

ORDINANCE 16 - ____

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, AMENDING SECTION 10-61 OF THE MARION COUNTY CODE RELATING TO THE DEFINITION OF FAMILY; AMENDING SECTION 10-64 OF THE MARION COUNTY CODE RELATING TO ELIGIBILITY CRITERIA; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners has previously enacted Ordinance No. 90-11, which creates an assistance program for economically disadvantaged homeowners; and

WHEREAS, this program provides for the payment by the County of certain annual non-ad valorem assessments on behalf of economically disadvantaged homeowners; and

WHEREAS, eligibility for the program is determined by family gross income and assets;

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

SECTION 1. Section 61 of Article V of Chapter 10, as hereby amended, is set forth in its entirety below, with deletions reflected by ~~strike through type~~ and additions reflected by underscored type, to read:

Sec. 10-61 – DEFINITIONS

For purposes of this article the following definitions shall apply:

Assets means cash, checking and savings account, certificates of deposit, equity value of real property other than the property for which relief is sought, cash surrender value of all life insurance, value of all vehicles in excess of one, stocks, bonds, and the value of any beneficial interest in a trust.

Family Household means the applicant and all ~~dependents as defined in the United States Internal Revenue Code~~ family members and individuals residing in the unit.

Gross Income means income which includes gross wages and salary, child support, alimony, unemployment compensation, workers' compensation, veterans benefits, social security/social security income benefits, pensions or annuities, dividends, interest, income from estates or trusts, net rental income, gross income from self-employment, and contributions from any source.

Non-ad valorem assessment means those assessments, levied against real property, which are collected by the county tax collector pursuant to the provisions of section 197.3631 et seq., Florida Statutes.

Qualified individuals means those individuals who meet the income and asset criteria for eligibility established by resolution of the board of county commissioners.

Qualified real property is any parcel of real property upon which homestead exemption has been granted for the appropriate year pursuant to chapter 196, Florida Statutes, and which comprises three (3) acres or less in area.

SECTION 2. Section 64 of Article V of Chapter 10, as hereby amended, is set forth in its entirety below, with deletions reflected by ~~strike through type~~ and additions reflected by underscored type, to read:

Sec. 10-64 – Eligibility Criteria

Eligibility for the program shall be determined by family household gross income and family household assets. Eligible levels of income and assets shall be established on April 1 of each year, to correspond to the then current federal poverty guidelines as published, from time to time, by the federal government.

SECTION 3. SEVERABILITY.

It is hereby declared to be the intent of the Board of County Commissioners of Marion County that if any section, subsection, clause, phrase, or provision of this ordinance is held invalid or unconstitutional, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining provisions of this ordinance.

SECTION 4. REPEAL OF ORDINANCES.

All ordinances or parts of ordinances, in conflict with this ordinance are, to the extent of such conflict, hereby repealed.

SECTION 5. INCLUSION IN COUNTY CODE.

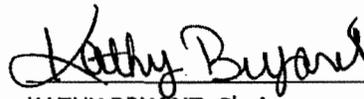
It is the intent of the Board of County Commissioners of Marion County, Florida, and it is hereby provided that the provisions of this ordinance be incorporated into the Marion County Code of Ordinances, that the sections of this ordinance may be re-numbered or re-lettered to accomplish such intent.

SECTION 5. EFFECTIVE DATE.

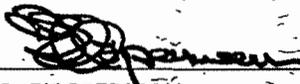
A certified copy of this ordinance shall be filed with the Secretary of State by the Clerk within ten days after enactment by the Board of County Commissioners, and shall take effect upon receipt of official acknowledgement of filing, as provided in Section 125.66 (2)(b) Florida Statutes.

DULY ADOPTED this 20th day of September, 2016.

BOARD OF COUNTY COMMISSIONERS
MARION COUNTY, FLORIDA


KATHY BRYANT, Chairman

ATTEST:


DAVID R. ELLSPERMAN
CLERK

RECEIVED NOTICE FROM SECRETARY
OF STATE ON SEPTEMBER 21, 2016
ADVISING ORDINANCE WAS FILED ON
SEPTEMBER 21, 2016.