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RESOLUTION NO. 87-SW-05

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA; PROVIDING LEGISLATIVE DETERMINATIONS NECESSARY TO ALLOCATE SEWER SERVICE CAPACITY WITHIN THE NORTHWEST WASTEWATER SERVICE AREA; PROVIDING AN ECONOMIC IMPACT DETERMINATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

PREMISES

1. The Board of County Commissioners of Orange County allocate sewer service capacity within the Northwest Wastewater Service Area pursuant to the Northwest Wastewater Service Area Allocation Rules (hereinafter "NWWSAAR").

2. The County on July 18, 1986 had previously held the first Northwest Wastewater Service Area Sale. Not all capacity was sold. Therefore, the Board has determined that it has available sewer service capacity to allocate within the Northwest Wastewater Service Area. The Board further establishes a new Northwest Wastewater subdistrict called the Wekiva Acres Service Area.

3. The NWWSAAR requires the adoption of a resolution to implement certain terms and conditions of the allocation of this sewer service capacity within the Northwest Wastewater Service Area.

ACCORDINGLY, 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 4, NWWSAAR, that one million eighty-six thousand four hundred and forty four gallons per day (1,086,444 gpd) of sewer service capacity is available for allocation and sale within the Northwest Wastewater Service Area pursuant to Section 4 of the NWWSAAR adopted on May 12, 1986.

1 (2) The Board hereby establishes the Wekiva Acres
2 subdistrict of the Northwest Wastewater Service Area as
3 shown on the map and legal description which are
4 attached hereto and labeled Exhibit "A" and Exhibit
5 "B". The Board determines that eighteen thousand
6 (18,000) gallons per day of wastewater capacity is
7 available for allocation and sale within this
8 subdistrict pursuant to Section 4 of the NWWSAAR. The
9 Board further determines that this capacity is available
10 immediately for connection to the County's Wekiva Acres
11 Wastewater Treatment Facility.

12 (3) The Board on May 27, 1986 had previously set aside
13 three hundred thousand (300,000) gallons per day of
14 capacity in the Northwest facilities for qualified
15 projects under Section 4(D) 2(a), NWWSAAR. The Board
16 hereby determines that no further additional allocation
17 of this capacity beyond 300,000 gallons per day is
18 needed, at this time.

19 Section 2. Designation of May Allocation Day. The
20 Board hereby designates May 20, 1987, as an Allocation Day
21 pursuant to Section 4, NWWSAAR, and authorizes and directs
22 the Clerk to the Board to publish notice of said allocation
23 day in a newspaper of general circulation in the County in
24 accordance with Section 4, NWWSAAR. Pursuant to Section 4,
25 NWWSAAR, the Board hereby authorizes appropriate County staff
26 to make available for allocation on said allocation day one
27 million eighty-six thousand four hundred and forty four
28 gallons per day (1,086,444) of sewer service capacity to
29 owners (or authorized agents thereof) of property within the
30 Northwest Wastewater Service Area. This capacity sale
31 includes eighteen thousand (18,000) gallons per day of
32 capacity for the Wekiva Acres subdistrict.

33 Section 3. Economic Impact Determination. The Board
34 does hereby determine and find, pursuant to Section 1-27
35 (2)(b), Orange County Code, that sufficient information has
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been provided for the Board to access the economic impact of this resolution on the development of real property in Orange County. The Board does hereby determine and find that no further economic impact statement or economic impact information is required in this matter.

Section 4. Severability. If any provision of this resolution or the application thereof to any person or circumstances is held invalid, the invalidity shall not affect other provisions or applications of this resolution which can be given effect without the invalid provision or application, and to this end the provisions of this resolution are declared severable.

Section 5. Effective Date. This resolution shall take effect immediately upon adoption.

