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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA**

MEMORANDUM

Amended
Agenda Item No. 7(C)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: (Second Reading 7-6-23)
May 16, 2023

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Ordinance relating to the Affordable Housing Trust Fund; amending article VIII of chapter 17 of the Code; revising legislative intent and purpose; revising definitions; revising provisions related to administration of Trust Fund and expenditure of Trust Fund monies; dissolving the Affordable Housing Trust Fund board of trustees and the Revolving Loan Fund; providing that the Public Housing and Community Development Department or its successor department, or any department as designated by the County Mayor, shall be the administrator of the Trust Fund; repealing certain ordinances and resolutions inconsistent with this ordinance; making technical and reorganizational changes

Ordinance No. 23-49

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Eileen Higgins.


Geri Bonzon-Keenan
County Attorney

GBK/gh

MDC001



MEMORANDUM

(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: July 6, 2023

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Amended
Agenda Item No. 7(C)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Amended
Agenda Item No. 7(C)
7-6-23

ORDINANCE NO. O-23-49

ORDINANCE RELATING TO THE AFFORDABLE HOUSING TRUST FUND; AMENDING ARTICLE VIII OF CHAPTER 17 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; REVISING LEGISLATIVE INTENT AND PURPOSE; REVISING DEFINITIONS; REVISING PROVISIONS RELATED TO ADMINISTRATION OF TRUST FUND AND EXPENDITURE OF TRUST FUND MONIES; DISSOLVING THE AFFORDABLE HOUSING TRUST FUND BOARD OF TRUSTEES AND THE REVOLVING LOAN FUND; PROVIDING THAT THE PUBLIC HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT OR ITS SUCCESSOR DEPARTMENT, OR ANY DEPARTMENT AS DESIGNATED BY THE COUNTY MAYOR, SHALL BE THE ADMINISTRATOR OF THE TRUST FUND; REPEALING CERTAIN ORDINANCES AND RESOLUTIONS INCONSISTENT WITH THIS ORDINANCE; MAKING TECHNICAL AND REORGANIZATIONAL CHANGES; AND PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, in 2007, this Board enacted Ordinance No. 07-15, which is codified at article VIII, sections 17-129 *et seq.* of the Code of Miami-Dade County (the “Code”), establishing the Affordable Housing Trust Fund of Miami-Dade County, Florida (the “Trust Fund”); and

WHEREAS, the purpose of the Trust Fund is (1) to establish a permanent, renewable source of revenue to meet, in part, the housing needs of the residents of Miami-Dade County; (2) to foster a housing supply accessible to a range of incomes in developments assisted by the Trust Fund; and (3) to disperse affordable housing units throughout the County; and

WHEREAS, pursuant to section 17-132(2) of the Code the Trust Fund is administered by a board of trustees; and

WHEREAS, the board of trustees for the Trust Fund first began meeting in November of 2016, nearly ten years after it was created; and

WHEREAS, when the Trust Fund was created, it was contemplated that the main source of monies deposited into it would come from monetary contributions from developers seeking incentives from the County, such as density bonuses, in lieu of building workforce housing under the County's Workforce Housing Development Program; and

WHEREAS, by 2016, the Board determined that such contributions were sparsely made, and thus, insufficient to effectuate the purpose of the Trust Fund; and

WHEREAS, as such, the Board subsequently adopted resolutions establishing recurring sources of funding for the Trust Fund; and

WHEREAS, for example, Resolution No. R-138-16 requires a minimum of 25 percent of the proceeds from the sales of County-owned properties go into the Trust Fund, with certain exceptions; and

WHEREAS, as of September 2022, this funding source has provided over \$6,000,000.00 to the Trust Fund; and

WHEREAS, another example is Resolution No. R-1205-17, which requires that a minimum of 10 percent of the rents received by the County from the leasing of County-owned properties be deposited into the Trust Fund, with certain exceptions; and

WHEREAS, as of September 2022, this funding source has provided over \$1,200,000.00 to the Trust Fund; and

