RESOLUTION NO. 2022-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, ELECTING TO USE THE UNIFORM METHOD FOR THE LEVY, COLLECTION, AND ENFORCEMENT OF NON AD VALOREM ASSESSMENTS PURSUANT TO FLORIDA STATUTE 197.3632 TO RECOVER THE COSTS OF THE WATER PORTION OF THE NORTH COUNTY WATER AND SEWER PROJECT – PHASE 2.

WHEREAS, Board of County Commissioners of Indian River County is considering imposition of non ad valorem assessments to pay for the cost of the water portion of the North County Water and Sewer Project – Phase 2; and

WHEREAS, section 197.3632(3)(a), Florida Statutes requires the Board of County Commissioners to adopt a resolution at a public hearing clearly stating its intent to use the uniform method of collecting such assessment; stating the need for the levy; and including a legal description of the boundaries of the property; and requiring that the local governing board shall send a copy of the resolution by United States Mail to the Property Appraiser, Tax Collector and the Department of Revenue by January 10th of this year; and

WHEREAS, a notice of intent to adopt this resolution electing to use the uniform method for collecting the assessment has been published for four consecutive weeks preceding this public hearing in the Indian River Press Journal.

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

1. The Indian River County Board of County Commissioners ("Board") hereby elects to utilize the uniform method for levy, collection, and enforcement of non-

ad valorem assessments as set out in section 197.3632, Florida Statutes for the water portion of the North County Water and Sewer Project – Phase 2.

2. The levy of the assessment is needed because the North County Water and Sewer Project – Phase 2 will further the health, safety and well-being of all those residing and owning property within the boundaries of the areas to be served. The benefited area is an area within unincorporated Indian River County that is currently served by wells and septic tanks.

The property included within the water portion of the North County Water and Sewer Project – Phase 2 is described as:

LEGAL DESCRIPTION: NORTH COUNTY WATER/SEWER PROJECT PHASE 2

BEING A PORTION OF THOSE LANDS LYING IN SECTION 21 OF THE FLEMING GRANT AND SECTION 25, TOWNSHIP 30 SOUTH, RANGE 38 EAST, INDIAN RIVER COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

PARCEL 1:

BEGINNING AT THE INTERSECTION OF THE SOUTHWESTERLY LINE OF THE TOWNSITE PLAT OF ROSELAND, FLORIDA AS RECORDED IN PLAT BOOK 1, PAGE 43 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA (NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA) AND THE CENTERLINE OF A 16 FOOT WIDE ALLEY LYING UPON BLOCK 6 OF SAID PLAT; THENCE RUN NORTHWESTERLY ALONG SAID SOUTHWESTERLY LINE TO THE INTERSECTION OF SAID SOUTHWESTERLY LINE AND THE CENTERLINE OF THE 16 FOOT WIDE ALLEY THAT LIES UPON BLOCK 5. OF THE AFORESAID PLAT; THENCE DEPARTING SAID SOUTHWESTERLY LINE, NORTHEASTERLY ALONG SAID CENTERLINE TO THE INTERSECTION OF SAID CENTERLINE AND THE NORTHWESTERLY EXTENSION OF THE NORTHEASTERLY LINE OF LOT 9, BLOCK 5 OF SAID PLAT; THENCE DEPARTING SAID CENTERLINE RUN SOUTHEASTERLY, ALONG THE NORTHEASTERLY LINE OF SAID LOT 9 AND THE NORTHWESTERLY EXTENSION THEREOF, TO THE EAST CORNER OF SAID LOT 9; THENCE SOUTHEASTERLY TO A POINT ON THE NORTHWESTERLY LINE OF LOT 2. BLOCK 6, OF SAID PLAT, SAID POINT LYING 15 FEET SOUTHWESTERLY OF THE NORTH CORNER OF LOT 2: THENCE RUN SOUTHEASTERLY ALONG A LINE LYING 15 FEET SOUTHWESTERLY OF AND PARALLEL WITH THE NORTHEASTERLY LINE OF SAID LOT 2, TO THE INTERSECTION OF SAID LINE AND THE SOUTHEASTERLY EXTENSION THEREOF AND THE CENTERLINE OF THE 16 FOOT WIDE ALLEY THAT LIES UPON BLOCK 6 OF SAID PLAT; THENCE RUN SOUTHWESTERLY, ALONG SAID CENTERLINE TO THE POINT OF BEGINNING.

