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CHARLOTTE COUNTY CLERK OF CIRCUIT COURT
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**ORDINANCE
NUMBER 2016 - 009**

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AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING CHAPTER 1-7, FINANCE AND TAXATION, ARTICLE V, ECONOMIC DEVELOPMENT INCENTIVE PROGRAM, OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR REVISED ELIGIBILITY CRITERIA AND CALCULATION OF INCENTIVES; PROVIDING FOR ADDITIONAL INCENTIVES; PROVIDING FOR CORRECTIONS AND CLARIFICATIONS; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Charlotte County, Florida ("Board") created the Charlotte County Economic Incentive Development Program ("EID Program") pursuant to the Charlotte County Economic Incentive Development Ordinance ("EID Ordinance") enacted on June 2, 1998 as Ordinance Number 98-34, codified at Chapter 1-7, Article V of the Code of Laws and Ordinances of Charlotte County ("Code"); and

WHEREAS, the Board modified the EID Ordinance on September 24, 2002, by Ordinance Number 2002-043 to provide for revised definitions, eligibility and funding criteria; and

WHEREAS, the Board modified the EID Ordinance on March 9, 2004, by Ordinance Number 2004-009 providing for additional revised definitions, eligibility and funding criteria; and

WHEREAS, The Board modified the EID Ordinance on May 2, 2005, by Ordinance Number 2005-028 renaming EID Program and EID Ordinance to the Charlotte County Economic Development Program ("EDI Program") and Charlotte County Economic Development Incentive Ordinance ("EDI Ordinance"), respectively, and providing for further revised definitions, eligibility and funding criteria; and

WHEREAS, the Board modified the EDI Ordinance on December 18, 2006, by Ordinance Number 2006-103 to provide for flexibility in incentive rates pursuant to program agreements; and

WHEREAS, the Board further modified the EDI Ordinance on February 19, 2007, by Ordinance Number 2007-003 to establish that employment incentives be based on the Charlotte County Average Annual Wage; and

WHEREAS, on July 24, 2007 the Board made additional changes to the EDI Ordinance, adopting Ordinance 2007-055, based on Enterprise Charlotte's

11
MWD

1 recommendation to add an export sales component and provide for higher employment
2 incentives; and

3
4 WHEREAS, on August 10, 2010 the Board adopted Ordinance 2010-051 further
5 amending the EDI Ordinance to provide additional flexibility in the calculation and
6 eligibility of employment incentives; and

7
8 WHEREAS, on December 14, 2010 the Board adopted Ordinance 2010-074
9 further amending the EDI Ordinance to provide revised eligibility criteria, revised
10 calculation of incentives, and additional incentives; and

11
12 WHEREAS, on January 27, 2015 the Board adopted Ordinance 2015-001,
13 further amending the EDI Ordinance to provide for enhanced incentives for Specialized
14 Capital Intensive Industry projects; and

15
16 WHEREAS, the Board now desires to amend the EDI Ordinance to provide for
17 additional incentives consistent with its economic development powers, established
18 pursuant to Section 125.045, Florida Statutes; and

19
20 WHEREAS, specific authority for the Board to adopt this Ordinance includes, but
21 is not limited to, Article VIII, Florida Constitution of 1968, Section 125.01(1)(t), Section
22 125.01(1)(w), Section 125.01(3), Section 125.045 and Section 125.35, Florida Statutes.

23
24 **NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners
25 of Charlotte County, Florida:

26
27 **Section 1.** Chapter 1-7, Article V of the Code of Laws and Ordinances of
28 Charlotte County, Florida is hereby amended by adding the underlined language and by
29 ~~deleting the stricken~~ language to provide as follows:

30
31 **Sec. 1-7-61. Short title.**

32
33 This article shall be cited as the "Charlotte County Economic Development
34 Incentive Code."

35
36 **Sec. 1-7-62. Authority.**

37
38 The expansion and enhancement of the economy of the County is a public
39 purpose for which public funds are authorized to be expended toward the attraction and
40 retention of business activities pursuant to the authority granted by F.S. section
41 125.045.

