

St. Raley + Robin
1510 West Cleveland St
Tampa, FL 33606

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Rcpt: 1286566 Rec: 35.50
DS: 0.00 IT: 0.00
02/05/10 L. Korb, Dpty Clerk

THE BOARD OF COUNTY COMMISSIONERS

ORDINANCE NO 08-26

AN ACT TO BE ENTITLED

4/3

AN ORDINANCE AMENDING ORDINANCE NO 06-35 TO CHANGE THE NAME OF THE MEADOW WOODS COMMUNITY DEVELOPMENT DISTRICT, AS EXPANDED, TO THE COUNTRY WALK COMMUNITY DEVELOPMENT DISTRICT, PROVIDING FOR AUTHORITY AND POWER OF THE DISTRICT, PROVIDING FOR POWERS AND DUTIES OF THE DISTRICT, PROVIDING FOR THE BOARD OF SUPERVISORS OF THE DISTRICT, PROVIDING FOR THE DISTRICT BUDGET, PROVIDING FOR FUNCTIONS OF THE DISTRICT, PROVIDING FOR MISCELLANEOUS PROVISIONS, PROVIDING FOR AN EFFECTIVE DATE

WHEREAS on December 14 1999 the Pasco County Board of County Commissioners (the County) adopted Ordinance No 99-28 establishing the Meadow Woods Community Development District (CDD) pursuant to Chapter 190 Florida Statutes and

WHEREAS on November 8 2006 the Pasco County Board of County Commissioners (the County) adopted Ordinance No 06-35 expanding the boundaries of the Meadow Woods Community Development District (CDD) pursuant to Chapter 190 Florida Statutes and

WHEREAS, Meadow Woods CDD through its Board of Supervisors (the Petitioner) has petitioned the County to adopt an ordinance to change the name of the Meadow Woods CDD as expanded to the Country Walk CDD (the District) pursuant to Chapter 190, Florida Statutes and

WHEREAS the County has considered and finds that the name change is not inconsistent with any applicable element or portion of the State of Florida Comprehensive Plan or the Pasco County Comprehensive Plan and

WHEREAS a duly noticed public hearing on the Petition was held prior to the adoption of this ordinance changing the name of the District

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Pasco County Florida as follows

SECTION 1 RENAMING OF THE DISTRICT

PAULA S. O'NEIL, PASCO CLERK & COMPTROLLER
02/05/10 09:30am 1 of 4
OR BK 8263 PG 1287

That the Meadow Woods Community Development District is hereby renamed and shall hereafter be referred to as the Country Walk Community Development District

SECTION 2 AUTHORITY AND POWER OF THE DISTRICT

a The District shall continue to operate in accordance with the Uniform Community Development District Act of 1980 and those requirements as set forth in Florida Statutes Chapters 189 and 190

b The name change of the District shall not affect any requirements for governmental approval of any construction within the District Any Master Planned Unit Development requirements and all State and local development regulations shall apply Planning environmental and land

P3

development regulations shall apply to all development and construction within the District regardless of who undertakes the activity Further the District shall not have the authority to adopt a comprehensive plan building code or land development code

c The District shall have no eminent domain powers outside its boundaries without first obtaining the expressed written approval of the Board of County Commissioners

d The District shall comply with all applicable provisions of Chapter 189 Florida Statutes including but not limited to the requirement that a "Public Facilities Report" be made and submitted to the County in accordance with Section 189 415 Florida Statutes

SECTION 3 POWERS AND DUTIES OF THE DISTRICT

The exclusive charter for the District shall be the uniform community development district charter as set forth in Florida Statutes 190 which includes but is not limited to the following

a The District shall provide financial reports to the Department of Banking and Finance in the same form and in the same manner as all other political subdivisions including the County

b The District shall fully disclose information concerning the financing and maintenance of real property improvements undertaken by the District Such information shall be made available to all existing and prospective residents of the Community Development District and the County

c All contracts for the initial sale of real property and residential units within the District shall disclose to the buyer the existence of the District and the District's authority to levy taxes and assessments Both the text and the placement of the text in the contract of sale must appear as mandated by law

d The District shall have the authority to pledge only the District's funds revenues taxes and assessments to pay the District's short-term indebtedness

e All bonds issued by the District shall be secured by a trust agreement between the District and a corporate trustee or trustees

f In the event of a default on District Bonds the obligations of the District shall not constitute a debt or obligation of the County any municipality or the State

