

**ORDINANCE NO. 240-09-136**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA, ADOPTING, APPROVING, CERTIFYING AND RE-IMPOSING THE UNIFORM METHOD FOR COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE ISLES OF INVERRARY SAFE NEIGHBORHOOD IMPROVEMENT DISTRICT DESIGNATED AREA AS REFLECTED ON THE ANNUAL TAX BILL FOR COSTS AND EXPENSES ASSOCIATED WITH THE IMPROVEMENT DISTRICT; DECLARING A SAFE NEIGHBORHOOD SPECIAL ASSESSMENT FOR THE FISCAL YEAR 2025; PROVIDING FOR THE RE-IMPOSITION OF ANNUAL BILLING ON THE TAX BILL FOR THE ACTUAL COSTS AND EXPENSES FOR THE IMPROVEMENT DISTRICT DESIGNATED AREA; STATING A NEED FOR SUCH LEVY TO COVER THE ACTUAL COSTS ASSOCIATED WITH THE IMPROVEMENT DISTRICT; ALLOWING FOR INCREASES EQUIVALENT TO THE ACTUAL COSTS INCURRED NOT TO EXCEED NON-AD VALOREM SPECIAL ASSESSMENTS IN THE AMOUNT OF \$500.00 AND AN AD VALOREM TAX LEVY IN THE AMOUNT OF TWO (2) MILLS FOR EACH INDIVIDUAL PARCEL OF LAND PER YEAR; PROVIDING FOR THE MAILING OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, Ordinance No. 090-03-119 authorized the establishment of Local Government Safe Neighborhood Improvement Districts generally within the City of Lauderdale and granting the authority, *inter alia*, to collect special assessments; and

WHEREAS, Ordinance No. 100-06-138 created the specific Isles of Inverrary Safe Neighborhood Improvement District and designated the specific Improvement District Area; and

WHEREAS, the City of Lauderdale City Commission declared its Initial Intent to use the uniform method for collecting non-ad valorem special assessments levied within the designated Isles of Inverrary Local Government Safe Neighborhood Improvement District Areas via Original Intent Resolution 10R-12-245 following a public hearing that was held on December 13, 2010; and

WHEREAS, the City of Lauderdale has the authority to, and has opted to, levy a non-ad valorem assessment not to exceed \$500.00 for each individual parcel of land per year and to levy ad valorem taxes of up to 2 mills annually within the improvement district area as authorized by law; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser's Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present were heard at the Public Hearing held on September 14, 2011 prior to the passage of

Resolution 11R-09-166 and first reading of Ordinance 110-09-161, which passed on second reading on September 28, 2011; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present were heard at the Public Hearing held on September 12, 2012 prior to the passage of Resolution 12R-09-193 and first reading of Ordinance 120-09-137, which passed on second reading on September 28, 2012; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present were heard at the Public Hearing held on September 12, 2013 prior to the passage of the corresponding Resolution No. 13R-09-205 and the first reading of this Ordinance No. 130-09-147, which passed on second reading on September 26, 2013; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present were heard at the Public Hearing held on September 15, 2014 prior to the passage of the corresponding Resolution No. 14R-09-195 and the first reading of this Ordinance No. 140-09-141, which passed on second reading on September 29, 2014; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present

were heard at the Public Hearing held on September 11, 2015 prior to the passage of the corresponding Resolution No. 15R-09-201 and the first reading of this Ordinance No. 150-09-136, which passed on second reading on September 21, 2015; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present were heard at the Public Hearing held on September 14, 2016 prior to the passage of the corresponding Resolution No. 16R-09-189 and the first reading of this Ordinance No. 160-09-134, which passed on second reading on September 28, 2016; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present were heard at the Public Hearing held on September 13, 2017 prior to the passage of the corresponding Resolution No. 17R-09-230 and the first reading of this Ordinance No. 170-09-134, which passed on second reading on September 25, 2017; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present were heard at the Public Hearing held on September 12, 2018 prior to the passage of the corresponding Resolution No. 18R-09-185 and the first reading of this Ordinance No. 180-09-133, which is to be considered for passage on second reading on September 26, 2018; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area that were present were heard at the Public Hearing held on September 12, 2019 prior to the passage of the corresponding Resolution No. 19R-09-180 and the first reading of this Ordinance No. 19O-09-126, which passed on second reading on September 26, 2019; and

