

ORDINANCE NO. 2019- 037

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY (COUNTY), FLORIDA, AMENDING SECTION 26-30.5, "PRIORITY OF LIEN, INTEREST, AND METHOD OF PAYMENT OF SPECIAL ASSESSMENTS", OF CHAPTER 26, ARTICLE II OF THE PALM BEACH COUNTY CODE, THE "MUNICIPAL SERVICE TAXING UNIT (MSTU) SPECIAL ASSESSMENT ORDINANCE"; PROVIDING FOR LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on July 16, 2013, the Board of County Commissioners (Board) enacted Palm Beach County Code Chapter 26, Article II, Division 1, Ordinance No. 2013-019 referred to as the MSTU Special Assessment Ordinance (Assessment Ordinance) which enhanced the efficiency of the County's funding and construction of street improvements and related projects through special assessments upon properties which derive a special benefit from the improvements; and

WHEREAS, the Assessment Ordinance requires assessment liens to be payable in not more than twenty (20) equal annual installments, if installments are allowed by the Board; and

WHEREAS, the Board has approved certain assessment projects, allowing assessment liens to be paid in not more than twenty (20) equal annual installments; and

WHEREAS, based on an unintended re-amortization of remaining assessment amounts in certain existing assessment projects, certain property owners have had their annual installment payment amounts reduced below the original annual installment payment amount; and

WHEREAS, in order to pay off the assessment lien within twenty (20) annual installments, each affected property owner's annual installment payment amount would now need to be increased beyond the original annual installment payment amount; and

WHEREAS, increasing the annual installment amounts may cause financial hardship to those property owners subject to the re-amortization; and

WHEREAS, the Board wishes to amend the Assessment Ordinance to allow the Board, upon good cause shown, to approve resolutions directing that assessment liens may be made payable in more than twenty (20) annual installments, which may not be equal and which may bear a fluctuating interest rate.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

CHAPTER 26, ARTICLE II, SECTION 26-30.5 IS HEREBY AMENDED AS FOLLOWS:

SECTION 1. Section 26-30.5. Priority of Lien, Interest, and Method of Payment of Special Assessments.

Special assessment(s) shall be payable at the time and manner stipulated in the resolution providing for the improvements. The special assessment shall remain a lien, inferior to the lien of all federal, state, county, district and municipal taxes, but superior to all other liens, titles and claims until paid. Except as provided herein, lien(s) shall bear interest at a rate not to exceed ten percent (10%) per year from the date of acceptance of the improvement and may, by resolution, be made payable in not more than twenty (20) equal annual installments if installments are allowed by the Board. Upon good cause, the Board may approve a resolution directing that a lien(s) may be made payable in more than twenty (20) annual installments, which may not be equal and which may bear a fluctuating interest rate. Good cause includes, but is not limited to, an instance(s) where a previous annual installment amount(s) was reduced through no fault of the property owner. However, said resolution shall be limited to address any procedural irregularity in the collection process in which the irregularity is not the fault of the property owner. The assessments may be paid without interest at any time within thirty (30) days after the improvement is completed and a motion accepting the improvement has been adopted by the Board or its authorized representative(s). However, if assessment is not paid when due, there shall be additional interest at a rate of ten percent (10%) per year, upon the due but unpaid installment(s) or portion(s) thereof outstanding at the end of each month, added to the outstanding assessment balance.

SECTION 2. REPEAL OF LAWS IN CONFLICT:

All local laws and ordinances in conflict with any provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION 3. SEVERABILITY:

If any section, paragraph, sentence, clause, phrase, or word of this Ordinance is for any reason held by a Court of competent jurisdiction to be unconstitutional, inoperative, or void, such holding shall not affect the remainder of this Ordinance.

SECTION 4. INCLUSION IN THE CODE OF LAWS AND ORDINANCES:

The provisions of this Ordinance shall become and be made a part of the Palm Beach County Code. The sections of this Ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section", "article", or other appropriate word.

SECTION 5. EFFECTIVE DATE:

The provisions of this Ordinance shall become effective upon filing with the Department of State. APPROVED and ADOPTED by the Board of County Commissioners of Palm Beach County, Florida, on this the 22nd day of October, 2019.


SHARON R. BOCK, CLERK
AND COMPTROLLER

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

By:


Deputy Clerk

By:


Mack Bernard, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By: YBH/TEL


County Attorney

EFFECTIVE DATE: Filed with the Department of State on the 24th day of October, 2019.