TOGETHER WITH:

PARCEL 2:

BEGINNING AT THE INTERSECTION OF THE NORTHEASTERLY RIGHT OF WAY LINE OF 129TH STREET (DALE STREET PER TOWNSITE PLAT OF ROSELAND, FLORIDA) AND THE CENTERLINE OF THE ALLEY LYING UPON BLOCK 8, OF THE AFORESAID TOWNSITE PLAT OF ROSELAND, FLORIDA: THENCE RUN NORTHWESTERLY, ALONG SAID NORTHEASTERLY RIGHT OF WAY LINE TO A POINT ON THE MEAN HIGH WATER LINE OF THE ST. SEBASTIAN RIVER; THENCE DEPARTING SAID NORTHEASTERLY RIGHT OF WAY LINE, RUN NORTHEASTERLY ALONG SAID MEAN HIGH WATER LINE, TO THE NORTH CORNER OF LOT 1, BLOCK B1 OF SAID PLAT; THENCE DEPARTING SAID MEAN HIGH WATER LINE, RUN SOUTHEASTERLY ALONG THE NORTHEASTERLY LINE OF SAID BLOCK B1 TO THE EAST CORNER OF SAID LOT 1; THENCE DEPARTING SAID NORTHEASTERLY LINE. RUN SOUTHERLY TO THE NORTH CORNER OF LOT 1, BLOCK B2 OF SAID PLAT; THENCE RUN SOUTHEASTERLY, ALONG THE NORTHEASTERLY LINE OF SAID BLOCK B2 TO THE MOST EASTERLY CORNER OF LOT 5, BLOCK B2 OF SAID PLAT, SAID POINT ALSO LYING ON THE NORTHERLY RIGHT OF WAY LINE OF 82ND SAID PLAT); THENCE (BERRY AVENUE PER DEPARTING NORTHEASTERLY LINE, RUN SOUTHWESTERLY ALONG THE NORTHWESTERLY RIGHT OF WAY LINE OF SAID 82ND COURT, TO THE MOST EASTERLY CORNER OF LOT 10, BLOCK 1, OF SAID PLAT; THENCE DEPARTING SAID NORTHWESTERLY RIGHT OF WAY LINE, RUN SOUTHEASTERLY TO THE NORTH CORNER OF LOT 1, BLOCK 10, OF SAID PLAT; THENCE RUN SOUTHEASTERLY, ALONG THE SOUTHWESTERLY RIGHT OF WAY LINE OF 130TH STREET (GIBSON STREET PER PLAT) TO THE INTERSECTION OF SAID RIGHT OF WAY LINE AND THE CENTERLINE OF THE 16 FOOT WIDE ALLEY LYING UPON BLOCK 10 OF SAID PLAT: THENCE DEPARTING SAID SOUTHWESTERLY RIGHT OF WAY LINE. RUN SOUTHWESTERLY ALONG SAID CENTERLINE AND THE SOUTHWESTERLY EXTENSION THEREOF TO THE INTERSECTION OF THE SOUTHWESTERLY RIGHT OF WAY LINE OF 129TH PLACE (BAIRD STREET PER PLAT) AND THE CENTERLINE OF THE 16 FOOT WIDE ALLEY LYING UPON BLOCK 9 OF SAID PLAT; THENCE RUN SOUTHWESTERLY ALONG SAID CENTERLINE AND THE SOUTHWESTERLY EXTENSION THEREOF. TO THE INTERSECTION OF THE SOUTHWESTERLY RIGHT OF WAY LINE OF 129TH COURT (JOSIE STREET PER PLAT) AND THE CENTERLINE OF THE 16 FOOT WIDE ALLEY LYING UPON BLOCK 8 OF SAID PLAT; THENCE RUN SOUTHWESTERLY, ALONG SAID CENTERLINE TO THE POINT OF BEGINNING.