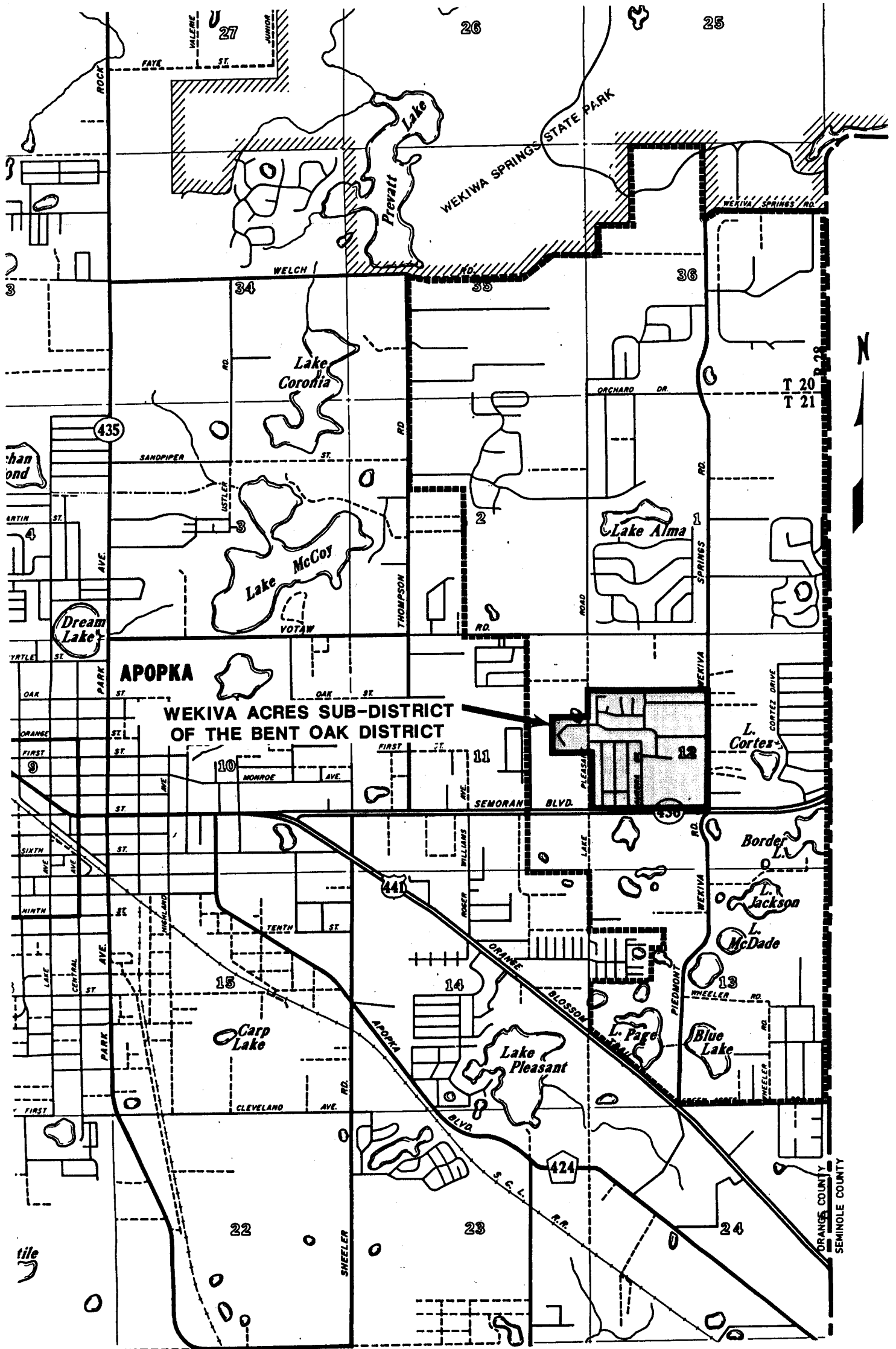
RESOLVED THIS 30th DAY OF March, 1987

ORANGE COUNTY, FLORIDA

By: Lee Treadway
Chairman, Board of
County Commissioners

ATTEST: THOMAS H. LOCKER, Clerk
to Board of County Commissioners

By: Mary Garrison
Deputy Clerk



**WEKIVA ACRES SUB-DISTRICT
OF THE BENT OAK DISTRICT**

NORTHWEST WASTEWATER SERVICE AREA

Wekiva Acres Sub-District of the Bent Oak District

Northwest Wastewater Service Area

The North 1/2 of the Southwest 1/4 of Section 12,
Township 21 South, Range 28 East.

Less: The South 68 Feet and the East 30 Feet and
the West 30 Feet for Road Right of Ways.

And,

The South 1/2 of the Northwest 1/4 of Section 12,
Township 21 South, Range 28 East.

Less: The East 30 Feet and the West 30 Feet for
Road Right of Ways.

And,

The Southeast 1/4 of the Southeast 1/4 of the
Northeast 1/4 of Section 11, Township 21 South,
Range 28 East.

Less: The East 30 Feet for Road Right of Way.

All In Orange County, Florida.