

JUN 11 1984

ORANGE COUNTY RESOLUTION NO. 84-SW-09

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA; PROVIDING LEGISLATIVE DETERMINATIONS NECESSARY TO ALLOCATE SEWAGE CAPACITY IN THE SAND LAKE ROAD WASTEWATER TREATMENT PLANT PURSUANT TO THE SAND LAKE ROAD WASTEWATER TREATMENT PLANT CONNECTION RULES; PROVIDING AN ECONOMIC IMPACT DETERMINATION; PROVIDING FOR SEVERABILITY OF PROVISIONS; PROVIDING AN EFFECTIVE DATE.

RECITALS

1. The Board allocates wastewater treatment capacity at its Sand Lake Road Wastewater Treatment Plant pursuant to the Sand Lake Road Wastewater Treatment Plant Connection Rules, as amended.

2. The Board has this day adopted certain amendments to the Sand Lake Road Wastewater Treatment Plant Connection Rules, as amended.

3. These amendments and other provisions of the Rules call for the Board to make certain legislative determinations in order to exercise its governmental powers in allocating sewage capacity at the Sand Lake Road Wastewater Treatment Plant.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. Legislative Determination by the Board.

In its legislative, governmental capacity, the Board hereby makes the following findings and determinations:

- (1) The Board hereby determines pursuant to Section 5, the Sand Lake Road Wastewater Treatment Plant Connections Rules, as amended, that 2,230,371 gallons per day of sewage capacity is available for allocation and sale.
- (2) The Board hereby designates the rerating of the Sand Lake Road Wastewater Treatment Plant as a designated effluent disposal project pursuant to Section 5(h)(1), Sand Lake Road Wastewater Treatment Plant Connection Rules, as amended.

- (3) The Board hereby determines that the sewage capacity to be sold hereunder is not subject to the higher sewer environmental conservation fee established pursuant to Section 28-124(b)(2), Orange County Code.
- (4) The Board hereby determines to set aside 30,371 gallons per day of sewage capacity for the purposes of transferring to the Sand Lake Road Wastewater Treatment Plant certain existing sewage flows being treated by another plant under a Wholesale Agreement between Orange County and the City of Orlando.
- (5) The Board hereby determines that Hymen Lake, Trustee, as successor in interest to Lake-Orlando, Inc., is an eligible Type "C" applicant and may apply for and receive up to a cumulative total of 200,000 GPD of sewage capacity for use on lands described in Schedule "F" of that Purchase and Sale Contract between Lake-Orlando, Inc., and Orange County, dated the 7th day of October, 1975, pursuant to Section 4(c)(3), Sand Lake Road Wastewater Treatment Plant Connection Rules, as amended.
- (6) The Board hereby determines that the County's application for 34,000 GPD of capacity sewage to expand the Orange County Jail is a governmental project which serves a governmental purpose that is in the best interest of the public health, safety, and welfare of the citizens of Orange County, Florida. Based on this finding, the Board hereby allocates 34,000 GPD of sewage capacity for use by said project.

Section 2. Economic Impact Determination. The Board does hereby determine and find, pursuant to Section 1-27(2)(b),

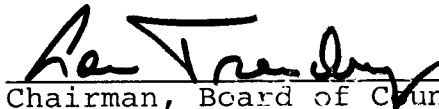
Orange County Code, that sufficient information has been provided for the Board to access the economic impact of this Resolution on the development of real property in Orange County, Florida. The Board does hereby determine and find that no further economic impact statement of economic information is required in this matter.

Section 3. Severability of Provisions. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this Resolution which can be given effect without the invalid provisions or applications and to this end the provisions of this Resolution are declared severable.

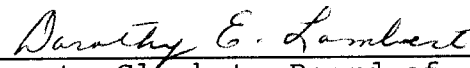
Section 4. Effective Date. This Resolution shall take effect upon the effective date of amendments adopted this day to the Sand Lake Road Wastewater Treatment Plant Connection Rules, as amended.

RESOLVED THIS 11th DAY OF June, 1984.

ORANGE COUNTY, FLORIDA


Chairman, Board of County
Commissioners of Orange County

ATTEST:

Assat. 
Deputy Clerk to Board of
County Commissioners