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R-2019-0935; PERTAINING TO THE MUNICIPAL SERVICE TAXING UNIT (MSTU) SPECIAL ASSESSMENT FOR CINQUEZ PARK AREA PAVING AND DRAINAGE IMPROVEMENT PROJECT

WHEREAS, on July 2, 2019, in accordance with Palm Beach County Code Chapter 26, Article II, Ordinance No. 2013-019 referred to as the MSTU Special Assessment Ordinance (Ordinance), the Board of County Commissioners, Palm Beach County, Florida (BCC), adopted Resolution No. R-2019-0935 pertaining to the special assessment process for the Cinquez Park Area Paving and Drainage Improvement Project (Project); and

WHEREAS, pursuant to Resolution No. R-2009-1540, as amended by Resolution 2013-0231, as amended by Resolution 2016-0017, as amended by Resolution 2019-0935 (collectively "Resolutions"), assessments not paid in full within thirty (30) days after completion of the improvement project for which the assessments were made are subject to interest at the rate of five and one half percent (5½ %) per year and payable in twenty (20) equal annual installments of principal and interest; and

WHEREAS, pursuant to Section 26-30.5 of the Palm Beach County Code, as amended, the BCC, upon good cause shown, may approve a resolution directing that assessment liens may be made payable in more than twenty (20) annual installments, which may not be equal and which may bear a fluctuating interest rate; and

WHEREAS, the BCC finds that good cause exists to direct that assessment liens may be made payable in more than twenty (20) annual installments, which may not be equal and which may bear a fluctuating interest rate, for certain properties included in the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

The BCC hereby finds good cause to allow for the liens set forth in **Exhibit "A"** (attached hereto and incorporated herein) to be payable in more than twenty (20) annual installments, where so requested by the individual

property owners. All liens set forth in **Exhibit "A"** had previous annual installment amounts reduced through no fault of the property owners, and, in order to fully pay off the lien in twenty years, would need to pay higher annual payments of principal and interest than originally provided to the property owners. The payment schedule for any property listed in **Exhibit "A"** will be extended to twenty-five (25) years for those property owners who request the extension. Notice of the extension shall be recorded in the Public Records of Palm Beach County, Florida. The total principal and interest amounts shall not exceed those amounts originally provided to the property owner at the completion of the Project for which the assessment was made.

Each and every other paragraph of the previous Resolutions shall remain in full force and effect and said Resolutions are reaffirmed as modified herein.

The effective date of this Resolution shall be the same date as the effective date of the Ordinance of the BCC, amending Section 26-30.5, "Priority of Lien, Interest, and Method of Payment of Special Assessments", of Chapter 26, Article II of the Palm Beach County Code, the "Municipal Service Taxing Unit (MSTU) Special Assessment Ordinance", which was adopted by the BCC on October 22, 2019.

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The foregoing Resolution was offered by Commissioner Weiss who moved its adoption. The motion was seconded by Commissioner Kerner, and upon being put to a vote, the vote was as follows:

District 7:	Mack Bernard, Mayor	<u>Aye</u>
District 3:	Dave Kerner, Vice Mayor	<u>Aye</u>
District 1:	Hal R. Valeche	<u>Aye</u>
District 2:	Gregg K. Weiss	<u>Aye</u>
District 4:	Robert S. Weinroth	<u>Aye</u>
District 5:	Mary Lou Berger	<u>Aye</u>
District 6:	Melissa McKinlay	<u>Aye</u>

The Mayor thereupon declared the Resolution duly passed and adopted this 22nd day of October, 2019.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

ATTEST:

