

**RESOLUTION NO. 19-09-01**

**A RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF THE LEHIGH ACRES FIRE CONTROL AND RESCUE DISTRICT, RELATING TO THE PROVISION OF FIRE PROTECTION AND EMERGENCY RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE LEHIGH ACRES FIRE CONTROL AND RESCUE DISTRICT; IMPOSING FIRE PROTECTION AND EMERGENCY RESCUE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE DISTRICT AND CHARGING ASSOCIATED USER FEES FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019; APPROVING THE ANNUAL ASSESSMENT ROLL; CONFIRMING THE PRELIMINARY RATE RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Board of Fire Commissioners of the Lehigh Acres Fire Control and Rescue District (the "District"), has adopted the Fire and Emergency Rescue Assessment Programs Procedural Resolution, Resolution No. 15-03-01 (the "Procedural Resolution"), which authorizes the imposition of Assessments for Fire Protection and Emergency Rescue Services, facilities, and programs against Assessed Property located within the Lehigh Acres Fire Control and Rescue District; and

**WHEREAS**, the reimposition of Fire Protection and Emergency Rescue Assessments for Fire Protection and Emergency Rescue Services, facilities, and programs each fiscal year provides an efficient method of allocating and apportioning Assessed Costs among parcels of Assessed Property; and

**WHEREAS**, the average annual growth rate in Florida personal income over the last five (5) years is equal to 5.79% according to Florida Bureau of Economic Analysis and, the assessment rate schedules provided for herein do not exceed the average annual growth rate in Florida personal income over the previous five (5) years; and

**WHEREAS**, the District, on July 30, 2019 adopted Resolution No. 19-07-03 as the Preliminary Rate Resolution for Fiscal Year 2019-2020, as amended by Resolution

No. 19-08-01 (the "Preliminary Rate Resolution"); and

**WHEREAS**, the District desires to reimpose Fire Protection and Emergency Rescue Assessments in the Lehigh Acres Fire Control and Rescue District using the authority provided for herein and procedures of the Uniform Collection Act in the manner directed by the Preliminary Rate Resolution, including the tax bill collection method for the Fiscal Year beginning on October 1, 2019; and

**WHEREAS**, the Preliminary Rate Resolution contains and references a brief and general description of the fire protection and emergency rescue services, facilities and programs to be provided to Assessed Property; describes the method of apportioning the Assessed Cost in the computation of the Fire Protection and Emergency Rescue Assessments for fire protection and emergency rescue services, facilities, and programs against Assessed Property; determines rates of assessment which are by law deemed to be within the maximum rate authorized by law at the time of initial imposition and are less than the Maximum Assessment Rates previously noticed by mail; and directs the preparation of the Assessment Roll and provision of the notice in conformance with the Uniform Collection Act and annual costs associated therewith, the Procedural Resolution and the Preliminary Rate Resolution; and

**WHEREAS**, it has been, is, and continues to be, fair, reasonable and fundamentally necessary to charge and include as a user fee or charge to property owners amounts necessary to conduct District activities and services for costs associated with service charges of the Tax Collector and any amounts necessary to off-set discounts received for early payment of non-ad valorem assessments resulting from collection pursuant to the Uniform Assessment Collection Act and costs of District assessment program management and administration, including annual public information,

implementation and collection activities (together referred to as the "Uniform Method Collection Costs"); and

**WHEREAS**, in order to reimpose Fire Protection and Emergency Rescue Assessments for the Fiscal Year beginning October 1, 2019, the Procedural Resolution requires the District to adopt an Annual Rate Resolution which establishes the rates of the assessments and approves the Assessment Roll for the upcoming Fiscal Year, with such amendments as the District deems appropriate, after hearing comments and objections of all interested parties; and

**WHEREAS**, the updated and proposed Assessment Roll for the upcoming Fiscal Year has heretofore been made available for inspection by the public, as required by the Procedural Resolution; and

**WHEREAS**, notice of a public hearing has been published and mailed in a manner which conforms with the Uniform Collection Act and which provides notice to all interested persons of an opportunity to be heard, the affidavits regarding the proof of publication and mailing being attached hereto as Composite Appendix A; and

**WHEREAS**, a public hearing was held on September 16, 2019, and comments and objections of all interested persons have been heard and considered.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF FIRE COMMISSIONERS OF THE LEHIGH ACRES FIRE CONTROL AND RESCUE DISTRICT:**

**SECTION 1. AUTHORITY.** This resolution is adopted pursuant to the provisions of the Independent Special Fire Control District Act, Chapter 191, Florida Statutes, the Uniform Collection Act and the Preliminary Rate Resolution and is otherwise consistent with the Procedural Resolution, the Initial Assessment Resolution (Resolution No. 15-

03-02), the Final Assessment Resolution (Resolution No. 15-05-01), Chapter 191, Florida Statutes, Chapters 97-340 and 2000-406, Laws of Florida, and other applicable provisions of law. This resolution accomplishes a paramount public purpose.

