

## **RESOLUTION 16-55**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA DESIGNATING A BROWNFIELD SITE WITHIN UNINCORPORATED PINELLAS COUNTY AND IDENTIFYING THE PERSON RESPONSIBLE FOR BROWNFIELD SITE REHABILITATION FOR THE PURPOSES OF ECONOMIC DEVELOPMENT AND ENVIRONMENTAL REHABILITATION; APPROVAL AND AUTHORIZATION FOR THE CHAIRMAN TO EXECUTE AND THE CLERK TO ATTEST A BROWNFIELD SITE REHABILITATION AGREEMENT NEGOTIATED BETWEEN THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND PINELLAS COUNTY; AUTHORIZING THE COUNTY ADMINISTRATOR TO NOTIFY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION OF SAID DESIGNATION; AUTHORIZATION FOR THE REAL ESTATE MANAGEMENT DIRECTOR TO SIGN AND FILE REPORTS, PLANS AND OTHER ADMINISTRATIVE DOCUMENTS; AND TO TAKE SUCH OTHER ACTIONS AND EXECUTE ALL DOCUMENTS NECESSARY TO ACCOMPLISH THIS BROWNFIELD DESIGNATION; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, pursuant to Sections 376.77-376.86, Florida Statutes, the “Brownfields Redevelopment Act” (the “Act”), the State of Florida has provided for the designation of certain contiguous areas consisting of one or more Brownfield sites as “Brownfield Areas” by resolution of such areas, and Pinellas County has established a Brownfields Redevelopment Program as provided in Resolution No. 03-125; and

**WHEREAS**, the County desires to provide for the expansion of a Brownfield Site, identification of the person responsible for Brownfield site rehabilitation, and notification to the Florida Department of Environmental Protection (“FDEP”) of its decision to designate a Brownfield Site Pursuant to the Act; and

**WHEREAS**, the County unwillingly acquired ownership of 14501 49<sup>th</sup> Avenue North, Clearwater through property tax escheatment; and

**WHEREAS**, the County has complied with the notice and public hearing requirements set forth in Section 376.80(1) and (2)(a), and 125.66(4)(2)(b), Florida Statutes, and a public hearing was held on the proposed designation near the site proposed for designation; and

**WHEREAS**, the County has considered the criteria set forth in Florida Statutes Section 376.80(2)(a)1-4, Florida Statutes, including whether the proposed Brownfield Site warrants

economic development and has a reasonable potential for such activities; whether the proposed area represents a reasonable focused approach and is not overly large in geographic coverage; whether the area has potential to interest the private sector in participating in rehabilitation; and whether the area contains sites or parts of sites suitable for limited recreational open space, cultural or historical purposes.

**NOW, THEREFORE,** BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY FLORIDA, AT A DULY ASSEMBLED MEETING HELD ON THE 23 DAY OF August, 2016, AS FOLLOWS:

Section 1. The Area depicted on Exhibit A attached hereto and incorporated herein by reference, known as the Former Zero Corporation site, is hereby designated as a Brownfield Site in accordance with the Act.

Section 2. The County will enter a brownfield Site Rehabilitation Agreement with FDEP and will conduct remediation of the site under the direction of FDEP.

Section 3. The County Administrator or his designee is hereby authorized and directed to notify FDEP of this designation of a Brownfield Site, and identification of the person responsible for Brownfield site rehabilitation.

Section 4. This Resolution shall take effect immediately upon its adoption.

Commissioner Long offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner Gerard, and upon roll call, the vote was:

Ayes: Justice, Long, Welch, Eggers, Gerard and Seel.

Nays: None.

Absent and not voting: Morrone.

APPROVED AS TO FORM

By: Michael A. Zas

Office of the County Attorney

**Exhibit A**  
**FORMER ZERO CORPORATION BROWNFIELD SITE**

