

## **RESOLUTION 21-\_\_**

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 PUBLIC WORKS 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 376.77-376.85, 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 designation of a Brownfield Site, identify the person responsible for Brownfield site rehabilitation, and notify the Florida Department of Environmental Protection (“FDEP”) of its decision to designate the County-owned property further described herein as a Brownfield Site pursuant to the Act; and

**WHEREAS**, the County has complied with the notice and public hearing requirements set forth in Sections 376.80(1) and (2)(a), and 125.66(4)(b), Florida Statutes, including but not limited to holding one public hearing 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 \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, AS FOLLOWS:

Section 1. The above recitals are true and accurate and are hereby incorporated herein by reference.

Section 2. The County-owned property located at 9399 Commodore Drive, as further depicted on Exhibit A attached hereto and incorporated herein by reference, known as the former Baypointe Golf Club site, is hereby designated as a Brownfield Site in accordance with the Act.

Section 3. The County will enter a Brownfield Site Rehabilitation Agreement with FDEP and will conduct remediation of the site under the direction of FDEP. The Administrator or his designee is hereby authorized to negotiate the Site Rehabilitation Agreement and the Chairman is hereby vested with the authority to execute the same.

Section 4. The County Administrator or his designee is hereby designated as the person responsible for Brownfield site rehabilitation for purposes of the Act and is hereby authorized and directed to notify FDEP of this designation of the Brownfield Site and identification of the person responsible for Brownfield site rehabilitation.

Section 5. The Public Works Director is hereby authorized to execute any and all certifications, acknowledgements, reports, and other such non-monetary administrative documents to effectuate this designation.

Section 6. This Resolution shall take effect immediately upon its adoption.

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

Ayes: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent and not voting: \_\_\_\_\_

**APPROVED AS TO FORM**

By: Chelsea Hardy  
Office of the County Attorney

**Exhibit A**  
**FORMER BAYPOINTE GOLF CLUB BROWNFIELD**  
**SITE**

