

BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS  
**WORKSHOP / CRA's**

April 13, 2017  
1:00 P.M.

Brevard County Government Center, Florida Room, Building C  
2725 Judge Fran Jamieson Way, Viera, Florida

**I. Resolutions**

- A. Commissioner John Tobia, District 3**
- B. Commissioner Curt Smith, District 4**

**II. Agency Presentations**

**III. Board Discussion**

**IV. Public Comment**

**V. Other Business**

**VI. Reports**

- A. Stockton Whitten, County Manager
  - 1. Board Consideration re: Request to waiver Building Permit and variance fees
- B. Scott Knox, County Attorney
- C. Rita Pritchett, District 1 Commissioner, Vice Chair
- D. Jim Barfield, District 2 Commissioner
- D. John Tobia, District 3 Commissioner
- E. Kristine Isnardi, District 5 Commissioner
- F. Curt Smith, District 4 Commissioner / Chairman

**VII. Adjourn**

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons needing special accommodations or an interpreter to participate in the proceedings, please notify the County Manager's Office no later than 48 hours prior to the meeting at (321) 633-2010. Assisted listening system receivers are available for the hearing impaired and can be obtained from the Sound Technician at the meeting. We respectfully request that ALL ELECTRONIC ITEMS and CELL PHONES REMAIN OFF while the County Commission is in session. Thank you. This meeting will be broadcast live on Space Coast Government Television (SCGTV) on Spectrum Cable Channel 499, **Comcast (North Brevard) Channel 51, and Comcast (South Brevard) Channel 13**, on the internet at [www.brevardcounty.us](http://www.brevardcounty.us). SCGTV will also replay this meeting during the coming month on its 24-hour video server nights, weekends, and holidays. Check the SCGTV website for daily program updates at <http://www.scgtv.org>. The Advanced Agenda may be viewed at: [www.brevardclerk.us](http://www.brevardclerk.us)

Meeting Date
<b>April 13, 2017</b>



AGENDA	
Section	Resolution
Item No.	I A

**AGENDA REPORT**  
*BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS*

SUBJECT:	Resolution re: Revoking and Modifying the Delegation of Certain Municipal Authority and Community Redevelopment Agency (CRA) Authority
DEPT/OFFICE:	District 3 Commission Office, Commissioner John Tobia

Requested Action:

Summary Explanation & Background:

Clerk to the Board Instructions:

Exhibits Attached: Exhibit A

**Contract /Agreement (If attached): Reviewed by County Attorney**    Yes     No     PR

County Manager	Assistant County Manager	Department Director / Extension
Stockton Whitten	Assistant County Manager	Commissioner John Tobia District 3

**RESOLUTION NO. 2017-\_\_**

**A RESOLUTION REVOKING AND MODIFYING THE DELEGATION OF CERTAIN MUNICIPAL AUTHORITY AND COMMUNITY REDEVELOPMENT AGENCY(CRA) AUTHORITY ABSENT AN INTERLOCAL AGREEMENT BETWEEN A MUNICIPALITY, CRA AND THE COUNTY COMMISSION; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Board of County Commissioners is the governing body of Brevard County (hereafter referred to as “the County”) the electors of which adopted a home rule charter in November 8, 1994; and

**WHEREAS**, Fla. Stat. Ann. § 163.410 provides that in any county which adopted a home rule charter, the community redevelopment powers conferred by part III of Chapter 163, Florida Statutes shall be exercised exclusively by the governing body of such county; and

**WHEREAS**, the County has, by resolution adopted pursuant to Fla. Stat. Ann. § 163.410 , delegated authority to create community redevelopment agencies to the governing bodies of the municipalities listed on Exhibit A, attached hereto; and

**WHEREAS**, Fla. Stat. Ann. §163.387(2)(a) provides that upon the adoption of an ordinance providing for funding of the redevelopment trust fund, each taxing authority shall, by January 1 of each year, appropriate to the trust fund for so long as any indebtedness pledging increment revenues to the payment thereof is outstanding (but not to exceed 30 years) a sum that is no less than the increment accruing to such taxing authority; and

