

ORDINANCE

AN ORDINANCE OF THE CITY OF ORLANDO, FLORIDA, PURSUANT TO SECTION 163.387, FLORIDA STATUTES (2013); AMENDING ORDINANCES ENACTED JULY 12, 1982, JUNE 18, 1990, OCTOBER 23, 2000, JUNE 25, 2007 AND FEBRUARY 22, 2010 CREATING A COMMUNITY REDEVELOPMENT TRUST FUND FOR THE DOWNTOWN ORLANDO COMMUNITY REDEVELOPMENT AREA; AMENDING REFERENCES TO THE COMMUNITY REDEVELOPMENT PLAN FOR THE DOWNTOWN ORLANDO COMMUNITY REDEVELOPMENT AREA TO INCLUDE THE PLAN AMENDMENT APPROVED BY THE CITY COUNCIL ON JANUARY 27, 2014; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Orlando (the "City Council") adopted a Resolution on February 11, 1980, finding the existence of blight conditions in an area of the City of Orlando, as more particularly described in that resolution, as such area was expanded by the adoption of a resolution by City Council on March 29, 1982, and by the adoption of a resolution by City Council on March 26, 1990 (the "1990 Expansion Area"), and further expanded by the adoption of a resolution by City Council on June 18, 2007 (the "2007 Expansion Area")(collectively the "Community Redevelopment Area"); and

WHEREAS, City Council adopted an ordinance on July 12, 1982 (the "Trust Fund Ordinance"), providing for the creation of a redevelopment trust fund for the Orlando Community Redevelopment Project Area (the "Original Area") pursuant to Section 163.387, Florida Statutes, and providing for the deposit of "increment revenues" therein; and

1           **WHEREAS**, City Council adopted an ordinance on June 18, 1990, providing  
2 for the deposit of “increment revenues” attributed to the 1990 Expansion Area  
3 of the Community Redevelopment Area; and

4           **WHEREAS**, City Council adopted an ordinance on June 25, 2007, providing  
5 for the deposit of “increment revenues” attributed to the 2007 Expansion Area  
6 of the Community Redevelopment Area; and

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8           **WHEREAS**, the Downtown Orlando Redevelopment Plan was adopted by  
9 City Council on July 12, 1982, and amended versions were subsequently adopted  
10 by City Council on May 14, 1990, October 9, 2000, June 18, 2007, February 22,  
11 2010 and January 27, 2014; and

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13           **WHEREAS**, an amendment to the Plan adopted on October 9, 2000, the  
14 “Downtown Outlook: Update 1990 Downtown Orlando Redevelopment Area Plan,  
15 as previously amended on June 18, 2007 and February 22, 2010, has been  
16 prepared (the “Plan Amendment”); and

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18           **WHEREAS**, the Community Redevelopment Agency on January 27, 2014,  
19 approved the Plan Amendment and recommended to City Council that it approve  
20 the Plan Amendment; and

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22           **WHEREAS**, City Council held a public hearing and thereafter adopted the  
23 Plan Amendment on January 27, 2014; and

24           **WHEREAS**, due to the adoption of the Plan Amendment, it is necessary to  
25 update the Trust Fund Ordinance to take into account such Plan Amendment; and

1 WHEREAS, the notices required by Section 163.346, Florida Statutes,  
2 (2013), have been published and mailed as required therein.

3 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE  
4 CITY OF ORLANDO, FLORIDA:

5 SECTION ONE: Section 2 of the Trust Fund Ordinance, as amended, is  
6 amended to read as follows:  
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8 Section 2: There is hereby established and created, in accordance  
9 with the provisions of Florida Statutes 163.387, a Community  
10 Redevelopment Trust Fund for the Community Redevelopment Area,  
11 as enlarged and expanded by the Area described in a Resolution  
12 dated March 26, 1990 and a Resolution dated June 18, 2007,  
13 hereinafter referred to as the "Fund" which fund shall be utilized and  
14 expended for the purposes of and in accordance with the Community  
15 Redevelopment Plan entitled Downtown Orlando Redevelopment Area  
16 Plan dated March 1982, which plan is hereby approved, as amended  
17 by the plan approved by the City Council by a resolution dated May  
18 14, 1990, as further amended by the plan entitled "Downtown  
19 Outlook: Update 1990 Downtown Orlando Redevelopment Plan  
20 approved by City Council by a resolution dated October 9, 2000, as  
21 further amended by an amendment to the Plan entitled "Downtown  
22 Outlook-Part II" by a resolution dated June 18, 2007, as further  
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1 amended by an amendment to the Plan entitled "Downtown Outlook-  
2 Part III" by a resolution dated February 22, 2010, and further  
3 amended by an amendment to the Plan entitled "Downtown Outlook-  
4 Part IV" by a resolution dated January 27, 2014.

