

**RESOLUTION NO. 2011-22**

**A RESOLUTION OF THE CITY COMMISSION OF ST. PETE BEACH, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS LEVIED IN ALL OR PART OF THE INCORPORATED AREA OF THE CITY OF ST. PETE BEACH, FLORIDA, STATING A NEED FOR SUCH LEVY; PROVIDING FOR THE MAILING OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, AS FOLLOWS:**

**SECTION 1. AUTHORITY.** This Resolution of the City of St. Pete Beach, Florida (the "City") is adopted pursuant to City Ordinance No. 2009-30, Chapter 197, Florida Statutes, and other applicable provisions of law.

**SECTION 2. FINDINGS.** It is hereby ascertained, determined and declared as follows:

(A) The City Commission of St. Pete Beach, Florida (the "Commission") intends to use the uniform method for collecting non-ad valorem assessments for more than one year within the area encompassed by City's incorporated boundaries (the legal description of which is attached hereto as Appendix A and incorporated herein), as authorized by Section 197.3632, Florida Statutes. Such method, if employed, will allow such assessments to be collected annually, commencing in November 2012, in the same manner as provided for ad valorem taxes.

(B) The City Commission held a duly advertised public hearing for the purpose of considering the adoption of this Resolution, proof of publication of such hearing being attached hereto as Appendix B.

**SECTION 3. UNIFORM METHOD OF COLLECTING NON-AD VALOREM ASSESSMENTS.**

(A) Commencing with the ad valorem tax bills issued in November 2012, the City hereby announces its intention to use the uniform method of collecting non-ad valorem assessments for more than one year as authorized in Section 197.3632, Florida Statutes, as amended, for collecting non-ad valorem assessments in order to fund, in whole or in part, the cost of providing capital improvements and/or essential services which convey a special

benefit to affected real property or which relieve a burden created by such property, including but not limited to stormwater services, facilities and improvements.

(B) The City hereby determines that the levy of such assessments is needed to fund the cost of providing such capital improvements and/or essential services.

(C) Adoption of this Resolution is solely for the purpose of complying with the statutory requirements that the City publicly announce to the Florida Department of Revenue, the Pinellas County Property Appraiser, and the Pinellas County Tax Collector before January 1 that it may levy non-ad valorem assessments and use the uniform method of collection.

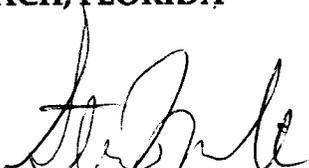
(D) Adoption of this Resolution shall not be deemed to commit or require the City to impose any assessments.

(E) Upon adoption, the City Manager or designee thereof is hereby directed to send a copy of this Resolution by United States mail to the Florida Department of Revenue, the Pinellas County Property Appraiser, and the Pinellas County Tax Collector by January 10, 2012.

**SECTION 4. CONSTRUCTION; EFFECTIVE DATE.** This Resolution shall be liberally construed to effect the purposes hereof and shall become effective immediately upon adoption.

**PASSED, ADOPTED AND APPROVED** this 8th day of November 2011.

**CITY COMMISSION OF ST. PETE  
BEACH, FLORIDA**

By: 

Steve McFarlin, Mayor

(SEAL)

Attest:

By: 

Rebecca C. Haynes, City Clerk

**APPENDIX A  
LEGAL DESCRIPTION OF CITY**

The entirety of the incorporated area of the City of St. Pete Beach, Florida, also as described in City of St. Pete Beach, Fla., Code of Ordinances part I, art. II, § 2.01 (2008), which describes and includes all of the lands or area within corporate limits of the City of St. Pete Beach: From a point of beginning at the intersection of the center line of Blind Pass and a line which is 40 feet south of the south boundary of 74th Avenue extended in St. Pete Beach; thence run northerly along the center line of Blind Pass to a point 870 feet north of [and] measured at right angles from the center of Blind Pass Bridge where it now crosses Blind Pass on the present State Road No. 699; thence run north 81 degrees, 31 minutes, and 3 seconds east along a line parallel to Blind Pass Bridge to the center line of the Government Channel in Boca Ciega Bay; thence run southeasterly and southerly along the center line of said Government Channel in Boca Ciega Bay to where said channel intersects what is known as Pass-a-Grille Channel lying east of what is now Vina Del Mar, formerly known as Mud Key; thence run southerly along the center line of said Pass-a-Grille Channel to a point 500 feet south of the southernmost tip of Long Key as it now exists; thence run due west into the Gulf of Mexico 10 miles; thence run due north to a point which lies south 60 degrees west from the point of beginning; thence run north 60 degrees east to the point of beginning. Together with the tracts of land described in fee simple deed from Elsie S. Allen, widow, to the Long Key Sewer District, a political subdivision of the State of Florida, dated May 3, 1956, and filed May 4, 1956, in deed book 1594, page 526, as clerk's instrument No. 274302A, Pinellas County Records, and in fee simple deed from Kenneth Eriksen and Jacquelyn M. Eriksen, his wife, to the Long Key Sewer District, a political subdivision of the State of Florida, dated December 13, 1955, and filed October 16, 1956, in deed book 1625, page 261, as clerk's instrument No. 311304A, Pinellas County Records, said lands being the land on which the sewer plant of the Long Key Sewer District is to be located; and including any and all submerged lands lying between the side lines of said tracts extended in straight lines in a westerly direction to the center line of the Government Channel of Boca Ciega Bay. All of the lands described above lie in Pinellas County, Florida, and said descriptions include all of the keys known as Long Key, Boca Ciega Isle (Coon Key), Vina Del Mar (Mud Key), the Long Key Sewer District lands, and lands adjacent thereto in Boca Ciega Bay, together with all lands adjacent thereto.