**WHEREAS**, Fla. Stat. Ann. §163.387(2)(a) provides that if a community redevelopment plan is amended or modified pursuant to s. 163.361(1), each taxing authority shall make the annual appropriation of its revenue increment for a period not to exceed 30 years after the date the governing body amends the plan but no later than 60 years after the fiscal year in which the plan was initially approved or adopted; and

**WHEREAS**, Fla. Stat. Ann. §163.387(2)(a) provides that for any agency created on or after July 1, 2002, each taxing authority shall make the annual appropriation for a period not to exceed 40 years after the fiscal year in which the initial community redevelopment plan is approved or adopted; and

**WHEREAS**, Brevard County has critical funding needs for several county purposes; and

**WHEREAS**, the County’s total ad valorem tax revenue contributed to existing Community Redevelopment areas throughout the County will be approximately \$4.6 million for FY 2016-2017;

**WHEREAS**, the County Commission has determined that it is the best fiscal interest of the public to negotiate the recoup county tax increment revenues, to the extent possible, and prevent any further loss of county increment revenues that may be caused by the expiration of increment appropriations for CRAs in the County;

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA:**

1. The foregoing recitals are incorporated by reference in this Resolution as findings of the County.

2. No Municipality or Community Redevelopment Agency listed in Exhibit A shall receive County tax increment revenues after 60 days from the execution of this resolution, unless that CRA and the municipality creating the CRA have executed an interlocal agreement with the County determining what, if any, County tax increment revenues will be appropriated and paid to that municipality's redevelopment trust fund. This provision shall be deemed to require any municipality or CRA with an existing interlocal agreement to execute an amendment to that agreement, within 60 days, addressing the amount of County tax increment revenues appropriated to the redevelopment trust fund of that municipality.

3. No new Community Redevelopment Agency shall be created by any municipality listed on Exhibit A, and the County hereby revokes any existing municipal authority of any such municipality to create any new CRA.

4. This resolution shall take effect on the date of adoption.

**DONE AND ADOPTED**, this \_\_\_\_ day of \_\_\_\_\_, 2017

**BREVARD COUNTY**, through its Board of County Commissioners

By: \_\_\_\_\_  
Curt Smith, Chairman  
(as approved by the Board on \_\_\_\_\_, 2017)

Attest:  
\_\_\_\_\_  
Scott Ellis, Clerk

**Exhibit A**

1. City of Cape Canaveral
2. City of Cocoa – Diamond Square
3. City of Cocoa - US-1
4. City of Cocoa Beach
5. City of Melbourne – Babcock St.
6. City of Melbourne – Old Eau Gallie
7. City of Palm Bay - Downtown
8. Town of Palm Shores
9. City of Rockledge
10. City of Satellite Beach

Meeting Date
4.13.2017



AGENDA	
Section	Resolution
Item No.	I B

**AGENDA REPORT**  
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Resolution: Modifying delegation of Community Redevelopment Agency powers to municipalities in Brevard County.
DEPT/OFFICE:	County Commissioner Curt Smith, District 4

Requested Action:

**NOTICE:**

It is not the request of Commissioner Smith to pass this resolution without full vetting and discussion of all stakeholders. However, without a resolution of action, any discussion will be in the abstract. It is the wish that this item, and any other item concerning CRAs, be tabled until a time certain sometime after all parties have an opportunity to comment.

Summary Explanation & Background:

Brevard County currently has a backlog of unfunded transportation projects in the amount of \$560,886,889.

The County's total ad valorem tax revenue contribution to existing Community Redevelopment Agencies throughout the County will be approximately \$4.6 million for FY 2016-2017.

Commissioner Smith understands and agrees with the concept of CRAs. However, he believes the resulting outcome should be a return on investment to the county. The priorities of our transportation needs outweigh the needs of our contribution to the CRAs.