TOGETHER WITH:

PARCEL 3:

BEGINNING AT THE INTERSECTION OF THE NORTHEASTERLY RIGHT OF WAY LINE OF THE FLORIDA EAST COAST RAILROAD AND THE SOUTHWESTERLY RIGHT OF WAY LINE OF 133RD COURT (CENTRE AVENUE PER PLAT) AS SHOWN ON THE PLAT OF WAUREGAN, AS RECORDED IN BREVARD COUNTY PLAT BOOK 1, PAGE 178 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA (NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA); THENCE RUN NORTHWESTERLY, ALONG SAID NORTHEASTERLY RIGHT OF WAY LINE, TO A POINT ON THE MEAN HIGH WATER LINE OF THE ST. SEBASTIAN RIVER, SAID POINT ALSO LYING UPON THE NORTHERLY LINE OF THE LOT LABELED AS RESERVED, LYING NORTHERLY OF BLOCK 4, PER SAID WAUREGAN PLAT; THENCE RUN NORTHEASTERLY, ALONG SAID MEAN HIGH WATER LINE, TO THE MOST NORTHERLY CORNER OF LOT 1 OF SAID WAUREGAN PLAT; THENCE DEPARTING SAID MEAN HIGH WATER LINE RUN SOUTHEASTERLY, ALONG

THE NORTHEASTERLY LINE OF SAID LOT 1, TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF 83RD AVENUE (BAY STREET PER PLAT); THENCE RUN SOUTHWESTERLY, ALONG SAID NORTHWESTERLY RIGHT OF WAY LINE. TO THE SOUTH CORNER OF LOT 5 OF SAID WAUREGAN PLAT; THENCE DEPARTING SAID NORTHWESTERLY RIGHT OF WAY LINE, RUN SOUTHEASTERLY TO THE NORTH CORNER OF LOT 1. BLOCK 1 OF SAID WAUREGAN PLAT; THENCE RUN SOUTHEASTERLY, ALONG THE SOUTHWESTERLY RIGHT OF WAY LINE OF 135TH STREET (WAUREGAN AVENUE PER PLAT), TO THE EAST CORNER OF THE NORTHEASTERLY ONE-HALF OF LOT 5, BLOCK 16 OF SAID WAUREGAN PLAT; THENCE DEPARTING SAID SOUTHWESTERLY RIGHT OF WAY LINE. RUN SOUTHWESTERLY. ALONG THE SOUTHEASTERLY LINE OF THE NORTHEASTERLY ONE-HALF OF SAID LOT 5. TO THE SOUTH CORNER OF THE NORTHEASTERLY ONE-HALF OF SAID LOT 5: THENCE RUN NORTHWESTERLY, ALONG THE NORTHEASTERLY LINE OF LOT 8, LOT 9 AND LOT 10, BLOCK 16 OF SAID PLAT, TO A POINT 15 FEET NORTHWESTERLY OF THE NORTH CORNER OF LOT 9, BLOCK 16, OF SAID WAUREGAN PLAT; THENCE RUN SOUTHWESTERLY, ALONG A LINE 15 FEET NORTHWESTERLY OF AND PARALLEL WITH THE NORTHWESTERLY LINE OF SAID 9, TO A POINT ON THE NORTHEASTERLY RIGHT OF WAY LINE OF 134TH STREET (BREVARD AVENUE PER PLAT); THENCE RUN SOUTHERLY TO THE EAST CORNER OF LOT 4, BLOCK 15, OF SAID WAUREGAN PLAT, SAID POINT LYING ON THE SOUTHWESTERLY RIGHT OF WAY LINE OF 134TH STREET: THENCE RUN SOUTHWESTERLY, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 4. TO THE SOUTH CORNER OF SAID LOT 4: THENCE RUN SOUTHEASTERLY TO THE NORTH CORNER OF THE NORTHWEST ONE-HALF OF LOT 7, BLOCK 15; THENCE RUN SOUTHWESTERLY, ALONG THE SOUTH LINE OF THE NORTHWESTERLY ONE-HALF OF SAID LOT 7, TO A POINT ON THE NORTHEASTERLY RIGHT OF WAY LINE OF 133RD PLACE (MANATEE AVENUE PER PLAT); THENCE RUN WESTERLY TO THE EAST CORNER OF LOT 5, BLOCK 14, OF SAID WAUREGAN PLAT; THENCE RUN SOUTHWESTERLY, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 5, TO THE SOUTH CORNER OF SAID LOT 5; THENCE RUN NORTHWESTERLY, ALONG THE NORTHEASTERLY LINE OF LOT 8 AND LOT 9, BLOCK 14, OF SAID WAUREGAN PLAT, TO THE NORTH CORNER OF SAID LOT 9: THENCE RUN SOUTHWESTERLY, ALONG THE NORTHWESTERLY LINE OF SAID LOT 9, TO THE WEST CORNER OF SAID LOT 9; THENCE RUN SOUTHEASTERLY TO THE POINT OF BEGINNING.

