

## **ORDINANCE 2023-16**

**AN ORDINANCE CREATING CHAPTER 45 – GRANTS, TO PROVIDE FOR CERTAIN NONPROFIT ORGANIZATION GRANTS; CREATING ARTICLE I – HOUSING GRANTS FOR NON-PROFIT ORGANIZATION; PROVIDING FOR DISCOUNT OF IMPACT AND ADMINISTRATIVE FEES REGARDING CERTAIN NONPROFIT ORGANIZATION CHARITABLE HOME CONSTRUCTION PROJECTS; PROVIDING FOR PURPOSE; PROVIDING DEFINITIONS; DEFINING CRITERIA; DEFINING DISCOUNTS; DEFINING APPROVAL PROCESS; PROVIDING FOR RECAPTURE OF GRANT FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Commission finds that nonprofit organizations perform valuable community service within the corporate limits of the city, including but not limited to providing single-family residences with the charitable purpose of assisting certain deserving persons and families; and

**WHEREAS**, the City Commission finds that said community services benefit the public

**WHEREAS**, the City Commission wishes to establish criteria to provide an incentive and assistance with the construction of such single-family residential units.

**NOW THEREFORE, BE IT ORDAINED** by the City Commission of the City of Bellevue, Florida that the City Code is amended to add Chapter 45, which shall be labeled “Grants”:

### **“Chapter 45. Grants**

#### **Article I. Housing Grants for Nonprofit Organizations.**

##### **Sec. 45-1. Purpose.**

The City of Bellevue administers a grant program that provides a discount on system development charges and impact fees (water, sewer, park, and police) and the building permit administrative fees, for nonprofit organizations providing single-family residences to assist economically disadvantaged persons and families. This program may be referred to as the “Housing Grants for Nonprofit Organizations”

##### **Sec. 45-2 Definitions.**

*Administrative fee* means a total of 20% of the permit fee on new construction building permits.

*Administrator* means the Development Services Director or designee who is designated to consider, recommend approval by the City Commission and administer grants under this Section.

*Applicant* means an organization that has applied for the Housing Grants for Nonprofit Organizations under this section.

*Application Form*. A form provided by City to allow an organization to apply for a Housing Grant for Nonprofit Organizations. The application form also confirms that a person has made an application. The application form is not complete unless signed by the applicant.

*Eligible organization* means a non-profit organization that provides single-family residences to assist economically disadvantaged persons and families.

*Grant* means the Housing Grants for Nonprofit Organizations, providing impact fee and administrative fee discounts as provided in Section 23-4.

*Eligible Applicants*. Any non-profit organization that provides mortgage-free or subsidized mortgages for single-family residences to assist economically disadvantaged persons and families, may apply for a Nonprofit Residence Impact Fee Grant.

*Impact fee* also means system development charges for water and sewer.

*Non-profit organization* means, for purposes of this Section, a business that has been granted tax-exempt status by the Internal Revenue Service (IRS) because it provides a public benefit by furthering charitable purposes.

*Single-family residence* means a building or part thereof used for separate living quarters for one or more persons living as a single housekeeping residence.

### **Sec. 45.3      Administration.**

Each request for assistance will be administered per these guidelines, and the City Commission will determine eligibility for a Grant under this Section. The City will give written notice to Applicants of approval or disapproval of its Application for Grants under this Section.

### **Sec. 45.4      Application Procedure.**

The applicant must provide a completed written application together with the following:

- (a) Proof of non-profit status.
- (b) Confirmation that the construction of the residential mortgage-free house will benefit families such as catastrophically injured Veterans, First Responders, or Gold Star families.
- (c) Confirmation that the single-family residential unit will be located within the corporate limits of the City of Bellevue.
- (d) Documentation confirming that the single-family residence is mortgage-free or documentation that the mortgaged residence will benefit a person or family participating in a non-profit program, such as Habitat for Humanity.

## **Sec. 45.5        Limit on Applications.**

Only one non-profit discount grant will be approved per fiscal year.

## **Sec. 45.6        Discounts.**

(a) The Grant for mortgage-free residence shall be to discount certain impact fees and administrative fees as follows:

1. Water Impact Fees:	67% Discount
2. Sewer Impact Fees:	33% Discount
3. Parks Impact Fees:	100% Discount
4. Police Impact Fees:	100% Discount
5. Building Permit Admin. Fees	100% Discount

(b) The Grant for residences subject to a subsidized mortgage shall be to discount certain impact fees and administrative fees as follows:

1. Water Impact Fees:	33.5% Discount
2. Sewer Impact Fees:	7.5% Discount
3. Parks Impact Fees:	50% Discount
4. Police Impact Fees:	50% Discount
5. Building Permit Admin. Fees	100% Discount

## **Sec. 45.7        Recapture of Grant Funds.**

To allow windfall profit from the sale of properties assisted with a Grant pursuant to this Chapter is contrary to the public interest and City policy. The "purchaser" of a residence for which a Grant is granted pursuant to this Chapter shall enter into an agreement with the City which shall be recorded on the Public Records of Marion County, Florida, and which shall include the following provisions, to wit:

- (1) Persons to home the residences for which a Grant is provided shall enter into an agreement with the City to use the property as the primary residence for a minimum of five (5) years.
- (2) Should the residence be sold within (5) years from the date the residence is conveyed to the purchaser(s), then the amounts discounted pursuant to the Grant will be due and payable to the City at the closing of the sale.

## **Sec. 45-8.       Amending Discount by Resolution.**

The discounts authorized in Section 45-6 herein may be amended by Resolution of the City Commission.

**Section 2.** All ordinances or parts of ordinances in conflict with this ordinance are to the extent of such conflict repealed.

**Section 3.** It is the intention of the City Commission that the provisions of this ordinance shall become and be made a part of the Code of Ordinances for the City of Belleview, Florida; that the sections of this ordinance may be renumbered or re-lettered to accomplish such intention; and that the word "ordinance" may be changed to "section," "article," or other appropriate designation.

**Section 4.** This Ordinance shall become effective immediately upon adoption.

#### **CERTIFICATE OF ADOPTION AND APPROVAL**

The above and foregoing ordinance was duly read and approved upon **First Reading** by a \_\_\_\_\_ vote of the City Commission of the City of Belleview, Florida, at a Regular Meeting held on October 3, 2023.

Said ordinance was duly read, passed, and adopted upon **Final Reading** by a \_\_\_\_\_ vote of the City Commission of the City of Belleview, Florida at a Public Hearing held on October 17, 2023.

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CHRISTINE DOBKOWSKI  
Mayor

Attest:

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MARIAH MOODY  
City Clerk

Approved as to Form and Legal Sufficiency  
For the use and Benefit of the City of Belleview Only:

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FREDERICK E. LANDT, III  
City Attorney

#### **CERTIFICATE OF ADVERTISING**

**I HEREBY CERTIFY** that the foregoing Ordinance was advertised for a Public Hearing in the October 5<sup>th</sup> edition of the Voice of South Marion newspaper in accordance with Florida Statutes.

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Mariah Moody  
City Clerk