

Meeting Date
11/15/16



AGENDA	
Section	Public Hearing
Item No.	IV B

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	ADOPTION OF ORDINANCE RELATING TO GEOGRAPHY OF NORTH BREVARD ECONOMIC DEVELOPMENT ZONE (NBEDZ)
DEPT/OFFICE:	MANAGEMENT SERVICES & COMMUNITY SERVICES/COUNTY MANAGER'S OFFICE

Requested Action:

The North Brevard Economic Development Zone (NBEDZ) requests that the Board of County Commissioners (BOC) approve a proposed ordinance amending the geography of the NBEDZ to include that portion of federally-controlled land near Exploration Park on Merritt Island, identified by NASA under a Notice of Availability (NOA) as "NASA NOA 2016-2018."

Summary Explanation & Background:

Exploration Park is a planned business park development located adjacent to NASA's Kennedy Space Center (KSC) on Merritt Island; the property is owned by the federal government and marketed by Space Florida. Phase 1 of that park, which covers approximately 80 acres, has been cleared and graded, and currently supports KSC's Life Sciences Building where several private-sector aerospace concerns (along with the state's Space Florida agency) occupy office space. Phase 2 of the park, an area approximating 130 acres, is currently being developed for aerospace company Blue Origin.

Both Phase 1 and Phase 2 are included within the geography of the North Brevard Economic Development Zone (NBEDZ), thus making enterprises located within, or considering a site location there, eligible for financial assistance from the NBEDZ.

In order to remain competitive in the economic development field, the NBEDZ would like the BOC to consider adding to the NBEDZ geography federally-owned land in close proximity to Exploration Park, property identified by NASA as available for private commercial activity. Lands labeled "NASA NOA 2016-2018" comprise an area of approximately 350 acres total, as shown on the attached site plan. Recent history has shown that the provision of incentives from the NBEDZ can result in companies choosing a location in Brevard County over other competing sites, some of which are located in other states. Extending the jurisdiction of the NBEDZ to these "NASA NOA 2016-2018" lands would allow the agency to offer similar inducements as a means of attracting additional aerospace-related companies to Brevard County - thereby creating more job opportunities for the area, and strengthening the local economy through the increased capital investment of the aerospace industry sector.

The NBEDZ would not derive any ad valorem tax revenues from developments occurring within NASA NOA 2016-2018.

Fiscal Impact: There is no fiscal impact associated with this ordinance adoption.

Clerk to the Board instruction: **Need the adopted Ordinance**

Exhibits Attached: **Copy of proposed ordinance; map showing Exploration Park and NASA NOA 2016-2018**

Contract /Agreement (If attached): Reviewed by County Attorney Yes No PR

County Manager

Stockton Whitten

Department Director / Extension



Tammy Rowe, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Tammy.Rowe@brevardclerk.us

November 16, 2016

M E M O R A N D U M

TO: Stockton Whitten, County Manager

RE: Item IV.B., Ordinance Amending Geography of the North Brevard Economic Development Zone (NBEDZ)

The Board of County Commissioners, in regular session on November 15, 2016, adopted Ordinance No. 16-25, amending the geography of the NBEDZ to include that portion of federally-controlled land near Exploration Park on Merritt Island, identified by NASA under a Notice of Availability (NOA) as "NASA NOA 2016-2018." Enclosed is a certified copy of the Ordinance for your action.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/ds

Encl. (1)

cc: NBEDZ Director



FLORIDA DEPARTMENT *of* STATE

RICK SCOTT
Governor

KEN DETZNER
Secretary of State

November 17, 2016

Honorable Scott Ellis
Clerk
Board of County Commissioners
Brevard County
Post Office Box 999
Titusville, Florida 32781-0999

Attention: Ms. Deborah Thomas, Administrative Assistant

Dear Mr. Ellis:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Brevard County Ordinance No. 2016-25, which was filed in this office on November 17, 2016.

Sincerely,

Ernest L. Reddick
Program Administrator

ELR/lb

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA AMENDING SECTION 98-268(a) OF THE CODE OF ORDINANCES OF BREVARD COUNTY, FLORIDA BY EXPANDING THE BOUNDARIES OF THE NORTH BREVARD DEVELOPMENT ECONOMIC DEVELOPMENT ZONE TO INCLUDE PHASE 3 AND ANY FUTURE PHASE OF EXPLORATION PARK IN COUNTY COMMISSION DISTRICT TWO; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA:

SECTION 1. Section 98-268(a) of the Code of Ordinances of Brevard County, Florida, is hereby amended to read as follows:

Sec. 98-268. - Creation of the North Brevard Economic Development Zone and the calculation of annual tax increment amount.

- (a) The boundaries of the North Brevard Economic Development Zone are the same as the boundaries of the County Commission District One existing on January 1, 2011, and as thereafter amended by redistricting from time to time, and, for the purposes of expending revenues derived from the tax increment, shall also include the geographic area in County Commission District Two comprising all current and future areas within Phases 1 and 2 of Exploration Park, as well as those areas depicted in Exhibit A as the three parcels labeled NASA NOA 2016-2018, which Exhibit A is incorporated herein by reference, but shall exclude those areas south of State Road 528 and the corporate limits of the City of Cocoa.

