

ORDINANCE NO. 2013-05

AN ORDINANCE OF THE CITY OF MELBOURNE, BREVARD COUNTY, FLORIDA, RELATING TO THE DOWNTOWN MELBOURNE REDEVELOPMENT PLAN; MAKING FINDINGS; AMENDING CHAPTER 10 OF THE CITY CODE ENTITLED COMMUNITY PLANNING AND DEVELOPMENT; AMENDING SECTION 10-101, DOWNTOWN REDEVELOPMENT PLAN, TO PROVIDE FOR THE INCLUSION OF THE HENEGAR CENTER BUILDING IMPROVEMENT CAPITAL MATCHING GRANT PROGRAM IN THE PLAN; PROVIDING FOR SEVERABILITY AND INTERPRETATION; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN ADOPTION SCHEDULE.

WHEREAS, the City operates a Florida Statutes, Chapter 163, Community Redevelopment Agency (CRA) known as the Downtown Melbourne Community Redevelopment Agency within the area established by the City Council and described in Section 10-15 of the City Code; and

WHEREAS, Florida Statutes, Section 163.361, provides that if it becomes necessary or desirable to amend or modify a redevelopment plan, a governing body may amend such plan upon the recommendation of the agency; and

WHEREAS, the Brevard Regional Arts Group owns and operates the Henegar Center in the referenced community redevelopment area; and

WHEREAS, the Henegar Center is a prominent venue for the performing arts in Melbourne and has a regional draw; and

WHEREAS, the Henegar Center was highlighted in the 2005 redevelopment plan because of its importance as a cultural amenity in Downtown Melbourne and being integral to the redevelopment efforts of the CRA; and

WHEREAS, arts and performing arts are recommended resources in the redevelopment plan to capitalize on increasing the number of visitors to the area; and

WHEREAS, attached as "Exhibit A" and incorporated herein by this reference is a

proposed amendment to the redevelopment plan to include a five-year capital matching grant program for the Henegar Center building improvements; and

WHEREAS, the Melbourne City Council and the Local Planning Agency reviewed the plan and found the proposed amendment to the redevelopment plan to be consistent with Section 163.360, Florida Statutes, and the Comprehensive Plan; and

WHEREAS, the Melbourne City Council desires to amend the Downtown Melbourne Redevelopment Plan to include the Henegar Center Building Improvement Capital Matching Grant Program.

BE IT ENACTED BY THE CITY OF MELBOURNE, FLORIDA:

SECTION 1. That Section 10-101 of the City Code of Melbourne, Florida, is hereby amended to read as follows:

* * * *

Sec. 10-101. Downtown redevelopment plan, generally.

* * * *

(b) *Adoption.* The Community Redevelopment Plan for the Melbourne Downtown Redevelopment Area consists of the document entitled "Community Redevelopment Plan for the Melbourne Downtown Redevelopment Area," adopted by Ordinance No. 82-58 on December 28, 1982, together with amendments entitled

* * * *

(9) "February 2013 Amendment to Community Redevelopment Plan," adopted by Ordinance No. 2013-05 on February 12, 2013.

A copy of the plan, ~~along with~~ and the amendments, are on file in the city clerk's office.

* * * *

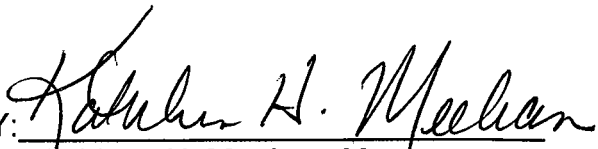
SECTION 2. That attached hereto as "Exhibit A" and incorporated herein by this reference is the amendment to the Community Redevelopment Plan dated February 2013.

SECTION 3. That it is hereby declared to be the intention of the Council that the sections, paragraphs, sentences, clauses and phrases of this Code are severable, and if any phrase, clause, sentence, paragraph or section of this Code shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Code.

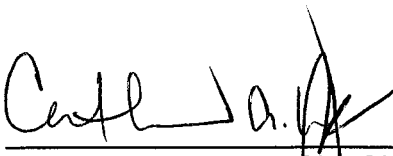
That in interpreting this ordinance, underlined words indicate additions to existing text and words stricken indicate deletions from existing text. It is intended that the text in the Code of Ordinances denoted by the asterisks and not set forth in this ordinance shall remain unchanged from the language existing prior to the adoption of this ordinance.

SECTION 4. That this ordinance shall become effective in accordance with the City Charter.

SECTION 5. That this ordinance was passed on first reading at a regular meeting of the City Council on the 22nd day of January, 2013, and adopted on the second and final reading at a regular meeting of the City Council on the 12th day of February, 2013.

BY: 
Kathleen H. Meehan, Mayor

ATTEST:


Cathleen A. Wysor, City Clerk

Ordinance No. 2013-05

Attachment: "Exhibit A" – Amendment to the Community Redevelopment Plan

Downtown Melbourne CRA
Henegar Center Building Improvement Capital
Matching Grant Program
February 2013

Program Scope

In fulfillment of the goals of the Downtown Melbourne CRA Community Redevelopment Plan, the Downtown Melbourne CRA Board is establishing a program to assist the Henegar Center for The Arts, with facility improvements to the old Ruth Henegar School Complex. The objective is twofold: 1. To foster the performing arts in Downtown Melbourne as a regional attraction, bringing visitors into Downtown as an economic generator. 2. Rehabilitation and upkeep of a building that has local historical and architectural significance, and is considered an important community asset.

Capitalizing on the arts as an attractor is a redevelopment strategy outlined within the redevelopment plan. Further, the importance of maintaining older architecturally significant buildings in Downtown, through public-private partnership, is also recommended within the plan. The Henegar Center Building Improvement Capital Program helps fulfill both of these objectives.

The grant assistance to the Henegar Center will occur over a five-year period. It is also intended that there will be a partnership of equal share in capital investment during that period between the Downtown Melbourne CRA and the Henegar Center. Private funds and other contributions from the Henegar Center will match the CRA grant dollar for dollar for the improvements.

The addition of the program shall be included on Page 36 of the "Downtown Melbourne CRA Redevelopment Plan", under the Capital Projects Program as follows:

<u>Capital Improvements</u>	<u>Cost</u>	<u>Source</u>	<u>Years</u>
<i>Historic Retail HUB</i>			
Henegar Center Building Improvement Capital Matching Grant Program	\$40,000 annually	TIF	2013-2017