

ALACHUA COUNTY
BOARD OF COUNTY COMMISSIONERS

RESOLUTION NO. 2024 - __

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA; AUTHORIZING THE COUNTY MANAGER TO EXECUTE LAND USE RESTRICTION AGREEMENTS RELATING TO CERTAIN PROGRAMS AND PROJECTS; AUTHORIZING RECORDING OF SUCH LAND USE RESTRICTION AGREEMENTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Alachua County (“Board”) has different programs, policies, and approval processes in which there is a need to ensure that a specific housing or dwelling unit remains affordable or an owner or occupant of a specific property complies with certain affordable housing provisions; and

WHEREAS, an owner or developer may seek to develop property as multifamily or mixed use affordable rental housing, utilizing Section 125.01055(7), Florida Statutes (the “Live Local Act”), and in compliance with the Act, must restrict a percentage of the units on such property for affordable housing; and

WHEREAS, the County may convey property or provide funding per a County Program or County Policy to owners, entities, or non-profit housing organizations, and as part, the County may impose conditions or restrictions to ensure the certain property or dwelling units will be offered and will remain as affordable housing for a period of time; and

WHEREAS, a Land Use Restrictive Agreement (also known as a “LURA”) is a document that is executed for the purpose of placing restriction(s) on dwelling units or property to ensure a set-term period of affordability of such dwelling units or property; and

WHEREAS, after execution, the Land Use Restrictive Agreement is recorded in the public records to provide notice; and

WHEREAS, for efficiencies and other public purposes, the Board would like to delegate the function of executing such Land Use Restriction Agreements, as set forth herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. Recitals. The foregoing recitals are incorporated herein.

SECTION 2. Resolution. The Alachua County Manager is hereby authorized to sign, on behalf of Alachua County, those Land Use Restriction Agreements required by Alachua County for the purpose of placing affordability restrictions on housing units, dwellings, and real properties located in Alachua County, Florida, so long as the terms of such Land Use Restriction Agreements to be signed by the County Manager are consistent with the requirements of the Live Local Act, as may be amended, or are consistent the related County Program or Policy approved by the Alachua County Board of County Commissioners, as may be modified. The Alachua County Manager, or designee, is authorized to record such executed Land Use Restriction Agreements in the Official Records of Alachua County, Florida. This Resolution does not authorize the conveyances of County owned real property by the County Manager. The Board may revoke this delegated authority at any time.

SECTION 3. Effective Date. This Resolution shall become effective upon approval by the Board of County Commissioners of Alachua County, Florida (“Effective Date”).

DULY ADOPTED in regular session, this ___ day of _____, 2024.

**BOARD OF COUNTY COMMISSIONERS OF
ALACHUA COUNTY, FLORIDA**

ATTEST:

J.K. “Jess” Irby, Esq.
Clerk of Court

BY: _____
Mary C. Alford, Chair
Board of County Commissioners

APPROVED AS TO FORM

Alachua County Attorney

(SEAL)