42
43 **Sec. 1-7-63. Program basis.**

44
45 The Board shall fund the Charlotte County Economic Development Incentive
46 Program (EDI) shall utilize County general funds as allocated by the Board from the

1 ~~County general fund reserves. Further, interest earned from road impact fees may be~~
2 ~~used to fund road impact fee set-offs granted under the EDI. Additionally, appropriations~~
3 ~~for the EDI Program including, but not limited to interest earned by road impact fees~~
4 ~~may be approved annually as a part of the County budget process. Additionally, the~~
5 Board may designate County owned properties which may be utilized as incentives
6 within the EDI program.
7

8 **Sec. 1-7-64. Definitions.**
9

10 As applied in this article, the following words and terms shall have the following
11 meanings:
12

13 *Applicant* shall mean a business enterprise that has submitted or that intends to
14 submit an application to the County to participate in the EDI program.
15

16 *Application* shall mean a form prescribed by the Director of the Charlotte County
17 Economic Development Office that must be completed and properly executed in order
18 for an applicant to be considered for participation in the EDI program.
19

20 *Board* shall mean the Board of County Commissioners of Charlotte County,
21 Florida or its duly authorized designee.
22

23 *Capital incentive(s)* shall mean incentive(s) provided to participants for the
24 development or acquisition of specified values of capital improvements.
25

26 *Capital improvement(s)* shall mean land improvements or personal property, or
27 both.
28

29 *Charlotte County Average Annual Wage* or CCAAW shall mean the Charlotte
30 County Average Annual Wage as established by the State of Florida Incentives Average
31 Wage Requirements as published and updated annually by Enterprise Florida using
32 ES202 Program data from the United States Department of Labor and the State of
33 Florida Agency for Workforce Innovation.
34

35 *County* shall mean Charlotte County, Florida, a geographical area and a political
36 subdivision of the State of Florida.
37

38 *Derived impact* shall mean the sum of the anticipated impact on County funds
39 based on the cost of providing essential public services to the applicant or participant
40 and the projected return over a ten (10) year period.
41

42 *Direct return* shall mean the expected general fund revenues collected from the
43 applicant or participant based on current tax and fee assumptions projected annually
44 and cumulatively over a ten (10) year period.
45

1 *EDI program* shall mean the program established by the Charlotte County
2 Economic Development Incentive Code.

3
4 *Enterprise Florida* shall mean Enterprise Florida, Inc., a Florida non-profit
5 corporation authorized by the Florida Legislature pursuant to F.S. section 288.901.

6
7 *Employment incentive(s)* shall mean incentive(s) provided to participants for the
8 creation of specified levels of quality jobs.

9
10 *Export Sales* shall mean the total sales of products or services by the applicant to
11 purchasers located outside the boundaries of the County.

12
13 *Governmental fees* shall mean permitting, development, utility connection, impact
14 and any similar fees owed to the County in connection with the development, installation
15 or construction of capital improvements.

16
17 *Economic Impact Analysis Model* shall mean the Charlotte County Economic
18 Development Office, Economic Impact Analysis Model, developed in 2008 by Impact
19 DataSource, Austin, TX.

20
21 *Incentive(s)* shall mean economic or financial assistance, in the form of set-offs,
22 direct compensation, or available land, provided to participants pursuant to the terms of
23 this article. Incentives can be either capital incentives or employment incentives.

24
25 *Land improvements* shall mean improvements to real property, improvements to
26 existing land improvements, or fixtures that are taxed pursuant to Title XIV, Florida
27 Statutes, or both.

28
29 *Local jobs* shall mean jobs created in Charlotte County for full-time or full-time
30 equivalent employees of an applicant or participant.

31
32 *Participant* shall mean an applicant who is approved by the County for
33 participation in the EDI program.

34
35 *Personal property* shall mean "tangible personal property" as defined in F.S.
36 section 192.001(11)(d) and taxed pursuant to Title XIV, Florida Statutes.

37
38 *Program agreement* shall mean an agreement between the County and the
39 participant, which sets forth the rights and duties of the parties relative to the
40 participant's participation in the EDI program. In no instance shall the term of the
41 program agreement exceed ten (10) years.

