

ORDINANCE NO. 777-A

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, AMENDING ORDINANCE NO. 777 WHICH PROVIDED A TAX ABATEMENT FOR UP TO TEN YEARS FOR THE EXPANSION OF A QUALIFIED MANUFACTURING BUSINESS ON PROPERTY OWNED BY FLAGSTONE PAVERS, INC., LOCATED AT 9070 OLD COBB ROAD, BROOKSVILLE, FLORIDA 34601-9300; AMENDING SECTION 1 OF SAID ORDINANCE BY REDUCING THE LEVEL OF TAX EXEMPTION PROVIDED BY SAID ORDINANCE; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Qualified Manufacturing Business has not been able to sustain the number of employees required to maintain a tax exemption at the level adopted by local policy in Resolution No. 2003-02; and

WHEREAS, the City Council finds that granting a conditional ad valorem tax exemption to FLAGSTONE PAVERS, Inc., an expanding Qualified Manufacturing Business located within the City of Brooksville, continues to be in the best interest of the citizens of Brooksville by virtue of said business establishing jobs and promoting positive economic development within the incorporated area of Brooksville; and

WHEREAS, the City Council will continue to annually review the number of jobs provided by the Qualified Manufacturing Business to determine future year benefits under the Ad Valorem Tax Exemption Program.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BROOKSVILLE, FLORIDA, THAT:

ARTICLE I. AMENDED PROVISIONS. Section 1. of Ordinance No. 777 is hereby amended as follows:

SECTION 1. FLAGSTONE PAVERS, Inc., whose expansion of a Qualified Manufacturing Business located at 9070 Old Cobb Road, Brooksville, Florida, meets the definition of "Expansion of an existing business" as stipulated by Chapter 196, Florida Statutes and City of Brooksville Resolution No. 2003-02, and is hereby granted a conditional tax exemption for qualified improvements constructed thereon and completed in calendar year 2006 in the amount of eighty (80) percent of the assessed value of the improvements to real and tangible personal property as listed in the application dated November 14, 2006, for the remaining three year period, beginning January 1, 2011 and ending December 31, 2013; and in the amount of seventy-five (75) percent of the assessed value of the improvements to real and tangible personal property as listed in the application dated November 14, 2006, for a period of five (5) years, beginning January 1, 2014 and ending December 31, 2018.

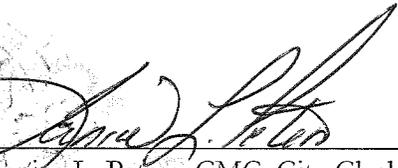
ARTICLE II. Conflict. Any ordinance or code of the city, or any portion thereof, in conflict with the provisions of this ordinance, is hereby repealed to the extent of such conflict.

ARTICLE III. Severability. In the event that any portion or section of this ordinance is determined to be invalid, unlawful or unconstitutional by a court of competent jurisdiction, such decision shall in no manner affect the remaining portions or sections of this ordinance, which shall remain in full force and effect.

ARTICLE IV. Effective Date. This ordinance shall take effect immediately upon its adoption by the Brooksville City Council.

ADOPTED IN REGULAR SESSION THIS 16th DAY OF May, 2011, A.D.

CITY OF BROOKSVILLE

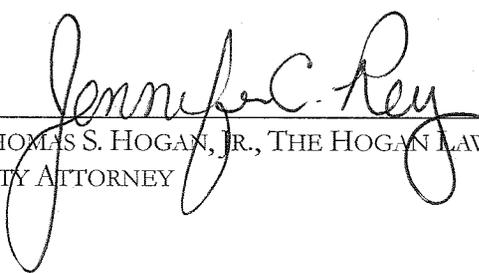
Attest: 
Janice L. Peters, CMC, City Clerk

By: 
Frankie Burnett, Mayor

PASSED on First Reading May 2, 2011
NOTICE Published on May 6, 2011
PASSED on Second & Final Reading May 16, 2011

APPROVED AS TO FORM FOR THE RELIANCE
OF THE CITY OF BROOKSVILLE ONLY:

VOTE OF COUNCIL:
Bernardini AYE
Bradburn AYE
Burnett AYE
Johnston AYE
Pierce AYE


THOMAS S. HOGAN, JR., THE HOGAN LAW FIRM, LLC
CITY ATTORNEY