WHEREAS, additionally, in 2016, the Board enacted Ordinance No. 16-127, which is codified at article VIII, section 17-132.1 of the Code, establishing a separate interest-bearing account within the Trust Fund to be a Revolving Loan Fund by which short term loans are made to developers for the construction, rehabilitation, or acquisition of land or housing for sale or rental to homebuyers or renters of a certain household annual income; and

WHEREAS, since 2016, the board of trustees has provided guidelines for the administration of the Trust Fund, including the Revolving Loan Fund, as adopted by this Board in Resolution No. R-1330-19; and

WHEREAS, nonetheless, the board of trustees has only recommended one affordable housing project to this Board for funding (the Jasmine Housing Ltd.) and has not expended any monies deposited in the Revolving Loan Fund; and

WHEREAS, it is well known that Miami-Dade County has a current shortage of affordable and workforce housing, and it is anticipated that this shortage will worsen in the coming years; and

WHEREAS, on April 8, 2022, the County Mayor declared a state of emergency as a result of the affordable housing crisis; and

WHEREAS, the funding sources going to the Trust Fund remain vitally important to the County's ability to build more affordable and workforce housing units, and there is an urgent need to effectively spend the money in the Trust Fund to increase the stock of affordable and workforce housing for the residents of Miami-Dade County; and

WHEREAS, to that effect, during the past two budget cycles, the Board has reallocated over \$30,000,000.00 of Trust Fund monies directly to the Public Housing and Community Development Department ("PHCD") in an effort to expedite the spending of those monies for affordable and workforce housing; and

WHEREAS, PHCD has successfully been able to work with each commission district to expend or obligate these funds for viable affordable housing developments or housing-related programs across the County; and

WHEREAS, over \$20,000,000.00 of the \$26,000,000.00 that was reallocated to PHCD for Fiscal Year 2021-2022 has already been committed for use toward 15 affordable housing initiatives across 12 commission districts; and

WHEREAS, due to PHCD's success in expending the monies it was allocated from the Trust Fund, the Board amended section 2-1799 of the Code during the Fiscal Year 2022-2023 budget hearings to require that 50 percent of unallocated carryover funds in the countywide general fund budget that are in excess of the adopted budget, up to \$10,000,000.00, be allocated to PHCD instead of the Trust Fund in order to accelerate development of affordable and workforce housing; and

WHEREAS, the County, through PHCD, manages a variety of programs designed to enhance affordable homeownership opportunities for individuals and families residing in the County (including, but not limited to, the Homebuyer Loan Program, the Infill Housing Program, and the Section 8 Housing Choice Voucher Homeownership Option Program); and

WHEREAS, additionally, PHCD is responsible for the administration of the Community Development Block Grant (CDBG), HOME Investment Partnership Program (HOME), Emergency Solutions Grant (ESG), State Housing Initiatives Partnership Program (SHIP), and the Documentary Surtax Program (Surtax); and

WHEREAS, in order to continue the important work of tackling the housing crisis facing this community, this Board desires to permanently assign the duties and responsibilities of administering the Trust Fund to PHCD, or any Department as designated by the County Mayor, because PHCD is capable of administering the Trust Fund and this Board does not wish the Trust Fund to languish; and

WHEREAS, allowing PHCD to administer the funds in the Trust Fund alongside the carryover funds going toward PHCD's capital projects will ensure the funds are deployed in an expeditious manner and with a comprehensive outlook and design for addressing affordable and workforce housing; and

WHEREAS, in order to facilitate the expenditure and leveraging of the monies in the Trust Fund, this Board also desires to remove the set-aside and other limitations placed on the monies in the Trust Fund, such as in section 17-132(3) of the Code, that have proven to be an obstacle to the efficient expenditure of the funds; and

WHEREAS, in addition, and for this same purpose, this Board also desires to permanently dissolve the Revolving Loan Fund which no longer has a source of funding and has not been operable since its creation in 2016,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Article VIII of chapter 17 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:¹

**ARTICLE VIII. - AFFORDABLE HOUSING TRUST FUND
OF MIAMI-DADE COUNTY, FLORIDA**

Sec. 17-129. - Short title.

