

BCC Mtg. Date: Aug. 1, 2017

RESOLUTION
of the
**ORANGE COUNTY BOARD OF COUNTY
COMMISSIONERS**
regarding
**DESIGNATING CERTAIN LAND WITHIN
UNINCORPORATED ORANGE COUNTY AS THE
PINE CASTLE URBAN CENTER: ROCC
(REDEVELOPING ORANGE COUNTY
COMMUNITIES) AND AS A BROWNFIELD AREA
FOR THE PURPOSES OF ENVIRONMENTAL
REMEDICATION, REHABILITATION, AND ECONOMIC
DEVELOPMENT**

Resolution No. 2017-M-27

WHEREAS, the Brownfields Redevelopment Act (the "Act"), Sections 376.77 - 376.85 Florida Statutes authorizes and provides for designation by resolution of certain lands as a "brownfield area," and for the corresponding provision of environmental remediation, rehabilitation, and economic development for such areas; and

WHEREAS, the procedures set forth in Section 376.80(1), Florida Statutes, including the notice and public hearing requirements set forth in Sections 125.66, 125.66(4)(b)1, and 125.66(4)(b)2, Florida Statutes, have been complied with; and

WHEREAS, on June 28, 2017 and August 1, 2017, public hearings were held near the area to be designated and at the Orange County Board of County Commissioners (the "Board"), respectively, to provide an opportunity for public input on the size of the area, the objectives for rehabilitation, job opportunities and economic developments anticipated, neighborhood resident considerations, and other relevant local concerns in accordance with Section 376.80(2)(a), Florida Statutes; and

WHEREAS, the Board has considered the requirements for designation set forth in Section 376.80(2)(a), Florida Statutes, namely,

1. Whether the brownfield area warrants economic development and has a reasonable potential for such activities;
2. Whether the proposed area to be designated represents a reasonably focused approach and is not overly large in geographic coverage;
3. Whether the area has potential to interest the private sector in participating in rehabilitation; and
4. Whether the area contains sites or parts of sites suitable for limited recreational open space, cultural, or historical preservation purposes; and

WHEREAS, the Board wishes to notify the Florida Department of Environmental Protection (the "FDEP") of its decision to designate a brownfield area for remediation, rehabilitation, and economic development for the purposes set forth in the Act; and

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. The recitals and findings set forth in the Preamble to this Resolution are hereby adopted by reference thereto and incorporated herein as if fully set forth in this Section.

Section 2. The area described in Exhibit "A" as the Pine Castle Urban Center: ROCC, attached hereto and incorporated herein by reference, which is located in unincorporated areas of the County, less any real property for which a property owner within the area depicted in Exhibit "A" requests in writing to have his or her property removed from the designation provided for herein, is hereby designated as the "Pine Castle Urban Center: ROCC (Redeveloping Orange County Communities)" which shall hereafter be known as the "Pine Castle Urban Center: ROCC" and as a brownfield area for environmental remediation, rehabilitation, and economic development as set forth in the Act, under the following terms and conditions:

a. The designation of the brownfield area by this Resolution does not, by itself, render Orange County or its Board responsible for the costs and liabilities associated with site remediation, rehabilitation, economic development, or source removal, as those terms are defined in the Act, unless the Board specifically designates itself as a responsible person pursuant to Section 376.80(3), Florida Statutes, thereof.

b. Nothing in this Resolution shall be deemed to prohibit, limit, or amend the authority and power of the Board, otherwise legally available, to designate any other property or properties as a brownfield site or brownfield area, or to modify, amend, or withdraw the designation as established herein.

Section 3. In accordance with Section 376.80(1), Florida Statutes, the Board hereby directs the Orange County Environmental Protection Division to notify the FDEP

of Orange County's decision to designate this brownfield area for the purposes of remediation, rehabilitation, and economic development.

Section 4. This Resolution shall take effect upon the date of its adoption

ADOPTED THIS ____ DAY OF AUG 01 2017, 2017.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: *Jessica Vaupel*
for Deputy Clerk



EXHIBIT A