SHARON R. BOCK
CLERK & COMPTROLLER

BY: Tracey Powell

Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

By: YBH/TEL

Yelizayeta B. Herman
Yelizayeta B. Herman - Assistant County Attorney

PROJECT NAME: CINQUEZ PARK EAST - PAVING & DRAINAGE

PCN	LEGAL DESCRIPTION	OWNER NAME
30-42-41-03-05-000-0270	CINQUEZ PARK SUB LT 27	STEWART LEAH N & KING EILEEN L
30-42-41-03-05-000-0280	CINQUEZ PARK SUB LT 28	JENSEN KAITLIN C & JENSEN DANIEL C
30-42-41-03-05-000-0280	CINQUEZ PARK SUB LT 28	JENSEN KAITLIN C & JENSEN DANIEL C
30-42-41-03-05-000-0280	CINQUEZ PARK SUB LT 28	JENSEN KAITLIN C & JENSEN DANIEL C
30-42-41-03-05-000-0290	CINQUEZ PARK SUB LT 29	GUTHRIE ROY W & GUTHRIE BETTY L &
30-42-41-03-05-000-0310	CINQUEZ PARK SUB LT 31	SAVOCA NICHOLAS J & SAVOCA ROZANNE M
30-42-41-03-05-000-0320	CINQUEZ PARK SUB LT 32	MCQUILLAN LIZ A
30-42-41-03-05-000-0330	CINQUEZ PARK SUB LT 33	VAN SON MARK TRUST
30-42-41-03-05-000-0340	CINQUEZ PARK SUB LT 34	VANSON RYAN & VANSON AMANDA
30-42-41-03-05-000-0360	CINQUEZ PARK SUB LT 36	17654 CINQUEZ PARK ROAD LLC
30-42-41-03-05-000-0370	CINQUEZ PARK SUB LT 37	FRITTS JAMES M & FRITTS DONNA C
30-42-41-03-05-000-0400	CINQUEZ PARK SUB LT 40	MASTERSON JASON J & MASTERSON JENNIFER A
30-42-41-03-05-000-0450	CINQUEZ PARK SUB LT 45	MALCOLM DOUGLAS & HERNANDEZ JOSE &
30-42-41-03-05-000-0500	CINQUEZ PARK LT 50	YONKERS JAMES S JR & YONKERS NANCY A
30-42-41-03-05-000-0530	CINQUEZ PARK SUB LT 53	INWOOD ROCHELLE & INWOOD KEVIN
30-42-41-03-05-000-0560	CINQUEZ PARK SUB LT 56	MCDOWELL PAUL W & BRAGDON MELANIE
30-42-41-03-05-000-0580	CINQUEZ PARK SUB LT 58	JONES PATRICIA P
30-42-41-03-05-000-0600	CINQUEZ PARK SUB LT 60	HAUGHT JERRY S
30-42-41-03-05-000-0610	CINQUEZ PARK SUB LT 61	COLLETTE ROSS J & COLLETTE SARA M
30-42-41-03-05-000-0620	CINQUEZ PARK SUB LT 62	SUBRAMANIAM LIZBETH M & SUBRAMANIAM GOBI K
30-42-41-03-05-000-0630	CINQUEZ PARK SUB LT 63	TRACY MATTHEW J
30-42-41-03-06-000-0020	CINQUEZ PARK 2ND ADD LT 2	ZHENG DAI QIANG & ZHENG JUAN
30-42-41-03-06-000-0030	CINQUEZ PARK 2ND ADD LT 3	PARKER DAWN MARIE
30-42-41-03-06-000-0040	CINQUEZ PARK 2ND ADD LT 4	HOANG RICHARD M & HOANG MICHELE R
30-42-41-03-06-000-0060	CINQUEZ PARK 2ND ADD LT 6	GAYNOR JASON ANDREW
30-42-41-03-06-000-0130	CINQUEZ PARK 2ND ADD LT 13	LANE EDWARD E III & LANE MARY E
30-42-41-03-06-000-0140	CINQUEZ PARK 2ND ADD LT 14	SOUTHWICK JEFFREY W & WENDT CHERYL
30-42-41-03-06-000-0150	CINQUEZ PARK 2ND ADD LT 15	JACOBSON ANDREW & JACOBSON ASHLEY
30-42-41-03-06-000-0160	CINQUEZ PARK 2ND ADD LT 16	VICARI MATTHEW J & FACCINI ASHLEY R

PROJECT NAME: CINQUEZ PARK EAST - PAVING & DRAINAGE

PCN	LEGAL DESCRIPTION	OWNER NAME
30-42-41-03-06-000-0190	CINQUEZ PARK 2ND ADD LT 19	GAMBARDELLA STEVEN
30-42-41-03-06-000-0341	CINQUEZ PARK 2ND ADD N 1/2 OF LOT 34 & ALL OF LTS 35 & 36	ST JOSEPH AME CHURCH INC
30-42-41-03-06-000-0380	CINQUEZ PARK 2ND ADD LT 38	JONES SEAN
30-42-41-03-06-000-0390	CINQUEZ PARK 2ND ADD LT 39	SHEPHERD MICHAEL & SHEPHERD EILEEN M
30-42-41-03-06-000-0400	CINQUEZ PARK 2ND ADD LT 40	HATCHER IRENE B
30-42-41-03-06-000-0470	CINQUEZ PARK 2ND ADD LTS 47 & 48	THOMAS JOHNNY L & THOMAS IDA W
30-42-41-03-06-000-0490	CINQUEZ PARK 2ND ADD LT 49	TORRES DENISE M & TORRES KRISTOPHER
30-42-41-03-06-000-0500	CINQUEZ PARK 2ND ADD LT 50	SHEIKH WASEEM & SHEIKH MARIA
30-42-41-03-06-000-0530	CINQUEZ PARK 2ND ADD LT 53	NEARY JONATHAN MATTHEW
30-42-41-03-06-000-0540	CINQUEZ PARK 2ND ADD LT 54	NOVOA VIVIAN L
30-42-41-03-06-000-0560	CINQUEZ PARK 2ND ADD LT 56	ILOG CLAIRE R & ILOG KRISTOFFERSON P
30-42-41-03-06-000-0570	CINQUEZ PARK 2ND ADD LT 57	DROLET TODD APRIL L
30-42-41-03-06-000-0580	CINQUEZ PARK 2ND ADD LT 58	FUKADA GAVIN & MIYASATO NIKKI
30-42-41-03-06-000-0590	CINQUEZ PARK 2ND ADD LT 59	HENRY GEORGE A & HENRY KIM D
30-42-41-03-06-000-0600	CINQUEZ PARK 2ND ADD LT 60	JONES KEVIN A
30-42-41-03-06-000-0610	CINQUEZ PARK 2ND ADD LT 61	VAN MARCK LILIANE J VAN MARCK LILIANE J TR
30-42-41-03-06-000-0640	CINQUEZ PARK 2ND ADD LT 64	REESE ANDREA M
30-42-41-03-06-000-0650	CINQUEZ PARK 2ND ADD LT 65	GONZALEZ FRANCESCA L
30-42-41-03-06-000-0660	CINQUEZ PARK 2ND ADD LT 66	BURGHER ANTHONY B
30-42-41-03-06-000-0690	CINQUEZ PARK 2ND ADD LT 69	VERONA HOLDING GROUP LLC
30-42-41-03-06-000-0200	CINQUEZ PARK 2ND ADD LT 20	GAMBARDELLA STEVEN
30-42-41-03-06-000-0700	CINQUEZ PARK 2ND ADD LT 70	VERONA HOLDING GROUP LLC
30-42-41-03-06-000-0620	CINQUEZ PARK 2ND ADD LT 62	PAGES EMILIO & PAGES RHEANNA
30-42-41-03-06-000-0670	CINQUEZ PARK 2ND ADD LT 67	WASHINGTON STEVE & WASHINGTON HANA
30-42-41-03-06-000-0680	CINQUEZ PARK 2ND ADD LT 68	STINGACIU ADRIAN

