



Legislation Details (With Text)

**File #:** 180412. **Version:** 2 **Name:**  
**Type:** Ordinance **Status:** Second Reading  
**File created:** 9/25/2018 **In control:** City Attorney  
**On agenda:** 1/17/2019 **Final action:** 2/7/2019  
**Title:** Quasi-Judicial - Historic Property Tax Exemption - 430 NE 9th Avenue (B)

Ordinance No. 180412

An ordinance of the City of Gainesville, Florida, finding that property located at 430 NE 9th Avenue, Gainesville, Florida, as more specifically described in this ordinance, qualifies for an ad valorem tax exemption for historic properties; granting an exemption from ad valorem tax for certain improvements beginning January 1, 2019, and continuing for 10 years under certain conditions; authorizing the Mayor and the Clerk of the Commission to sign the Historic Preservation Property Tax Exemption Covenant between the property owner and the City; providing a severability clause; providing a repealing clause; and providing an effective date.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 180412\_Staff Report w Exhibits 1-3\_20181002.pdf, 2. 180412A\_Staff Report w Exhibits 1-3\_20190117.pdf, 3. 180412B\_Staff PPT\_20190117.pdf, 4. 180412A\_draft ordinance\_20190117, 5. 180412\_covenant\_20190207.pdf, 6. 180412\_Ordinance\_20190207.pdf

Date	Ver.	Action By	Action	Result
2/7/2019	2	City Commission	Adopted on Final Reading (Ordinance) and Approved the Recommendation	Pass
1/17/2019	2	City Commission	Adopted on First Reading (Ordinance) and Approved the Recommendation	Pass
10/2/2018	1	Historic Preservation Board		

**Quasi-Judicial - Historic Property Tax Exemption - 430 NE 9th Avenue (B)**

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The City Commission: 1) approve Part 2 of the Historic Preservation Property Tax Exemption Application; and 2) adopt the proposed ordinance.

Chapter 25, Article IV, of the Code of Ordinances authorizes the City Commission to grant ad valorem tax exemptions for historic properties pursuant to Florida law. In order to approve a property for such exemption, the Historic Preservation Board (HPB) and the City Commission must determine that a particular property is eligible for the property tax exemption (i.e., historical designation or contributing property) and that it has been improved consistent with the Secretary of Interior's Standards for Rehabilitation and Guidelines for

## Rehabilitating Historic Buildings.

The process for a property owner to receive a historic preservation property tax exemption entails two steps. First, the property owner submitted Part 1 (Preconstruction Application) of the Historic Preservation Property Tax Exemption Application for the restoration, renovation, or rehabilitation of a contributing residential building in the Southeast Residential Historic District. Part 1 was approved by the HPB on September 1, 2015, with a finding that the property was eligible for the exemption and that the improvements met the required standards.

Second, the applicant completed the improvements and submitted Part 2 of the property tax exemption application (Final Application for Review of Completed Work). Staff inspected the completed work and found the work meets the Secretary of Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings as well as the City's Guidelines for Rehabilitating Historic Buildings. On October 2, 2018, the HPB approved Part 2 with a finding that the eligible property has been improved consistent with the required standards; the HPB recommended the City Commission approve same. The renovations eligible for the tax exemption total \$90,000.00. However, pursuant to City Code and State Statute, the actual amount of the exemption will be determined by the County Property Appraiser.

The property is located at 430 NE 9th Avenue and includes a residential home constructed in 1926 that is a contributing structure to the Northeast Residential Historic District. This project included a bathroom and closet addition.

## CITY ATTORNEY MEMORANDUM

This ordinance requires two hearings and will become effective immediately upon adoption; however, the ad valorem tax exemption will be effective as of January 1, 2019, in accordance with Section 196.1997(10), Florida Statutes.