



COUNTY ATTORNEY'S OFFICE
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Received on October 21, 2021
Publish: October 31, 2021
Deadline to OS: October 26, 2021

Public Hearing

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MEMORANDUM

DATE: October 21, 2021

TO: Katie Smith, Deputy Clerk of the Board of County Commissioners
Comptroller Clerk's Office

THRU: Cheryl Gillespie, Supervisor
Agenda Development Office

FROM: ^{KML for} Dylan Schott, Assistant County Attorney
Contact: (407) 836-7320 / Email to: dylan.schott@ocfl.net

RE: **Request for Public Hearing on November 16, 2021** to Consider an Ordinance Relating to Commercial Property Assessed Clean Energy (C-PACE) Program(s) in Orange County, Florida; Enacting a New Chapter 25, Article XII of the Orange County Code of Ordinances; Providing a Title; Providing Definitions; Providing a Purpose; Providing Authorization for C-PACE Programs; Providing C-PACE Program Boundaries; Providing C-PACE Local Government Program Operations; Providing C-PACE Program Standards; Providing for Eligible C-PACE Program Participants; Providing for C-PACE Assessments; Providing for C-PACE Program Administration; Providing for Recordation of C-PACE Financing Agreement Documentation; Providing for Notice to Commercial Property Purchaser; Providing for Suspension or Termination of C-PACE Programs; Providing for Enforcement; Providing for Repeal of Laws in Conflict; and Providing for Filing of Ordinance and Effective Date.

Title of Ordinance: **AN ORDINANCE RELATING TO COMMERCIAL PROPERTY ASSESSED CLEAN ENERGY (C-PACE) PROGRAM(S) IN ORANGE COUNTY, FLORIDA; ENACTING A NEW CHAPTER 25, ARTICLE XII OF THE ORANGE COUNTY CODE OF ORDINANCES; PROVIDING A TITLE; PROVIDING DEFINITIONS; PROVIDING A PURPOSE; PROVIDING AUTHORIZATION FOR C-PACE PROGRAMS; PROVIDING C-PACE**

PROGRAM BOUNDARIES; PROVIDING C-PACE LOCAL GOVERNMENT PROGRAM OPERATIONS; PROVIDING C-PACE PROGRAM STANDARDS; PROVIDING FOR ELIGIBLE C-PACE PROGRAM PARTICIPANTS; PROVIDING FOR C-PACE ASSESSMENTS; PROVIDING FOR C-PACE PROGRAM ADMINISTRATION; PROVIDING FOR RECORDATION OF C-PACE FINANCING AGREEMENT DOCUMENTATION; PROVIDING FOR NOTICE TO COMMERCIAL PROPERTY PURCHASER; PROVIDING FOR SUSPENSION OR TERMINATION OF C-PACE PROGRAMS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; AND PROVIDING FOR FILING OF ORDINANCE AND EFFECTIVE DATE.

Applicant: Staff

Location: All Districts

Estimated time required for public hearing: Two minutes

Hearing controversial: No

Advertising requirement: Publish once in the legal notices section of a local newspaper of general circulation.

Advertising timeframe: At least **10 days** prior to the public hearing.

Hearing required by Fla. Statute # or code: Section 125.66(2)(a), Florida Statutes (regular enactment procedure)

Spanish Contact Person: Para más información en español acerca de estas reuniones públicas o de cambios por ser efectuados, favor de llamar a la Oficina de los Abogados del Condado, Roberta Alfonso, at 407-836-7320.

The following materials will be submitted as backup for this public hearing request:

1. Ordinance
2. Memorandum to the Mayor and Board of County Commissioners

Memorandum to Katie Smith
Re: C-PACE Program Ordinance
October 21, 2021
Page 3

SPECIAL INSTRUCTIONS TO CLERK:

1. Please return one executed copy of the Ordinance to Dylan Schott via email attachment: dylan.schott@ocfl.net.

c: Byron W. Brooks, AICP, County Administrator
Jeffrey J. Newton, County Attorney
Chris Testerman, Deputy County Administrator
Jeff Benavides, Chief Sustainability and Resilience Officer