g The District shall be subject to the Florida Constitution provision requiring approval of ad valorem taxes by referendum, the millage rate for such taxes shall be limited by statute In addition to the millage cap the aggregate principal amount of general obligation bonds outstanding at any one (1) time shall not exceed thirty-five (35) percent of the assessed value of the property within the District Should the residents of the District impose ad valorem taxes upon themselves such taxes shall be in addition to the County's and other ad valorem taxes and shall be assessed levied and collected in the same manner as the County's taxes

h The District shall be required to advertise for bids and accept the lowest responsible bid for certain construction and purchasing activities as established by statute

i Rates fees rentals and other charges for any facilities or services of the District shall be established only after a noticed public hearing

j Within thirty (30) days after the effective date of this ordinance the District shall record a Notice of Name Change of the District in the property records of the County which the said notice shall include at least the legal description of the property within the District and the notice required to be given to buyers of property within the District

SECTION 4 BOARD OF SUPERVISORS OF THE DISTRICT

a The District Board of Supervisors shall exercise the powers and responsibilities granted to the District

b The members of the District's Board of Supervisors shall be residents of Florida and citizens of the United States

c After the Board of Supervisors shifts to being elected by the resident electors of the District the supervisors shall also be residents and electors of the District

d Candidates for the District's Board of Supervisors seeking election to office by the qualified electors of the District shall be subject to the same campaign financing disclosure requirements and oath of office requirements as candidates for any other public office

e The compensation of each supervisor is limited to Two Hundred and 00/100 Dollars (\$200 00) per meeting (not to exceed Four Thousand Eight Hundred and 00/100 Dollars [\$4 800 00] per year) plus standard State travel and per diem expenses unless a higher compensation is approved by a referendum of the residents of the District

f All meetings of the District's Board of Supervisors which shall be held a minimum of four (4) times per year during evening hours must be open to the public and governed by the Government-in-the-Sunshine requirements of Chapter 286 Florida Statutes

g The District's Board of Supervisors shall follow Chapter 120 Florida Statutes procedures in adopting rules

h The records of the District's Board of Supervisors must be open for public inspection by any person at any reasonable time pursuant to Chapter 119 Florida Statutes and the said records shall be kept in the manner and in the place mandated by law

SECTION 5 DISTRICT BUDGET

a The District budget shall be adopted annually by the District's Board of Supervisors and prior to approval by the said Board shall be the subject of a duly noticed public hearing at which the said Board must hear all objections to the budget

b Proposed District budgets shall be submitted by the District's Board of Supervisors to the County at least sixty (60) days before adoption by the District's Board of Supervisors

SECTION 6 FUNCTIONS OF THE DISTRICT

13

- a The District may exercise the general powers provided for in Sections 190 011 Florida Statutes
- b The District may exercise the special powers provided for in Sections 190 012(1) and (3) Florida Statutes
- c The powers and functions of the District do not replace diminish or obviate the applicability of any County ordinance to the property and the development of the said property currently within the District

SECTION 7 MISCELLANEOUS PROVISIONS

- a The County may require based upon the number of residential units planned within the District that the District's community facilities be used to accommodate the establishment of a polling place by the Pasco County Supervisor of Elections
- b The County at its option may adopt a nonemergency ordinance providing for a plan for the transfer of a specific community development service from the District to the County The plan shall provide for the assumption and guarantee of the District debt that is related to the service and shall demonstrate the ability of the County to provide the service as efficiently as the District at a level of quality equal to or higher than that actually delivered by the District and at charge equal to or lower than the actual charge by the District
- c The Resolution to Change the Name of the District is attached hereto

SECTION 8 SEVERABILITY

To the extent that any portion of this ordinance is in conflict with Chapter 190 Florida Statutes or any other Florida Statute as amended then the Florida Statutes shall govern and the remainder of this ordinance shall be construed as not having contained such section subsection sentence clause or provision and shall not be affected by such holding

SECTION 9 EFFECTIVE DATE

A certified copy of this ordinance shall be filed in the Office of the Secretary of State by the Clerk to the Board of County Commissioners within ten (10) days after adoption of this ordinance and shall take effect upon filing