This article shall be known as the "Affordable Housing Trust Fund of Miami-Dade County, Florida."

Sec. 17-130. - Legislative intent and purpose.

It is the intent of the Board of County Commissioners to create an affordable housing trust fund >>("Trust Fund")<< as a permanent, renewable source of revenue to meet, in part, the

¹ Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

housing needs of the residents of Miami-Dade County. Those households which are intended to benefit from the >>Trust Fund<< ~~[[trust fund]]~~ shall be income eligible and possess at least one of the following characteristics: (1) they are cost-burdened by paying ~~[[more than]] 30[[%]]~~ >>percent or more<< of their gross income for housing costs, (2) they live in overcrowded conditions, or (3) they live in substandard housing units.

The ~~[[affordable housing trust fund]]~~ >>Trust Fund<< shall be used solely for programs and administrative support approved by the Board of County Commissioners to meet the housing needs of those households who meet the target income of up to 140[[%]] >>percent<< of the area median income for Miami-Dade County. These programs shall include, without limitation, those providing assistance through production, acquisition, rehabilitation and preservation of housing units.

All appropriated funds designated by the Board of County Commissioners shall be deposited into the ~~[[affordable housing trust fund]]~~ >>Trust Fund<< in an interest-bearing account. All interest earnings from the account shall be reinvested and dedicated to the >>Trust Fund<< ~~[[trust fund]]~~. All appropriated funds in the ~~[[affordable housing trust fund]]~~ >>Trust Fund<< account shall be available for program ~~[[expenditures]]~~ >>uses<<.

The objective of creating ~~[[an affordable housing trust fund]]~~ >>the Trust Fund<< is to foster a housing supply accessible to a range of family incomes in developments assisted by the >>Trust Fund<< ~~[[trust fund]]~~ and to disperse affordable >>and workforce<< housing units throughout the County, in accordance with objectives, goals, and policies of the housing element of the CDMP.

>>This article, being for the public purpose and for the long-term welfare of the present and future citizens of Miami-Dade County, Florida, shall be liberally construed to effect the purposes hereof.<<

Sec. 17-131. - Definitions.

~~[[(1) Adjusted for family size means adjusted in a manner that results in an income eligibility level that is lower for households having fewer than four people, or higher for households having more than four people, than the base income eligibility determined as provided in subsection (4), subsection (5), subsection (6), or subsection (9), based upon a formula~~

established by the United States Department of Housing and Urban Development.

- (2) ~~*Affordable* means that monthly rents or monthly mortgage payments including taxes and insurance do not exceed 30 percent of that amount which represents the percentage of the median annual gross income for the households as indicated in subsection (4), subsection (5), subsection (6), or subsection (9). However, it is not the intent to limit an individual household's ability to devote more than 30 percent of its income for housing, and housing for which a household devotes more than 30 percent of its income shall be deemed affordable if the first institutional mortgage lender is satisfied that the household can afford mortgage payments in excess of the 30 percent benchmark.~~

- (3)]>>(1)<< *Affordable housing* means any real and personal property located within Miami-Dade County which is designed and intended for the primary purpose of providing decent, safe, and sanitary residential units that are designed for home ownership or rental for extremely low, very low, low, and moderate income persons>>, as those terms are defined by the United States Department of Housing and Urban Development, or section 420.0004, Florida Statutes, or Florida Housing Finance Corporation.

(2) *Workforce housing* means housing developed in accordance with the workforce housing development plan, as set forth in chapter 33, article XIIA of the Code of Miami-Dade County, Florida.<<

- [(4) ~~*Extremely low income persons or extremely low income household* means one or more natural persons or a family whose total annual household income does not exceed 30 percent of the median annual adjusted gross income for households within the state.~~

- (5) ~~*Low income person or low income household* means one or more natural persons or a family that has a total annual gross household income that does not exceed 80 percent of the median annual income adjusted for family size for households within Miami Dade County. With respect to rental units, the low income household's annual income at the time of initial occupancy may not exceed 80 percent of the area's median income adjusted for family size. While occupying the rental unit, a low income household's annual income may increase to an amount not to exceed 140 percent of 80 percent of the area's median income adjusted for family size.~~

