

**ORDINANCE NO. 2017-04**

**AN ORDINANCE CORRECTING THE THIRD RECITAL IN BREVARD COUNTY ORDINANCE NO. 2015-20 BY SUBSTITUTING THE CORRECT ADDRESS UPON WHICH AN ECONOMIC DEVELOPMENT AD VALOREM EXEMPTION FOR TANGIBLE PERSONAL PROPERTY TAX EXEMPTION WAS GRANTED TO ERCHONIA CORPORATION; PROVIDING FOR RATIFICATION; PROVIDING FOR AN EFFECTIVE DATE, REMOVAL OF THE REAL PROPERTY EXEMPTION ORIGINALLY GRANTED AND RETROACTIVE APPLICATION OF THE CORRECTION.**

**WHEREAS**, Erchonia Corporation, has previously requested that the Board of County Commissioners grant an exemption from ad valorem taxes for the Company's expanding facility and tangible personal property at Digital Light Drive in Melbourne, FL: Parcel ID 27.36.23.77.000B.00-00031.00 Legal Description: Plat Book/Page: 0047/0073 North Drive Industrial Plaza, Phase One a Replat of Track B BLK B PB 43 PG 28 Lot 31 BLK B; and

**WHEREAS**, Ordinance No. 2015-20 granted Erchonia Corporation the requested ad valorem tax exemption; and

**WHEREAS**, due to Erchonia Corporations' subsequent change in plans, the address for the granted exemption listed in Ordinance No. 2015-20 originally given as Digital Light Drive in Melbourne, FL: Parcel ID 27.36.23.77.000B.00-00031.00 Legal Description: Plat Book/Page: 0047/0073 North Drive Industrial Plaza, Phase One a Replat of Track B BLK B PB 43 PG 28 Lot 31 BLK B, and, as a consequence, that location is no longer qualified for an ad valorem tax exemption because no building was built on that site by Erchonia;

**WHEREAS**, the address where the two million dollars in tangible personal property identified in the Erchonia application has or will be actually been installed should now read: 650 Atlantis Road, Melbourne, FL.; and

**WHEREAS**, Erchonia has met the job requirements specified in their application

**NOW THEREFORE:**

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA:**

**Section 1. Correction.** The third recital set forth in Brevard County Ordinance No. 2015-20 is hereby corrected and restated to read as follows:

Officially filed with Secretary of State March 22, 2017

**WHEREAS**, Erchonia Corporation, has requested that the Board of County Commissioners exempt ad valorem taxes for its tangible personal property at 650 Atlantis Road, Melbourne, FL.

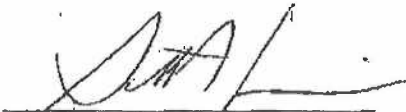
**Section 2. Ratification.** All other terms, provisions and conditions set forth in Brevard County Ordinance 2015-20 are hereby ratified, confirmed and remain in full force and effect, except as modified by Section 3, below.

**Section 3. Effective Date and Retroactive Application** - This Ordinance shall become effective immediately upon filing as provided by law. A certified copy of the Ordinance shall be filed with the Office of the Secretary of State, State of Florida within ten days of enactment. The address correction set forth in this ordinance shall be deemed to have been part of Ordinance No. 2015-20 as of the effective date of said Ordinance No. 2015-20 and the ad valorem tax exemption granted under Ordinance No. 2015-20 shall be deemed to have been granted to the tangible personal property but not to the real property specified at the corrected address as set forth in this corrective Ordinance, which correction shall be deemed to apply retroactively to the effective date of Ordinance No 2015-20 for all purposes recited in that ordinance.

**Done and Adopted** this 21 day of **March, 2017**

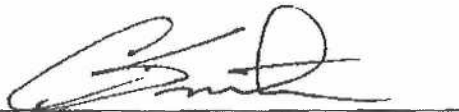
Attest:

**Brevard County Board of County Commissioners**



Scott Ellis, Clerk

BY:



Curt Smith, Chairman

As approved by the Board on March 21, 2017