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ORDINANCE NO. _____

**ORDINANCE AMENDING THE LIVE OAK/SOQUEL REDEVELOPMENT PLAN
TO CONFORM TO AB 1342 REDEVELOPMENT LAW CHANGES
(HEALTH AND SAFETY CODE SECTION 33333.6)**

WHEREAS, the Board of Supervisors adopted Ordinance 3836 on May 12, 1987 adopting the Live Oak/Soquel Redevelopment Plan; and

WHEREAS, various changes to State Redevelopment Law were enacted effective January 1, 1994 (AB 1290, Chapter 942, Statutes of 1993); and

WHEREAS, the Board of Supervisors adopted Ordinance 4297 on March 22, 1994 in response to the requirements of that legislation; and

WHEREAS, in response to concerns regarding inequities contained within that legislation, additional changes to State Redevelopment Law were enacted effective January 1, 1999 (AB 1342, Chapter 635, Statutes of 1998); and

WHEREAS, that legislation allows redevelopment agencies to further amend, by ordinance of the legislative body (the Board of Supervisors), those time limits to provide greater flexibility for financing and implementing redevelopment plans; and

WHEREAS, Sections 33333.6 establishes that the adoption of such an ordinance is not required to be processed as a formal redevelopment plan amendment; and

WHEREAS, upon review of the Live Oak/Soquel Redevelopment Plan, as amended, it appears that further amendment of the plan to conform to the time limitations of AB 1342 would be of benefit to the residents of the project area and provide for orderly completion and implementation of the Redevelopment Plan;

NOW, THEREFORE, BE IT ORDAINED BY the Board of Supervisors of the County of Santa Cruz as follows:

Section 1. Duration of the Plan

Section IX. Of the Redevelopment Plan shall be amended to read as follows:

Except for the nondiscrimination and nonsegregation provisions which shall run in perpetuity, the provisions of this Plan will be effective and the provisions of other documents formulated pursuant to this Plan may be made effective for forty (40) years from the date of adoption of this Plan by the Board of Supervisors.

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Section 2. Loan Payment Limitations

Section VI.C.(8) of the Redevelopment Plan, as amended by Ordinance 4297 on March 22, 1994, is hereby amended to read as follows:

Except as required to pay off any debt incurred by the Agency prior to January 1, 1994 or to retire debt incurred to be paid from the Low and Moderate Income Housing Fund to fulfill the Agency's housing obligations, the Redevelopment Agency shall not pay indebtedness or receive property taxes after 50 years following the date of adoptions of the ordinance approving and adopting this Redevelopment Plan.

Section 3. Other Plan Time Limits

Except as provide herein, all other time limitations provided within the Redevelopment Plan and as amended in Ordinance 4297, adopted on March 22, 1994, shall remain in effect.

Section 4. Effective Date

This ordinance shall be in force and take effect thirty-one (31) days after its final adoption.

PASSED AND ADOPTED this ____ day of _____ 1999, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES: SUPERVISORS

NOES: SUPERVISORS

ABSENT: SUPERVISORS

ABSTAIN: SUPERVISORS

Chairperson of the Board

ATTEST: _____
Clerk of the Board

APPROVED AS TO FORM:

Joe M. Scott
County Counsel

DISTRIBUTION: COUNTY COUNSEL
REDEVELOPMENT AGENCY

ORDINANCE NO. 4297**ORDINANCE AMENDING THE LIVE OAK/SOQUEL REDEVELOPMENT PLAN
TO CONFORM TO 1993 REDEVELOPMENT LAW CHANGES
(HEALTH AND SAFETY CODE SECTION 33333.6)**

WHEREAS, the Board of Supervisors adopted Ordinance 3836 on May 12, 1987 adopting the Live **Oak/Soquel** Redevelopment Plan; and

WHEREAS, various changes to State Redevelopment Law were enacted effective January 1, 1994 (AB 1290, Chapter 942, Statutes of 1993); and

WHEREAS, included within those changes is the addition of Section 33333.6 of the Health and Safety Code, which requires specific time limitations for redevelopment plans adopted prior to January 1, 1994; and

WHEREAS, Section 33333.6 (e) (1) requires that if adopted redevelopment plans have time limits which exceed those established by the new law or do not contain limits now required, that the legislative body (Board of Supervisors) must adopt an ordinance amending the redevelopment plan to conform to the newly adopted limits; and

WHEREAS, Sections 33333.6 (e) (2) establishes that the adoption of that ordinance is not required to be processed as a formal redevelopment plan amendment; and

WHEREAS, upon review of the Live **Oak/Soquel** Redevelopment Plan, it appears that adoption of such an ordinance is required to bring that Plan into compliance with the required time limits;

NOW, THEREFORE, BE IT ORDAINED BY the Board of Supervisors of the County of Santa **Cruz** as follows:

Section 1. Loan Limitations

Section **VI.C.(5)** of the Redevelopment Plan shall be amended to read:

No loan, advance, or indebtedness to be repaid from allocations of taxes established or incurred by the Agency to finance the Project will be established or incurred after twenty (20) years following the date of adoption of the ordinance approving and adopting this Redevelopment Plan. This time limitation may be extended only by amendment of the Plan. This limit, however, shall not prevent the Agency from incurring debt beyond the 20 year period if it is to be paid from the Low and Moderate Income Housing Fund in order to fulfill the Agency's affordable housing obligations.

Section 2. Loan Repayment Limitations

Section VI.C.(8) is hereby added to the Redevelopment Plan to read:

Except as required to pay off any debt incurred by the Agency prior to January 1, 1994 or to retire debt incurred to be paid from the Low and Moderate Income Housing Fund to fulfill the Agency's housing obligations, the Redevelopment Agency shall **not** pay indebtedness or receive property taxes after 35 years following the date of adoption of the ordinance approving and adopting this Redevelopment Plan.

Section 3. Effective Date

This ordinance shall be in force and take effect thirty-one (31) days after its final adoption.

PASSED AND ADOPTED this 22nd day of March, 1994, by the Board of Supervisors of the County of Santa Cruz by the following vote:

AYES: **SUPERVISORS** Beautz, Symons, Belgard, Keeley and Patton
NOES: **SUPERVISORS** None
ABSENT: **SUPERVISORS** None
ABSTAIN: **SUPERVISORS** None

GARY A . PATTON

Chairperson of the Board

ATTEST: SUSAN M. ROZARIO
Clerk of the Board

APPROVED AS TO FORM:

Dee S.
County Counsel

DISTRIBUTION: COUNTY COUNSEL
REDEVELOPMENT AGENCY

I HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THE OFFICE ATTEST MY HAND AND SEAL THIS 24 DAY OF March 1994
SUSAN AMARILLO, COUNTY ADMINISTRATIVE OFFICER AND EX-OFFICIO CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SANTA CRUZ, CALIFORNIA.

BY s. Rock DEPUTY