

**RESOLUTION NO. 2023-20**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CALHOUN COUNTY, FLORIDA, IN SUPPORT OF THE CALHOUN COUNTY TAX COLLECTOR AND CALHOUN COUNTY PROPERTY APPRAISER WITH RESPECT TO RESIDENTIAL PRIVATE ASSESSMENT CLEAN ENERGY LOANS**

**WHEREAS**, the **BOARD OF COUNTY COMMISSIONERS OF CALHOUN COUNTY, FLORIDA**, having been apprised of the imminent financial risks such loans posed to homeowners, has consistently refused to consider requests for authorization to originate or approve Residential Property Assessed Clean Energy ("R-PACE") to residential property owners within the territorial jurisdiction of Calhoun County, Florida;

**WHEREAS**, the Board has not entertained proposals to authorize to originate or approve Commercial Property Assessed Clean Energy ("C-PACE")

**WHEREAS**, the Florida PACE Funding Agency ("FPFA") has threatened to begin making PACE loans throughout the State of Florida;

**WHEREAS**, in opposition to the Board's determination that PACE loans should not be permitted in this county, FPFA asserts that it is empowered to make loans inside Calhoun County without approval of the Board by virtue of an order in a bond validation proceeding to which Calhoun County was not a party;

**WHEREAS**, FPFA has asserted that collection of these PACE loans by those constitutional officers is required of them;

**WHEREAS**, the Calhoun County Tax Collector, and tax collectors across the state, dispute the authority of FPFA to create any such assessment without the approval of the local county or municipal legislative body, and absent such authority do not intend to collect any assessment claimed by FPFA pursuant to any PACE loan made without such approval;

**WHEREAS**, to avoid any doubt about the position of the Board of County Commissioners for Calhoun County, the Board wishes to adopt this resolution in support of the Calhoun County Tax Collector and Property Appraiser in their efforts to resist this attempt to assess against properties in Calhoun County, Florida.

NOW, THEREFORE, BE IT RESOLVED by the BOARD OF COUNTY COMMISSIONERS OF CALHOUN COUNTY, FLORIDA, that the Calhoun County Tax Collector and Calhoun County Property Appraiser shall have the full support of the Board of County Commissioners in all efforts to stop PACE lending in Calhoun County, Florida; to prevent assessment of any PACE loan against any residential property situated inside the territorial jurisdiction of Calhoun County, Florida; and to obtain relief for those homeowners who may find themselves adversely affected by any unauthorized PACE loans made by FPFA in Calhoun County, Florida.

PASSED AND ADOPTED in its regular session on the 15<sup>th</sup> day of August, 2023.

BOARD OF COUNTY COMMISSIONERS OF  
CALHOUN COUNTY, FLORIDA

  
Chairman

ATTEST:

APPROVED AS TO FORM:

  
Clerk of Court

  
County Attorney