- (6) ~~Moderate-income person or moderate-income household~~ means one or more natural persons or a family that has a total annual gross household income that does not exceed 120 percent of the median annual income adjusted for family size for households within Miami Dade County. With respect to rental units, the moderate-income household's annual income at the time of initial occupancy may not exceed 120 percent of the area's median income adjusted for family size. While occupying the rental unit, a moderate-income household's annual income may increase to an amount not to exceed 140 percent of 120 percent of the area's median income adjusted for family size.
- (7) ~~Rent~~ means ongoing monthly rental assistance. The term does not include initial assistance to tenants, such as grants or loans for security and utility deposits.
- (8) ~~Sales price or value~~ means, in the case of acquisition of an existing or newly constructed unit, the amount on the executed sales contract. For eligible persons who are building a unit on land that they own, the sales price is determined by an appraisal performed by a state-certified appraiser. The appraisal must include the value of the land and the improvements using the after-construction value of the property and must be dated within 12 months of the date construction is to commence. The sales price of any unit must include the value of the land in order to qualify as affordable housing. In the case of rehabilitation or emergency repair of an existing unit that does not create additional living space, sales price or value means the value of the real property, as determined by an appraisal performed by a state-certified appraiser and dated within 12 months of the date construction is to commence or the assessed value of the real property as determined by the county property appraiser. In the case of rehabilitation of an existing unit that includes the addition of new living space, sales price or value means the value of the real property, as determined by an appraisal performed by a state-certified appraiser and dated within 12 months of the date construction is to commence or the assessed value of the real property as determined by the county property appraiser, plus the cost of the improvements in either case.
- (9) ~~Very-low-income person or very-low-income household~~ means one or more natural persons or a family that has a total annual gross household income that does not exceed 50 percent of the median annual income adjusted for family size for households within Miami Dade County. With respect to rental units, the very-low-income household's annual income at the time of initial occupancy may not exceed 50 percent of the area's median income adjusted for family size. While occupying the rental unit, a very-low-income household's annual income

~~may increase to an amount not to exceed 140 percent of 50 percent of the area's median income adjusted for family size.]]~~

Sec. 17-132. - Affordable Housing Trust Fund.

- (1) There is hereby established the Affordable Housing Trust Fund (the "Trust~~[[?]]~~>>Fund"<<). Separate accounts within such Trust >>Fund<< may be created from time to time to avoid commingling as required by law or as deemed appropriate to further the purposes of the Trust >>Fund, including, but not limited to, contributions in lieu of fees paid by applicants in lieu of construction of the required on-site workforce housing units as set forth in chapter 33, article XHIA of the Code of Miami-Dade County, Florida. Interest<< ~~[[Investment]]~~ earnings, if any, from the moneys on deposit in the Trust >>Fund<< shall be retained and shall be used for the purposes provided herein. The Trust >>Fund<< shall be separately stated as a special revenue fund in the County's audited financial statements. Copies of such audited financial statements shall be forwarded to the Board of County Commissioners as part of the ~~[[report]]~~>>reports<< required by ~~[[Section 17-135 of this article]]~~ >>this section<<.
- (2) The Trust >>Fund<< shall be administered by ~~[[a board of trustees]]~~ >>the Miami-Dade County Public Housing and Community Development Department, its successor department, or any department as designated by the County Mayor in their sole discretion (the "Department"). The Department<< ~~[[which]]~~ shall have the authority to govern the Trust Fund consistent with this article and to prescribe procedures for said purpose, subject to necessary approvals by the Board of County Commissioners.
- (3) Monies deposited in the Trust >>Fund<< along with any interest earnings on such monies shall be used solely to increase and improve the supply of affordable >>and workforce<< housing to households in the ~~[[affordable]]~~ target income ~~[[group]]~~>>groups. These programs and uses shall include, without limitation, those providing assistance through production, acquisition, rehabilitation and preservation of housing units;<< ~~[[including, but not limited to acquisition of property and property rights,]]~~ cost of construction including costs associated with >>predevelopment,<< planning, administration, design, building or installation>>; assistance for equity participation loans, grants, pre-homeownership co-investment, pre-development loan funds, participation leases, or other public/private partnership arrangements;<< as well as