**SECTION 2. DEFINITIONS AND INTERPRETATION.** This Resolution constitutes the Annual Rate Resolution as defined in the Procedural Resolution. All capitalized terms in this Resolution shall have the meanings defined in the Procedural Resolution, the Initial Assessment Resolution, as amended, and the Final Assessment Resolution unless the context clearly requires otherwise.

**SECTION 3. IMPOSITION.**

(A) As directed and provided in the Preliminary Rate Resolution, the Administrator has determined the Uniform Method Collection Costs to be: (1) the estimated costs associated with service charges of the Tax Collector (the Property Appraiser has opted not to participate in the uniform method of collection process allowed for in the Uniform Assessment Collection Act) to be \$1.45 per tax parcel, and (2) the amounts necessary to off-set discounts received for early payment of non-ad valorem assessments resulting from collection pursuant to the Uniform Assessment Collection Act to be approximately four percent 4% of the calculated amounts approved to be charged, imposed and levied hereby for each Assessed Property, and (3) costs of District assessment program administration and management, including annual public information, implementation and collection activities (\$5.00 per tax bill). Accordingly, to determine the amount to be certified to the Tax Collector to be imposed and levied hereunder for the Fiscal Year beginning October 1, 2019, the Administrator shall determine and apply the rates of assessment approved by this Resolution for each Assessed Property and additionally charge and include the applicable Uniform Method

Collection Costs as a user fee for each Assessed Property, and correspondingly certify the Assessment Roll as hereby directed to the Tax Collector for collection pursuant to the Uniform Assessment Collection Act. The assessments provided for hereunder neither exceed the Maximum Assessment Rate nor the assessment rates fees and costs previously noticed by any additional or extraordinary mailed notice to property owners.

(B) The parcels of Assessed Property described in the Assessment Roll, which is hereby approved as provided herein, are hereby found to be specially benefited by the provision of the fire protection and emergency rescue services, facilities, and programs described in the Preliminary Rate Resolution in the amounts set forth in the Assessment Roll as directed herein, a copy of which has been available for inspection as provided in the Preliminary Rate Resolution, including extraordinary access via the internet at <http://www.lehighfd.com> or <http://quicksearch.ennead-data.com/lehighacresfire>, and is incorporated herein by reference.

(C) It is hereby ascertained, determined and declared that each parcel of Assessed Property within the District will be specially benefitted by the District's provision of fire protection and emergency rescue services, facilities, and programs in an amount not less than the fire protection and emergency rescue assessments and user fees for such parcel, computed in the manner set forth in the Preliminary Rate Resolution and this Resolution.

(D) Adoption of this Annual Rate Resolution constitutes a legislative determination that all parcels assessed derive a special benefit in a manner consistent with the legislative declarations, determinations and findings as set forth in the Procedural Resolution, the Initial Assessment Resolution, the Final Assessment Resolution, the

Preliminary Rate Resolution and this Resolution from the fire protection and emergency rescue services, facilities, or programs to be provided and a legislative determination that the Fire Protection and Emergency Rescue Assessments are fairly and reasonably apportioned among the properties that receive the special benefit as set forth in the Preliminary Rate Resolution and this Resolution.

(E) The method for computing Fire Protection and Emergency Rescue Assessments and user fees described and referenced in the Preliminary Rate Resolution and this Resolution is hereby approved. The Cost Apportionment, Cost Factor, and Parcel Apportionment methodologies as used by the District and described in the Preliminary Rate Resolution are hereby approved.

(F) For the Fiscal Year beginning October 1, 2019, the estimated Fire Protection Assessed Cost exclusive of the Uniform Method Collection Costs to be assessed is \$14,061,535.93. The Fire Protection Assessments to be assessed and apportioned among benefited parcels pursuant to the Cost Apportionment, Cost Factor, and Parcel Apportionment methodologies to generate such Fire Protection Assessed Cost, exclusive of the Uniform Method Collection Costs for the Fiscal Year commencing October 1, 2019, are hereby established as follows:

**FIRE PROTECTION ASSESSMENT RATE SCHEDULE  
FOR FISCAL YEAR 2019-2020**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
Residential	\$274.84
<b>Non-Residential Property Use Categories</b>	<b>Rate Per Square Foot</b>
Commercial	\$0.35
Industrial/Warehouse	\$0.05
Institutional	\$0.48
<b>Agricultural/Vacant Property Use Category</b>	<b>Rate Per Acre</b>
Land (Minimum of 1 acre; Maximum of 10 acres)	\$24.15

(G) For the Fiscal Year beginning October 1, 2019, the estimated Emergency Rescue Assessed Cost exclusive of the Uniform Method Collection Costs is \$2,565,685.57. The Emergency Rescue Assessments to be assessed and apportioned among benefited parcels pursuant to the Cost Apportionment and Parcel Apportionment methodologies to generate such Emergency Rescue Assessed Cost, exclusive of the Uniform Method Collection Costs, for the Fiscal Year commencing October 1, 2019, are hereby established as follows:

**EMERGENCY RESCUE ASSESSMENT RATE SCHEDULE  
FOR FISCAL YEAR 2019-2020**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
Residential	\$60.95
<b>Non-Residential Property Use Categories</b>	<b>Rate Per Square Foot</b>
Commercial	\$0.04
Industrial/Warehouse	\$0.01
Institutional	\$0.12

(H) For the Fiscal Year beginning October 1, 2019, the combined Fire Protection and Emergency Rescue Assessment Rates to be assessed and apportioned among benefited parcels, exclusive of the Uniform Method Collection Costs, are hereby established as follows:

**FIRE PROTECTION AND EMERGENCY  
RESCUE ASSESSMENT RATE SCHEDULE**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
Residential	\$335.79
<b>Non-Residential Property Use Categories</b>	<b>Rate Per Square Foot</b>
Commercial	\$0.39
Industrial/Warehouse	\$0.06
Institutional	\$0.60
<b>Agricultural/Vacant Property Use Category</b>	<b>Rate Per Acre</b>
Land (Minimum of 1 acre; Maximum of 10 acres)	\$24.15

(I) The above rates to be applied to each Assessed Property are hereby approved and confirmed. Fire Protection and Emergency Rescue Assessments for Fire

Protection and Emergency Rescue Services, facilities, and programs in the amounts to be set forth in the Assessment Roll inclusive of the Uniform Method Collection Costs, as herein approved, are hereby confirmed, levied and imposed on all parcels of Assessed Property for the Fiscal Year beginning October 1, 2019.

(J) As described in the Procedural Resolution and prior additional and extraordinary mailed notice in conformance with the Uniform Collection Act, the maximum Fire Protection Assessment rates that can, but are not required to, be assessed and apportioned among benefited parcels in future fiscal years without additional mailed notice to Owners of the Tax Parcels are hereby confirmed as follows:

**FIRE PROTECTION ASSESSMENTS  
FUTURE MAXIMUM**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
Residential	\$371.03
<b>Non-Residential Property</b>	<b>Rate Per Square Foot</b>
<b>Use Categories</b>	
Commercial	\$0.47
Industrial/Warehouse	\$0.07
Institutional	\$0.65
<b>Agricultural/Vacant Property Use Category</b>	<b>Rate Per Acre</b>
Land (Minimum of 1 acre; Maximum of 10 acres)	\$32.60

(K) As described in the Procedural Resolution and prior additional and extraordinary mailed notice in conformance with the Uniform Collection Act, the maximum Emergency Rescue Assessment rates that can, but are not required to, be assessed and apportioned among benefited parcels in future fiscal years without additional mailed notice to Owners of the Tax Parcels are hereby confirmed as follows:



**EMERGENCY RESCUE ASSESSMENTS  
FUTURE MAXIMUM**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
Residential	\$82.28
<b>Non-Residential Property Use Categories</b>	<b>Rate Per Square Foot</b>
Commercial	\$0.05
Industrial/Warehouse	\$0.01
Institutional	\$0.18

(L) The maximum combined Fire Protection and Emergency Rescue Assessment Rates that can, but are not required to, be assessed and apportioned among benefited parcels in future fiscal years without additional mailed notice to Owners of the Tax Parcels are hereby confirmed as follows:

**MAXIMUM FIRE PROTECTION AND  
EMERGENCY RESCUE ASSESSMENT  
RATE SCHEDULE**

<b>Residential Property Use Category</b>	<b>Rate Per Dwelling Unit</b>
Residential	\$453.31
<b>Non-Residential Property Use Category</b>	<b>Rate Per Square Foot</b>
Commercial	\$0.52
Industrial/Warehouse	\$0.08
Institutional	\$1.27
<b>Agricultural/Vacant Property Use Category</b>	<b>Rate Per Acre</b>
Land (Minimum of 1 acre; Maximum of 10 acres)	\$32.60

(M) No Fire Protection and Emergency Rescue Assessments shall be imposed upon the following:

(1) Buildings or Tax Parcels assigned a NAL Real Property Exemption Code of 09 that are wholly exempt from ad valorem taxation under Florida law pursuant to either an institutional, charitable, religious, scientific, or literary exemption granted by the Property Appraiser in accordance with Section 196.196, Florida Statutes; and

(2) Buildings or Tax Parcels assigned a NAL Real Property Exemption Code of 05 that are wholly exempt from ad valorem taxation under Florida law pursuant

to an exemption for certain permanently and totally disabled veterans and surviving spouses of veterans granted by the Property Appraiser in accordance with Section 196.081, Florida Statutes; and

