

**PROPOSED
ORDINANCE NO. 23 - 17**

ORDINANCE NO. 21-17

AN ORDINANCE AMENDING ORDINANCE NO. 16-05 TO PROVIDE FOR EXTENSION OF THE EASTSIDE NEIGHBORHOOD REDEVELOPMENT TRUST FUND ESTABLISHED UNDER THE AUTHORITY OF CHAPTER 163, PART III; FLORIDA STATUTES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. FINDINGS. It is hereby ascertained, determined and declared as follows:

A. The City Council of the City of Pensacola (the "City Council") is authorized by Chapter 163, Part III, Florida Statutes (the "Redevelopment Act") to exercise the community redevelopment powers set forth therein to eliminate, remedy and prevent conditions of slum and blight.

B. In accordance with the Redevelopment Act, the City Council has previously (i) established the City of Pensacola Community Redevelopment Agency (the "Agency"), (ii) designated the "Urban Infill and Redevelopment Area" and determined that such area is a blighted area in need of redevelopment, and (iii) adopted a community redevelopment plan for such area to remediate the conditions of blight therein (the "Urban Infill And Redevelopment Area Plan").

C. In February 2004, the City Council adopted the Eastside Neighborhood Plan identifying the redevelopment activities to be undertaken therein. The Eastside Neighborhood is located within the Urban Infill and Redevelopment Area boundaries.

D. On October 27, 2005, the City Council adopted Ordinance No. 15-05 which incorporated the Eastside Neighborhood Plan into and made it a part of the Urban Infill and Redevelopment Area Plan.

E. On October 27, 2005, the City Council adopted Ordinance No. 16-05 (the "Trust Fund Ordinance") which declared the Eastside Neighborhood a blighted area, established the Eastside Neighborhood Redevelopment Trust Fund and provided for the funding thereof in accordance with the authority of section 163.387 of the Redevelopment Act.

F. The Trust Fund Ordinance provided for annual funding of the Eastside Neighborhood Redevelopment Trust Fund for a 20 year term, commencing on January 1, 2006 and for each of 19 years thereafter.

G. Section 163.387 of the Redevelopment Act provides that the Neighborhood Redevelopment Trust Fund may have a term of 40 years after the fiscal year in which the initial redevelopment plan is approved or adopted.

H. On April 10, 2017, the Agency recommended extension of the Eastside Neighborhood Trust Fund for an additional 20 years to continue revitalization efforts in the Eastside Neighborhood.

I. The City Council hereby makes a legislative finding that conditions in the Eastside Neighborhood meet the criteria described in Section 163.340(8) of the Redevelopment Act, that the Eastside Neighborhood is a blighted area within the City of Pensacola, and that the rehabilitation, conservation, or redevelopment, or a combination thereof, of the Eastside Neighborhood is necessary in the interest of the public health, safety, morals, or welfare of the residents of the City.

J. The City and Agency have given notice of a proposed ordinance to consider extension of the Eastside Neighborhood Trust Fund by publication and by mailed notice to affected taxing authorities, in the manner required by the Redevelopment Act.

K. A public meeting for the purpose of receiving comments from interested parties has been duly held and such comments, if any, have been heard and considered.

SECTION 2. AMENDMENT OF ORDINANCE NO. 16-05. Section 4.B. of the Trust Fund Ordinance is hereby amended as follows, with additional text indicated by underline and deleted text indicated by strikethrough.

"B. Commencing on January 1, 2006 and for each of thirty-nine (39) ~~nineteen (19)~~ years thereafter, each taxing authority except school districts and water management districts shall annually appropriate and pay on or before April 1 to the Eastside Neighborhood Redevelopment Trust Fund a sum which is no less than the increment of ad valorem tax revenues as defined and determined in paragraph A 1. and 2. above. ~~Provided, however, the City Council may by resolution adopted during calendar year 2015 terminate this obligation for future years.~~"

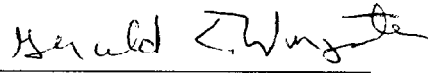
SECTION 3. RATIFICATION AND CONFIRMATION. Except as amended hereunder, all prior ordinances, resolutions and actions by the City Council regarding the establishment and creation of the Agency, the Eastside Neighborhood Plan, the Urban Infill and Redevelopment Area Plan, and the Eastside Neighborhood Trust Fund, including but not

limited to findings of blight and necessity associated therewith, are hereby ratified and confirmed.


SECTION 4. SEVERABILITY. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. EFFECTIVE DATE. This ordinance shall take effect on the fifth business day after adoption, unless otherwise provided pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Adopted: July 13, 2017

Approved: 
President of City Council

Attest:


City Clerk

Published Daily-Pensacola, Escambia County, FL

PROOF OF PUBLICATION

City of Florida

County of Escambia:

I, the undersigned authority personally appeared **Scarlett Tovama** who, on oath, says that she is a legal representative of the Pensacola News Journal, a newspaper published in Escambia County, Florida; the attached copy of advertisement, being a Legal in matter of:

NOTICE OF PROPOSED ORDINANCES

published in said newspaper in the issue(s) of:

July 3, 2017

I further says that the said Pensacola News Journal newspaper published in said Escambia County, Florida, and that the said newspaper has heretofore been published in said Escambia County, Florida, and has been published as second class matter at the Post Office in said Escambia County, Florida, for a period of one year next ending the first publication of the attached copy of advertisement; and affiant further says that she has neither promised nor promised any person, firm or corporation any amount, rebate, commission or refund for the purpose of this advertisement for publication in the said newspaper.