42
43 *Quality jobs* means local jobs in a targeted industry provided by an applicant or
44 participant that provide an average wage that equal or exceeds the wage levels set forth
45 in subsections 1-7-65(g)(i), (ii) or (iii).

1 *Regionally significant* shall mean a project which creates one hundred (100) or
2 more quality jobs, or fifty (50) or more quality jobs with a minimum investment of one (1)
3 million dollars in capital improvements.

4
5 *Return on investment* shall mean the direct return to County revenues plus the
6 derived impact as derived by the Impact Analysis Model, the total of which shall be
7 subtracted by the total incentive award by the County.

8
9 *Set-offs* shall mean incentives in the form of economic credits granted a
10 participant by the County towards governmental fees or taxes.

11
12 *Specialized Capital Intensive Industry* shall mean an industry that, in order to
13 establish or expand operations within the County, requires a capital investment of at
14 least \$25 million dollars to improve land or install tangible personal property, resulting in
15 a significant increase in the local tax base, but does not typically establish many new
16 jobs. Such industries may include, but are not limited to, Data (Cloud) Centers, Ocean
17 Wave Power Generators, or Solar Farms.

18
19 *Targeted industries* shall mean those identified by the Enterprise Florida and the
20 Governor's Office of Tourism, Trade, and Economic Development at the time of
21 application or identified by resolution of the Board.

22
23 **Sec. 1-7-65. Eligibility criteria, types of incentives, review and calculation of**
24 **funding.**

25
26 (a) ~~(a)~~ Eligibility

27 (1) An applicant that complies with the requirements set forth in this article shall
28 be eligible to participate in the EDI program. The County shall determine the
29 eligibility of each applicant in its sole discretion, with the advice of the County
30 Attorney and Budget Director.

31
32 (2b) Each applicant shall be required to submit a complete and properly
33 executed application to the Director of the Economic Development Office. In
34 addition to the application, each applicant shall provide the County with such
35 supporting information as the County shall reasonably require and shall allow the
36 County to review its books and records relating to payroll and other matters
37 which pertain to the applicant's eligibility for the EDI program.

38
39 (3e) All applications shall be reviewed to determine applicant eligibility, incentive
40 availability, risk assessment, return on investment, and economic impact before
41 any incentive package is offered. This process shall be established by
42 Resolution of the Board.

43
44 (4d) An applicant must propose the creation of at least ten (10) quality jobs to
45 be eligible for the EDI program, unless the applicant is proposing to expand or
46 establish a Specialized Capital Intensive Industry as described herein.

1
2 (5e) The quality jobs must be created no more than ninety (90) days prior to the
3 date that the County receives the application and within five (5) years, or up to
4 ten (10) years for regionally significant projects, from the date of the program
5 agreement. Upon the creation of a quality job, the participant shall keep the
6 quality job filled for a minimum of two (2) years. In the event that the participant
7 fails to keep a quality job filled for at least two (2) years, the participant shall
8 immediately reimburse the County in full for all employment Incentives advanced
9 in connection with that position. The terms of this subsection shall survive the
10 expiration or termination of the program agreement.
11

12 (6f) To be eligible for participation in the EDI program, the applicant must meet
13 a fifty-one (51) percent export sales requirement as defined in this Article.
14

15 (7g) Applicants must be identified as a targeted industry as defined by this
16 ordinance.
17

18 (8) Applicants must show a 100%, 10-year cumulative direct return on
19 investment, as defined within this Article, to be eligible for participation within the
20 EDI program. Where more than one type of incentive is desired, the applicant
21 must show that each proposed incentive satisfies the 100%, 10-year cumulative
22 direct return on investment requirement.
23

24
25 (b) Types of Incentives
26

27 (1) Performance-Based Incentives

28 An Applicant may receive a performance-based incentive, typically for creating
29 and maintaining certain employment levels, paid to the applicant after it has fully
30 performed its duties and obligations pursuant to the program agreement between
31 the applicant and County.
32

