

BY THE CITY COMMISSION

ORDINANCE NO.: 2012-02

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF DADE CITY, FLORIDA AMENDING THE NEW DEVELOPMENT FAIR SHARE CONTRIBUTION FOR ROAD IMPROVEMENTS ORDINANCE; CREATING A NEW SECTION 2-494 TO PROVIDE FOR A TEMPORARY TWO YEAR SUSPENSION OF THE ENFORCEMENT OF COLLECTION OF TRANSPORTATION IMPACT FEES TO REFLECT THE RECESSION IN THE ECONOMY; PROVIDING FOR REPEALER, CODIFICATION, SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, over the past four years, the U.S. economy has suffered a significant downturn including a recession which has severely and adversely impacted the housing industry; and

WHEREAS, the City's prosperity and financial well-being is significantly dependent on its continued growth; and

WHEREAS, due to the current state of the economy, the payment of transportation impact fees in addition to all other fees and costs creates a financial burden on persons wishing to build homes and business in the City; and

WHEREAS, the City has previously invested monies to complete capital projects to service previously approved new growth, which growth has failed to be built due to present economic conditions;

WHEREAS, the Commission finds that it is in the best interest of the public health, safety and welfare to attempt to encourage construction of homes and businesses within the City limits by enacting a temporary suspension of the collection of transportation impact fees for a period of two years; and

WHEREAS, this amendment is consistent with the City's adopted Comprehensive Plan.

NOW, THEREFORE, BE IT ORDAINED by the City of Dade City Commission, as follows:

SECTION 1. Section 2-494 of the Dade City Code of Ordinances is hereby created as follows:

The collection of transportation impact fees pursuant to Sections 2-481 through 2-493 of the Dade City Code of Ordinances is hereby suspended from the effective date of this Ordinance until May 15, 2014 at which time collection of fees pursuant to the above-referenced sections shall resume. Funds previously collected and deposited in the impact fee fund pursuant to Sections 2-486 and 2-487 may continue to be accessed and used as approved by the City Commission during the suspension period.

SECTION 2. Repealer

All provisions of the Dade City Code of Ordinances, as amended, and ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any conflict.

SECTION 3. Severability.

It is declared to be the intent of the City Commission of the City of Dade City, Florida, that if any section, subsection, sentence, clause, or provision of this Ordinance shall be declared invalid, the remainder of this Ordinance shall be construed as not having contained said section, subsection, sentence, clause, or provisions and shall not be affected by such holding.

SECTION 4. Inclusion in Code.

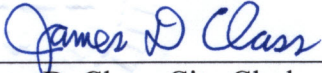
It is the intent of the City Commission that the provisions of this Ordinance shall become and be made a part of the Dade City Code of Ordinances, and that the sections of this Ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section," "article," "regulation," or such other appropriate word or phrase in order to accomplish such intentions.

SECTION 5. Effective Date.

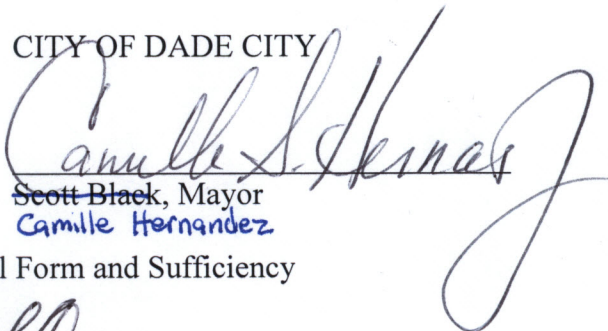
This Ordinance shall take effect in accordance with the City's Charter.

Adopted by the City Commission after first reading on April 10, 2012 and following public hearing on April 24, 2012.

ATTEST:

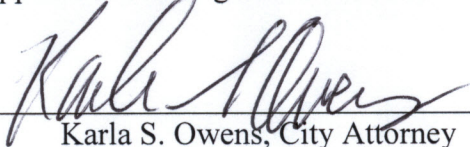


James D. Class, City Clerk

CITY OF DADE CITY


Scott Black, Mayor
Camille Hernandez

Approved as to Legal Form and Sufficiency



Karla S. Owens, City Attorney