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R-2013-0232; PERTAINING TO THE MUNICIPAL SERVICE TAXING UNIT (MSTU) SPECIAL ASSESSMENT FOR CINQUEZ PARK AREA POTABLE WATER IMPROVEMENT PROJECT

WHEREAS, on March 12, 2013, in accordance with Palm Beach County Code Chapter 26, Article II referred to as the MSTU Special Assessment Ordinance (Ordinance), the Board of County Commissioners, Palm Beach County, Florida (BCC), adopted Resolution No. R-2013-0232, confirming the special assessment process for the Cinquez Park Area Potable Water Improvement Project (Project); and

WHEREAS, pursuant to Resolution No. R 2009-1541, as amended by Resolution No. R-2013-0232 (collectively "Resolutions"), assessments not paid in full within thirty (30) days after completion of the improvement project for which the assessments were made are subject to interest at the rate of five and one half percent (5½ %) per year and payable in twenty (20) equal annual installments of principal and interest; and

WHEREAS, pursuant to Section 26-30.5 of the Palm Beach County Code, as amended, the BCC, upon good cause shown, may approve a resolution directing that assessment liens may be made payable in more than twenty (20) annual installments, which may not be equal and which may bear a fluctuating interest rate; and

WHEREAS, the BCC finds that good cause exists to direct that assessment liens may be made payable in more than twenty (20) annual installments, which may not be equal and which may bear a fluctuating interest rate, for certain properties included in the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

The BCC hereby finds good cause to allow for the liens set forth in **Exhibit "A"** (attached hereto and incorporated herein) to be payable in more than twenty (20) annual installments, where so requested by the individual property owners. All liens set forth in **Exhibit "A"** had previous annual

installment amounts reduced through no fault of the property owners, and, in order to fully pay off the lien in twenty years, would need to pay higher annual payments of principal and interest than originally provided to the property owners. The payment schedule for any property listed in **Exhibit "A"** will be extended to twenty-five (25) years for those property owners who request the extension. Notice of the extension shall be recorded in the Public Records of Palm Beach County, Florida. The total principal and interest amounts shall not exceed those amounts originally provided to the property owner at the completion of the Project for which the assessment was made.

Each and every other paragraph of the Resolutions shall remain in full force and effect and said Resolutions are reaffirmed as modified herein.

The effective date of this Resolution shall be the same date as the effective date of the Ordinance of the BCC, amending Section 26-30.5, "Priority of Lien, Interest, and Method of Payment of Special Assessments", of Chapter 26, Article II of the Palm Beach County Code, the "Municipal Service Taxing Unit (MSTU) Special Assessment Ordinance", which was adopted by the BCC on October 22, 2019.

THIS SPACE LEFT BLANK INTENTIONALLY

The foregoing Resolution was offered by Commissioner Weiss who moved its adoption. The motion was seconded by Commissioner Kerner, and upon being put to a vote, the vote was as follows:

District 7:	Mack Bernard, Mayor	<u>Aye</u>
District 3:	Dave Kerner, Vice Mayor	<u>Aye</u>
District 1:	Hal R. Valeche	<u>Aye</u>
District 2:	Gregg K. Weiss	<u>Aye</u>
District 4:	Robert S. Weinroth	<u>Aye</u>
District 5:	Mary Lou Berger	<u>Aye</u>
District 6:	Melissa McKinlay	<u>Aye</u>

The Mayor thereupon declared the Resolution duly passed and adopted this 22nd day of October, 2019.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

ATTEST:

SHARON R. BOCK
CLERK & COMPTROLLER

BY:

Sharon R. Bock
Deputy Clerk



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

By: YBH/TEL

Yelizaveta B. Herman
Yelizaveta B. Herman - Assistant County Attorney

PROJECT NAME: CINQUEZ PARK EAST - WATER SYSTEM

PCN	LEGAL DESCRIPTION	OWNER NAME
30-42-41-03-05-000-0260	CINQUEZ PARK SUB LT 26	JADE DEVELOPMENT ENTERPRISES LLC
30-42-41-03-05-000-0270	CINQUEZ PARK SUB LT 27	STEWART LEAH N & KING EILEEN L
30-42-41-03-05-000-0280	CINQUEZ PARK SUB LT 28	JENSEN KAITLIN C & JENSEN DANIEL C
30-42-41-03-05-000-0280	CINQUEZ PARK SUB LT 28	JENSEN KAITLIN C & JENSEN DANIEL C
30-42-41-03-05-000-0280	CINQUEZ PARK SUB LT 28	JENSEN KAITLIN C & JENSEN DANIEL C
30-42-41-03-05-000-0290	CINQUEZ PARK SUB LT 29	GUTHRIE ROY W & GUTHRIE BETTY L &
30-42-41-03-05-000-0310	CINQUEZ PARK SUB LT 31	SAVOCA NICHOLAS J & SAVOCA ROZANNE M
30-42-41-03-05-000-0320	CINQUEZ PARK SUB LT 32	MCQUILLAN LIZ A
30-42-41-03-05-000-0330	CINQUEZ PARK SUB LT 33	VAN SON MARK TRUST
30-42-41-03-05-000-0340	CINQUEZ PARK SUB LT 34	VANSON RYAN & VANSON AMANDA
30-42-41-03-05-000-0360	CINQUEZ PARK SUB LT 36	17654 CINQUEZ PARK ROAD LLC
30-42-41-03-05-000-0400	CINQUEZ PARK SUB LT 40	MASTERSON JASON J & MASTERSON JENNIFER A
30-42-41-03-05-000-0450	CINQUEZ PARK SUB LT 45	MALCOLM DOUGLAS & HERNANDEZ JOSE &
30-42-41-03-05-000-0500	CINQUEZ PARK LT 50	YONKERS JAMES S JR & YONKERS NANCY A
30-42-41-03-05-000-0530	CINQUEZ PARK SUB LT 53	INWOOD ROCHELLE & INWOOD KEVIN
30-42-41-03-05-000-0560	CINQUEZ PARK SUB LT 56	MCDOWELL PAUL W & BRAGDON MELANIE
30-42-41-03-05-000-0580	CINQUEZ PARK SUB LT 58	JONES PATRICIA P
30-42-41-03-05-000-0600	CINQUEZ PARK SUB LT 60	HAUGHT JERRY S
30-42-41-03-05-000-0610	CINQUEZ PARK SUB LT 61	COLLETTE ROSS J & COLLETTE SARA M
30-42-41-03-05-000-0620	CINQUEZ PARK SUB LT 62	SUBRAMANIAM LIZBETH M & SUBRAMANIAM GOBI K
30-42-41-03-05-000-0630	CINQUEZ PARK SUB LT 63	TRACY MATTHEW J
30-42-41-03-05-000-0640	CINQUEZ PARK SUB LT 64	RST INVESTMENT PROPERTIES LLC
30-42-41-03-05-000-0650	CINQUEZ PARK SUB LT 65	RST INVESTMENT PROPERTIES LLC
30-42-41-03-05-000-0660	CINQUEZ PARK SUB LTS 66	THOMAS MIKE K & THOMAS TAMARA
30-42-41-03-05-000-0670	CINQUEZ PARK SUB LTS 67 & 68	ROLLINS LEROY
30-42-41-03-06-000-0020	CINQUEZ PARK 2ND ADD LT 2	ZHENG DAI QIANG & ZHENG JUAN
30-42-41-03-06-000-0030	CINQUEZ PARK 2ND ADD LT 3	PARKER DAWN MARIE
30-42-41-03-06-000-0040	CINQUEZ PARK 2ND ADD LT 4	HOANG RICHARD M & HOANG MICHELE R
30-42-41-03-06-000-0060	CINQUEZ PARK 2ND ADD LT 6	GAYNOR JASON ANDREW