33 (2) Early-Stage Incentives

34 Prior to creating jobs, an applicant may receive an early-stage incentive in the
35 form of funds or in-kind contributions for the construction of utility lines, roads, or
36 other horizontal infrastructure supporting the new or expanding company facility
37 when the average annual salaries of the proposed quality jobs meets or exceeds
38 One Hundred and Fifteen Percent (115%) of the CCAAW and the County
39 receives adequate assurances through the terms and conditions of a program
40 agreement that the project will maintain a 100% 10-year cumulative direct return
41 on investment.
42

43 (3) Up-Front Incentives

44 An applicant may receive an up-front incentive, when the average annual salary
45 of the proposed quality jobs exceeds One Hundred and Fifty Percent (150%) of
46 the CCAAW, and the County receives adequate assurances through the terms

1 and conditions of a program agreement that the project will maintain a 150% 10-
2 year cumulative direct return on investment.

3
4 (4) Expedited Permitting

5 The County may offer an expedited permit review process for all county permit
6 applications directly related to a project where the average annual salary of the
7 proposed quality jobs exceeds One Hundred and Fifteen Percent (115%) of the
8 CCAAW. This shall not entitle any applicant to receive approval of any specific
9 permit.

10
11
12 (ch) Calculation of the~~The~~ rates for employment incentives shall be based on
13 the CCAAW.

14
15 (1i) For quality jobs with salaries equal to or greater than the CCAAW,
16 the amount of the employment incentive shall be one thousand dollars
17 (\$1,000.00).

18
19 (2ii) For quality jobs with salaries equal to or greater than the CCAAW
20 plus fifty (50) percent, the amount of the employment incentive shall be
21 one thousand five hundred dollars (\$1,500.00).

22
23 (3iii) For quality jobs with salaries equal to or greater than the CCAAW
24 plus one hundred (100) percent, the amount of the employment incentive
25 shall be two thousand dollars (\$2,000).

26
27 (4iv) For regionally significant applicants, or where a project exceeds a
28 100% 10-year cumulative direct return on investment, the employment
29 incentives may be increased up to six times the amounts per quality job
30 provided in subsections (c)(1), (2), or (3)(g)(i), (ii) or (iii).

31
32 (i5) Except as set forth in section 1-7-67 hereof or in the program agreement,
33 there shall be no limits upon the number of quality jobs for which a participant
34 may receive incentives.

35
36 (j6) Participants shall be eligible for capital incentives in addition to employment
37 incentives.

38
39 (kd) Calculation of the rates~~The rate~~ for capital incentives

40 (1) Capital incentives may be awarded in the amount of ~~shall be~~ one thousand
41 dollars (\$1,000.00) per one hundred thousand dollars (\$100,000.00) of real
42 property value and personal property value that the subject land improvements
43 and personal property, respectively, add to the first County tax roll pursuant to
44 Title XIV, Florida Statutes. Unless otherwise provided as an early-stage incentive
45 in the program agreement, land improvements must be constructed pursuant to
46 building permits issued no more than ninety (90) days prior to the date that the

1 County receives the application and within two (2) years from the date of the
2 program agreement. Similarly, unless otherwise provided in the program
3 agreement, personal property must be acquired and placed in service no more
4 than ninety (90) days prior to the date that the County receives the application
5 and within two (2) years from the date of the program agreement. Regionally
6 significant applicants, or where a project exceeds a 100% 10-year cumulative
7 direct return on investment, -shall be eligible for up to six (6) times the standard
8 capital incentive rate.
9

10 (2) Capital improvements may be owned by the participant or a third party who,
11 as landlord, has entered into a lease agreement with the participant. Capital
12 improvements owned by a landlord must be made pursuant to a valid lease
13 agreement between the landlord and the participant, as tenant. The lease
14 agreement must obligate the participant to reimburse the landlord in full for the
15 cost of the capital improvements. Said lease agreement must be otherwise
16 acceptable to the County.
17

