

**RESOLUTION NO. 12-2009**

**A RESOLUTION OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, IMPOSING AN ANNUAL SOLID WASTE ASSESSMENT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2009, AGAINST ALL IMPROVED RESIDENTIAL PROPERTY WITHIN THE TOWN LIMITS OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA; PROVIDING FOR CLASSIFICATIONS OF PROPERTY; PROVIDING CERTIFICATION OF ANNUAL SOLID WASTE ASSESSMENT ROLL; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Resolution 17-2007 of the Town of Grant-Valkaria, Florida, which authorizes the Town Council to adopt a rate resolution for the purposes of imposing a solid waste fee or assessment upon the owners of all improved residential property located within the Town; and

**WHEREAS**, Section 197.3632, Florida Statutes, provides that on or before the fifteenth day of September any municipality utilizing the uniform method of levy and collection shall hold a public hearing to adopt a rate resolution for the purpose of imposing said schedule of annual solid waste fees or assessments [this Rate Resolution shall stay in effect until such time as a change in the Solid Waste Fee or Assessment is proposed], after proper notice and publication; and

**WHEREAS**, prior to September 15, 2009, the Town Council will hold a public hearing to adopt a tentative budget for the operation and maintenance of the Town's solid waste program for the ensuing fiscal year, and this rate resolution adopted by the Town Council provides sufficient revenues to fund the budget adopted for the operation and maintenance of the Town's solid waste management program; and

**WHEREAS**, Exhibit “A” of this Resolution provides a Schedule of Rates and Classifications specifying the types and amounts for each type of solid waste fee or assessment imposed within the Town for the fiscal year beginning October 1, 2009; and

**WHEREAS**, the Town Council is satisfied that the annual Solid Waste Assessment Roll has been prepared in conformity with the Schedule of Rates and Classifications.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, AS FOLLOWS:**

**Section 1.**

The Town Council of the Town of Grant -Valkaria, Florida does hereby adopt the Schedule of Rates and Classifications attached hereto as Exhibit "A" for all improved residential property located within the Town of Grant-Valkaria.

**Section 2.**

The Town Council of Grant-Valkaria, Brevard County, Florida, hereby ratifies, confirms, and certifies that the annual Solid Waste Assessment Roll for fiscal year beginning October 1, 2009, is in conformity with the Schedule of Rates adopted by the Town Council.

**Section 3.**

The Town Council adopts the uniform ad valorem method for the levy, collection and enforcement of non-ad valorem assessments pursuant to section 197.3632, Florida Statutes. A certified copy of this rate resolution shall be delivered to the Brevard County Tax Collector.

**Section 4.**

Those solid waste assessments imposed during fiscal year beginning October 1, 2009,

shall be billed for the Town of Grant-Valkaria by its authorized representative, pursuant to the provisions of the agreement between Grant-Valkaria and Brevard County, and shall be due and payable on November 1 of each year, pursuant to law.

**Section 5.**

No bonding of any annual solid waste fees or assessments provided for under this Resolution shall be permitted.

**Section 6.**

If any section, subsection, sentence, clause, phrase or portion of this rate resolution is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holdings shall not affect the validity of the remaining portions of this rate resolution.

**Section 7.**

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY UPON ITS ADOPTION BY THE TOWN COUNCIL OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY, FLORIDA, THIS 9<sup>th</sup> DAY OF SEPTEMBER, 2009.**

(Signature on file)

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Del Yonts, Mayor

ATTEST:

(Signature on file)

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Susanne Krueger, Town Clerk

## **EXHIBIT A**

SCHEDULE OF RATES AND CLASSIFICATIONS FOR ANNUAL SOLID WASTE ASSESSMENT FOR THE TOWN OF GRANT-VALKARIA FISCAL YEAR BEGINNING OCTOBER 1, 2009.

### **BILLING CLASSIFICATIONS:**

Vacation Island Playground and Grant Island: Any property located on the island known as VIP, Grant Island or Grant Farm Island.

Residential: Any property upon which is located any building or structure designed or constructed for, and capable for use as a residence for one family and is erected on a separate lot or parcel; Any property upon which is located more than one building or structure, each of which is designed and constructed for, and capable for use as a residence for one family; Any property, designated as a trailer park, or upon which is located any building or structure, consisting of more than one dwelling unit, each designed for occupancy for one family.

### **RATES:**

<b>TYPE</b>	<b>ANNUAL RATE</b>
Residential	\$249.48
Vacation Island Playground and Grant Island	\$126.36