TOGETHER WITH:

PARCEL 4:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 6, BLOCK K OF THE PLAT OF ERCILDOUNE HEIGHTS SUBDIVISION No. 2, AS RECORDED IN PLAT BOOK 4, PAGE 5 OF THE PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA; THENCE RUN WESTERLY, ALONG THE SOUTH LINE OF SAID LOT 6, TO A POINT ON THE NORTHEASTERLY LINE OF LOT 1 OF THE AFORESAID WAUREGAN PLAT; THENCE RUN NORTHWESTERLY, ALONG THE WESTERLY LINE OF THE AFORESAID ERCILDOUNE HEIGHTS SUBDIVISION No. 2 PLAT, TO THE MEAN HIGH WATER LINE OF THE ST. SEBASTIAN RIVER; THENCE RUN NORTHERLY, ALONG SAID MEAN HIGH WATER LINE, TO THE NORTHWEST CORNER OF LOT 16, BLOCK A OF SAID PLAT; THENCE CONTINUE NORTHERLY, ALONG SAID MEAN HIGH WATER LINE, TO THE NORTHWEST CORNER OF LOT 15, BLOCK A OF THE PLAT OF ERICILDOUNE HEIGHTS SUBDIVISION No. 1, AS RECORDED IN PLAT BOOK 3, PAGE 74 OF THE PUBLIC RECORDS OF INDIAN