**Fiscal Impact:** Approximately \$4.6 million of a recurring fund that can be applied to our transportation needs.

**Staff Contacts:** Pat Woodard, District 4 Commission Office, 633-2044.

Exhibits Attached: Resolution No. 2017-XX and BOCC General Fund CRA Payments

Contract /Agreement (If attached): Reviewed by County Attorney Yes  No  PR

County Manager	Deputy County Manager	Department Director / Extension
Stockton Whitten	Assistant County Manager	Curt Smith, County Commissioner District 4



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001  
Fax: (321) 264-6972  
Tammy.Rowe@brevardclerk.us

February 8, 2017

**MEMORANDUM**

**TO:** Stockton Whitten, County Manager

**RE:** Item VIII.A., Topic of the March 9, 2017, Workshop Meeting

The Board of County Commissioners, in regular session on February 7, 2017, reached consensus for the topic of the March 9, 2017, Workshop Meeting, scheduled at 1:00 p.m., to be Budget.

Your continued cooperation is greatly appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

*Tammy Rowe*

Tammy Rowe, Deputy Clerk

cc: Each Commissioner  
County Attorney  
SCGTV Director

**RESOLUTION NO. 2017-\_\_**

**A RESOLUTION MODIFYING DELEGATION OF COMMUNITY REDEVELOPMENT AGENCY POWERS TO MUNICIPALITIES IN BREVARD COUNTY; DIRECTING THE COUNTY BUDGET OFFICER AND CLERK FINANCE DIRECTOR TO CEASE APPROPRIATING OR PAYING ANY COMMUNITY INCREMENT REVENUES INTO ANY MUNICIPAL COMMUNITY REDEVELOPMENT AGENCY REDEVELOPMENT TRUST FUND IN SPECIFIED CIRCUMSTANCES; RESTRICTING POWERS TO COLLECT OR EXPEND COUNTY INCREMENT REVENUES; RESTRICTING POWERS TO INCUR NEW DEBT; PROVIDING FOR AUTHORITY; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Board of County Commissioners is the governing body of Brevard County (hereafter referred to as “the County”) the electors of which adopted a home rule charter in November 8, 1994; and

**WHEREAS**, Fla. Stat. Ann. § 163.410 provides that in any county which adopted a home rule charter, the community redevelopment powers conferred by part III of Chapter 163, Florida Statutes shall be exercised exclusively by the governing body of such county; and

**WHEREAS**, Fla. Stat. Ann. § 163.410 further provides that the governing body of any county which has adopted a home rule charter may, in its discretion, by resolution delegate the exercise of the powers conferred upon the county under part III of Chapter 163 to the governing body of a municipality within the boundaries of that municipality; and

**WHEREAS**, Fla. Stat. Ann. § 163.410 further provides that it does not affect any community redevelopment agency created by a municipality prior to the adoption of a county home rule charter; and

**WHEREAS**, Fla. Stat. Ann. § 163.362(10), provides a time certain for completing all redevelopment financed by increment revenues, such time certain to occur no later than 30 years after the fiscal year in which the plan is approved, adopted, or amended pursuant to s. 163.361(1); and

**WHEREAS**, Fla. Stat. Ann. § 163.362(10), provides that for any agency created after July 1, 2002, the time certain for completing all redevelopment financed by increment revenues must occur within 40 years after the fiscal year in which the plan is approved or adopted; and

**WHEREAS**, Fla. Stat. Ann. §163.387(2)(a) provides that upon the adoption of an ordinance providing for funding of the redevelopment trust fund, each taxing authority shall, by January 1 of each year, appropriate to the trust fund for so long as any indebtedness pledging increment revenues to the payment thereof is outstanding (but not to exceed 30 years) a sum that is no less than the increment accruing to such taxing authority; and

**WHEREAS**, Fla. Stat. Ann. §163.387(2)(a) provides that if a community redevelopment plan is amended or modified pursuant to s. 163.361(1), each taxing authority shall make the annual appropriation of its revenue increment for a period not to exceed 30 years after the date the governing body amends the plan but no later than 60 years after the fiscal year in which the plan was initially approved or adopted; and



**WHEREAS**, Fla. Stat. Ann. §163.387(2)(a) provides that for any agency created on or after July 1, 2002, each taxing authority shall make the annual appropriation for a period not to exceed 40 years after the fiscal year in which the initial community redevelopment plan is approved or adopted; and

**WHEREAS**, Brevard County has critical funding needs for several county purposes; and

**WHEREAS**, the County's total ad valorem tax revenue contributed to existing Community Redevelopment areas throughout the County will be approximately \$4.6 million for FY 2016-2017;