SECTION 2. CONFLICT AND SEVERABILITY.

In the event this Ordinance conflicts with any other ordinance of Brevard County or other applicable law, the more restrictive shall apply. If any phrase or portion of the Ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portion.

SECTION 3. INCLUSION IN THE CODE OF LAWS AND ORDINANCES.

Officially filed with the Secretary of State 11/17/16

The provisions of this Ordinance shall become and be made a part of the Code of Ordinances of Brevard County, Florida.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall be effective upon filing with the Florida Department of State.

DONE, ORDERED, AND ADOPTED, in regular session, this the 15 day of November, 2016.

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

ATTEST:



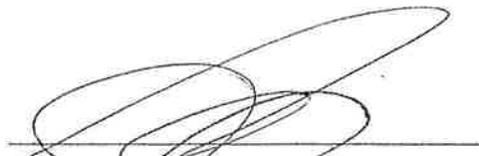
Clerk's Office



Chairman

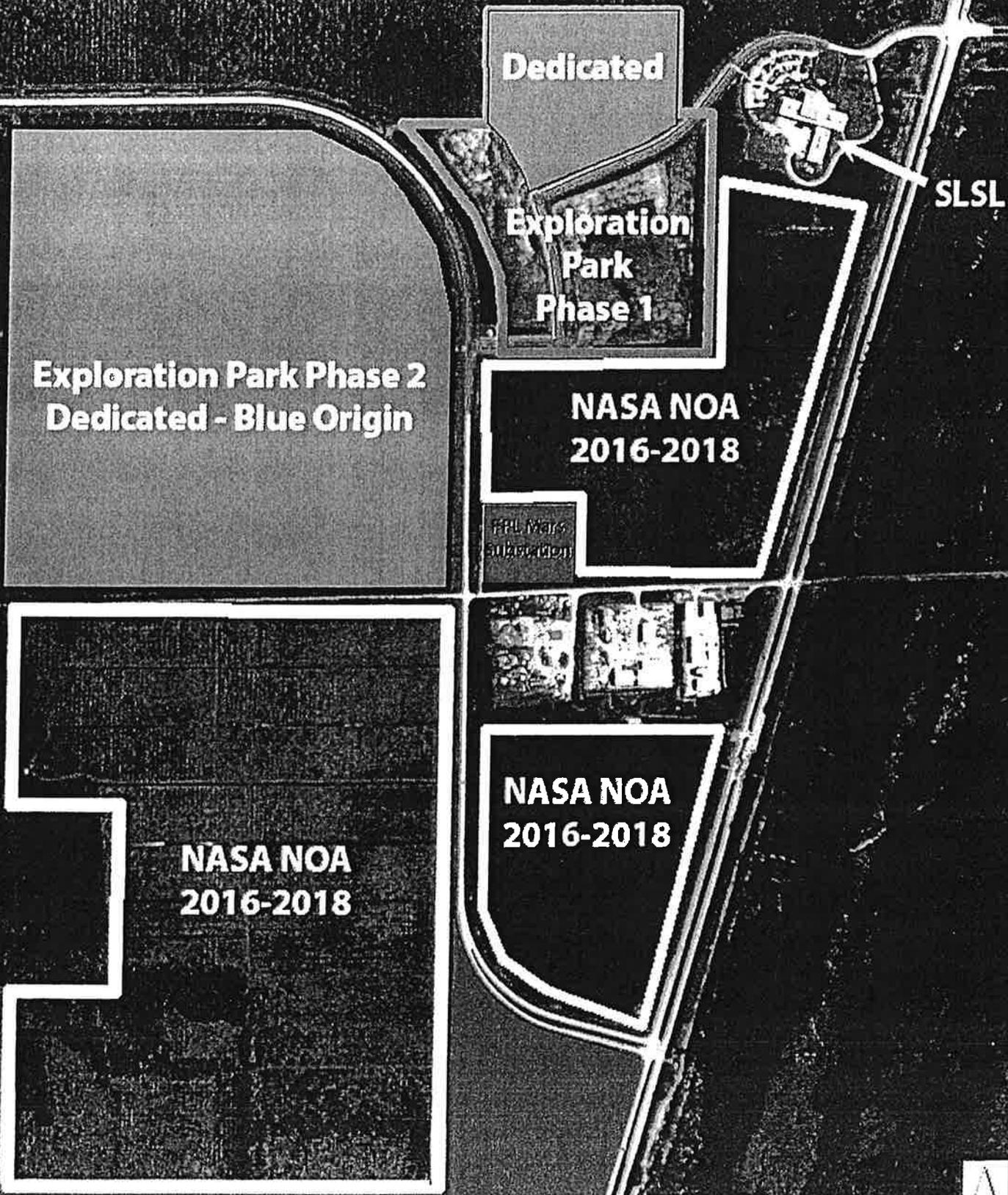
As approved by the Board on 11/15/16

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



Scott Knox, County Attorney

NASA Notice of Availability 2016-2018



**Renewable Energy
Land Use**