RIVER COUNTY, FLORIDA: THENCE DEPARTING SAID MEAN HIGH WATER LINE, RUN EASTERLY ALONG THE NORTH LINE OF SAID LOT 15, TO THE NORTHEAST CONRER OF SAID LOT 15, SAID POINT LYING ON THE WEST RIGHT OF WAY LINE OF 80TH AVENUE (SUNSET BOULEVARD PER PLAT); THENCE RUN NORTHEASTERLY TO THE NORTHWEST CORNER OF LOT 3, BLOCK B, OF SAID PLAT, SAID POINT LYING ON THE EAST RIGHT OF WAY LINE OF 80TH AVENUE (SUNSET BOULEVARD PER PLAT); THENCE RUN EASTERLY, ALONG THE NORTH LINE OF LOT 3 AND LOT 4, BLOCK B, OF SAID PLAT, TO THE NORTHEAST CORNER OF SAID LOT 4, SAID POINT ALSO LYING ON THE WEST RIGHT OF WAY LINE OF 78TH AVENUE (BEVERLY ROAD PER PLAT); THENCE RUN SOUTHERLY, ALONG SAID WEST RIGHT OF WAY LINE TO THE SOUTHEAST CORNER OF LOT 4 OF SAID PLAT; THENCE CONTINUE SOUTHEASTERLY, TO THE SOUTHEAST CORNER OF LOT 10, BLOCK B. OF THE AFORESAID PLAT OF ERCILDOUNE HEIGHTS SUBDIVISION No. 2; THENCE DEPARTING SAID WEST RIGHT OF WAY LINE, RUN SOUTHEASTERLY TO THE POINT OF INTERSECTION OF THE CURVE CONCAVE SOUTHWESTERLY, LYING UPON LOT 3, BLOCK F OF SAID PLAT; THENCE RUN SOUTHWESTERLY, ALONG THE TANGENT OF SAID CURVE AND THE WESTERLY RIGHT OF WAY LINE OF 142ND WAY (PALM LANE PER PLAT), TO THE SOUTH CORNER OF LOT 4, OF SAID PLAT; THENCE RUN SOUTHERLY TO THE NORTHEAST CORNER OF LOT 6, BLOCK G OF SAID PLAT; THENCE RUN SOUTH, ALONG THE WEST RIGHT OF WAY LINE OF 79TH AVENUE (PALM LANE PER PLAT), TO THE SOUTHEAST CORNER OF LOT 7, BLOCK H, OF SAID PLAT; THENCE RUN WEST, ALONG THE SOUTH LINE OF SAID BLOCK H, SAID LINE ALSO BEING THE NORTH RIGHT OF WAY LINE OF 140TH STREET (OAK LANE PER PLAT) TO THE SOUTHWEST CORNER OF LOT 12, BLOCK H, OF SAID PLAT; THENCE RUN SOUTHWESTERLY TO THE POINT OF BEGINNING.

TOGETHER WITH:

PARCEL 5:

BEGINNING AT THE NORTH CORNER OF LOT 1, BLOCK A OF THE PLAT OF RIVER TREES, AS RECORDED IN PLAT BOOK 9, PAGE 24 OF THE PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA; THENCE RUN SOUTHEASTERLY, ALONG THE NORTHEASTERLY LINE OF SAID BLOCK A, TO THE POINT ON THE NORTHEASTERLY LINE OF LOT 5, BLOCK A OF SAID PLAT; THENCE RUN NORTHEASTERLY, ALONG THE NORTHWESTERLY LINE OF SAID LOT 5, TO THE NORTH CORNER OF SAID LOT 5; THENCE RUN SOUTHEASTERLY, ALONG THE NORTHEASTERLY LINE OF SAID LOT 5, TO THE EAST CORNER OF SAID LOT 5; THENCE RUN SOUTHWESTERLY, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 5, TO THE NORTH CORNER OF LOT 6, BLOCK A OF SAID PLAT; THENCE RUN SOUTHEASTERLY, ALONG THE NORTHEASTERLY LINE OF SAID LOT 6, TO THE EAST CORNER OF SAID LOT 6; THENCE RUN SOUTHWESTERLY, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 6, TO THE NORTH CORNER OF LOT 7, BLOCK A, OF SAID PLAT; THENCE RUN SOUTHEASTERLY, ALONG THE NORTHEASTERLY LINE OF SAID LOT 7, TO THE EAST CORNER OF SAID LOT 7; THENCE RUN SOUTHWESTERLY, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 7 AND THE SOUTHEASTERLY LINE OF LOT 6. BLOCK B OF SAID PLAT, TO THE SOUTH CORNER OF SAID LOT 6; THENCE RUN NORTHWESTERLY, ALONG THE SOUTHWESTERLY LINE OF SAID BLOCK B. TO THE WEST CORNER OF LOT 2, BLOCK B, OF SAID PLAT; THENCE RUN NORTHEASTERLY, ALONG THE NORTHWESTERLY LINE OF SAID LOT 2, TO THE NORTH CORNER OF SAID LOT 2; THENCE RUN NORTHWESTERLY, TO THE WEST CORNER OF THE AFORESAID LOT 1, BLOCK A;

THENCE RUN NORTHEASTERLY, ALONG THE NORTHWESTERLY LINE OF SAID LOT 1, SAID LINE ALSO BEING THE SOUTHEASTERLY RIGHT OF WAY LINE OF BAY STREET TO THE POINT OF BEGINNING.

