

1 **Staff Summary**

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3 This ordinance amends Chapter 22, Lake County Code, Section 22-22 regarding Educational  
4 Impact Fees. This ordinance would extend the temporary suspension of the collection of  
5 Educational Impact Fees effective through December 31, 2013.

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8 **ORDINANCE NO. 2013 - \_\_\_\_**

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10 **AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE**  
11 **COUNTY, FLORIDA; AMENDING CHAPTER 22 OF THE LAKE COUNTY CODE**  
12 **ENTITLED IMPACT FEES; EXTENDING THE SUSPENSION OF COLLECTION OF**  
13 **EDUCATIONAL IMPACT FEES UNTIL DECEMBER 31, 2013; PROVIDING FOR**  
14 **SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR**  
15 **FILING WITH THE DEPARTMENT OF STATE; AND PROVIDING FOR AN**  
16 **EFFECTIVE DATE.**

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18 **WHEREAS**, Chapter 22 of the Lake County Code imposes impact fees for  
19 Transportation, Educational Facilities, Parks, Libraries and Fire; and

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21 **WHEREAS**, the Board of County Commissioners wishes to stimulate the local economy  
22 by encouraging economic development and promoting job creation through the suspension of  
23 educational impact fees; and

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25 **WHEREAS**, educational impact fees are applicable to all residential and multi-family  
26 development, and can be a substantial component of a developer’s total development costs; and

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28 **WHEREAS**, in Ordinance No. 2011-18 the Board suspended the collection of  
29 educational impact fees until April 1, 2012; and

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31 **WHEREAS**, in Ordinance No. 2012-15, the Board extended the suspension of the  
32 collection of educational impact fees until April 1, 2013; and

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34 **WHEREAS**, the Board now finds it is in the best interests of the citizens of Lake County  
35 to extend the suspension of educational impact fees for an additional period of time.

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37 **NOW, THEREFORE, BE IT ORDAINED** by the Board of County Commissioners of  
38 Lake County, Florida as follows:

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40 **Section 1. Recitals.** The foregoing recitals are true and correct and incorporated  
41 herein by reference.

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43 **Section 2. Amendment.** Section 22-22, Lake County Code, entitled ‘Imposition,’ is  
44 hereby amended to read as follows:

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46 **Sec. 22-22. Imposition.**

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(a) The imposition of educational impact fees on new development shall be suspended for a period beginning retroactively on January 1, 2011 and extending through ~~April 1, 2013~~ December 31, 2013. The suspension shall not apply to pre-payments, deferral agreements unless the agreement specifically allows, or the use of impact fee credits. Refunds of the educational impact fee shall be issued to the current owner of record for fees paid on a permit issued on or after January 1, 2011.

(b) All residential construction occurring within the county, both within the unincorporated area and within the municipalities, shall pay the following educational system impact fees:

Single-family detached house, per dwelling unit .....	\$9,324.00
Multi-family dwelling unit .....	5,689.00
Mobile home, per dwelling unit .....	3,297.00

**Section 3. Severability.** If any section, sentence, clause, or phrase of the Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portion of this Ordinance.

**Section 4. Inclusion in the Code.** It is the intent of the Board of County Commissioners that the provisions of this Ordinance shall become and be made a part of the Lake County Code and that the sections of this Ordinance may be renumbered or relettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

**Section 5. Filing with the Department of State.** The clerk shall be and is hereby directed forthwith to send a certified copy of this Ordinance to the Secretary of State for the State of Florida.

**Section 6. Effective.** This Ordinance shall become effective upon filing with the Secretary of State.

*{Remainder of page left intentionally blank.}*

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Enacted this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

Filed with the Secretary of State \_\_\_\_\_, 2013.

ATTEST:

BOARD OF COUNTY COMMISSIONERS  
OF LAKE COUNTY, FLORIDA

\_\_\_\_\_  
Neil Kelly, Clerk of the  
Board of County Commissioners  
of Lake County, Florida

\_\_\_\_\_  
Leslie Campione, Chairman

This \_\_\_\_\_ day of \_\_\_\_\_, 2013.

Approved as to form and legality:

\_\_\_\_\_  
Sanford A. Minkoff  
County Attorney