

AUG 06 1990 *JW*

Approved 8/6/90

Effective 8/6/90

ORDINANCE NO. 90-16

AN ORDINANCE OF ORANGE COUNTY, FLORIDA DECLARING AN EMERGENCY AND AUTHORIZING THE FORMATION OF SAFE NEIGHBORHOOD IMPROVEMENT DISTRICTS.

WHEREAS, Orange County, Florida finds that safe neighborhoods are the product of planning and implementation of appropriate environmental design concepts, comprehensive crime prevention programs, land use recommendations and beautification techniques; and

WHEREAS, Orange County, Florida, desires to guide and accomplish the coordinated, balanced, and harmonious development of safe neighborhoods; to promote the health, safety, and general welfare of these areas and their inhabitants, visitors, property owners, and workers; to establish, maintain and preserve property values and preserve and foster the development of attractive neighborhood and business environments; to prevent overcrowding and congestion; to reduce crime rates and the opportunities for the commission of crime; and to provide environmental security in neighborhoods so they are defensible against crime; and

WHEREAS, the Florida Legislature has provided that, after a local planning ordinance has been adopted authorizing the creation of a local government safe neighborhood improvement district, said district shall be eligible for a grant from the Safe Neighborhood Trust Fund, created pursuant to Section 163.517, Florida Statutes, to prepare a safe neighborhood plan for the district;

WHEREAS, the Board of County Commissioners finds that an emergency exists sufficient to justify the enactment of this ordinance as an emergency ordinance pursuant to Section 210 of the Orange County Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA (the "Commission"):

Section 1. In accordance with the Safe Neighborhoods Act, Sections 163.501-163.523, Florida Statutes, as amended (the "Act"), the Commission hereby authorizes the formation of Safe Neighborhood Improvement District, as defined in the

1 Act ("Districts" or, individually, a "District"). Such  
2 Districts may be created by one or more of the methods  
3 established in Section 173.506 (Local Government Neighborhood  
4 Improvement Districts), Section 163.508 (Property Owners'  
5 Association Neighborhood Improvement Districts), or Section  
6 163.511 (Special Neighborhood Improvement District) of the  
7 Act.

8 Section 2. Growth Management plan or County Code  
9 amendments may be later enacted pursuant to district study  
10 recommendations, after duly required legal advertising and  
11 otherwise according to law.

12 Section 3. No District created pursuant to this planning  
13 ordinances shall overlap the jurisdictional boundaries of a  
14 municipality and the unincorporated area of a county, except  
15 by interlocal agreement, in accordance with Section 163.504  
16 of the Act.

17 Section 4. If the Commission elects to create a  
18 District, it shall be eligible to request a grant from the  
19 Safe Neighborhoods Trust Fund, created pursuant to Section  
20 163.517 of the Act, to prepare a safe neighborhood plan for  
21 such District.

22 Section 5. If any section, subsection, sentence, clause,  
23 phrase or portion of this planning ordinance is for any  
24 reason held invalid or unconstitutional by any court of  
25 competent jurisdiction, such portion shall not affect the  
26 validity of the remaining portion thereof.

27 Section 6. The Board of County Commissioners hereby  
28 declares that an emergency exists as to the matters to be  
29 remedied by the enactment of this ordinance and this  
30 ordinance is therefore enacted as an emergency ordinance  
31 under Section 210 of the Orange County Charter. This  
32 ordinance shall take effect upon its passage and as approved  
33 by law and shall be of effective duration as limited by  
34 Section 210 of the Orange County Charter.