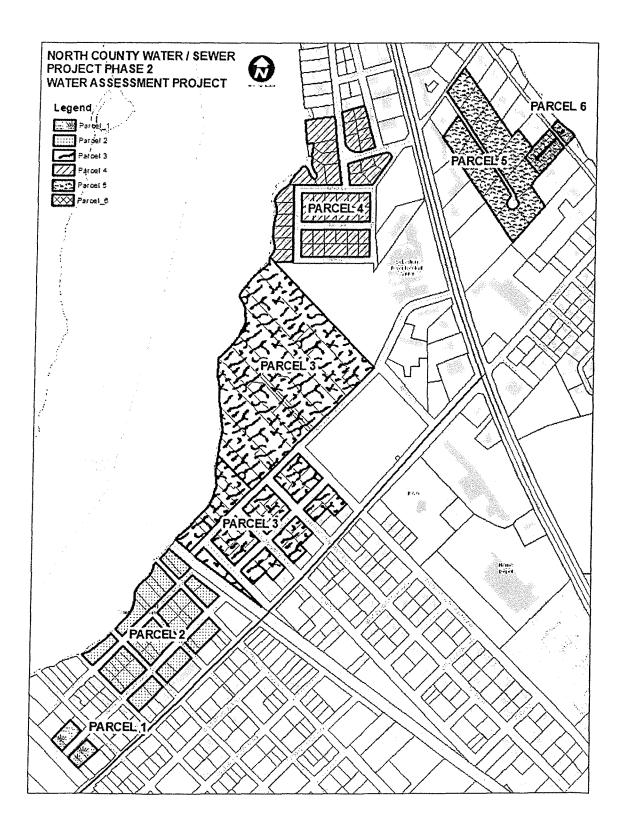
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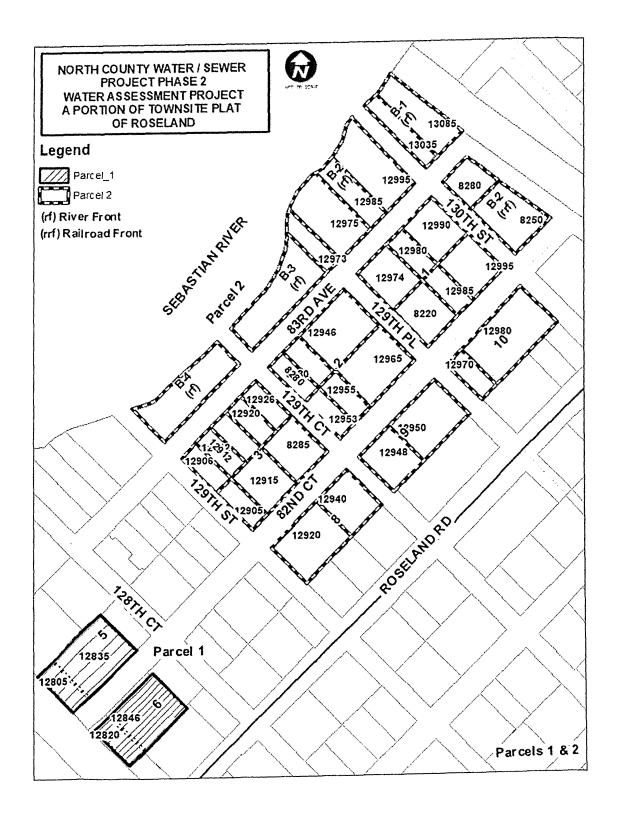
PARCEL 6:

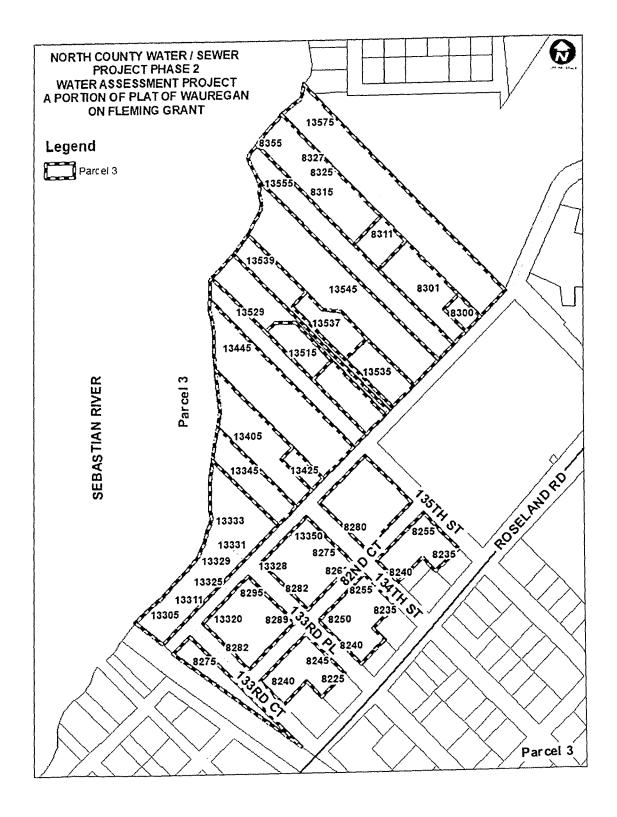
BEGINNING AT THE EAST CORNER, LOT 5, BLOCK A OF SAID PLAT OF RIVER TREES, AS RECORDED IN PLAT BOOK 9, PAGE 24 OF THE PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA: THENCE RUN NORTHEASTERLY, ALONG THE NORTHWESTERLY LINE OF PARCEL TWO, AS DESCRIBED IN OFFICIAL RECORDS BOOK 3334, PAGE 820, SAID LINE ALSO BEING THE SOUTHEASTERLY LINE OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 2308, PAGE 1466, BOTH PARCELS BEING RECORDED IN THE PUBLIC REOCRDS OF INDIAN RIVER COUNTY, FLORIDA, TO A POINT ON THE MEAN HIGH WATER LINE OF THE INDIAN RIVER; THENCE RUN SOUTHEASTERLY, ALONG SAID MEAN HIGH WATER LINE, TO THE MOST NORTHERLY CORNER OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 3271, PAGE 1421, OF THE PUBLIC RECORDS OF INDIAN RIVER COUNTY, FLORIDA; THENCE RUN SOUTHWESTERLY, ALONG THE NORTHWESTERLY LINE OF SAID PARCEL, SAID LINE ALSO BEING THE SOUTHEASTERLY LINE OF THE AFORESAID PARCEL TWO AS DESCRIBED IN OFFICIAL RECORDS BOOK 3334, PAGE 820, TO THE EAST CORNER OF LOT 6, BLOCK A OF SAID RIVER TREES: THENCE RUN NORTHWESTERLY, ALONG NORTHEASTERLY LINE OF SAID LOT 6. TO THE NORTH CORNER OF SAID LOT 6; THENCE RUN NORTHEASTERLY, ALONG THE SOUTHEASTERLY LINE OF THE AFORESAID LOT 5, TO THE POINT OF BEGINNING.