**WHEREAS**, the County Commission has determined that it is the best fiscal interest of the public to prevent any further loss of county increment revenues that may be caused by the expiration of increment appropriations for CRAs in the County;

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA:**

1. The foregoing recitals are incorporated by reference in this Resolution as findings of the County.
2. The community redevelopment powers delegated by County Commission resolution to the specific Brevard County municipalities listed in Exhibit A are modified and restricted by the provisions of paragraphs 3, 4, and 5 of this resolution.
3. Unless a municipality which created a community redevelopment and the community redevelopment agency created by that municipality have entered into an interlocal agreement with the County determining what, if any, increment revenues will be appropriated and paid to that municipal community redevelopment agency's redevelopment trust fund, the County Manager, the County Budget Officer and the Clerk's Finance Director are hereby ordered to cease appropriating and paying into any municipal community redevelopment agency redevelopment trust fund any increment revenues accruing to the County, a County MSTU, any special district dependent to the County or any other taxing authority related to or created by the County (collectively called "County increment revenues") at the earliest of the following times:
  - a. immediately and all subsequent years if such County taxing authority or authorities have paid increment revenues into such redevelopment trust fund for a period of at least 30 years after the date of adoption by the community redevelopment agency of a community redevelopment agency plan and no plan amendment has been adopted by the agency within that 30 year period; or
  - b. immediately and all subsequent years if the community redevelopment plan for a municipal community redevelopment agency has been amended and the County taxing authority or authorities have paid increment revenues into such redevelopment trust fund for a period of at least 30 years after the date of adoption by a community redevelopment agency of the latest amendment to its community redevelopment plan; or
  - c. if that agency was created on or after July 1, 2002, 40 years after the County taxing authority or authorities began paying increment revenues into a municipal community redevelopment trust fund and all subsequent years; or
  - d. if a municipal community redevelopment agency has existing debt, at the conclusion of the fiscal year in which that debt matures and all subsequent years; or
  - e. immediately and all subsequent years, if a municipal community redevelopment agency has no existing debt.

Neither a municipality nor any community redevelopment agency the municipality has created shall have the power to collect or expend County increment revenues once the County appropriation of County increment revenues has ceased in accordance with the provisions of this resolution.

In no event shall any payment of County increment revenues be made into any municipal community redevelopment agency redevelopment trust for more than 60 years after the fiscal year in which a community redevelopment plan was initially approved or adopted by a municipality.

For the purposes of this resolution the term "debt" includes any loan; note; promise to pay; lease purchase agreement; installment sales contract; financing contract; commercial paper; or any other instrument of indebtedness, however named, pledging increment revenues to the payment thereof.

4. As of the date of adoption of this resolution, the County revokes the authority of any municipal community redevelopment agency to incur any new debt from any person, private entity or public entity unless the municipality which created the agency and the agency have entered into an interlocal agreement with the County determining what, if any, County increment revenues will be appropriated and paid to that municipal community redevelopment agency's redevelopment trust fund.

For the purposes of this resolution, the term "new debt" includes any extension, renewal, modification, novation, refinancing, rollover of, or future advance relating to any municipal community redevelopment agency debt existing on the date of adoption of this resolution.

5. This resolution shall take effect on the date of adoption.

**DONE AND ADOPTED**, this \_\_\_ day of February, 2017

**BREVARD COUNTY**, through its Board of County Commissioners

By: \_\_\_\_\_  
Curt Smith, Chairman  
(as approved by the Board on \_\_\_\_\_, 2017)

Attest:

