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RESOLUTION NO. 37-2021 OF THE CITY OF LAKE WORTH BEACH, FLORIDA, DIRECTING THE PREPARATION OF A NON-AD VALOREM ASSESSMENT ROLL RELATED TO REFUSE SERVICES, FACILITIES AND PROGRAMS FOR FISCAL YEAR 2021-2022; PROVIDING FOR A PUBLIC HEARING TO CONSIDER ADOPTION OF THE ANNUAL ASSESSMENT RESOLUTION APPROVING SUCH ASSESSMENT ROLL; AND PROVIDING AN EFFECTIVE DATE

**BE IT RESOLVED BY THE CITY COMMISSION OF LAKE WORTH BEACH, FLORIDA, that:**

**SECTION 1. AUTHORITY.** This Resolution of the City of Lake Worth Beach, Florida (the "City") is adopted pursuant to City Ordinance No. 2009-22 (as may be amended from time to time, and as codified in Chapter 2, Article XVIII of the City Code of Ordinances, the "Assessment Ordinance"), City Resolution No. 41-2009 (as amended and supplemented from time to time, the "Initial Assessment Resolution"), Sections 166.021, 166.041, and 197.3632, Florida Statutes, and other applicable provisions of law. Any capitalized terms not otherwise defined herein shall have the meanings set forth in the Assessment Ordinance and the Initial Assessment Resolution.

**SECTION 2. FINDINGS.** It is hereby ascertained, determined, and declared as follows:

(A) Pursuant to the Assessment Ordinance, the City adopted the Initial Assessment Resolution approving the Refuse Services, Facilities and Programs (then referred to as Solid Waste Services) Assessment Roll and imposing Assessments to provide for the funding of the Refuse Services, Facilities and Programs for the Fiscal Year Commencing October 1, 2009.

(B) The Assessment Ordinance requires adoption of an Annual Assessment Resolution for each Fiscal Year confirming or amending the Refuse Services, Facilities and Programs Assessment Roll.

(C) The City Commission desires to provide notice required by the Assessment Ordinance of its intent to consider and adopt the Annual Assessment Resolution and approve the Fiscal Year 2021-2022 Refuse Services, Facilities and Programs Assessment Roll.

**SECTION 3. FISCAL YEAR 2021-2022 REFUSE SERVICES, FACILITIES, AND PROGRAMS ASSESSMENT ROLL.** The City Manager is hereby directed to prepare, or cause to be prepared, a preliminary Refuse Services, Facilities and Programs Assessment Roll for the fiscal year commencing October 1, 2021, in the manner provided in Section 2-154 of the Assessment Ordinance **in the amount of \$245.15 per Equivalent Residential Unit ("ERU") (which is the same assessment amount as the current fiscal year).** The preliminary Refuse Services, Facilities and Programs Assessment Roll shall include the amount of the Fiscal Year 2021-2022 Refuse Services, Facilities and

47 Programs Assessment for each individual Tax Parcel within the City, and shall exclude  
48 any Tax Parcel otherwise exempted from payment of the Assessments under the Initial  
49 Assessment Resolution. A copy of the Initial Assessment Resolution and the preliminary  
50 Refuse Services, Facilities and Programs Assessment Roll shall be maintained on file in  
51 the office of the City Clerk and open to public inspection. The foregoing shall not be  
52 construed to require that the preliminary Refuse Services, Facilities and Programs  
53 Assessment Roll be in printed form if the amount of the Refuse Services, Facilities and  
54 Programs Service Assessment for each parcel of property can be determined by the use  
55 of a computer terminal or internet access available to the public.

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57 **SECTION 4. PUBLIC HEARING.** A public hearing shall be held by the City  
58 Commission on September 13, 2021 at 6:00 PM at Lake Worth Beach City Hall, 7 North  
59 Dixie Highway, Lake Worth Beach, Florida, at which public hearing all such owners of  
60 property may appear to be heard as to any and all matters pertinent to the adoption of an  
61 Annual Assessment Resolution approving and finalizing the Fiscal Year 2021-2022  
62 Refuse Services, Facilities and Programs Assessment Roll. Due to social distancing  
63 requirements, the meeting may be conducted via technological means. The City will  
64 provide additional information on how the meeting will be conducted on its website.

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66 **SECTION 5. EFFECTIVE DATE.** This resolution shall take effect immediately  
67 upon its adoption.

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69 The passage of this resolution was moved by Commissioner \_\_\_\_\_,  
70 seconded by Commissioner \_\_\_\_\_, and upon being put to a vote, the vote  
71 was as follows:

- 72 Mayor Betty Resch
- 73 Vice Mayor Herman Robinson
- 74 Commissioner Sarah Malega
- 75 Commissioner Christopher McVoy
- 76 Commissioner Kimberly Stokes

77  
78 The Mayor thereupon declared this resolution duly passed and adopted on the  
79 \_\_\_\_\_ day of \_\_\_\_\_, 2021.

80 LAKE WORTH BEACH CITY COMMISSION

81  
82  
83 By: \_\_\_\_\_  
84 Betty Resch, Mayor

85  
86 ATTEST:

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88  
89 \_\_\_\_\_  
90 Melissa Ann Coyne, Interim City Clerk