PROJECT NAME: CINQUEZ PARK EAST - WATER SYSTEM

PCN	LEGAL DESCRIPTION	OWNER NAME
30-42-41-03-06-000-0130	CINQUEZ PARK 2ND ADD LT 13	LANE EDWARD E III & LANE MARY E
30-42-41-03-06-000-0140	CINQUEZ PARK 2ND ADD LT 14	SOUTHWICK JEFFREY W & WENDT CHERYL
30-42-41-03-06-000-0150	CINQUEZ PARK 2ND ADD LT 15	JACOBSON ANDREW & JACOBSON ASHLEY
30-42-41-03-06-000-0160	CINQUEZ PARK 2ND ADD LT 16	VICARI MATTHEW J & FACCINI ASHLEY R
30-42-41-03-06-000-0190	CINQUEZ PARK 2ND ADD LT 19	GAMBARDELLA STEVEN
30-42-41-03-06-000-0341	CINQUEZ PARK 2ND ADD N 1/2 OF LOT 34 & ALL OF LTS 35 & 36	ST JOSEPH AME CHURCH INC
30-42-41-03-06-000-0380	CINQUEZ PARK 2ND ADD LT 38	JONES SEAN
30-42-41-03-06-000-0390	CINQUEZ PARK 2ND ADD LT 39	SHEPHERD MICHAEL & SHEPHERD EILEEN M
30-42-41-03-06-000-0400	CINQUEZ PARK 2ND ADD LT 40	HATCHER IRENE B
30-42-41-03-06-000-0470	CINQUEZ PARK 2ND ADD LTS 47 & 48	THOMAS JOHNNY L & THOMAS IDA W
30-42-41-03-06-000-0490	CINQUEZ PARK 2ND ADD LT 49	TORRES DENISE M & TORRES KRISTOPHER
30-42-41-03-06-000-0500	CINQUEZ PARK 2ND ADD LT 50	SHEIKH WASEEM & SHEIKH MARIA
30-42-41-03-06-000-0530	CINQUEZ PARK 2ND ADD LT 53	NEARY JONATHAN MATTHEW
30-42-41-03-06-000-0540	CINQUEZ PARK 2ND ADD LT 54	NOVOA VIVIAN L
30-42-41-03-06-000-0560	CINQUEZ PARK 2ND ADD LT 56	ILOG CLAIRE R & ILOG KRISTOFFERSON P
30-42-41-03-06-000-0570	CINQUEZ PARK 2ND ADD LT 57	DROLET TODD APRIL L
30-42-41-03-06-000-0580	CINQUEZ PARK 2ND ADD LT 58	FUKADA GAVIN & MIYASATO NIKKI
30-42-41-03-06-000-0590	CINQUEZ PARK 2ND ADD LT 59	HENRY GEORGE A & HENRY KIM D
30-42-41-03-06-000-0600	CINQUEZ PARK 2ND ADD LT 60	JONES KEVIN A
30-42-41-03-06-000-0610	CINQUEZ PARK 2ND ADD LT 61	VAN MARCK LILIANE J VAN MARCK LILIANE J TR
30-42-41-03-06-000-0640	CINQUEZ PARK 2ND ADD LT 64	REESE ANDREA M
30-42-41-03-06-000-0650	CINQUEZ PARK 2ND ADD LT 65	GONZALEZ FRANCESCA L
30-42-41-03-06-000-0660	CINQUEZ PARK 2ND ADD LT 66	BURGHER ANTHONY B
30-42-41-03-06-000-0690	CINQUEZ PARK 2ND ADD LT 69	VERONA HOLDING GROUP LLC
30-42-41-03-06-000-0710	CINQUEZ PARK 2ND ADD LT 71	PELAEZ MARTHA & BEJARANO MIGUEL
30-42-41-03-06-000-0730	CINQUEZ PARK 2ND ADD LT 73	BROWN MARY
30-42-41-03-06-000-0740	CINQUEZ PARK 2ND ADD, LT 74	BROWN MARY
30-42-41-03-06-000-0810	CINQUEZ PARK 2ND ADD LT 81	HALL JOHN A
30-42-41-03-06-000-0820	CINQUEZ PARK 2ND ADD LOT 82	BIAS WOODROW & BIAS ORBELLE
30-42-41-03-06-000-0200	CINQUEZ PARK 2ND ADD LT 20	GAMBARDELLA STEVEN
30-42-41-03-06-000-0700	CINQUEZ PARK 2ND ADD LT 70	VERONA HOLDING GROUP LLC

PROJECT NAME: CINQUEZ PARK EAST - WATER SYSTEM

PCN	LEGAL DESCRIPTION	OWNER NAME
30-42-41-03-06-000-0620	CINQUEZ PARK 2ND ADD LT 62	PAGES EMILIO & PAGES RHEANNA
30-42-41-03-06-000-0670	CINQUEZ PARK 2ND ADD LT 67	WASHINGTON STEVE & WASHINGTON HANA
30-42-41-03-06-000-0680	CINQUEZ PARK 2ND ADD LT 68	STINGACIU ADRIAN

RESOLUTION NO. R-2019- 1683

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING RESOLUTION NO. R-2016-1572; PERTAINING TO THE MUNICIPAL SERVICE TAXING UNIT (MSTU) SPECIAL ASSESSMENT FOR CHASE COURT, DIXIE LANE, DRYDEN ROAD AND ARLINGTON DRIVE PAVING AND DRAINAGE IMPROVEMENT PROJECT

WHEREAS, on November 1, 2016, in accordance with Palm Beach County Code Chapter 26, Article II referred to as the MSTU Special Assessment Ordinance (Ordinance), the Board of County Commissioners, Palm Beach County, Florida (BCC), adopted Resolution No. R-2016-1572 pertaining to the special assessment process for the Chase Court, Dixie Lane, Dryden Road and Arlington Drive Project (Project); and

WHEREAS, pursuant to Resolution No. R-2004-2228, as amended by Resolution R 2016-1572 (collectively "Resolutions"), assessments not paid in full within thirty (30) days after completion of the improvement project for which the assessments were made are subject to interest at the rate of six and one half percent (6½ %) per year and payable in twenty (20) equal annual installments of principal and interest; and

