

**RESOLUTION 2015 - 077**

A RESOLUTION OF THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA, EXTENDING THE DELEGATION OF SPECIFIED COUNTY REDEVELOPMENT POWERS TO THE CITY OF ORMOND BEACH FOR THE ORMOND CROSSINGS PROJECT AREA; AMENDING AND AFFIRMING PORTIONS OF RESOLUTION NO. 2010-114; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, on July 8, 2004, the Volusia County Council ("County Council") adopted Resolution 2004-131 which delegated the exercise of specified County redevelopment powers to the City of Ormond Beach ("City") for the Ormond Crossings' Project Area; and

**WHEREAS**, on January 17, 2006, the City Commission adopted Resolution No. 2006-35 which found the existence of blighted areas within the Project Area ("Findings of Blight"), adopted Resolution No. 2006-36 which created a community redevelopment agency known as the North Mainland/Ormond Crossings Community Redevelopment Agency ("CRA"), and adopted Resolution No. 2006-37 which approved the Master Redevelopment Plan for the CRA ("Master Redevelopment Plan"); and

**WHEREAS**, the County Council granted time extensions that were requested by the City as set forth in Resolution No. 2007-112, Resolution No. 2008-110, Resolution No. 2009-98, and Resolution No. 2009-178; and

**WHEREAS**, on July 8, 2010, the County Council adopted Resolution No. 2010-114 repealing portions of Resolution Numbers 2004-131, 2007-112, 2008-110, 2009-98, and 2009-178, and restating the delegation of specified County redevelopment powers to the City for the Project Area; and

**WHEREAS**, Resolution No. 2010-114 ratified and affirmed the authority previously delegated by the County Council to the City pursuant to which the City made Findings of Blight, created of the CRA, and approved the Master Redevelopment Plan; and

**WHEREAS**, Resolution 2010-114 acknowledged that due to changes in economic conditions and governmental regulations since the Master Redevelopment Plan was adopted by the City in 2006, that the City adopted on February 2, 2010 by Resolution 2010-14 an Amendment/Update to the Master Redevelopment Plan ("Plan Amendment/Update"), said Plan Amendment/Update being made part of Resolution 2010-114; and

**WHEREAS**, Resolution 2010-114 acknowledged and accepted a Conceptual Development Plan for the Project Area to include a business park for industrial uses and

office and warehouse uses, and that the primary purpose of the CRA is to encourage the development of job producing non-residential land uses within that business park and

**WHEREAS**, Resolution 2010-114 provided that consistent with the Conceptual Development Plan, the CRA may use tax increment funds solely to design, permit and construct a roadway improvement, including related administrative costs, to provide access to the business park ("Crossings Boulevard Segment 1"); and

**WHEREAS**, Paragraph 8 of Resolution 2010-114 provides the delegation of authority provided therein shall expire and the CRA shall dissolve upon the earlier of the following: (a) in the event construction of Crossings Boulevard Segment 1 has not commenced within five (5) years from the adoption of that Resolution, or (b) December 31, 2034; and

**WHEREAS**, Paragraph 7(e) of Resolution 2010-114 further provides that a failure to commence Crossings Boulevard Segment 1 within five (5) years from the adoption of the said Resolution shall cause the CRA to dissolve the RTF district account and remit funds to the attributing taxing authorities; and

**WHEREAS**, the delegation of authority provided by Resolution 2010-114 will expire on July 8, 2015, and the City has requested a five (5) year extension to allow the commencement of construction of Crossings Boulevard Segment 1; and

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF VOLUSIA COUNTY, FLORIDA IN OPEN MEETING DULY ASSEMBLED IN THE COUNTY COUNCIL CHAMBERS AT THE THOMAS C. KELLY ADMINISTRATION CENTER, 123 WEST INDIANA AVENUE, DELAND, FLORIDA, THIS 11<sup>th</sup> DAY OF June, 2015, AS FOLLOWS:**

SECTION 1. The delegation of authority granted to the City in Paragraph 8 of Resolution 2010-114 is hereby amended as follows:

8. This delegation of authority shall expire and the CRA shall dissolve upon earlier of the following:

(a) In the event construction of Crossings Boulevard Segment 1 has not commenced within five (5) years from the adoption of this Resolution (said date being June 11, 2020); or

(b) December 31, 2034.

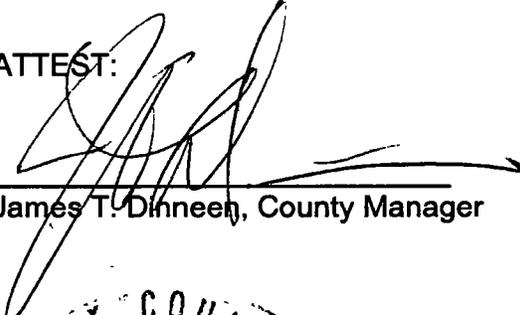
SECTION 2. Paragraph 5 of Resolution 2010-114, delegating eminent domain authority, is hereby repealed.

SECTION 3. All other portions of Resolution 2010-114 are ratified and affirmed, and remain in effect.

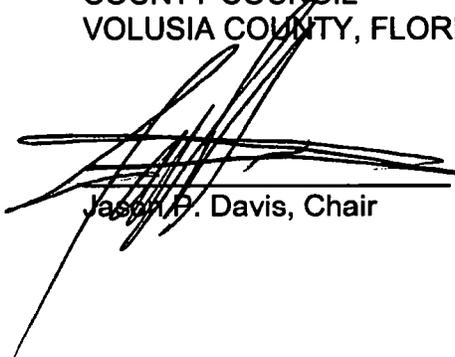
SECTION 4. This Resolution shall become effective upon adoption by the County Council.

DONE AND ORDERED IN OPEN MEETING.

ATTEST:

  
James T. Dinneen, County Manager

COUNTY COUNCIL  
VOLUSIA COUNTY, FLORIDA

  
Jason P. Davis, Chair

