

ORDINANCE NO. 2012-27

AN ORDINANCE OF THE CITY OF MELBOURNE, BREVARD COUNTY, FLORIDA, RELATING TO THE DOWNTOWN MELBOURNE REDEVELOPMENT PLAN; MAKING FINDINGS; AMENDING SECTION 10-101, CITY CODE, TO PROVIDE FOR INCLUSION OF THE DOWNTOWN CRA PUBLIC AMENITIES AND FACILITIES ENHANCEMENT PROGRAM IN THE PLAN; PROVIDING FOR SEVERABILITY AND INTERPRETATION; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN ADOPTION SCHEDULE.

WHEREAS, the City Council of the City of Melbourne created (by Ordinance No. 82-58) and is operating a Chapter 163, Florida Statutes, Community Redevelopment Agency generally known as the Downtown Melbourne Redevelopment Agency within the area established by the City Council and described in Section 10-15, City Code; and

WHEREAS, pursuant to Section 163.361, if it becomes necessary or desirable to amend or modify the redevelopment plan, the governing body may amend such plan upon the recommendation of the agency; and

WHEREAS, the proposed amendment to the redevelopment plan, attached to this ordinance as Exhibit "A" and incorporated herein by reference, provides the Downtown Melbourne CRA Public Amenities and Facilities Enhancement Program; and

WHEREAS, the Melbourne City Council and the Local Planning Agency reviewed the plan and found the proposed amendment to the redevelopment plan to be consistent with Section 163.360, Florida Statutes, and the Comprehensive Plan; and

WHEREAS, the Melbourne City Council desires to amend the Downtown Melbourne Redevelopment Plan to include the Downtown CRA Public Amenities and Facilities Enhancement Program.

BE IT ENACTED BY THE CITY OF MELBOURNE, FLORIDA:

SECTION 1. That Section 10-101 of the City Code of Melbourne, Florida, is hereby amended to read as follows:

* * * *

Sec. 10-101. Downtown redevelopment plan, generally.

* * * *

(b) *Adoption.* The Community Redevelopment Plan for the Melbourne Downtown Redevelopment Area consists of the document entitled "Community Redevelopment Plan for the Melbourne Downtown Redevelopment Area," adopted by Ordinance No. 82-58 on December 28, 1982, together with amendments entitled

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(8) "June 26, 2012 Amendment to Community Redevelopment Plan," adopted by Ordinance No. 2012-27, adopted on July 10, 2012.

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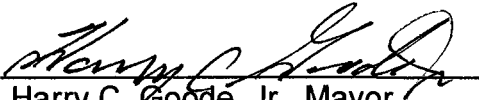
SECTION 2. That attached hereto as Exhibit "A" and incorporated herein by this reference is the amendment to the Community Redevelopment Plan dated June 26, 2012.

SECTION 3. That it is hereby declared to be the intention of the Council that the sections, paragraphs, sentences, clauses and phrases of this Code are severable, and if any phrase, clause, sentence, paragraph or section of this Code shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Code.

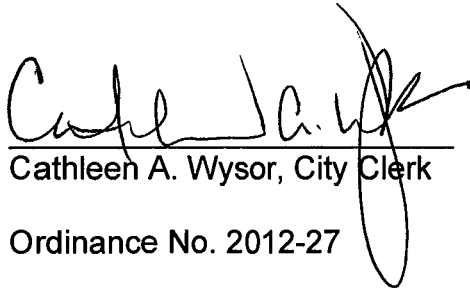
That in interpreting this ordinance, underlined words indicate additions to the existing text. It is intended that the text in the Code of Ordinances denoted by the asterisks and not set forth in this ordinance shall remain unchanged from the language existing prior to the adoption of this ordinance.

SECTION 4. That this ordinance shall become effective immediately upon its adoption in accordance with the City Charter.

SECTION 5. That this ordinance was passed on first reading at a regular meeting of the City Council on the 26th day of June, 2012, and adopted on the second and final reading at a regular meeting of the City Council on the 10th day of July, 2012.

BY: 
Harry C. Goode, Jr., Mayor

ATTEST:


Cathleen A. Wysor, City Clerk

Ordinance No. 2012-27

Attachment: Downtown CRA Public Amenities and Facilities Enhancement Program

Downtown Melbourne CRA
Public Amenities and Facilities Enhancement Program
June 26, 2012

Program Scope

In fulfillment of the goals of the Downtown Melbourne CRA Community Redevelopment Plan, the City and the CRA are engaged in acquiring public spaces and constructing capital projects as a tool for redevelopment. Since the beginning of 2006, several public properties have been acquired, streetscape projects have been constructed, and parking facilities have been leased. These acquisitions and projects support the elimination of blighted conditions throughout the CRA, benefiting the public and area commerce, and also require ongoing maintenance and debt service.

Through execution of the objectives of the redevelopment plan, and maintaining or improving public amenities and facilities, elevated levels of labor-hours and materials are required. These resources exceed what may be customarily provided by the City of Melbourne. Thereby a CRA program for public enhancements utilizing annual tax increment is necessary, to continue to fulfill the redevelopment plan objectives.

The addition of the program shall be included district-wide on Page 36 of the "Downtown Melbourne CRA Redevelopment Plan", under the Capital Projects Program as follows:

<u>Capital Improvements</u>	<u>Cost</u>	<u>Source</u>
Amenities and Facilities Enhancement program	To be determined annually	TIF
• Leases (parking & facilities)	Year 1 – Approx. \$285,000	
• Enhancements (Labor & Materials)	Year 1 – Approx. \$ 75,000	