations and documents filed during the public hearing and is fully advised and informed in this matter.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Manatee County, Florida, in connection with Sewer Assessment Project No. **TBD**, described above and referred to as the Project, that:

1. It is hereby determined that the parcels of real property located within the unincorporated portions of Manatee County, Florida abutting the project and belonging to

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those owners of record identified in Exhibit "A" attached hereto and made a part hereof, will be especially benefited to the extent of the estimated special assessments shown on Exhibit "A" by the construction or other improvements of the project, and that such project constitutes a valid public purpose. Accordingly, the project is hereby approved.

2. Commencement of the development of the preliminary special improvement assessment roll is hereby directed.

THE ESTIMATED ASSESSMENTS SHOWN ON EXHIBIT "A" ARE NOT LIENS AND ARE NOT THE FINAL ASSESSMENTS. NO ASSESSMENTS SHALL BE DUE OR PAYABLE UNTIL AFTER NOTICE AND A PUBLIC HEARING HAVE BEEN CONDUCTED IN THE MANNER REQUIRED BY CHAPTER 63-1582, LAWS OF FLORIDA, AS AMENDED, AND COMPLIANCE WITH THE UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF NON-AD VALOREM ASSESSMENTS PURSUANT TO CHAPTER 197, FLORIDA STATUTES.

3. Final special assessment liens shall not be levied until after completion of the project.

4. The Clerk of the Circuit Court is hereby authorized and directed to cause this Resolution with Exhibit "A" attached hereto to be filed for record and recorded in the Official Records Books of the County.

The local road improvements shall consist of:

- a. **8" gravity feed sanitary sewer lines**
- b. **Rebuild and resurface paved road damaged during construction**

6. The approval contained herein may be rescinded in whole or in part:

- a. **If it is determined that the special assessments shown on the preliminary special assessment roll exceed the benefits that may accrue to the property as a result of the improvements.**

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- b. If an agreement with the Tax Collector and Property Appraiser is not obtained.
- c. If it is not possible to complete construction of the project in accordance with the construction cost estimate provided during the public hearing.
- d. If it is not possible to provide financing at a rate of interest not to exceed 5% and allow for payment of special assessment liens in equal annual payments of principal and interest over a period of fifteen (15) years.

7. Special assessments may be collected in accordance with the uniform method for the levy, collection and enforcement of non-ad valorem assessments or as otherwise permitted by Chapter 63-1582, Laws of Florida, as amended.

ADOPTED WITH A QUORUM present and voting this the 21 day of September, 2004.

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



By: [Signature]
Chairman

**ATTEST: R.B. SHORE
Clerk of the Circuit Court**

[Signature]
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