(3) Buildings or Tax Parcels assigned a NAL Real Property Exemption Code of 05 that are wholly exempt from ad valorem taxation under Florida law pursuant to an exemption for certain surviving spouses of first responders who died in the line of duty granted by the Property Appraiser in accordance with Section 196.081, Florida Statutes; and

(4) Buildings or Tax Parcels assigned a NAL Real Property Exemption Code of 06 that are wholly exempt from ad valorem taxation under Florida law pursuant to an exemption for certain disabled veterans confined to wheelchairs granted by the Property Appraiser in accordance with Section 196.091, Florida Statutes; and

(5) Buildings or Tax Parcels assigned a NAL Real Property Exemption Code of 08 that are wholly exempt from ad valorem taxation under Florida law pursuant to an exemption for certain totally and permanently disabled persons granted by the Property Appraiser in accordance with Section 196.101, Florida Statutes; and

(6) Buildings or Tax Parcels assigned a NAL Real Property Exemption Code of 38 that are wholly exempt from ad valorem taxation under Florida law pursuant to an exemption for certain deployed service members granted by the Property Appraiser in accordance with Section 196.173, Florida Statutes; and

(7) Buildings or Tax Parcels assigned a NAL Real Property Exemption Code of 13 that are wholly exempt from ad valorem taxation under Florida law pursuant to an exemption for certain property used by nonprofit homes for the aged granted by the Property Appraiser in accordance with Section 196.1975, Florida Statutes.

(N) In the event a court of competent jurisdiction determines any exemption or reduction by the District is improper or otherwise adversely affects the validity of the Fire Protection and Emergency Rescue Assessment imposed for this Fiscal Year, the sole and exclusive remedy shall be the imposition of a Fire Rescue Assessment upon each affected Tax Parcel in the amount of the Fire Rescue Assessment that would have been otherwise imposed save for such reduction or exemption afforded to such Tax Parcel by the District.

(O) Any shortfall in the expected Fire Protection and Emergency Rescue Assessments proceeds due to any reduction or exemption from payment of the Fire Protection and Emergency Rescue Assessments required by law or authorized by the District shall be supplemented by any legally available funds, or combination of such funds, and shall not be paid for by proceeds or funds derived from the Fire Protection and Emergency Rescue Assessments.

(P) As authorized in the Procedural Resolution, interim Fire Protection and Emergency Rescue Assessments are also levied and imposed against all property for which a Building Permit is issued after adoption of this Annual Rate Resolution based upon the rates of the assessments approved herein.

(Q) Fire Protection and Emergency Rescue Assessments shall constitute a lien upon the Assessed Property so assessed equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien shall be superior in dignity to all other liens, titles and claims, until paid.

(R) The Assessment Roll, as herein approved, together with the correction of any errors or omissions as provided for by law or in the Procedural Resolution, shall be

delivered to the Tax Collector for collection using the tax bill collection method in the manner prescribed by the Uniform Assessment Collection Act. The Assessment Roll, as delivered to the Tax Collector, shall be accompanied by a Certificate to Non-Ad Valorem Assessment Roll in substantially the form attached hereto as Appendix B. However, any Fire Protection and Emergency Rescue Assessments imposed on Government Property shall be billed and collected in accordance with Section 3.03 of the Procedural Resolution. The Administrator shall send said bills to Government Property no later than November 1, 2019.

**SECTION 4. CONFIRMATION OF PRELIMINARY RATE RESOLUTION.** The Preliminary Rate Resolution is hereby ratified and confirmed in all respects.

**SECTION 5. EFFECT OF ADOPTION OF RESOLUTION.** The adoption of this Annual Rate Resolution shall be the final adjudication of the issues presented (including, but not limited to, the determination of special benefit and fair apportionment to the Assessed Property, the method of apportionment and assessment, the rate of assessment, the inclusion of the Uniform Method Collection Costs, the Assessment Roll and the levy and lien of the amounts certified to the Tax Collector for collection), unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 30 days from the date of this Final Assessment Resolution.

**SECTION 6. SEVERABILITY.** If any clause, section or other part of this resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this resolution.

**SECTION 7. EFFECTIVE DATE.** This Final Assessment Resolution shall take effect immediately upon its passage and adoption.

**DULY ADOPTED** in Regular Session on the 16<sup>th</sup> day of September, 2019. THE FOREGOING RESOLUTION WAS OFFERED BY COMMISSIONER Carter WHO MOVED ITS ADOPTION. THE MOTION WAS SECONDED BY COMMISSIONER Bennett. UPON BEING PUT TO A VOTE, THE VOTE WAS AS FOLLOWS:

Commissioner Catherine (Cathy) Kruse	<u>Aye</u> <i>CK</i>
Commissioner Debra Cunningham	<u>Aye</u> <i>DC</i>
Commissioner Linda Carter	<u>Aye</u> <i>LC</i>
Commissioner Robert Bennett	<u>Aye</u> <i>RB</i>
Commissioner Lucia Sherman	<u>Aye</u> <i>YS</i>