\_\_\_\_\_  
Scott Ellis, Clerk

**C General Fund CRA Payments (year indicated is fiscal year)**

Completed Year	Agency	2015	2016	2017	Cumulative Payments	% of Total	District Total
982	Titusville Downtown Area (A1)	\$269,287	\$280,157	\$288,138	\$4,464,363	6.77%	
007	U.S. 1 Corridor Community Redev Area - 2007	\$0	\$0	\$0	\$0	0.00%	
012	North Brevard Economic Development Zone	\$3,231,392	\$64,461	\$2,965,933	\$6,310,246	9.57%	\$10,774,
981	Cocoa Downtown Unit I - D1	\$425,529	\$429,567	\$450,316	\$7,493,957	11.37%	
988	Merritt Island Redevelopment (B1)	\$652,594	\$665,127	\$712,637	\$13,437,333	20.38%	
990	Merritt Island Redevelopment (B2)	\$94,841	\$100,813	\$112,032	\$2,160,264	3.28%	
997	Cocoa Downtown Unit II - D2	\$30,259	\$35,065	\$45,660	\$839,248	1.27%	
997	Cocoa Downtown Unit III - D3	\$28,792	\$35,517	\$52,058	\$1,231,467	1.87%	
005	Merritt Island Redevelopment (B3)	\$0	\$0	\$0	\$75,604	0.11%	
015	Merritt Island Redevelopment (B4)	\$0	\$9,587	\$84,663	\$94,250	0.14%	
011	Downtown Cocoa Beach Commun Redevop Agcy	\$45,810	\$86,219	\$133,564	\$279,432	0.42%	
012	Cape Canaveral Redevelopment Agency	\$70,810	\$154,892	\$265,198	\$508,047	0.77%	\$26,119,
982	Melbourne Downtown - Unit I (K1)	\$333,447	\$337,191	\$338,825	\$5,685,791	8.62%	
998	Palm Bay Downtown Area (U1)	\$213,989	\$230,786	\$270,524	\$4,231,869	6.42%	
005	Melbourne Downtown - (K7)	\$39,503	\$52,837	\$63,873	\$359,044	0.54%	\$10,276,
001	Rockledge Downtown Area - E1	\$412,222	\$442,152	\$519,646	\$6,262,981	9.50%	
001	Satellite Beach Downtown Area (M1)	\$424,265	\$476,070	\$525,458	\$6,008,517	9.11%	
003	Palm Shores Area - J1	\$84,542	\$103,885	\$113,560	\$1,001,785	1.52%	\$13,273,
997	Melbourne Babcock St - Unit II (K2)	\$251,237	\$276,079	\$318,120	\$3,697,948	5.61%	
000	Melbourne Eau Gallie Area - Unit III (K3)	\$80,468	\$85,422	\$93,930	\$1,084,321	1.64%	
001	Melbourne Babcock St - Unit II (K4)	\$59	\$1,213	\$3,860	\$43,433	0.07%	
004	Melbourne Babcock St - Unit II (K5)	\$490	\$479	\$0	\$4,047	0.01%	
005	Melbourne Eau Gallie Area - (K6)	\$2,369	\$15,326	\$29,538	\$278,823	0.42%	
015	Melbourne Olde Eau Gallie Riverfront CRA Expansi	\$0	\$0	\$0	\$0	0.00%	
011	West Melbourne Joint CRA	\$59,133	\$104,183	\$199,062	\$383,572	0.58%	\$5,492,
	<b>Totals</b>	<b>\$6,751,038</b>	<b>\$3,987,028</b>	<b>\$7,586,595</b>	<b>\$65,936,343</b>	<b>100%</b>	<b>\$65,936,</b>



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001  
Fax: (321) 264-6972  
Tammy.Rowe@brevardclerk.us

February 8, 2017

**MEMORANDUM**

**TO:** Stockton Whitten, County Manager

**RE:** Item VI.F.3., Resolution Modifying Delegation of Community Redevelopment Agency (CRA) Powers to Municipalities in Brevard County

The Board of County Commissioners, in regular session on February 7, 2017, reached consensus for the topic of the April 13, 2017, Workshop Meeting, scheduled at 1:00 p.m., to be Community Redevelopment Agencies (CRAs).

Your continued cooperation is greatly appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

cc: Each Commissioner  
County Attorney  
SCGTV Director



Meeting Date
<b>April 13, 2017</b>

AGENDA	
Section	<b>Reports</b>
Item No.	<b>VI A 1</b>

**AGENDA REPORT**  
 BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	BOARD CONSIDERATION RE: REQUEST TO WAIVER BUILDING PERMIT AND VARIANCE FEES FOR DONALD CARON, COCOA, FL (DIST. 1) FY17 FISCAL IMPACT - \$1,289
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DEPT/OFFICE:	County Manager's Office
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Requested Action:

It is requested that the Board consider waiving the variance application fees associated with the construction of a carport at 5085 Patricia St., Cocoa, FL 32927, pursuant to Board of County Commissioners Policy BCC-50, Fee Waivers; Planning & Zoning Office.

