

RESOLUTION 2011-2018

A RESOLUTION LEVYING AND IMPOSING SPECIAL ASSESSMENTS AGAINST THE PROPERTIES FRONTING OR ABUTTING UPON CERTAIN PUBLIC INFRASTRUCTURE IMPROVEMENTS ALONG THE PRIVATE ACCESS EXTENSION OF HOPSON ROAD IN THE CITY OF JACKSONVILLE BEACH, FLORIDA IN PROPORTION TO THE RESULTING SPECIAL BENEFIT THERETO; FIXING THE APPLICABLE AMOUNTS PER PLATTED LOT AS THE SPECIAL ASSESSMENT LEVIED AND IMPOSED UPON SAME; AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO.

WHEREAS, Ordinance Number 2017-8094 was adopted on September 18, 2017, authorizing all work necessary to the installation of water distribution lines and related and associated work to upgrade fire protection in the general area of Hopson Road, including the private access extension area of Hopson Road. This will accomplish all work necessary for the installation of water distribution lines, sanitary sewer collection lines, property connections to said lines, abandonment of property septic tanks and related and associated work, for the purpose of providing the properties along the private access extension of Hopson Road as shown on Exhibit "A" with new public potable water and sewer services; and,

WHEREAS, Ordinance Number 2017-8094 authorized special assessments on property for the public infrastructure improvements related and associated with providing new public potable water service and sewer service systems to properties along the private access extension of Hopson Road as shown on Exhibit "A" for the cost of said improvements that will not be borne by the City; and,

WHEREAS, the construction of the public infrastructure improvements and associated work along the private access extension of Hopson Road is complete; and,

WHEREAS, Ordinance Number 2017-8094 requires that the special assessments shall be based on the actual costs, not to exceed estimated maximum costs stated in the ordinance, and that the final actual special assessments be imposed by resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, THAT:

SECTION 1. The above recitals are true, correct and incorporated herein.

SECTION 2. It is hereby ascertained, that the final total cost of the completed work of developing, designing, permitting, constructing and inspecting these water and sewer infrastructure improvements is determined and declared to be the sum of \$532,930.36; which consists of:

- \$ 355,326.86 for work related and associated with upgrading the fire protection for the general Hopson Road area, including the private access extension of Hopson Road, property connections to public water and sewer systems, proper abandonment of septic tanks, all project associated work (engineering, survey, etc.), the portion of the sewer work that is to be reimbursed by a grant, and all project contingencies used, which shall be borne by the City; and,
- \$ 177,603.50 for work related and associated with providing new public potable water service and sewer service systems to properties along the private access extension of Hopson Road, which shall be assessed to abutting properties benefitting therefrom; and,

It is ascertained that this completed work has been performed in substantial conformity with the provisions of Ordinance Number 2017-8094, and that by reason thereof actual and substantial benefit has in good faith been directly bestowed upon the properties listed in Exhibit "A" and the owners thereof, and that public policy requires and is served by the adoption of this resolution, which specially assesses the properties listed in Exhibit "A" and owners thereof.

SECTION 3. The unit or basis for distributing the special assessment to be so approved, levied, and assessed for new public potable water service and sewer service systems and associated work, shall be divided in equal proportions by each property fronting or abutting upon, and benefiting from, said improvements. The estimated amount of cost per lot or real estate parcel as special assessment to be approved, levied, and assessed against and upon such lots, lands, and properties along the private access extension of Hopson Road as shown on **Exhibit "A"** fronting or abutting upon, and benefiting from, said improvements is the following, to wit: the sum of \$ 22,200.43.

SECTION 4. The complete schedule or breakdown of the specific amount of special assessment hereby levied and imposed against and upon each respective particular parcel of property, exclusive of public-owned property, fronting, abutting, and specially benefited by said improvements is listed in **Exhibit "B"**.

SECTION 5. That all of the aforesaid special assessments are due in accordance with Ordinance Number 2017-8094 dated September 18, 2017.

As stated in Ordinance No. 2017-8094, any such special assessment paid within thirty (30) days after the publication or posting of this resolution fixing such assessment shall be

accepted without interest. However, any such special assessment not paid within thirty (30) days after said publication or posting shall bear interest from the date of publication or posting at the rate of eight percent (8%) per year.

Such assessment, including interest, shall be payable at the City Hall in forty-eight (48) monthly installments beginning on the thirtieth (30th) day after the publication or posting of the resolution fixing such special assessment and continuing each thirty (30) days thereafter until the assessment and interest are fully paid.

