

RESOLUTION 2019-_____

A RESOLUTION ADOPTING THE FIVE-YEAR CAPITAL IMPROVEMENT PLAN (CIP) IN COMPLIANCE WITH ADOPTED FINANCIAL POLICIES SECTION V, CAPITAL IMPROVEMENT POLICY 5.6 OF RESOLUTION 2016-131, AS AMENDED, AND, PURSUANT TO THE IMPACT FEE ORDINANCE, ORDINANCE 87-17, AS AMENDED, EXTENDING FOR THREE YEARS THE DATE TO REFUND IMPACT FEES SHOWN AS A FUNDING SOURCE FOR PROJECTS IN THE FIRST THREE YEARS OF THE CIP; PROVIDING AN EFFECTIVE DATE

WHEREAS, the Board of County Commissioners adopted certain financial policies pursuant to Resolution 2016-131, as amended, providing the necessary framework for sound financial management practices, careful fiscal planning and healthy long-term financial management of all County resources and activities. Financial policies provide a comprehensive approach to financial management to the betterment of Nassau County citizens.

WHEREAS Section V Capital Improvement Policy 5.6 states:

“Annually, a five-year Capital Improvement Plan (CIP) will be developed consistent with the Capital Improvement Element (CIE) of the County’s Comprehensive Plan and in compliance with Florida Statutes regarding growth management. Capital improvement needs related to the County’s Comprehensive Plan will be assessed at least annually. The five-year CIP shall be adopted by a Resolution of the Board of County Commissioners.”

WHEREAS, the Board of County Commissioners has held public meetings developing the Five-year Capital Improvement Plan. The proposed Capital Improvement Plan for the five fiscal years 2019/20 – 2023/24 totals \$121,548,802 with fiscal year 2019/20 at \$52,311,282. Total planned cost for projects incorporated into the Five-Year Capital Improvement Plan is \$135,136,173, including \$13,587,371 of previous years’ costs and \$8,161,036 for Nassau Amelia Utilities.

WHEREAS, the Nassau County Impact Fee Ordinance, Ordinance 87-17, as amended, provides for the collection of impact fees for new development, and further provides that any fees, except education impact fees, be refunded if not spent within six (6) years from the date the building permit or move-on permit was issued; and

WHEREAS, the County's policy allows the Board of County Commissioners by resolution to extend, for up to three (3) years, the time by which said impact fees may be refunded; and

WHEREAS, the County has identified impact fees as a funding source for capital projects included in its CIP for the five fiscal years 2019/20 – 2023/24, which capital projects identified as begin for the years 2019/20; 2020/21; and 2022/23 will be constructed in the next three years; however, prior to these completion of the construction of these capital projects, six (6) years will have expired since some of the fees were collected; and

WHEREAS, the Board desires to extend the date that the impact fees funding projects shown in the first three years of the CIP can be refunded by three years as set forth in section 12 of Ordinance 87-17, as amended.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners, Nassau County, Florida in regular session duly assembled on the 14th day of October 2019 that the Five-Year Capital Improvement Plan for fiscal years 2019/20 – 2023/24 be adopted per Exhibit A with an effective date of October 1, 2019.

Additionally, the Board finds that the each capital project included on the CIP and funded by impact fees is reasonably attributable to the land development activity that gave rise to the collection of said fee.

The Board further finds that the impact fees committed to capital projects in the first three years of the CIP (FY 2019/20, 2020/21, and 2021/22) will be constructed within the next three (3) years.

Based on these findings of fact, the Board hereby extends, by three years, the refund date of impact fees identified as funding sources for the capital projects in the first three years of the

CIP. The date that these fees are eligible for refund shall be the nine (9) years from the date the issuance of the building permit or move-on permit for the development for which the fee was collected.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

Justin M. Taylor
Its: Chairman

ATTEST AS TO CHAIRMAN'S
SIGNATURE:

John A. Crawford
Ex-Officio Clerk

APPROVED AS TO FORM BY THE
NASSAU COUNTY ATTORNEY:

Michael S. Mullin