Summary Explanation & Background:

On March 6, 2017, Mr. Donald Caron submitted a building permit to construct a carport at 5085 Patricia St., Cocoa, FL 32927, (Tax Account # 2305251). The permit was put on hold because the location of the carport does not meet the code requirements, which stipulate the carport behind the front line of the residence & must be 20 feet from the front property line. Mr. Caron's lot does not have the adequate width to allow the carport to be relocated. In addition, Mr. Caron would like the carport in the location originally shown to be more beneficial for his health needs. Unfortunately, that location will necessitate the Board of Adjustments granting several variances: 1) having an accessory building in front of the front building line of the principal building; 2) dimensional variance of the 20 foot front setback; and 5 foot minimum separation between 2 buildings. The application fee for these variances and the building permit is \$1,289.

Board of County Commissioners Policy BCC-50, Fee Waivers; Planning & Zoning Office establishes criteria for the Board to use in determining applicant eligibility for waiver of fees for Board of Adjustment variance applications. Pursuant the policy, the Board needs to determine if one or more of the criteria relates to Mr. Caron. While none of the criteria directly relate to Mr. Caron situation, Section VI of the policy reserved the Board's authority to change the criteria set forth in the policy and approve or withdraw a waiver for any reason determined by the Board at any time. If the Board determines that the conditions affecting his request warrant granting the waiver, they may approve his request.

FY17 FISCAL IMPACT - \$1,289

Contacts: Tad Calkins, Director, Planning & Development Department 633-2069 ext. 56532

Clerk to the Board Instructions: N/A

Exhibits Attached: Board of County Commissioners Policy BCC-50, Fee Waivers; Planning & Zoning Office and 178003932 Survey

Contract /Agreement (If attached):	Reviewed by County Attorney	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	PR	<input type="checkbox"/>
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County Manager	
Stockton Whitten	



# POLICY

TITLE: Fee Waivers; Planning & Zoning Office

NUMBER: BCC - 50

CANCELS 08-05-2008

APPROVED: 01-27-2009

ORIGINATOR: Planning & Zoning Office

REVIEW: 01-27-2012

## I. OBJECTIVE

To establish criteria to be used in determining applicant eligibility for waiver of fees of certain rezoning, comprehensive plan amendment, variance and vested rights applications.

## II. BOARD OF COUNTY COMMISSIONERS (BOARD) INTENT

The Board recognizes that circumstances may arise whereby a fee waiver may be justified to:

- lessen the fiscal impact to a philanthropic or charitable organization;
- compensate an application designed to benefit the public via a private-sector funded project;
- off-set costs incurred to an application that is delayed by an on-going code amendment being considered by the Board; or,
- reimburse an applicant deemed to be qualified for a vested rights determination.

## III. CRITERIA FOR FEE WAIVER (Board determination of one or more is required)

- a. The person or organization requesting the fee waiver must be seeking an application to:
  - perform work on behalf of the County; or,
  - perform work determined by the Board to be in the public interest.
- b. The person requesting the fee waiver must be classified as low-income based on the U.S. Bureau of the Census guidelines.
- c. The organization requesting the fee waiver must not have generated over \$75,000 in total revenue per year, as documented by the previous year's tax return, most recent IRS Form 990 available, or other official documentation found acceptable to the County.
- d. The Board must determine, in conjunction with an approved vested rights determination, that failure to waive the fee would be highly unjust and inequitable.

- e. The fee waiver request should not be for a rezoning to BU-2 (or more intense) or for a comprehensive plan future land use map amendment to Heavy/Light Industrial.

IV. METHOD FOR REQUESTING A FEE WAIVER

A fee waiver request may be presented to the Board of County Commissioners either via a "personal appearance" during a regularly scheduled public hearing or as part of an application listed in the Objective of this Policy.

V. YEARLY FEE WAIVER ALLOTMENT

The Board of County Commissioners may waive up to \$5,000.00 in fees per fiscal year.

