

**RESOLUTION NO. 2002-03**

A RESOLUTION OF THE TOWN OF CINCO BAYOU, FLORIDA, RELATING TO COMMUNITY REDEVELOPMENT; CREATING A COMMUNITY REDEVELOPMENT AGENCY; DESIGNATING AND DECLARING THE TOWN COUNCIL TO BE THE COMMUNITY REDEVELOPMENT AGENCY; FINDING THE AGENCY IS A SEPARATE ENTITY FROM THE TOWN OF CINCO BAYOU; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council adopted a resolution on February 25, 2002, finding conditions of blight in that part of the Town more particularly described on Exhibit "A" hereof (such area being referred to herein as the "Area"); and

WHEREAS, in that resolution the Town Council also found that a community redevelopment agency be created to carry out redevelopment of the Area as contemplated by Part III, Chapter 163, Florida Statutes; and

WHEREAS, after having considered the ways and means to create such an agency and the composition of the governing board of such agency, the Town Council has determined that it is in the best interests of the Town and the residents thereof that the Town Council designate itself as the community redevelopment agency;

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF CINCO BAYOU, FLORIDA:

Section 1. Recitals. The recitals set forth in the Whereas clauses above are hereby adopted and approved by the Town Council and incorporated into this resolution.

Section 2. Creation of Community Redevelopment Agency. The Town Council does hereby create a community redevelopment agency to carry out community redevelopment as contemplated by Part III, Chapter 163, Florida Statutes (2001), to further, cause, promote and encourage rehabilitation, conservation and redevelopment within the Area.

Section 3. Designation of Town Council as Agency. Pursuant to Section 163.357(1)(a), Florida Statutes (2001), the Town Council does hereby designate and declare itself to be the community redevelopment agency for the Town of Cinco

Bayou, and all the rights, powers, duties, privileges and immunities vested by the Community Redevelopment Act of 1969, as amended, in an agency are vested in the Town Council as the governing body of the Town of Cinco Bayou, subject to all responsibilities and liabilities imposed or incurred.

Section 4. Agency Is Separate Entity. As provided in Section 163.357(1)(b), Florida Statutes (2001), the members of the Town Council are members of the agency, but such members constitute the head of a legal entity, separate, distinct and independent from the governing body of the Town of Cinco Bayou.

Section 5. Effective Date. This resolution shall take effect immediately upon its approval.

PASSED AND APPROVED THIS 25th DAY OF FEBRUARY, 2002.

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Attest:

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Town Clerk

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Mayor

Approved As to Form:

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Town Attorney