18 (3) An Applicant proposing a Specialized Capital Intensive Industry may be
19 eligible for an increase in the maximum allowable rate for capital incentives
20 where the capital investment exceeds \$25 million dollars. The maximum annual
21 allowable capital incentive rate for a Specialized Capital Intensive Industry
22 investing \$25 million dollars or more may not exceed 30% of the annual real and
23 tangible personal property tax portion actually received by the County for land
24 improvements or tangible personal property investments. This incentive shall be
25 available for a period of no more than ten (10) years from the date the
26 Specialized Capital Intensive Industry commences operation.
27
28

29 ~~(em) Timing of the payment of incentives to applicants. The intervals at which~~
30 ~~participants shall receive incentives shall be determined by the County on a~~
31 ~~case-by-case basis and shall be set forth in the program agreement. The County~~
32 ~~shall consider various factors in this determination including size, age, stage of~~
33 ~~development, potential for long term success and other factors pertinent to~~
34 ~~nature of the participant's business operations and the welfare of the EDI~~
35 ~~program. However, in no case shall more than ten (10) percent of the total~~
36 ~~incentive award be provided as direct compensation prior to the creation of ten~~
37 ~~(10) quality jobs.~~
38

39 ~~(n) Applicants must show a positive return on investment as defined within this~~
40 ~~Article, to be eligible for participation within the EDI program.~~
41

42 ~~(o) An Applicant proposing a Specialized Capital Intensive Industry may be~~
43 ~~eligible for an increase in the maximum allowable rate for capital incentives~~
44 ~~where the capital investment exceeds \$25 million dollars. The maximum annual~~
45 ~~allowable capital incentive rate for a Specialized Capital Intensive Industry~~
46 ~~investing \$25 million dollars or more may not exceed 30% of the annual real and~~

1 ~~tangible personal property tax portion actually received by the County for land~~
2 ~~improvements or tangible personal property investments. This incentive shall be~~
3 ~~available for a period of no more than ten (10) years from the date the~~
4 ~~Specialized Capital Intensive Industry commences operation.~~
5
6

7 **Sec. 1-7-66. Funding of incentives.**
8

9 Incentives shall be funded in accordance with the terms of this section.
10 In the event that governmental fees are outstanding when incentives are due, incentives
11 shall be funded in the form of set-offs. In the event no governmental fees are
12 outstanding when incentives are due, incentives shall be funded in the form of set-offs,
13 direct compensation, land, or a combination thereof, the form and amounts of which
14 shall be at the sole discretion of the County. All outstanding governmental fees must be
15 paid prior to the participant's receipt of direct compensation. Delinquent ad valorem
16 taxes on capital improvements and the underlying and associated land and all
17 delinquent ad valorem taxes on personal property that the participant owes the County
18 must be paid prior to the participant's receipt of any incentives.
19

20 **Sec. 1-7-67. Limitations on incentives.**
21

22 The submittal or approval of an application does not establish any right or
23 entitlement to the receipt of incentives. The actual amount and form of incentives
24 granted to each participant by the County shall be limited by the terms of this Article.
25

26 In addition to the incentives provided for in this Article, the Board may grant such
27 other incentives as it deems necessary for regionally significant applicants or for
28 projects that exceeds a 100% 10-year cumulative direct return on investment.
29

30 **Sec. 1-7-68. Program agreement.**
31

32 Prior to the participant's receipt of incentives, the County and the participant shall
33 enter into a program agreement. The program agreement shall set forth certain rights
34 and duties of the parties with respect to the participant's participation in the EDI
35 program. Without limitation, the program agreement shall identify any incentives due
36 and owing to the participant, set forth an indemnification covenant in favor of the County
37 and provide for adjustments through the repayment of all or a portion of incentives upon
38 the participant's failure to comply with the requirements herein and in the program
39 agreement. The County may provide in the program agreement that the CCAAW,
40 capital incentives, and employment incentives then in effect in the EDI program when
41 the program agreement is approved by the Board and signed by the participant shall be
42 in effect for the term of the program agreement regardless of any subsequent
43 amendments or changes to the incentives by the Board. With the exception of
44 incentives involving the conveyance of land, the indemnification covenants in each
45 program agreement shall provide that should any participant who has already received
46 said incentives achieve eighty (80) percent of its projected employment and capital

1 improvements over the term of the program agreement, then reimbursement to the
2 County may be waived upon petition to the Board. The County may include such other
3 and further provisions as the County, in its sole discretion, deems beneficial in light of
4 the circumstances.