If any such payment is not made within thirty (30) days after it is due, the entire unpaid assessment, together with interest, shall become due without notice at the option of the City. In event of default in payment, the City shall have a lien, superior to all claims except taxes, and shall collect such lien through foreclosure proceedings upon any property affected for the amounts of such special assessments, together with interest and all costs of collection including reasonable attorney's fees.

In addition, the entire unpaid assessment, together with interest, shall become due when a building permit application is submitted to develop or improve an assessed property or portion thereof.

SECTION 6. The City Clerk shall forthwith prepare and enter in the "IMPROVEMENT LIEN BOOK" the amount of such liens herein assessed against each of the parcels of property above described, together with the date of the completion of said improvements and the number and date of passage of this resolution and such other information as the City Clerk may deem advisable. The City Clerk shall keep said Improvement Lien Book open to the public for inspection during reasonable office hours.

SECTION 7. The Director of Finance is hereby commanded to collect out of the property and from each of the persons, firms or corporations named in this resolution, the special assessments set down opposite each name, lot or tract, or parcel of land herein described, and all of the revenue derived from the payment of such special assessments shall be deposited, as received, into a separate account under the Water and Sewer Fund.

SECTION 8. The Building Official shall confirm with the Director of Finance that the special assessment, together with interest, has been fully paid, prior to issuing a building permit for any property, or portion thereof, specially assessed by this resolution.

SECTION 9. The City Clerk shall cause true copies of this resolution to be published in a newspaper published in Duval County once each week for four (4) consecutive weeks, or posted at the City Hall and two (2) other public places in the City for a period of thirty (30) days, commencing on the day that bills are sent to the property owners.

SECTION 10. Any person desiring to contest in any way the validity of any special assessment or lien herein above levied and imposed shall, within thirty (30) days after the aforesaid publication or posting of this resolution, institute suit to have the enforcement thereof

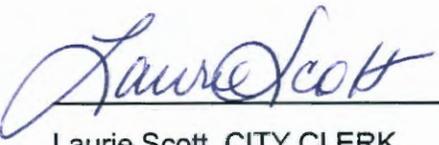
enjoined or its validity legally declared and any and all such persons not instituting such suit shall not thereafter be heard to question the validity thereof, or to defend against the enforcement of the lien upon the grounds of its validity.

SECTION 11. This resolution shall take effect immediately upon its adoption.

AUTHENTICATED this 16th day of July, 2018.