**DULY PASSED AND ADOPTED** on the 16<sup>th</sup> day of September, 2019.

**LEHIGH ACRES FIRE CONTROL AND RESCUE DISTRICT**

ATTEST:

*Catherine Kruse*  
Catherine (Cathy) Kruse, Chair

*Lucia Sherman*  
Lucia Sherman, Treasurer/Secretary

APPENDIX A

PROOF OF PUBLICATION AND MAILING

**THE NEWS-PRESS**  
*Published every morning*  
*Daily and Sunday*  
*Fort Myers, Florida*  
**Affidavit of Publication**

STATE OF FLORIDA  
COUNTY OF LEE

Before the undersigned authority, personally appeared **Gail Wilczewski**, who on oath says that he/she is an Assistant of the News-Press, a daily newspaper, published in print and online at Fort Myers, in Lee County, Florida; that the attached copy of advertisement, being a

**Legal Display**

In the matter of:

**FIRE ASSESSMENT**

In the court was published in said newspaper and/or on the website in the issues of

**August 23, 2019**

Affiant further says that the said News-Press is a newspaper of general circulation daily in Lee, Charlotte, Collier, Glades and Hendry Counties and published at Fort Myers, in said Lee County, Florida and that said newspaper has heretofore been continuously published in said Lee County; Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers in said Lee County, Florida, for a period of one year next preceding the first publication of the attached copy of the advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 16th day of **September, 2019**.

By **Gail Wilczewski**

personally known to me or who has produced

Gail Wilczewski

as identification, and who did or did not take an oath.

Notary Public

Melanie C Altz

Print Name: **Melanie C Altz**

My commission Expires: **November 19, 2019**

**0000972865/ FNP-598080**



# Green Wave

Continued from Page 1A

concussion awareness and the growth of area high school teams from two to now 21 in Lee County.

"When I first started, Estero and Mariner hadn't opened yet," Sirianni Jr. said of his years as an assistant. "There were only five public high schools and Bishop Verot. Now, 34 years later, there are 14 public high schools and six non-public that play. The landscape of the county is so different.

"The other thing is the culture of sports themselves are different. There are more club sports and year-round sports. It's apples and oranges when you compare. You don't have neighborhood schools anymore.

"From a football standpoint, we've had a stable environment and a lot of good players. We've had a few ups and downs, but I've always believed that if you stick to what you believe in, and if you look at the full body of work, we've stayed at a fairly high level. That's a tribute to the culture and the kids."

When Sirianni Sr. became the coach in 1969, Fort Myers already had 49 years of history behind it.

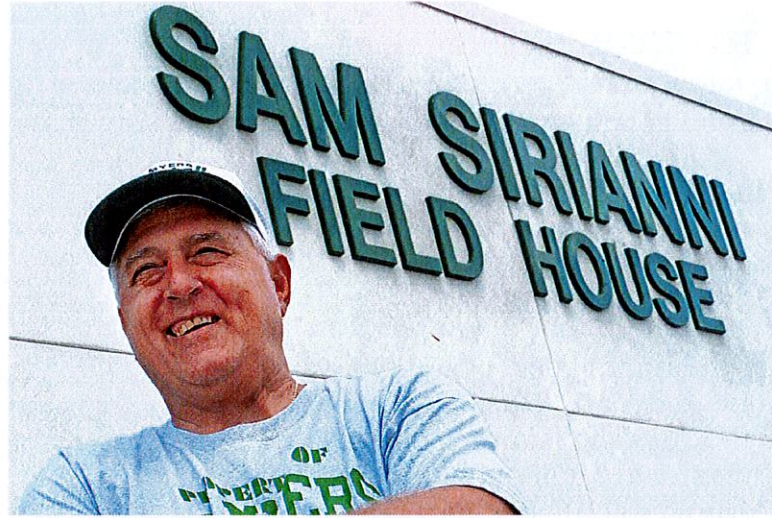
"Fort Myers had a great tradition long before I ever got there," said Charlie Edwards, 77, who started at quarterback during the 1958 and '59 seasons. The seventh-generation Floridian went on to become a lawyer, a real estate broker and a founder of FGCU. "But it was a different world. We were a small town. The same families would have season tickets every season.

"Dunbar High played on Thursday nights, and Fort Myers played on Friday nights. We would always get our practices finished in time on Thursdays so we could go out to Dunbar. On Friday night, a lot of the Dunbar players would come and watch Fort Myers."

Dunbar High closed in 1969 on a court order that began integration and reopened in 2000.