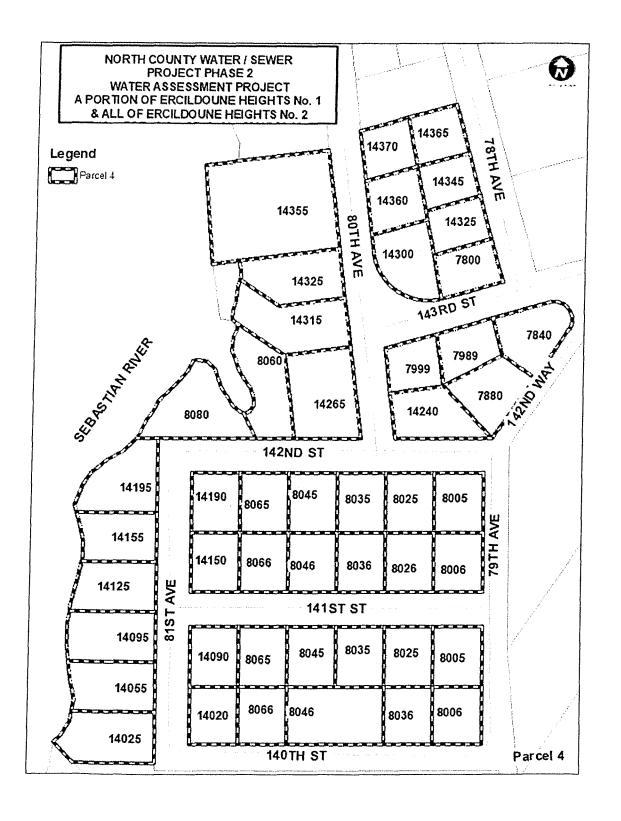
ALL LYING IN INDIAN RIVER COUNTY, FLORIDA.

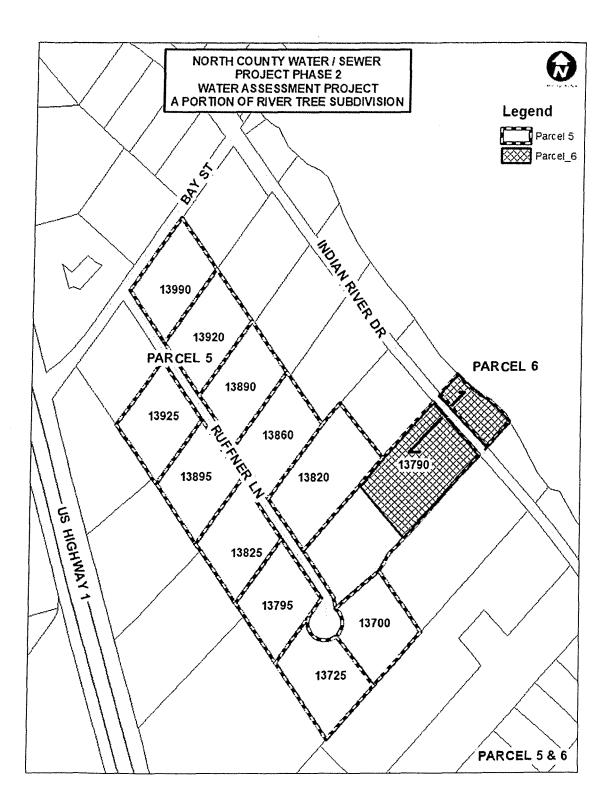
and as depicted below:











| 3. Upon adoption of | this resolution, | the Clerk to the Board is di | rected to mail |
|---|------------------|---|----------------|
| a copy of this resolution by U | nited States M | fail to the Indian River Co | unty Property |
| Appraiser, the Indian River Co | unty Tax Colle | ctor and the Department of | Revenue by |
| January 10, 2023. | | | |
| The resolution was mov | ed for adoption | on by Commissioner | , and the |
| motion was seconded by Comm | nissioner | , and, upon being put | to a vote, the |
| vote was as follows: | | | |
| Chairman Vice Chairman Commissioner Commissioner Commissioner | | | |
| The Chairman thereupon | declared the | resolution duly passed and | adopted this |
| day of December, 2023. | | | |
| | | COUNTY COMMISSIONERS R COUNTY, FLORIDA | 3 |
| | Ву | | |
| | | , Chairman | |
| ATTEST: Jeffrey R. Smith, Circu Clerk and Comptroller | ıit Court | Approved: | |
| By: | | Leave E. Desum | |
| Deputy Clerk | | Jason E. Brown County Administrator | |
| Approved as to Form and legal sufficiency | | | |
| Dylan Reingold County Attorney | | | |