5
6 **Sec. 1-7-69. Liberal construction**

7
8 The provisions of this article shall be liberally construed to carry out effectively its
9 purposes in the interest of public health, safety, welfare and convenience.

10
11 **Sec. 1-7-70. Land as an Incentive**

12
13 Consistent with the authority granted pursuant to Section 125.045, Florida
14 Statutes, and in conjunction with Section 1-1-16 of this Code of Laws and Ordinances,
15 the Board has authorized the offering of County owned land as an inducement to attract
16 and retain qualified businesses. An inventory of available lands shall be made available
17 for economic development purposes each year. The appraised value to be utilized
18 towards the calculation of incentives as provided in this Article shall be calculated at
19 their just value as reported by the Property Appraiser's Office unless separately
20 appraised if required which shall be at the sole discretion of County.

21
22 Conveyance of lands shall only occur upon performance of projected
23 employment and capital improvement or subject to a reverter in favor of the County to
24 be released upon said performance. Lands may be utilized by participants through land
25 leases either convertible to fee simple upon performance or for a term with an option to
26 convert to fee simple based on the appraised value determined in the program
27 agreement minus prior lease value provided participant has met projected performance
28 criteria. The value of all lease terms shall be provided for in the calculation of incentives.

29
30 **Section 2.** Conflict With Other Ordinances. The provisions of this Ordinance
31 shall supersede any provisions of existing ordinances in conflict herewith to the extent
32 of said conflict.

33
34 **Section 3.** Severability. In the event that any portion of this Ordinance is for any
35 reason held invalid or unconstitutional by any court of competent jurisdiction, such
36 portion shall be deemed a separate, distinct and independent provision, and such
37 holding shall not affect the validity of the remaining portions of this Ordinance.

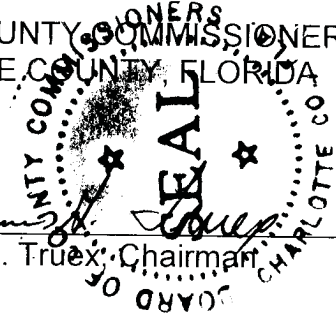
38
39 **Section 4.** Scrivener's Errors. Any scrivener's errors in this Ordinance may be
40 corrected administratively without the prior approval of the Board of County
41 Commissioners.

42
43 **Section 5.** Effective Date. This Ordinance shall take effect upon its filing with
44 the Office of the Secretary of State, State of Florida.

1 PASSED AND DULY adopted this 9th day of February, 2016.
2
3

4 BOARD OF COUNTY COMMISSIONERS
5 OF CHARLOTTE COUNTY, FLORIDA
6

7
8
9 By: William G. Truex
10 William G. Truex, Chairman



11 ATTEST:
12 Barbara T. Scott, Clerk of the
13 Circuit Court and Ex-Officio Clerk to the
14 Board of County Commissioners
15

16
17
18 By: Michelle D. Bernardino
19 Deputy Clerk

20 APPROVED AS TO FORM AND
21 LEGAL SUFFICIENCY:
22

23
24
25 By: Janette S. Knowlton
26 Janette S. Knowlton, County Attorney
27

28 LR14-3198 CVB
29 Cody Vaughan-Birch
30
31
32
33

ECONOMIC IMPACT ESTIMATE

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING CHAPTER 1-7, FINANCE AND TAXATION, ARTICLE V, ECONOMIC DEVELOPMENT INCENTIVE PROGRAM, OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR REVISED ELIGIBILITY CRITERIA AND CALCULATION OF INCENTIVES; PROVIDING FOR ADDITIONAL INCENTIVES; PROVIDING FOR CORRECTIONS AND CLARIFICATIONS; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

PURPOSE: This Ordinance will amend the Charlotte County Economic Development Incentive Ordinance

IMPACT:

- A. Cost of Implementation: None
(Until incentives awarded)
- B. Source of Funds/Ultimate Burden of Costs: General
(As allocated by the Board)
- C. Effect on Competition and the Employment Market : Enhances local economic development opportunities to incentivize job creation in Charlotte County.
- D. Benefits on Implementation: Provides for additional incentives consistent with the Board's economic development powers.