Mike Flanders played on some of those first integrated teams. He graduated from Fort Myers in 1973 and moved on to become an architect, a city

See GREEN WAVE, Page 12A



Sam Sirianni, the long time head coach of the Fort Myers High football team, was the namesake for school's the football field house. ANDREW WEST/THE NEWS-PRESS



No team has doled out more postseason heartbreak to the Greens than the St. Thomas Aquinas Raiders, who lead the series 7-0. FILE PHOTO/THE NEWS-PRESS



Fort Myers carried a 31-game home regular-season winning streak into the 2001 matchup against Naples at Edison Stadium. Naples won 39-29. FILE PHOTO/THE NEWS-PRESS

### NOTICE OF HEARING TO IMPOSE AND PROVIDE FOR COLLECTION OF FIRE PROTECTION AND EMERGENCY RESCUE ASSESSMENTS

Notice is hereby given that the Board of Fire Commissioners of the Lehigh Acres Fire Control and Rescue District (the "District") will conduct a public hearing to consider the annual imposition of fire protection and emergency rescue rates for all voters residing in the District for the fiscal year beginning October 1, 2019. The hearing will be held at 6:00 p.m. on September 16, 2019, at the Lehigh Acres High School Auditorium, 775 Thomas Shrewen Avenue S., Lehigh Acres, Florida 33914, for the purpose of receiving comments on the proposed assessments. All interested persons are invited to appear at the hearing or to file written comments or objections with the District at the 20 days of this notice. Written notices may be sent to Lehigh Acres Fire Control and Rescue District, 701 W. Robert Dulla Rd., Lehigh Acres, Florida 33914, by email to: assessments@lehighacres.com and marked "Fire Assessment." All such comments and objections must be received by the District prior to the public hearing.

A geographical description of the District is provided at the end of this notice of hearing. A person desiring to appear at the hearing will be required to make such appearance and to be present at the proceedings and may need to arrange that a valid driver's license is made, including the testimony and/or oral opinion which the applicant is to make, in accordance with the Americans with Disabilities Act, persons receiving a special accommodation or an interpreter to participate in the proceedings should contact the District Fire Chief's office at 239-333-3300 at least two days before the hearing.

The estimated revenue attributable to the annual fire protection assessment to be collected within the District is estimated to be \$14,176,018 for fiscal year October 1, 2019 - September 30, 2020. The estimated revenue attributable to the annual emergency rescue assessment to be collected within the District is estimated to be \$2,209,227 for fiscal year October 1, 2019 - September 30, 2020. Both of these are estimated amounts based on the use of the following uniform collection costs: (1) estimated costs associated with service charges of the Tax Collector \$7.45 per tax bill and (2) any amount necessary to offset statutory provisions required for many payments of the District's assessments (10% associated with the uniform method of collection on the same bill for taxes and (3) an amount to defray the District's assessment program's operation and management costs (\$5.00 per bill), together referred to as the Uniform Method Collection Costs, which costs, as a fairly pro-rata portion of the charge at risk, will be added to and included as part of any levy of a non-ad valorem assessment. The assessment for each parcel of property will be based upon the square classification and the total number of living units contained in that parcel. The following tables reflect the proposed assessment rate schedule for fire protection and emergency rescue services for fiscal year October 1, 2019 - September 30, 2020.

FIRE PROTECTION ASSESSMENT RATE SCHEDULE FOR FISCAL YEAR 2019-2020		EMERGENCY RESCUE ASSESSMENT RATE SCHEDULE FOR FISCAL YEAR 2019-2020	
Residential Property Use Category	Rate Per Dwelling Unit	Residential Property Use Category	Rate Per Dwelling Unit
Residential	\$274.94	Residential	\$60.95
Non-Residential Property Use Categories	Rate Per Square Foot	Non-Residential Property Use Categories	Rate Per Square Foot
Commercial	\$ 1.33	Commercial	\$ 2.4
Industry/Warehouse	\$ 0.50	Industry/Warehouse	\$ 0.1
Industrial	\$ 4.8	Industrial	\$ 12
Agricultural/Vacant Property Use Category	Rate Per Acre		
Land: Minimum of 1/2 acre; Maximum of 10 acres	\$24.15		

The information in the following table is being recited by mail and publication and reflect the maximum annual assessments for fire protection and emergency rescue services that can be assessed for four fiscal years without adjustment. The assessment to Owners of Tax Properties in the District. Future fiscal year assessments may only be increased as provided by the previous fiscal year. Florida personal income average annual growth rate.

FIRE PROTECTION ASSESSMENTS FUTURE MAXIMUM		EMERGENCY RESCUE ASSESSMENTS FUTURE MAXIMUM	
Residential Property Use Category	Rate Per Dwelling Unit	Residential Property Use Category	Rate Per Dwelling Unit
Residential	\$371.03	Residential	\$82.28
Non-Residential Property Use Categories	Rate Per Square Foot	Non-Residential Property Use Categories	Rate Per Square Foot
Commercial	\$ 4.1	Commercial	\$ 3.5
Industry/Warehouse	\$ 2.7	Industry/Warehouse	\$ 0.1
Industrial	\$ 6.5	Industrial	\$ 18
Agricultural/Vacant Property Use Category	Rate Per Acre		
Land: Minimum of 1/2 acre; Maximum of 10 acres	\$32.03		

Copies of the District's Proposed Resolution for the Fiscal Assessment Reduction, the Final Assessment Reduction, the Final Assessment Rate Reduction, the plan map of the District and the proposed Assessment for 2019 for the fiscal year commencing October 1, 2019 are available for inspection at the office of the Administrator located at 636 Thomas Shrewen Avenue, South of Lehigh Acres, Florida between the hours of 10:00 a.m. and 5:00 p.m., Monday through Friday.