ADOPTED this 8th day of July 2008

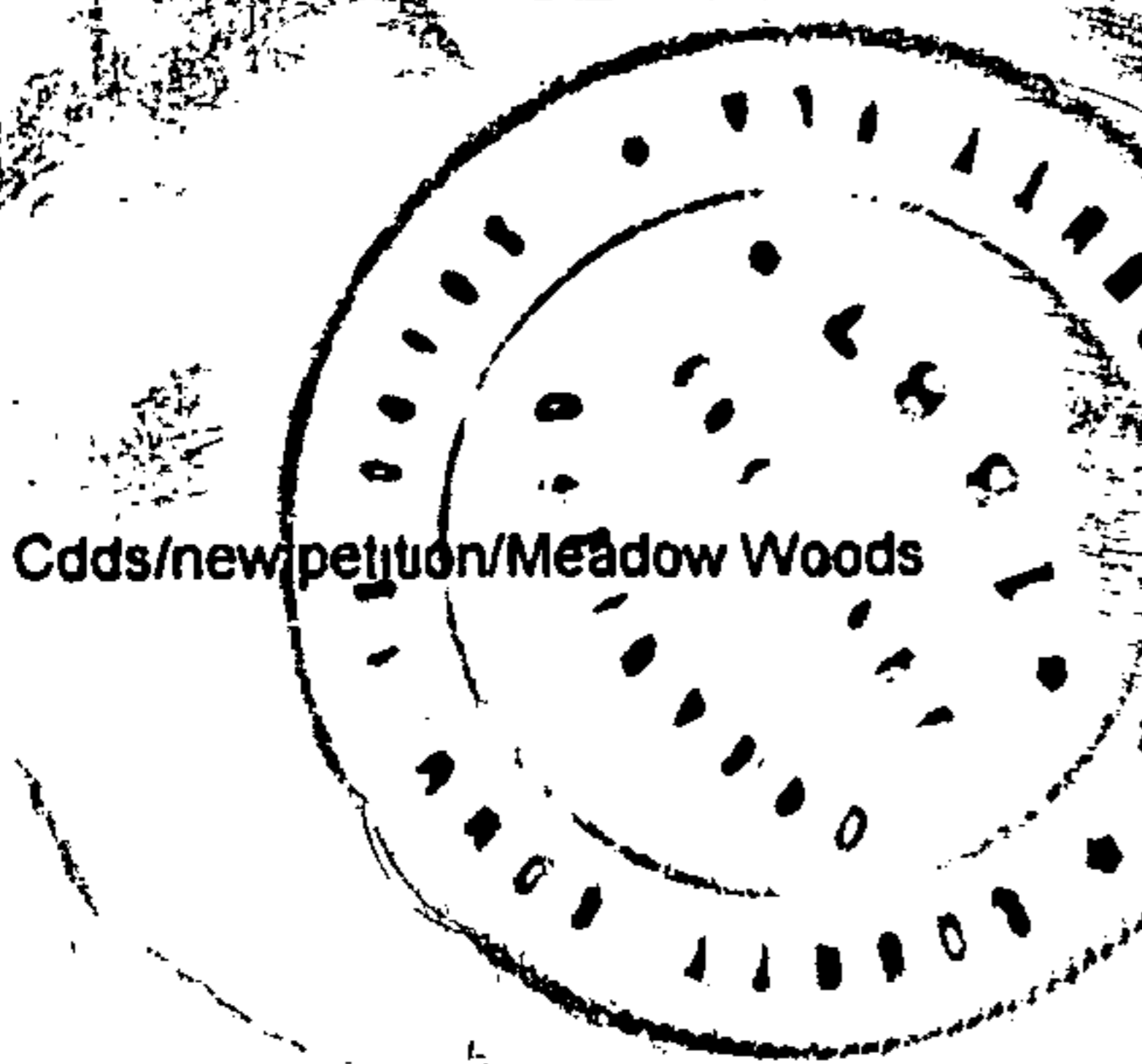
BOARD OF COUNTY COMMISSIONERS OF PASCO COUNTY FLORIDA

Jed Pittman
JED PITTMAN CLERK

Theodore Schrader
THEODORE SCHRADER CHAIRMAN

APPROVED

JUL 0 8 2008



STATE OF FLORIDA, COUNTY OF PASCO
THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE DOCUMENT ON FILE OR OF PUBLIC RECORD IN THIS OFFICE
WITNESS MY HAND AND OFFICIAL SEAL THIS 8th DAY OF February 2010
PAULA S. O'NEIL, CLERK & COMPTROLLER

BY *Connie Schroeder* DEPUTY CLERK
pages 4 of 4

P3