VI. RESERVATION OF AUTHORITY

The Board of County Commissioners reserves the right, within its sole discretion, to change the criteria set forth in this policy and to approve or withdraw a waiver for any reason determined by the Board at any time.

ATTEST:

  
Scott Ellis, Clerk

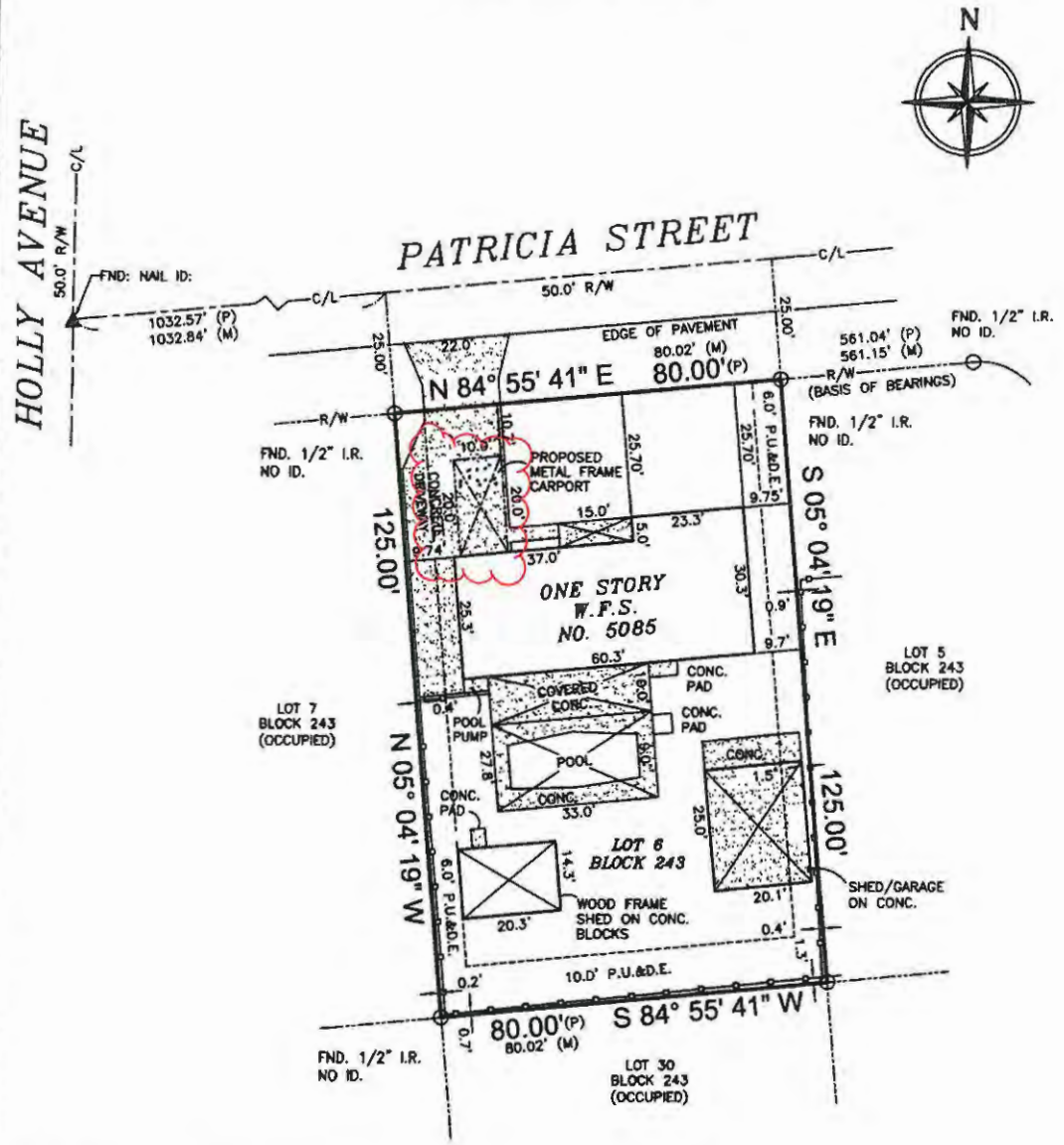
  
\_\_\_\_\_  
Chuck Nelson, Chairman  
Board of County Commissioners  
Brevard County, Florida