Copies of the proposed amount of the assessment for each property can be found at <http://www.lehighacres.com> or <http://lehighacres.com/assessments> or if preferred, you can conveniently look up all assessed properties by either (1) owner name, (2) property address, or (3) tax parcel identification number. The assessments will be collected by the Tax Collector on the last business day of the month of November 2019. All notices are by section 194.0620 Florida Statutes. This is sometimes called the tax bill uniform method of collection of non-ad valorem assessments. Failure to pay the assessment will cause a lien to be placed against the property which may result in a loss of title.

If you wish to assist your neighbors, please go to [www.lehighacres.com](http://www.lehighacres.com) for additional information. Thank you for residing in the jurisdiction.



BOARD OF COMMISSIONERS  
LEHIGH ACRES FIRE CONTROL  
AND RESCUE DISTRICT  
August 8, 2019

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**AFFIDAVIT OF MAILING**

**BEFORE ME**, personally appeared the undersigned affiant, who after being duly sworn, deposes and says:

**I, BETHANY LYNN**, ("Affiant") as Red Team Customer Advocate Team Lead for PrintingForLess.com, Inc. ("PFL"), have been designated and directed by the Lehigh Acres Fire Control and Rescue District, Lehigh Acres, Florida, to facilitate and oversee the printing and mailing of the Notice of Hearing concerning the District's FY 2019-20 Fire Protection and Emergency Rescue Non-Ad Valorem Assessments and Notice of Maximum Rates in association with, among other things, the provisions of s. 197.3632, Florida Statutes (sometimes called the "Uniform Assessment Collection Act"). As directed, **on August 27, 2019** PFL respectively mailed the foregoing Notice by first class mail to each owner of property included on the District's proposed Assessment Roll using the form and content reflected in the attached in the exemplary Notice as approved by District officials, among other things, as compliant with the requirements of Uniform Assessment Collection Act, to the addresses provided to PFL by Ennead, LLC on behalf of the District and derived from the real property assessment tax roll maintained by the Lee County Property Appraiser for the purpose of the levy and collection of ad valorem taxes. Each Notice provided variable information as to each affected parcel derived from the proposed Assessment Roll. An exemplary form of such Notice is attached hereto, and is self-explanatory.

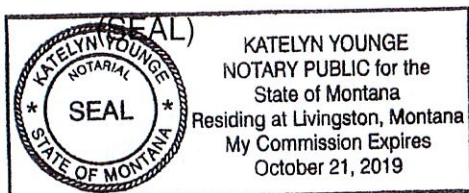
**FURTHER AFFIANT SAYETH NAUGHT.**

*Bethany Lynn*  
Bethany Lynn, Affiant

**STATE OF MONTANA  
COUNTY OF PARK**

29<sup>th</sup> The foregoing Affidavit of Mailing was sworn to and subscribed before me this day of August 2019, by Bethany Lynn. She is personally known to me or has produced a driver's license as identification and did take an oath.

*Katelyn Young*  
Printed/Typed Name: Katelyn Young  
Notary Public-State of Montana  
Commission Expires: Oct 21 2019



Lehigh Acres Fire Control and  
Rescue District  
636 Thomas Sherwin Ave. S.  
Lehigh Acres, FL 33974

NOTICE OF HEARING TO IMPOSE AND PROVIDE  
FOR COLLECTION OF **FIRE PROTECTION AND  
EMERGENCY RESCUE NON-AD VALOREM  
ASSESSMENTS**

NOTICE DATE: August 27, 2019

Tax Parcel ID: 29442601000090110  
Location: 5306 5TH ST W

\*\*\*\*\*  
\*\*\*\*\*AUTO\*\*MIXED AADC 852 ###  
Padilla Lopez Gloria M  
5 Urb Pagan  
Cabo Rojo,PR 00623-4502

**Greetings.** Pursuant to Section 197.3632, F.S. notice is given by the Lehigh Acres Fire Control and Rescue District (District) that annual so-called "DEMAND-BASED" assessments for fire protection and emergency rescue services using the tax bill collection method, will continue to be levied on your property for fiscal year 2020 (October 1, 2019 - September 30, 2020), and likely for future fiscal years, unless an alternative approach is approved by District voters. The purpose of these charges is to fund fire protection and emergency rescue services, equipment and facilities benefiting property located within the District. These "DEMAND-BASED" assessments are computed using the classification of each parcel and the total number of billing units on the parcel. The District adds a user charge or fee per tax bill to cover the charges of the Tax Collector (\$1.45), any amounts necessary to off-set statutory discounts received for early payment of the District's assessments (4%), and to defray the District's assessment program administration and management costs (\$5.00). Please recall the District does not charge ad valorem property taxes, but could do so in any future year instead of these charges and assessments.