any other costs associated with the construction or financing of affordable >>or workforce<< housing, and reimbursement to the County for such costs if funds were advanced by the County from other sources.>>The Trust Fund monies may be expended for the benefit of rental or owner-occupied housing. The Trust Fund monies should primarily be expended in the form of a loan, but in certain circumstances can be in the form of a grant, where permitted by law.<< To the maximum extent possible, all monies should be used to provide for additional affordable >>or workforce<< housing and services.

>>(4) Monies deposited into the Trust Fund from developers as payment in lieu of constructing, acquiring, or rehabilitating workforce housing in accordance with section 17-145 of the Code, will be used solely for the construction, rehabilitation, and acquisition of workforce housing units.<<

[[~~(a)~~]] >>(5)<< No more than 10 percent of the monies in the Trust >>Fund<< may be used to cover reasonable administrative expenses not reimbursed through processing fees, including reasonable consultant and legal expenses related to the establishment and/or administration of the Trust >>Fund<< and reasonable expenses for administering the process of calculating, collecting, and accounting for any deferred County fees authorized by this section. No portion of the Trust may be diverted to other purposes by way of loan or otherwise.

[[~~(b)~~]] ~~Monies in the Trust shall be used to construct, acquire, rehabilitate or subsidize affordable housing and/or to assist other governmental entities, private organizations or individuals in the construction, acquisition, rehabilitation, reimbursement of County advanced funds, location or subsidy of affordable housing. Monies in the Trust may be disbursed, hypothecated, collateralized or otherwise employed for these purposes from time to time as the Board of County Commissioners determine is appropriate to accomplish the purposes of the Trust. These uses include, but are not limited to, assistance for equity participation loans, grants, pre-home ownership co-investment, pre-development loan funds, participation leases, or other public/private partnership arrangements. The board of trustees established pursuant to Section 17-133 of the Code of Miami Dade County shall recommend an appropriate annual allocation for the exercise by the County Mayor or the County Mayor's designee of any and all rights of first refusal held by the County or all rights to pay off any senior lenders seeking to foreclose upon or take any other action against an affordable housing dwelling unit, and when the~~

~~exercise of said rights is for the direct and exclusive purpose of providing affordable housing for those households which are intended to benefit from the Trust. The Trust monies may be expended for the benefit of rental or owner-occupied housing.]]~~

>>(6) Any expenditure of funds from the Trust Fund requires the specific approval of the Board of County Commissioners, or of the County Mayor or County Mayor's designee under circumstances when the Board of County Commissioners has delegated that authority to the County Mayor or the County Mayor's designee. Expenditures of the funds in the Trust Fund shall be controlled, authorized, and paid in accordance with County policy. Execution of contracts related to use or administration of Trust Fund monies shall be in accordance with standard County policy.

(7) To the maximum extent practicable, and over a five-year period of time, the Department shall expend monies from the Trust Fund equitably among the commission districts.

(8) Any expenditure of funds from the Trust Fund shall be included in the affordable housing reports submitted quarterly to the Board in accordance with Resolution No. R-562-09.<<

~~[(e) A total of 50 percent of the monies deposited in the Trust shall be set aside for very low income and extremely low income persons or households. The monies set aside herein for very low income and extremely low income persons or households shall be divided as follows: 60 percent of the monies in the Trust shall be set aside to assist and meet the housing needs of very low income persons or households and 40 percent of said monies shall be set aside to assist and meet the housing needs of extremely low income persons or households.~~

~~(d) Except where Federal and State laws or regulations or the Miami Dade Code mandate to the contrary, monies deposited in the Trust that are used to construct, acquire, rehabilitate or subsidize affordable housing and/or to assist other governmental entities, private organizations or individuals in the construction, acquisition, rehabilitation, reimbursement of County advanced funds, location or subsidy of affordable housing shall, whenever feasible, be disbursed in a manner to assure that the housing supply created with these monies is accessible to a range of family whose incomes do not exceed the U.S. Department of Housing and Urban Development's published standards for moderate income households, adjusted for family size.~~

