



OFFICE OF COMPTROLLER

INTEROFFICE MEMO

ORANGE COUNTY FLORIDA

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Finance and Accounting Department
Special Assessments
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10-21-19P12:02 RCVD

Date: October 17, 2019
To: Katie Smith, Deputy Clerk
Through: Cheryl Gillespie, Agenda Development
From: Eric Gassman, Chief Deputy Comptroller
Contact: Ann Dawkins, 407-836-5770
Subject: Request Number M19-040 to abolish a MSTU for Lake Lawne

OCT21 19 12:00PM

Applicant: Elizabeth R. Johnson and Tim Hull
Environmental Protection Division (EPD)
Type of Hearing: To abolish a Municipal Service Taxing Unit (MSTU) for aquatic weed control and general maintenance and improvement.
Hearing Required by F. S.# Florida Statute Sections 125.01(1)(q) and (r), 200.066 and 200.071. This public hearing may be scheduled any time prior to December 31, 2019.
Advertising Requirements / Timeframe: Publish only one (1) time and must be published at least twenty (20) days prior to the public hearing with the tentative advertisement date as Sunday, November 10, 2019.
Notify Abutters: Special Assessments will mail public hearing notices to all of the affected property owners.
Estimated Time Required: One (1) minute
District: Commisioner Siplin, District 6
Hearing Controversial: No.

LEGISLATIVE FILE # 19-1625

December 3, 2019 @ 2pm

Report: At the request of Elizabeth R. Johnson, Assistant Manager and Tim Hull, Environmental Programs Administrator, Environmental Protection Division, the public hearing is being requested to terminate the resolution that established the Municipal Service Taxing Unit for aquatic weed control and general maintenance and improvement for Lake Lawne.

Since the lake is publically accesible, aquatic weed control services are provided by the Florida Fish and Wildlife Conservation Commission. The curb inlet baskets around lake Lawne that were paid by capital improvement project funds are maintained using general funds. Approximately 60% of the lake is now located within the City of Orlando and approximately 75% of the parcels located within the Orange County portion are County-owned land and not subject to the assessment. The millage was reduced to zero and the account has a de minimis amount remaining and will be disposed of in accordance with Administrative Regulation 6.05 Disposition of Small Credit Balance Amounts and Unclaimed Checks. The Lake Lawne MSTU is unnecessary and is recommended for abolishment.

Materials being submitted as backup for public hearing request:

1. Resolutions – one (1) copy of the proposed resolution for abolishment of the Municipal Service Taxing Unit for Lake Lawne

ADDITIONAL SPECIAL INSTRUCTIONS TO CLERK:

1. Notify Special Assessments Section / Finance and Accounting Department of public hearing date(s) to prepare public hearing notice. Special Assessments will e-mail the public hearing notice to the Clerk.
2. **Send the original adopted resolution(s) to the Special Assessments Section / Finance and Accounting Department.**
3. Send 1 (one) certified copy of the adopted resolution(s) to the Special Assessments Section / Finance and Accounting Department.

RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
ABOLISHMENT
OF A
MUNICIPAL SERVICE TAXING UNIT
FOR
AQUATIC WEED CONTROL AND
GENERAL LAKE MAINTENANCE
AND IMPROVEMENT FOR
LAKE LAWNE

WHEREAS, Subsection 125.01(1)(q), Florida Statutes, grants Orange County, Florida ("County") the power to establish or abolish Municipal Service Taxing Units ("MSTU") for any part of the unincorporated area of the County; and

WHEREAS, the Board of County Commissioners of Orange County, Florida ("Board") is the governing board of the County pursuant to its charter; and

WHEREAS, by a Resolution adopted October 25, 1982, the Board established the Lake Lawne MSTU for purposes of general maintenance, improvement, and the enhancement of said lake; and

WHEREAS, the properties subject to the MSTU are no longer subject to the ad valorem assessment and the MSTU is unnecessary as aquatic weed control services are provided by the Florida Fish and Wildlife Conservation Commission, and a majority of the lake is now within City of Orlando jurisdiction, and the majority of remaining properties in unincorporated Orange County are owned by the Board and not subject to assessment; and

WHEREAS, the Board has, pursuant to notice duly given both by mail and by publication, held a hearing at which all interested persons who appeared were heard or were given an opportunity to be heard on the matter of the Board abolishing the MSTU, which was created for general maintenance, improvement, and the enhancement of Lake Lawne.

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS
OF ORANGE COUNTY, FLORIDA:

RECORDING DEPARTMENT: RETURN TO FINANCE & ACCOUNTING SPECIAL

Section 1. That the Lake Lawne Municipal Service Taxing Unit for purposes of general maintenance, improvements, and the enhancement of said lake, the boundaries of which include the parcels of property described as follows:

San Jose Shores Plat Book 4, Page 97, Lots 29 thru 37;

Colony Cove Plat Book 1, Page 24, Block A, Lots 16 thru 23;

Colony Cove Rev. Plat Book 3, Page 66, Block A, Lots 24 thru 26;

Lake Lawne Shores 1st Add. Plat Book V, Page 113, Block C, Lots 1 thru 5;

Lake Lawne Shores 2nd Add. Plat Book W, Page 70, Block A, Lots 1 thru 9;

Lake Lawne Shores 3rd Add. Plat Book Y, Page 5, Block A, Lots 11 thru 28;

Willis R. Munger Sub. Plat Book E, Pages 3, 7, 22, 23, Lots 106, 107, 108, 117 & 118

(17-22-29, 5844, 00850), Parcels 4 & 15 in Section 17 Township 22 Range 29, and

Parcels 6, 7, 8 & 79 in Section 20 Township 22 Range 29

is hereby abolished effective immediately upon adoption of this resolution.

Section 2. Each property owner affected by this abolishment resolution has been provided first class mail notice of the time and place of the public hearing at which this resolution was adopted. However, under Section 119.07, Florida Statutes, certain records may be noted as exempt and confidential. This public record exemption may cause certain property owners not to receive the above first class mail notice, however, a public hearing notice conforming to the provisions of Section 197.3632, Florida Statutes, has been published in a newspaper of general circulation within Orange County.

ADOPTED THIS ____ DAY OF _____, 2019.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: _____
Jerry L. Demings
Orange County Mayor

ATTEST: Phil Diamond, County Comptroller
as Clerk to the Board of County Commissioners

By: _____
Deputy Clerk