

RESOLUTION NO. 25-1873

A RESOLUTION OF THE CITY OF HAINES CITY, FLORIDA; RELATED TO THE NON-AD VALOREM ASSESSMENT ROLL FOR LOT CLEAN-UP, DEMOLITIONS, AND OTHER PRACTICES UTILIZED BY THE CITY; PROVIDING FOR THE RECOVERY OF ASSOCIATED FEES AND COSTS; INCORPORATING ALL RECITALS HEREWITH; APPROVING AND ADOPTING THE NON-AD VALOREM ASSESSMENT ROLL FOR LOT CLEAN-UP COSTS AND FEES; SPECIFYING THE AMOUNT OF THE ASSESSMENTS; PROVIDING FOR CERTIFICATION OF THE ASSESSMENT ROLL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

Whereas, the City Commission for the City of Haines City, Florida, adopted Ordinance No. 09-1354 on November 19, 2009, which provides that the City of Haines City may clean-up nuisances and imminent threats to public health and safety on lots, parcels and tracts within the City caused by the accumulation of trash, junk, or debris, living and nonliving plant material, stagnant water, and fill on property.

Whereas, Ordinance No. 09-1354 provides that if property owners do not pay the costs and expenses associated with the clean-up of their property, the City may use the uniform method of collecting non-ad valorem assessments to reimburse the City for costs and expenses incurred when the City cleans up nuisances on property.

Whereas, in order to impose non-ad valorem assessments, Ordinance No. 09-1354 and subsection 197.3632(4) of the Florida Statutes requires the City Commission to hold a public hearing to adopt a non-ad valorem assessment roll which establishes the amount of the assessments, with such amendments as the City Commission deems appropriate, after hearing comments, input and objections of all interested parties.

Whereas, the assessment roll for the lot clean-up costs and expenses has been made available for inspection by the public.

Whereas, notice of the public hearing has been published and mailed, as required by Ordinance No. 09-1354 and subsection 197.3632(4)(b) of the Florida Statutes, to provide notice to all interested persons of an opportunity to be heard.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HAINES CITY, FLORIDA:

Section 1. Recitals. The foregoing finding are incorporated herein by reference and made a part hereof.

Section 2. Adoption of the Non-Ad Valorem Assessment Roll for Lot Clean-Up. The City Commission of the City of Haines City hereby approves and adopts the non-ad valorem assessment roll for lot clean-up costs and expenses attached hereto as **Appendix A**.

Section 3. Certification of the Assessment Roll. The City Commission authorizes and directs the City Manager, or his designee, to certify, by September 12, 2025, the non-ad valorem assessment roll for the lot clean-up costs and expenses to the Polk County Property Appraiser and the Polk County Tax Collector. The assessment roll to be certified shall consist of all adjustments, if any, as authorized by the City Commission.

Section 4 Severability. If any section, subsection, sentence, clause, phrase, or portion of this Resolution, or application hereof, is for any reason held invalid or unconstitutional by any Court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

Section 5. Conflicts. That all resolutions made in conflict with this resolution are hereby repealed.

Section 6. Effective Date. That this resolution shall become effective immediately upon its adoption.

PASSED and APPROVED at the regular session of the City Commission of the City of Haines City, Florida, this 17th day of July, 2025.

APPROVED:

Morris L. West, Mayor-Commissioner

ATTEST:

Sharon Luther, CMC, City Clerk

APPROVED AS TO FORM AND CORRECTNESS:

Fred Reilly, City Attorney