I have read and subscribed before me this 5th day of July, by **Scarlett Tovama**, who is personally known to

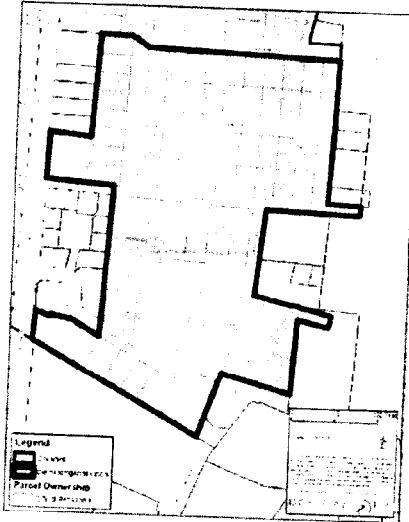
Scarlett Tovama Affiant

Maile D. [Signature] Notary Public

NOTICE OF PROPOSED ORDINANCES

Please be advised that Proposed Ordinance Nos. 10-17, 18-17, 19-17, 20-17, 21-17, 22-17, 23-17 and 24-17, were presented to the City Council of the City of Pensacola for first reading on Thursday, June 8, 2017 and will be presented for final reading and adoption on Thursday, July 13, 2017 at 5:30 p.m., in Council Chambers on the First Floor of City Hall, 222 West Main Street, Pensacola, Florida. The title(s) of the proposed ordinance(s) are as follows:

PO #10-17: AN ORDINANCE INCORPORATING AND ANNEXING A CERTAIN AREA CONTIGUOUS AND ADJACENT TO THE CITY OF PENSACOLA INTO THE CITY OF PENSACOLA, AND DECLARING SAID AREA TO BE A PART OF THE CITY OF PENSACOLA; REPEALING CLAUSE, AND PROVIDING AN EFFECTIVE DATE. (All Parcels Owned by Pensacola International Airport)



PO #18-17: AN ORDINANCE CLOSING, ABANDONING AND VACATING A PORTION OF THE BAY BOULEVARD RIGHT OF WAY; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE. (Adjacent to 500 Bay Boulevard)

PO #19-17: AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY PURSUANT TO AND CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY OF PENSACOLA; AMENDING THE ZONING MAP OF THE CITY OF PENSACOLA; REPEALING CLAUSE AND EFFECTIVE DATE. (1103 North 15th Ave and the 1400 Block of East Gonzalez Street)

PO #20-17: AN ORDINANCE AMENDING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY PURSUANT TO AND CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY OF PENSACOLA; AMENDING THE ZONING MAP OF THE CITY OF PENSACOLA; REPEALING CLAUSE AND EFFECTIVE DATE. (2305 & 2311 North 12th Avenue)

PO #21-17: AN ORDINANCE GRANTING AN HISTORIC PRESERVATION AD VALOREM PROPERTY TAX EXEMPTION FOR 100% OF THE VALUE OF REAL PROPERTY IMPROVEMENTS UP TO \$644,926 PER YEAR FOR A TEN YEAR PERIOD FROM 2018-2028 FOR THE STRUCTURE LOCATED AT 105 WEST JACKSON STREET, PARCEL NUMBER 006009010110019, ACCOUNT NUMBER 131127000.

PO #22-17: AN ORDINANCE AMENDING ORDINANCE NO. 15-05, THE URBAN INFILL AND REDEVELOPMENT AREA PLAN, TO PROVIDE THAT ALL COMMUNITY REDEVELOPMENT ACTIVITIES FINANCED BY TAX INCREMENT REVENUES IN THE URBAN INFILL AND REDEVELOPMENT AREA SHALL BE COMPLETED BY SEPTEMBER 30, 2045; AND PROVIDING AN EFFECTIVE DATE.

PO #23-17: AN ORDINANCE AMENDING ORDINANCE NO. 16-05 TO PROVIDE FOR EXTENSION OF THE EASTSIDE NEIGHBORHOOD REDEVELOPMENT TRUST FUND ESTABLISHED UNDER THE AUTHORITY OF CHAPTER 163, PART III; FLORIDA STATUTES; AND PROVIDING AN EFFECTIVE DATE.

PO #24-17: AN ORDINANCE REPEALING SECTION 8-1-28 OF THE CODE OF THE CITY OF PENSACOLA FLORIDA; REGULATION OF CONDUCT IN THE DOWNTOWN VISITORS' DISTRICT; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

A copy of proposed ordinances may be inspected by the public in the City Clerk's office, located on the 3rd Floor of City Hall, 222 West Main Street, Pensacola, Florida, or on-line on the City's website: <https://pensacola.legistar.com/Calendar.aspx>. Interested parties may appear at the Council meeting and be heard with respect to the proposed ordinances.

If any person decides to appeal any decision made with respect to any matter considered at this meeting or public hearing, such person may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and any evidence upon which the appeal is to be based.

The City of Pensacola adheres to the Americans with Disabilities Act and will make reasonable accommodations for access to city services, programs and activities. Please call 435-1806 (or TDD 435-1866) for further information. Requests must be made at least 48 hours in advance of the event in order to allow the City time to provide the requested services.

CITY OF PENSACOLA, FLORIDA

By: Ericka L. Burnett, City Clerk

Visit www.cityofpensacola.com to learn more about City activities. Council agendas posted on-line before meetings.