- (e) ~~The affordable rental housing units that are constructed, acquired, rehabilitated or subsidized either by the County or other governmental entities, private organizations or individuals, pursuant to subsection (d) of this Section, shall be offered at affordable rents exclusively to households whose income does not exceed the U.S. Department of Housing and Urban Development's published standard for moderate income households, adjusted for family size. Of these affordable units in rental projects, (1) forty percent (40%) of the total units in the project shall be offered at an affordable rent to households whose income does not exceed the published standard for extremely low income and very low income households, adjusted for family size; (2) thirty percent (30%) of the total units in the project shall be offered at an affordable rent to households whose income does not exceed the published standard for low income households, adjusted for family size; and (3) thirty percent (30%) of the total units in the project shall be offered at an affordable rent to households whose income does not exceed the published standard for moderate income households, adjusted for family size. In the event there are insufficient eligible households within an income target range to be offered affordable housing units within a project, then the percentage of the unused units within that target income range shall be added to the next target income range up to an additional ten percent (10%). Any amounts in excess of ten percent (10%) shall be equitably distributed among the remaining households in the remaining target income ranges.~~
- (f) ~~The affordable housing units in for sale projects that are constructed, acquired, rehabilitated or subsidized either by the County or other governmental entities, private organizations or individuals, pursuant to subsection (d) of this Section, shall be sold at affordable housing cost for owner occupancy to households whose income does not exceed one hundred and forty percent (140%) of the area median income. Of these affordable units to be sold, (1) twenty percent (20%) of the total units in the project shall be offered at an affordable sales price to households whose income does not exceed the published standard for extremely low income and very low income households, adjusted for family size; (2) thirty percent (30%) of the total units in the project shall be offered at an affordable sales price to households whose income does not exceed the published standard for low income households, adjusted for family size; and (3) fifty percent (50%) of the total units in the project shall be offered at an affordable~~

~~sales price to households whose income does not exceed the published standard for moderate income households, adjusted for family size. In the event there are insufficient eligible households within an income target range to be offered affordable housing units within a project, then the percentage of the unused units within that target income range shall be added to the next target income range up to an additional ten percent (10%). Any amounts in excess of ten percent (10%) shall be equitably distributed among the remaining households in the remaining target income ranges.~~

- (4)]] >>(9)<< Funds allocated to Miami-Dade County by the United States Department of Housing and Urban Development for the administration of federally subsidized housing programs, such as the public housing and the Section 8 Housing Choice Voucher programs, and the Surtax and SHIP program funds and other funds received or budgeted for Miami-Dade County's Local Housing Assistance program and deposited into the Local Housing Assistance Trust Fund established pursuant to Section 17-104 of the Code shall not be deposited into the Trust >>Fund<< established herein.

* * *

Section 2. Sections 17-132.1, 17-133, 17-134, 17-135, 17-136, and 17-137 of the Code of Miami-Dade County, Florida, are hereby stricken in their entirety and removed from the Code.

Section 3. Upon adoption of this Ordinance, all other ordinances and resolutions relating to the establishment of the Affordable Housing Trust Fund Board or the Revolving Loan Fund, to the extent they are inconsistent with this Ordinance, including but not limited to Ordinance Nos. 07-15, 15-112, 17-17, 16-127, 22-12, 16-29, 17-98, 16-29, and Resolution No. 1330-19, which adopted a set of guidelines for the administration and allocation of funds from the Affordable Housing Trust Fund, shall be deemed repealed and of no further force and effect.

Section 4. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 5. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

Section 6. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

July 6, 2023

Approved by County Attorney as
to form and legal sufficiency:

GKS for GBK

Prepared by:

mmg

Leigh C. Kobrinski
Melissa M. Gallo

Prime Sponsor: Commissioner Eileen Higgins