A public hearing will be held at 6:01 p.m. on September 16, 2019 at the East Lee County High School Auditorium, 715 Thomas Sherwin Ave S, Lehigh Acres, FL 33974, for the purpose of receiving public comment on this notice and the proposed assessments. You have a right to appear at the hearing and to file written objections with the District Board within 20 days of this notice. If you decide to appeal any decision made by the District Board with respect to any matter considered at the hearing, you will need a record of the proceedings and may need to ensure that a verbatim record is made, including the testimony and evidence upon which the appeal is to be made. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact the District's administrative offices at (239) 303-5300, at least two (2) days prior to the date of the hearing.

The applicable Procedural Resolution, Initial Assessment Resolution, Final Assessment Resolution, 2019 Preliminary Rate Resolution, the map or plat of the District, and the updated assessment roll are available for inspection on-line at lehighfd.com or the above address.

The non-ad valorem amounts addressed and shown on this notice will be collected by the Tax Collector on the same tax notice and bill for property taxes mailed in November. This is sometimes called the uniform method of collection. The District is required to remind you that failure to pay your taxes and assessments will cause a tax certificate to be issued against the property which may result in a loss of title. **Thank you for your review.**

If there is a mistake on this notice, it can and will be corrected. For questions regarding your non-ad valorem assessment, please visit lehighfd.com, or email [assessment@lehighfd.com](mailto:assessment@lehighfd.com) before calling the District at (239) 303-5300, M-F, between 8AM and 4PM.

\*\*\*\*\* NOTICE ASSOCIATED WITH DEMAND-BASED METHOD OF ASSESSMENT --- THIS IS NOT A BILL \*\*\*\*\*

**ANNUAL FIRE PROTECTION (FIRE) ASSESSMENT**

Property Use Classification	Billing Units	Notice of Maximum Annual Rate for Fire Assessment	FY 2020 Fire Assessment Rate per Billing Unit
Residential	1 Dwelling Unit	\$371.03 per Billing Unit	\$274.84 per Billing Unit
<b>Total Assessment</b>		<b>\$371.03</b>	<b>\$274.84</b>

The total annual Fire Protection Assessment revenues to be collected for FY 2020 is estimated to be \$14,179,017.98.

**ANNUAL EMERGENCY RESCUE (EMS) ASSESSMENT**

Property Use Classification	Billing Units	Notice of Maximum Annual Rate for EMS Assessment	FY 2020 EMS Assessment per Billing Unit
Residential	1 Dwelling Unit	\$82.28 per Billing Unit	\$60.95 per Billing Unit
<b>Total Assessment</b>		<b>\$82.28</b>	<b>\$60.95</b>

The total annual Emergency Rescue Assessment revenues to be collected for FY 2020 is estimated to be \$2,599,027.78.

Annual increases for all District assessments are limited to the previous five years' Florida personal income average annual growth rate.

The combined total of these Demand-Based assessment revenues to be collected for FY 2020 is estimated to be \$16,778,045.76.

\*\*\*\*\* THIS IS NOT A BILL\*\*\*\*\*

**APPENDIX B**

**FORM OF CERTIFICATE TO  
NON-AD VALOREM ASSESSMENT ROLL**

*Handwritten text, possibly a signature or date, is visible in the lower half of the page.*

**CERTIFICATE  
TO  
NON-AD VALOREM ASSESSMENT ROLL**

I HEREBY CERTIFY that, I am the Chairman of the Board of the Lehigh Acres Fire Control and Rescue District ("District") and as such I have satisfied myself that all property included or includable on the non-ad valorem assessment roll for fire protection and emergency rescue services (the "Non-Ad Valorem Assessment Roll") for the District is properly assessed so far as I have been able to ascertain and that all required extensions on the above described roll to show the amounts attributable to the property listed therein have been made pursuant to law.

I FURTHER CERTIFY that, in accordance with the Uniform Assessment Collection Act, this certificate and the herein described Non-Ad Valorem Assessment Roll have duly been authorized and directed to be delivered by the Administrator or his designee to the Lee County Tax Collector on or before this date.

IN WITNESS WHEREOF, I have subscribed this certificate and directed the same to be delivered to the Lee County Tax Collector and made part of the above described Non-Ad Valorem Assessment Roll this 16<sup>th</sup> day of September, 2019.

LEHIGH ACRES FIRE CONTROL AND  
RESCUE DISTRICT

By: *Catherine Kruse*  
Catherine (Cathy) Kruse, Chair