

**RESOLUTION NO. 2021-\_\_**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, SETTING A TIME AND PLACE AT WHICH OWNERS OF CERTAIN PROPERTIES ABUTTING 51<sup>ST</sup> AVENUE FROM 65<sup>TH</sup> STREET TO 69<sup>TH</sup> STREET WITHIN A PORTION OF WINTER BEACH HIGHLANDS AND A PORTION OF WINTER BEACH PARK LOCATED WITHIN UNINCORPORATED, INDIAN RIVER COUNTY, FLORIDA; AND OTHER INTERESTED PERSONS, MAY APPEAR BEFORE THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY AND BE HEARD AS TO THE PROPRIETY AND ADVISABILITY OF CONSTRUCTING THE WATER MAIN EXTENSION, AS TO THE COST THEREOF, AS TO THE MANNER OF PAYMENT THEREFOR, AND AS TO THE AMOUNT THEREOF TO BE SPECIALLY ASSESSED AGAINST EACH PROPERTY BENEFITED THEREBY.**

WHEREAS, the Board of County Commissioners of Indian River County has, by Resolution No. 2021-\_\_\_\_, determined that the improvements herein described are necessary to promote the public welfare of the citizens of the county, and particularly as to those living, working, and owning property within the area described hereinafter, that a water main extension on 51<sup>st</sup> Avenue from 65<sup>th</sup> Street to 69<sup>th</sup> Street to serve 31 parcels within a portion of Winter Beach Highlands and a portion of Winter Beach Park located within unincorporated, Indian River County, Florida (“Improvements”); and

WHEREAS, as access to water provides an equal benefit to each property served, the assessment will be equal per parcel; and

WHEREAS, it has been determined that the cost to be specially assessed with respect thereto shall be \$291,400.00 or \$9,400.00 per parcel; and

WHEREAS, the Board of County Commissioners has caused an assessment roll to be completed and filed with the Clerk to the Board; and

WHEREAS, Section 206.06 of The Code of Indian River County provides that the Board of County Commissioners shall fix a time and place at which the owners of the specially benefited properties to be specially assessed or any other persons interested therein may appear before the Board of County Commissioners and be heard as to the propriety and advisability of constructing such water main extension, as to the cost thereof, as to the manner of payment therefor, and as to the amount thereof to be assessed against each property benefited thereby,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, as follows:

1. The Board of County Commissioners shall meet at the County Commission Chambers in the County Administration Building at the hour of 9:05 a.m., or as soon thereafter as the matter may be heard, on Tuesday, March 9, 2021, at which time the owners of the specially benefited properties to be specially assessed and any other interested persons, may appear before said Commission and be

heard as to the propriety and advisability of making the improvements, the cost thereof, the manner of payment therefor, and the amount to be assessed against each property. The area to be improved and the properties to be specially benefited are more particularly described upon the assessment plat and the assessment roll with regard to the special assessments.

2. All persons interested in the construction of said Improvements and the special assessments against the properties to be specially benefited may review the assessment plat showing the area to be assessed, the assessment roll, the plans and specifications for said Improvements, and an estimate of the cost thereof at the office of the Department of Utility Services and the Clerk to the Board any week day from 8:30 a.m. until 5:00 p.m., excluding holidays.
3. Notice of the time and place of this public hearing shall be given by two publications in the Indian River Press Journal Newspaper one week apart. The last publication shall be at least one week prior to the date of the hearing.
4. The Department of Utility Services shall give the owner of each property to be specially assessed at least ten days' notice in writing of such time and place, which shall be served by mailing a copy of such notice to each of such property owners at his last known address obtained from the records of the property appraiser.

The resolution was moved for adoption by Commissioner \_\_\_\_\_, and the motion was seconded by Commissioner \_\_\_\_\_ and, upon being put to a vote, the vote was as follows:

Chairman - Joseph E. Flescher	_____
Vice Chairman - Peter D. O'Bryan	_____
Commissioner – Susan Adams	_____
Commissioner – Laura Moss	_____
Commissioner – Joseph H. Earman	_____

The Chairman thereupon declared the resolution duly passed and adopted this \_\_\_\_ day of January, 2021.

Attest: Jeffrey R. Smith, Clerk of  
Court and Comptroller

BOARD OF COUNTY COMMISSIONERS  
INDIAN RIVER COUNTY, FLORIDA

By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Joseph E. Flescher, Chairman

Approved as to form and legal sufficiency:

By: \_\_\_\_\_  
Dylan Reingold, County Attorney