As approved by the Board on January 27, 2009

**DESCRIPTION:**

**LOT 6, BLOCK 243  
PORT ST. JOHN UNIT SEVEN**  
ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 23, PAGES 60 THROUGH 69  
OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

**MAP OF BOUNDARY SURVEY**



**SURVEYORS' NOTES:**

- This property is located in Flood Zone(s) X. The Residence is in Flood Zone(s) X, Map No. 12009CD310G, Panel No. 310, Suffix G, Community No. 125092, Effective Date, March 17, 2014.
- The bearings shown are based on an Assumed North Meridian, Being N 84° 55' 41" E along the South R/W line of Patricia Street.
- This is Real Property being situated in Section 15, Township 23S, Range 35E.
- The Surveyor has not abstracted the property. Only platted or furnished easements or encumbrances that may restrict the property are shown.
- Underground improvements are not located unless requested.

**LEGEND & ABBREVIATIONS:**

○ = FND. 5/8" I.R. NO ID.  
 △ = Set nail with metal disc    □ = Set concrete monument with disc  
 ——— = 4' C.L.F.    XXX = Existing Elevations  
 ——— = 6" W.F.    (XXX) = Proposed Elevations  
 ——— = OHPL

(B.M.)=Benchmark,(CONC.)=Concrete,(C/L)=Centerline,(B.S.)=Brick Structure  
 (C.B.S.)=Concrete Block Structure,(C.&S)=Covered and Screened,  
 (C.M.)=Concrete Monument,(C.M.P.)=Corrugated Metal Pipe,(C.L.F.)=Chain Link Fence  
 (D)=Deed,(E.M.)=Electric Meter,(F.F.E.)=Finished Floor Elevation,(Fnd.)=Found,  
 (F.P.R.)=Fixed Point of Reference, (IRC)=Iron Rod with Cap,(I.P.)=Iron Pipe  
 (G.M.)=Gas Meter,(L.B.)=Licensed Business,(L.S.)=Licensed Surveyor,(M)=Measured  
 (M.E.S.)=Mitered End Section,(N&D)=Nail & Disc,(O.R.B.)=Official Records Book,  
 (OHPL)=Over Head Power Line,(P.C.P.)=Permanent Control Point, (P)=Plat  
 (P.O.B.)=Point of Beginning,(P.O.C.)=Point of Commencement  
 (P.R.M.)=Permanent Reference Monument,(P.U. & D.E.)=Public Utility & Drainage Easement,  
 (RNG.)=Range,(R.C.P.)=Reinforced Conc. Pipe,(R/W)=Right of Way,(SEC.)=Section  
 (TWP.)=Township,(WUP)=Wood Utility Pole,(W.F.S.)=Wood Frame Structure,(W.M.)=Water Meter

**CERTIFIED TO:** DONALD CARON

Certified By: *Eric Nielsen*  
 Standstill Date: 02-17-2017

I Eric Nielsen Professional Surveyor & Mapper, No. 5388, State of Florida certify this map of survey meets the standards set per Florida Administrative Code 5J-17.051 pursuant to Chapter 472.027 per Florida Statutes.

**Eric Nielsen Land Surveying, Inc.**

Revisions: 12 STONE STREET, COCOA, FL. 32922  
 Ph: (321) 631-5654 Fax: (321) 631-5974  
 SCALE: 1" = 30'    DATE: 02-23-2017    JOB NO. 17-095-02





Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

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April 12, 2017

MEMORANDUM

TO: Tad Calkins, Planning and Development Director

RE: Item III., Waiver Request of Fees for Donald Caron

The Board of County Commissioners, in regular session on April 11, 2017, authorized you to prepare provisions for Waiver Request of Fees for Donald Caron, located at 5085 Patricia Street, Cocoa, and to bring back to the Board on April 13, 2017, Workshop.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

*Tammy Rowe*

Tammy Rowe, Deputy Clerk

/ds

cc: County Manager  
Finance  
Budget