**APPENDIX B**  
**PROOF OF PUBLICATION**

St. Petersburg, Pinellas County, Florida

STATE OF FLORIDA  
COUNTY OF PINELLAS

} s.s.

Before the undersigned authority personally appeared R. Harr who on oath says that he/she is Legal Clerk of the St. Petersburg Times a daily newspaper published at St. Petersburg, in Pinellas County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter RE: HEARING TO PROVIDE FOR COLLECTION OF STORMWATER SPECIAL ASSESSMENTS was published in said newspaper in the issues of City & State, 10/17/2011.

Affiant further says the said St. Petersburg Times is a newspaper published at St. Petersburg, in said Pinellas County, Florida and that the said newspaper has heretofore been continuously published in said Pinellas County, Florida, each day and has been entered as second class mail matter at the post office in St. Petersburg, in said Pinellas County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement, and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

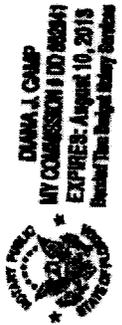
Signature of Affiant

Sworn to and subscribed before me  
this 17th day of October A.D. 2011

Signature of Notary Public

Personally known X or produced identification

Type of identification produced



# CITY OF ST. PETERS BEACH, FLORIDA NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF STORMWATER RELATED NON-AD VALOREM SPECIAL ASSESSMENTS

approach to funding this important program. The cost for fiscal program costs has already been certified for collection on the November 2011 tax bill. Both assessments are needed in order to address the challenges that stormwater related to the City. No overall increase in the assessment can occur in the future without published and individually mailed notice to each property owner. The City intends that stormwater assessments for fiscal year 2012-13 and each fiscal year thereafter will be collected on the annual property tax bill issued each November by the Pinellas County Tax Collector in which each property owner will receive a notice to pay the assessment. Failure to pay the assessment will cause a lien certificate to be issued against the property which may result in a loss of title.

All affected property owners are invited to attend and participate in the November 8, 2011 public hearing and may also file written objections with the Commission prior to or during the hearing. Anyone wishing to appeal any decision made by the Commission with respect to any matter considered at the hearing will need a record of the proceedings and may need to appear at a verbal hearing in order to make, including the legislative record in order to make, including the legislative and evidence upon which the appeal is to be made.

The City expects to collect approximately \$360,000 in the first year through the special assessment described in this notice. The special assessment is an annual assessment which will continue from year to year. Until paid, the stormwater assessment will constitute a lien against assessed property equal in rank and dignity with the liens of all state, county, district, or municipal taxes and other non-ad valorem assessments.

Copies of Resolution No. 2011-18 and the preliminary stormwater non-ad valorem assessment roll are available for inspection at the offices of the City Clerk, located at City Hall, 155 Corey Avenue, St. Petersburg, Florida. The preliminary stormwater non-ad valorem assessment roll is also available on the internet at <http://quicksearch.stpete-fla.gov>.

Questions concerning the proposed assessment should be directed to the City's Public Services Department at (727) 863-6243. PERSONS WITH DISABILITIES NEEDING ASSISTANCE TO PARTICIPATE IN ANY OF THESE PROCEEDINGS SHOULD CONTACT THE CITY



The City Commission (the Commission) of the City of St. Petersburg (the City) is considering the imposition of special assessments, referred to as non-ad valorem assessments, against property within City limits to fund a limited portion of certain variable costs associated with the City's stormwater system. Variable costs are those which are dependent upon property classification, parcel-specific physical characteristics of actual demand or burden created by individual tax parcels. The special assessment for each parcel of property will be based on the amount of impervious area attributable to each parcel as measured by "Equivalent Residential Units" (ERUs). A more specific description of the variable costs associated with the stormwater system and the method of computing the assessment for each tax parcel, together with a mitigation credit procedure providing for limited reduction in the amount of the assessment for property owners with certain private stormwater mitigation facilities, are set forth in Resolution No. 2011-18 adopted by the Commission on October 11, 2011.

The Commission will hold a public hearing at 6:00 PM on November 8, 2011, in the City Commission Chambers at City Hall, 155 Corey Avenue, St. Petersburg, Florida, for purposes of receiving public comment on the proposed assessment and considering a resolution approving a stormwater non-ad valorem assessment.