

**RESOLUTION NO. 09-02**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE PALM BEACH COUNTY LEAGUE OF CITIES, INC. OPPOSING ANY PORTION OF PROPOSED 2009 LEGISLATION WHICH WOULD ELIMINATE OR RESTRICT THE AUTHORITY OF A MUNICIPALITY TO COLLECT IMPACT FEES WITHIN ANY SET PERIOD OF TIME OR WHICH WOULD LIMIT MUNICIPAL TAXING AUTHORITY; PROVIDING FOR DISTRIBUTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

**WHEREAS**, proposed HB 227 was recently amended to include a two (2) year freeze on impact fee increases; and

**WHEREAS**, proposed HB 1263 and SB 1906 jointly offer a constitutional amendment to limit the collection of revenues by state and local governments; and

**WHEREAS**, proposed SB 630 caps impact fees for residential and non-residential property at set amounts with such caps to become effective October 1, 2010; and

**WHEREAS**, the Palm Beach County League of Cities Board of Directors desires to express its opposition to the portions of any and all 2009 proposed legislation set forth hereinabove which have the effect of limiting the authority of municipalities to collect impact fees or would further limit municipal taxing authority pursuant to the State Constitution or state law; and

**WHEREAS**, the Palm Beach County League of Cities Board of Directors also desires to express its opposition to any portion of other legislation that may be proposed during the 2009 legislative session which have the effect of limiting the authority of municipalities to collect impact fees or would further limit municipal taxing authority pursuant to the State Constitution or state law.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE PALM BEACH COUNTY LEAGUE OF CITIES, INC., THAT:**

SECTION 1: The Board of Directors of the Palm Beach County League of Cities, Inc. hereby opposes any portions of proposed legislation during the 2009 legislative session which have the effect of limiting the authority of municipalities to collect impact fees or would further limit municipal taxing authority pursuant to the State Constitution or state law. Such proposed legislation would negatively impact a municipality's home rule power by affecting its authority to provide for a balanced budget for necessary municipal services within its borders.

SECTION 2: The Board of Directors of the Palm Beach County League of Cities, Inc. requests that a copy of this Resolution be sent to all municipalities in Palm Beach County; additionally copies shall be sent to the Florida League of Cities, Inc., Governor Charlie Crist and all legislative staff or gubernatorial staff members who will be addressing this issue in the future.

SECTION 3: This resolution was proposed and became effective immediately upon its adoption by the Board of Directors for the Palm Beach County League of Cities, Inc. at its regular meeting of April 22, 2009.

PASSED AND ADOPTED this 22<sup>nd</sup> day of April, 2009.

BOARD OF DIRECTORS OF  
THE PALM BEACH COUNTY  
LEAGUE OF CITIES, INC.

  
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Mayor Kenneth M. Kaleel, President  
(SEAL)

ATTEST:

  
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Mo Thornton, Secretary/Treasurer