WHEREAS, pursuant to Section 26-30.5 of the Palm Beach County Code, as amended, the BCC, upon good cause shown, may approve a resolution directing that assessment liens may be made payable in more than twenty (20) annual installments, which may not be equal and which may bear a fluctuating interest rate; and

WHEREAS, the BCC finds that good cause exists to direct that assessment liens may be made payable in more than twenty (20) annual installments, which may not be equal and which may bear a fluctuating interest rate, for certain properties included in the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

The BCC hereby finds good cause to allow for the liens set forth in **Exhibit "A"** (attached hereto and incorporated herein) to be payable in more than twenty (20) annual installments, where so requested by the individual property owners. All liens set forth in **Exhibit "A"** had previous annual

installment amounts reduced through no fault of the property owners, and, in order to fully pay off the lien in twenty years, would need to pay higher annual payments of principal and interest than originally provided to the property owners. The payment schedule for any property listed in **Exhibit "A"** will be extended to twenty-five (25) years for those property owners who request the extension. Notice of the extension shall be recorded in the Public Records of Palm Beach County, Florida. The total principal and interest amounts shall not exceed those amounts originally provided to the property owner at the completion of the Project for which the assessment was made.

Each and every other paragraph of the Resolutions shall remain in full force and effect and said Resolutions are reaffirmed as modified herein.

The effective date of this Resolution shall be the same date as the effective date of the Ordinance of the BCC, amending Section 26-30.5, "Priority of Lien, Interest, and Method of Payment of Special Assessments", of Chapter 26, Article II of the Palm Beach County Code, the "Municipal Service Taxing Unit (MSTU) Special Assessment Ordinance", which was adopted by the BCC on October 22, 2019.

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The foregoing Resolution was offered by Commissioner Weiss who moved its adoption. The motion was seconded by Commissioner Kerner, and upon being put to a vote, the vote was as follows:

District 7:	Mack Bernard, Mayor	<u>Aye</u>
District 3:	Dave Kerner, Vice Mayor	<u>Aye</u>
District 1:	Hal R. Valeche	<u>Aye</u>
District 2:	Gregg K. Weiss	<u>Aye</u>
District 4:	Robert S. Weinroth	<u>Aye</u>
District 5:	Mary Lou Berger	<u>Aye</u>
District 6:	Melissa McKinlay	<u>Aye</u>

The Mayor thereupon declared the Resolution duly passed and adopted this 22nd day of October, 2019.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

ATTEST:

SHARON R. BOCK
CLERK & COMPTROLLER

BY:


Deputy Clerk



APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

By: YBH/TEL



Yelizaveta B. Herman – Assistant County Attorney

PROJECT NAME: ARLINGTON DR., CHASE COURT, DIXIE LANE, AND DRYDEN ROAD

PCN	LEGAL DESCRIPTION	OWNER NAME
00-42-44-02-01-000-1020	MODEL LAND CO SUB E 163 FT OF S 85 FT OF N 225 FT OF W 1/4 OF TRS 45 & 46 (LESS W 15 FT RD R/W)	GARCIA KEVIN J
00-42-44-02-01-000-1021	MODEL LAND CO SUB S 85 FT OF N 395 FT OF W 152 FT OF TRS 45 & 46	MALLOY TAMMY C
00-42-44-02-01-000-1022	MODEL LAND CO SUB W 152 FT OF N 310 FT OF W 1/4 OF TRS 45 & 46 (LESS N 20 FT RD R/W)	CLARKE CLIFTON L & CLARKE NANCY C
00-42-44-02-01-000-1031	MODEL LAND CO SUB S 85 FT OF N 480 FT OF W 1/4 OF TRS 45 & 46 (LESS E 163 FT)	BURNS MARY E & CARTER EDWARD D
00-42-44-02-01-000-1050	MODEL LAND CO SUB S 85 FT OF N 310 FT OF E 148 FT OF W 1/4 OF TRS 45 & 46	HOUCHINS MARGARET R
00-42-44-02-01-000-1070	MODEL LAND CO SUB E 1/4 OF TR 46 & 20 FT ABND RD R/W LYG E OF & ADJ THERETO (LESS N 20 FT RD R/W AS IN DB1003P398)	HERNANDEZ AMANDA G & PEREZ BYRON
00-42-44-02-01-000-1100	MODEL LAND CO SUB E 175 FT OF W 1/2 OF TR 47 (LESS S 20 FT CHASE CT R/W)	PETERS PATRICK L & PETERS JACQUELYN A
00-42-44-02-01-000-1110	MODEL LAND CO, E 1/2 OF E 1/2 OF TR 47 & 20 FT ABND STRIP LYG E OF & ADJ TO (LESS N 40.48 FT OF W 124.29 FT, N 269.52 FT OF S 289.56 FT OF ELY 331.66 FT & S 20 FT CHASE COURT R/W) & E 1/2 OF E 1/2 OF TR 48 & 20 FT ABND STRIP LYG E OF &	LALL HARRY & LALL SUZANNE G
00-42-44-02-01-000-1120	MODEL LAND CO SUB W 1/4 OF E 1/2 OF TRS 47 & 48 (LESS N 20 FT L-5 CNL & S 20 FT CHASE CT R/W)	MONTOYA ADRIAN DE J ANGEL & ECHEVERRI ANGELA M JARAMILLO &
00-42-44-02-01-000-1140	MODEL LAND CO SUB N 10 FT OF W 1/2 OF TR 47 (LESS E 175 FT) & W 1/2 OF TR 48 (LESS E 199.66 FT & N 20 FT L-6 CNL R/W)	ARTEMIK ANGELA