WHEREAS, individual notice of the duly advertised virtual public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area who concerns were available to be considered at the virtual Public Hearing held on September 14, 2020 prior to the passage of the corresponding Resolution No. 20R-09-178 and the first reading of this Ordinance No. 20O-09-131, which passed on second reading on September 29, 2020; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area who concerns were available to be considered at the Public Hearing held on September 13, 2021 prior to the passage of the corresponding Resolution No. 21R-09-193 and the first reading of this Ordinance No. 21O-09-128, which passed on second reading on September 27, 2021; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area who concerns were available to be considered at the Public Hearing held on September 14, 2022 prior to the passage of the corresponding Resolution No. 22R-09-182 and the first reading of this Ordinance No. 22O-09-124, which was initially scheduled to be heard on second reading on September 28, 2022; however, due to a Declared State of Emergency as a result of Hurricane Ian, was rescheduled and heard on an emergency basis on October 4, 2022; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area who concerns were available to be considered at the Public Hearing held on September 14, 2023 prior to the passage of the corresponding Resolution No. 23R-09-219 and the first reading of this Ordinance No. 23O-09-124 which passed on second reading on September 28, 2023; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

WHEREAS, no written objections were received from any residents within the designated Isles of Inverrary District Area regarding the certification and imposition of the annual tax assessments; nevertheless, any residents of the area who concerns were available to be considered at the Public Hearing held on September 12, 2024 prior to the passage of the corresponding Resolution No. 24R-09-178 and the first reading of this Ordinance No. 24O-09-136 which passed on second reading on September 26, 2024; and

WHEREAS, individual notice of the duly advertised public hearing was mailed to each affected property owner as required by the Florida Statutes, Section 197.3632 via the TRIM Notice that was sent by the Broward County Property Appraiser`s Office, and notice was also published in the newspaper; and

NOW THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

SECTION 1. That commencing with the Fiscal Year beginning on October 1, 2024, and with the tax statement mailed for each Fiscal Year thereafter, the City of Lauderhill will use the uniform method of collecting non-ad valorem assessments authorized in Section 197.3632 of the Florida Statutes, as amended, for collecting non-ad valorem assessments for the actual costs and expenses associated with the Isles of Inverrary Safe Neighborhood Improvement District Designated Area. The assessments shall be imposed and levied within the designated District Area as referenced on the Annual Tax Bill. A map of the designated District Area subject to this assessment is attached hereto as Exhibit "A" and incorporated herein by reference thereto.

SECTION 2. The City of Lauderhill hereby declares a \$500.00 non-ad valorem Safe Neighborhood Improvement District special assessed cost for Fiscal Year 2024 as well as an ad valorem tax levy of two (2) mills, and determines that the levy of such assessments is needed this year for the Isles of Inverrary Safe Neighborhood Improvement District Designated Area. The rates to be assessed are attached hereto as Exhibit "B" and incorporated herein by reference thereto. The estimated preliminary rates were fully disclosed at the Public Hearing on July 9, 2024, and the final rates were fully disclosed and voted upon on September 12 2024, and voted upon on second reading on September 26, 2024. Only those actual costs and expenses incurred will actually be assessed.

SECTION 3. The assessment for each parcel will be billed through the Broward County Property Appraiser's Office, via the Ad Valorem Tax Bill and collected through the Broward County Revenue Collections Division, as authorized by Florida Statutes, Section 197.3632. Failure to pay the assessments will cause a Tax Certificate to be issued against the property, which may result in the loss of title.

SECTION 4. The City of Lauderhill previously certified the Assessment Roll of Non-Ad Valorem and Ad Valorem Assessments via Resolution No. 24R-09-136 which was passed at the Public Hearing in September 12, 2024.

SECTION 5. Upon adoption, the City Clerk is hereby directed to send a copy of this Ordinance to the Florida Department of Revenue, the Broward County Department of Revenue Collection, and the Broward County Property Appraiser.

SECTION 6. All ordinances or parts of ordinances, all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed as to the extent of such conflict.

SECTION 7. Should this Ordinance or any part thereof be declared invalid by a Court of competent jurisdiction, the invalidity of any part of this Ordinance shall not otherwise affect the validity of the remaining provisions of this Ordinance, which shall be deemed to have been enacted without the invalid provision.

Section 8. This Ordinance shall be deemed to take effect upon passage and adoption.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2024.

PASSED on first reading this \_\_\_\_ day of \_\_\_\_\_, 2024.

PASSED AND ADOPTED on second reading this \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
PRESIDING OFFICER

ATTEST:

\_\_\_\_\_  
CITY CLERK

	FIRST READING	SECOND READING
MOTION	_____	_____
SECOND	_____	_____
M. DUNN	_____	_____
D. GRANT	_____	_____
L. MARTIN	_____	_____
R. MARTIN	_____	_____
K. THURSTON	_____	_____