5 SECTION TWO: Section 3 of the Trust Fund Ordinance, as amended, is  
6 amended to read as follows:  
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8 Section 3: The funds to be allocated to and deposited into the Fund  
9 are hereby appropriated to the Community Redevelopment Agency,  
10 hereinafter referred to as the "Agency", to finance projects within  
11 the Orlando Community Redevelopment Area, as enlarged and  
12 expanded by the area described in a Resolution dated March 26,  
13 1990, and further expanded as described in a Resolution dated June  
14 18, 2007, hereinafter referred to as the "Area", as authorized by  
15 Resolutions dated February 11, 1980, and March 29, 1982, and March  
16 26, 1990, and June 18, 2007, and said Resolutions being adopted and  
17 made a part of this Ordinance by reference. Said Area is defined and  
18 described in the Community Redevelopment Area Plan, as amended  
19 by the plan approved by the City Council by a Resolution dated May  
20 14, 1990, as further amended by the plan entitled "Downtown  
21 Outlook: Update 1990 Downtown Orlando Redevelopment Area Plan  
22 approved by the City Council by a resolution dated October 9, 2000,  
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1 as further amended by a Plan Amendment entitled "Downtown  
2 Outlook-Part II" approved by City Council by a resolution dated June  
3 18, 2007, as further amended by a Plan Amendment entitled  
4 "Downtown Outlook-Part III" approved by City Council by a  
5 resolution dated February 22, 2010, and further amended by a Plan  
6 Amendment entitled "Downtown Outlook-Part IV" approved by City  
7 Council by a resolution dated January 27, 2014 . The Agency shall  
8 utilize the funds and revenues paid into and earned by the Fund for  
9 all and every Community Redevelopment purpose delegated to it in  
10 the aforementioned Resolutions, and as provided in the Community  
11 Redevelopment Plan and as provided by law, said Fund to exist for  
12 the duration of a project or projects undertaken by the Agency  
13 pursuant to the Plan. Said fund shall be held by the City of Orlando  
14 for and on behalf of the Community Redevelopment Agency in  
15 accordance with this Ordinance and rules and procedures  
16 promulgated hereunder by the Agency from time to time.

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20 **SECTION THREE:** Nothing contained herein is intended or shall be  
21 deemed to change the means or method by which increment revenues attributed  
22 to the Community Redevelopment Area have been calculated, appropriated,  
23 deposited, or used in accordance with applicable law.  
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**SECTION FOUR:** As required by Section 163.346, Florida Statutes (2013), notice of the City Council's consideration of this Ordinance was timely published in the Orlando Sentinel, a newspaper of general circulation, and was timely mailed by registered mail to each taxing authority which levies ad valorem taxes on taxable real property within the geographic boundaries of the Community Redevelopment Area.

**SECTION FIVE:** If any part of this Ordinance is held to be invalid or unenforceable for any reason, such holding shall not affect the validity or enforceability of the remainder, which shall remain in full force and effect.

**SECTION SIX:** This Ordinance shall take effect immediately upon approval by the City Council.

ADVERTISED \_\_\_\_\_, 2014

READ FIRST TIME \_\_\_\_\_, 2014

READ SECOND TIME AND ADOPTED \_\_\_\_\_, 2014

CITY OF ORLANDO, FLORIDA

MAYOR

Attest:

City Clerk

APPROVED AS TO FORM AND LEGALITY  
for the use and reliance of the City of  
Orlando, Florida, only.

\_\_\_\_\_, 2014

Assistant City Attorney  
Orlando, Florida

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