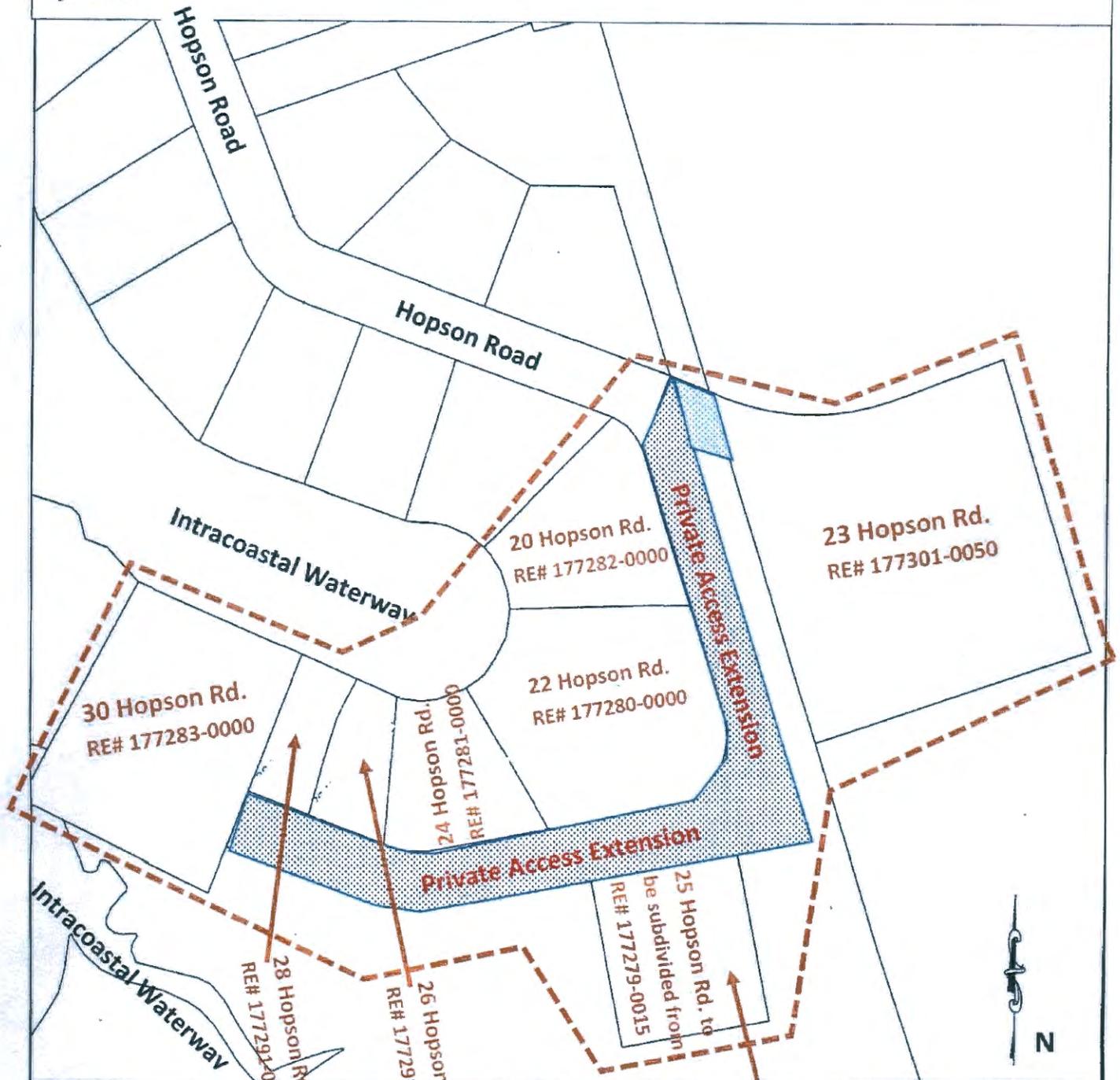
William C. Latham, MAYOR



Laurie Scott, CITY CLERK

EXHIBIT "A"

Properties along the private access extension of Hopson Road to be specially assessed for work related and associated for the City extending and providing new public potable water service and sewer service systems.



- Not to Scale
- Approximate locations of Properties

The existing larger parcel known as 0 Hopson Road, RE# 177279-0015, is to be subdivided and this portion is to be developed as one (1) residential lot.

EXHIBIT "B"

Property Real Estate Number	Property Jax Beach Address	Property & Owner Assessment	Property Owner Name	Property Owner Mailing Address
RE# 177282-0000	20 Hopson Road Jacksonville Beach, FL 32250	\$22,200.43	Loftin Family Survivors Trust et al.	C/O Dorothy A. Loftin 20 Hopson Road Jacksonville Beach, FL 32250-2612
RE# 177280-0000	22 Hopson Road Jacksonville Beach, FL 32250	\$22,200.43	Lynn L. Hileman and Valerie L. Hileman	22 Hopson Road Jacksonville Beach, FL 32250-2612
RE# 177301-0050	23 Hopson Road Jacksonville Beach, FL 32250	\$22,200.43	Hopson Land Company LLC	14 Hopson Road Jacksonville Beach, FL 32250-2612
RE# 177281-0000	24 Hopson Road Jacksonville Beach, FL 32250	\$22,200.43	Robert E. Poland and Jacqueline M. Poland	24 Hopson Road Jacksonville Beach, FL 32250-2612
RE# 177279-0015 *	25 Hopson Road * Jacksonville Beach, FL 32250	\$22,200.43	William H. Goodson et al. and Edward L Goodson	6 Juneberry Court Greer, SC 29651
RE# 177291-0100	26 Hopson Road Jacksonville Beach, FL 32250	\$22,200.43	James Harlan Cissel IV and Sara Wade Cissel	26 Hopson Road Jacksonville Beach, FL 32250
RE# 177291-0000	28 Hopson Road Jacksonville Beach, FL 32250	\$22,200.43	John W. Horton and Johauna L. Horton	28 Hopson Road Jacksonville Beach, FL 32250
RE# 177283-0000	30 Hopson Road Jacksonville Beach, FL 32250	\$22,200.43	Kathleen S. Cole	30 Hopson Road Jacksonville Beach, FL 32250
* The existing larger parcel known as 0 Hopson Road, RE#177279-0015, is to be subdivided and this portion is to be developed as one (1) residential lot.				