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

February 9, 2016

Clerk of the Circuit Court
Charlotte County
18500 Murdock Circle, Room 416
Port Charlotte, Florida 33948

Attention: Ms. Michelle DiBerardino

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Charlotte County Ordinance No. 2016-009, which was filed in this office on February 9, 2016.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

SUN NEWSPAPERS

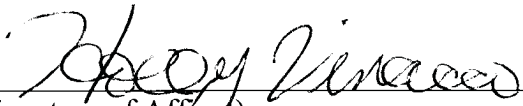
Charlotte • DeSoto • Englewood • North Port • Venice

PUBLISHER'S AFFIDAVIT OF PUBLICATION
STATE OF FLORIDA
COUNTY OF CHARLOTTE:

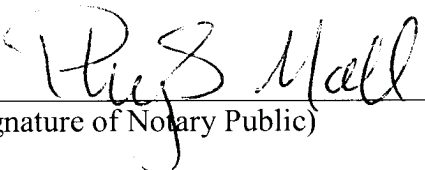
Before the undersigned authority personally appeared Holly Vinacco, who on oath says that she is legal clerk of the Charlotte Sun and the Englewood Sun, each a newspaper published at Charlotte Harbor in Charlotte County, Florida; that the attached copy of advertisement, being a Notice of Public Hearing, was published in said newspaper in the issue(s) of:

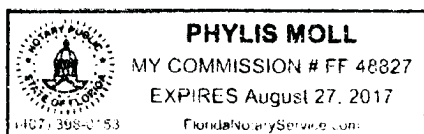
January 30, 2016

Affiant further says that the said newspaper is a newspaper published at Charlotte Harbor, in said Charlotte County, Florida, and that the said newspaper has heretofore been continuously published in said Charlotte County, Florida, Sarasota County, Florida and DeSoto County, Florida, each publication day and has been entered as periodicals matter at the post office in Punta Gorda in said Charlotte County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


(Signature of Affiant)

Sworn and subscribed before me this 1st day of February, 2016


(Signature of Notary Public)



#68 ~

Personally Known OR Produced Identification

Type of Identification Produced _____

The Board of County Commissioners of Charlotte County proposes to adopt the following ordinance:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, AMENDING CHAPTER 1-7, FINANCE AND TAXATION, ARTICLE V, ECONOMIC DEVELOPMENT INCENTIVE PROGRAM, OF THE CODE OF LAWS AND ORDINANCES OF CHARLOTTE COUNTY, FLORIDA; PROVIDING FOR REVISED ELIGIBILITY CRITERIA AND CALCULATION OF INCENTIVES; PROVIDING FOR ADDITIONAL INCENTIVES; PROVIDING FOR CORRECTIONS AND CLARIFICATIONS; PROVIDING FOR CONFLICT WITH OTHER ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A public hearing on this ordinance will be held at 10AM, or as soon thereafter as it may be heard, on the 9th day of February, 2016, in Room 119 of the Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, Florida.

Copies of the proposed ordinance and the economic impact estimate, if applicable, are available for inspection by the general public in the Charlotte County Attorney's Office, 18500 Murdock Circle, Port Charlotte, Florida.

Interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

Should any agency or person decide to appeal any decision made by the Board with respect to any matter considered at such meeting, he will need a record of the proceeding, and for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA

Charlotte County Board of County Commissioners does not discriminate on the basis of disability. This nondiscrimination policy involves every aspect of the County's functions, including access to and participation in meetings, programs and activities. FM Sound Enhancement Units for the Hearing Impaired are available at the Front Security Desk, Building A of the Murdock Administration Complex. Anyone needing other reasonable accommodation or auxiliary aids and services please contact our office at 941.743.1381, TDD/TTY 941.743.1234, or by email to Terri.Hendriks@CharlotteCountyFL.gov. Reference No: 020916-A Publish: January 30, 2016 163352 3272636