

85-B-36

APPROVED BY THE BOARD OF COUNTY
COMMISSIONERS AT THEIR MEETING
AUG 19 1985

RESOLUTION

WHEREAS, the ORANGE COUNTY HOUSING FINANCE AUTHORITY (the "Authority") was created pursuant to Ordinance 78-18; and,

WHEREAS, the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) has created a requirement that all industrial development bonds issued after December 31, 1982 for the purpose of financing multi-family housing developments require approval by the Authority, and each governmental unit having jurisdiction over the area in which the bond finance facility is located; and

WHEREAS, such approval is to be given after a public hearing for which reasonable notice has been given; and

WHEREAS, the Authority has approved the financing of a project to be developed by Post Partners III, LTD

which is to be located at the following location:

Between Bear Lake Road and Academy Drive with access on Semoran Boulevard

WHEREAS, a public hearing was held on with regard to this qualifying housing development; and

WHEREAS, such development is to be financed through the issuance of bonds by the Authority; and

WHEREAS, the Authority has presented an issue in the amount of \$ 32,000,000 to be presented to the Board of County Commissioners of Orange County for approval;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

The issuance of Mortgage Revenue Bonds by the Authority in the amount of \$ 32,000,000 is hereby approved. The proceeds of these bonds are to be used for the purpose of financing a qualifying housing development known as Post Lake

_____ to be constructed by Post Partners III, LTD at the following location:

Between Bear Lake Road and Academy Drive with access on Semoran Boulevard

The financing of the qualifying housing development shall, however, be conditioned upon the following:

(a) The plan of financing for the development shall include a rent schedule to be approved by the Authority.

(b) The plan of financing shall include rent restriction provisions on 20% (148 units) of the units set aside for low income persons and families pursuant to Section 103(b)(4)(A) of the Internal Revenue Code. Rent increases on the said 80 units shall not exceed 100% of the Consumer Price Index for a period of five (5) years from initial occupancy.

(c) If the ownership of the Project is transferred prior to initial occupancy of the Project, then a portion of any profit received by the Developer as a result of the transfer (the exact amount to be determined by the Authority upon being advised of the intention to transfer the Project) shall be deposited with the Authority to be used by the Authority to serve public housing needs.

(d) The Developer shall not discriminate in the use occupancy or rental of the units against persons of families with children.

(e) Any non-revenue units for Developer use, such as models and manager apartments, must be financed at Developer's expense from other than Bond proceeds.

The Board of County Commissioners of Orange County hereby finds that such housing development will help alleviate the shortage of rental housing in Orange County and the issuance of the aforescribed Bonds is approved.

This Resolution to take effect immediately upon adoption.

Deputy Mary Jo Garrison
Clerk of the Board of County
Commissioners

Hal Marston
Chairman of the Board of County
Commissioners