PROJECT NAME: ARLINGTON DR., CHASE COURT, DIXIE LANE, AND DRYDEN ROAD

PCN	LEGAL DESCRIPTION	OWNER NAME
00-42-44-02-01-000-1280	MODEL LAND CO SUB S 85 FT OF N 395 FT OF W 1/4 OF TRS 45 & 46	HOUCHINS MARGARET R
00-42-44-02-01-000-1340	MODEL LAND CO SUB E 163 FT OF S 120 FT OF N 140 FT OF W 1/4 OF TRS 45 & 46 (LESS W 15 FT RD R/W)	SWINK BRYAN A & SWINK CELIA R
00-42-44-02-01-000-1430	MODEL LAND CO SUB E 199.66 FT OF W 1/2 OF TR 48 (LESS N 20 FT L-5 CNL R/W)	TRAN QUOC B & DANG LAN THI T
00-42-44-02-02-000-0020	UNREC SUB OF W 1/2 OF TR 47 LT 2 & E 1/2 OF SKYLAKE DR WLY THEREOF & ADJ THERETO IN OR655PG595	DRURY KENNETH W & DRURY VONNIE M
00-42-44-02-02-000-0040	UNREC SUB OF W 1/2 OF TR 47 LT 4 & TH PT OF CHASE COURT ELY THEREOF & ADJ THERETO IN OR865P782	ROGERS LEE ANN
00-42-44-02-02-000-0060	2-44-42 UNREC SUB OF W 1/2 OF TR 47 LT 6 & W 1/2 OF SKYLAKE DR, ELY THEREOF & ADJ THERETO IN OR642P395	SRP SUB LLC
00-42-44-02-02-000-0070	2-44-42, UNREC S/D OF W 1/2 OF TR 47 LT 7 & W 1/2 SKYLARK DR ELY THEREOF & ADJ THERETO AS IN ORB627P333	MCMATH SUSAN E
00-42-44-02-02-000-0080	UNREC SUB OF W 1/2 OF TR 47 LT 8 & E 1/2 OF SKYLAKE DR WLY THEREOF & ADJ THERETO IN OR812PG340	DAVIS SHARON
00-42-44-02-02-000-0090	UNREC SUB OF W 1/2 OF TR 47 LT 9 & TH PT OF CHASE CT ELY THEREOF & ADJ THERETO IN OR657PG541	SEBASTIANO GRACE M
00-42-44-02-04-000-0044	DRYDEN SUB W 176 FT OF N 170 FT OF LT 4 (LESS S 35 FT OF W 139 FT)	HOPKINS WILLIAM D
00-42-44-02-04-000-0060	DRYDEN SUB LT 6	ASHER CHARLES & CAROUSSOS LINDA E
00-42-44-02-04-000-0100	DRYDEN SUB LT 10	KIMBERLY MARTIN D & KIMBERLY KARRIE
00-42-44-02-04-000-0120	DRYDEN SUB LT 12	GAMESTER DOUGLAS L

EXHIBIT A

PROJECT NAME: ARLINGTON DR., CHASE COURT, DIXIE LANE, AND DRYDEN ROAD

PCN	LEGAL DESCRIPTION	OWNER NAME
00-42-44-02-04-000-0130	DRYDEN SUB LT 13 & N 1/2 OF 20 FT RD ADJ ON S	BEST KENNETH R II
00-42-44-02-04-000-0150	DRYDEN SUB LT 15 & TRGLR PORTION OF LAKE SCOTTY LYG ADJ THERETO	MOBLEY CASSIE M & MOBLEY JAMES R
00-42-44-02-04-000-0170	DRYDEN SUB LT 17 & TRGLR PORTION OF LAKE SCOTTY LYG ADJ THERETO	ROBINSON MARY T
00-42-44-02-04-000-0182	DRYDEN SUB SLY 164 FT OF LT 18 & N 1/2 OF 20 FT RD ADJ ON S	BARDASH KEITH



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

LAUREL M. LEE
Secretary of State

October 24, 2019

Honorable Sharon R. Bock
Clerk and Comptroller
Palm Beach County
301 North Olive Avenue
West Palm Beach, Florida 33401

Attention: Mr. Timothy Montiglio

Dear Ms. Bock:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Palm Beach County Ordinance No. 2019-037, which was filed in this office on October 24, 2019.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb