

SEP 11 1989

RESOLUTION NO. 89-SW-16

1
2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF ORANGE COUNTY, FLORIDA;
4 PROVIDING LEGISLATIVE DETERMINATIONS NECES-
5 SARY TO ALLOCATE SEWER SERVICE CAPACITY
6 WITHIN THE NORTHWEST WASTEWATER SERVICE
7 AREA; PROVIDING AN ECONOMIC IMPACT DETERMIN-
8 ATION; PROVIDING FOR SEVERABILITY; PROVID-
9 ING AN EFFECTIVE DATE.

7 PREMISES

8 1. The Board of County Commissioners allocates sewer
9 service capacity within the Northwest Wastewater Service Area
10 pursuant to the Northwest Wastewater Service Area Allocation
11 Rules (hereinafter "NWWSAAR").

12 2. The County had previously held the Northwest Waste-
13 water Service Area Sale on June 27, 1989 and not all capacity
14 was purchased.

15 3. The County has determined it has available waste-
16 water service capacity to allocate within the Northwest
17 Service Area.

18 4. Capacity release for the sale is expected on the
19 Allocation Day. Capacity to individual properties may be
20 delayed due to availability of transmission facilities.

21 5. The NWWSAAR requires the adoption of a resolution
22 to implement certain terms and conditions of the allocation
23 of this sewer service capacity within the Northwest Waste-
24 water Service Area.

25 ACCORDINGLY, BE IT RESOLVED BY THE BOARD OF COUNTY
26 COMMISSIONERS:

27 Section 1. Legislative Determination by the Board. In
28 its legislative, governmental capacity, the Board hereby
29 makes the following findings and determinations:

30 (1) The Board hereby determines pursuant to Section 4,
31 NWWSAAR, that six hundred seventy-eight thousand, six
32 hundred and forty-eight gallons per day (678,648 gpd) of
33 sewer service capacity is available for allocation and
34 sale within the Northwest Wastewater Service Area
35 pursuant to Section 4 of the NWWSAAR adopted on May 12,
36 1986.

1 (2) The Board herewith establishes a Northwest Service
2 Area pursuant to Section 4(D) NWWSAAR, as described in
3 Exhibit "A".

4 (3) The Board, on May 27, 1986 had previously set aside
5 three hundred thousand gallons per day (300,000 gpd) of
6 capacity in the Northwest facilities for qualified
7 projects under Section 4(D) 2(a), NWWSAAR. The Board
8 hereby determines that no further additional allocation
9 of this capacity beyond 300,000 gallons per day is need-
10 ed at this time.

11 Section 2. Designation of November Allocation Day. The
12 Board hereby designates November 1, 1989, between the hours
13 of 9:00 A.M. and 5:00 P.M. as an Allocation Day pursuant to
14 Section 4, NWWSAAR, and authorizes and directs the Clerk to
15 the Board to publish notice of said Allocation Day in a news-
16 paper of general circulation in the County in accordance with
17 Section 4, NWWSAAR. Pursuant to Section 4, NWWSAAR, the
18 Board hereby authorizes appropriate County staff to make
19 available for allocation on Allocation Day six hundred
20 seventy-eight thousand, six hundred and forty-eight gallons
21 per day (678,648 gpd) of sewer service capacity to owners (or
22 authorized agents thereof) of property within the Northwest
23 Wastewater Service Area.

24 Section 3. Economic Impact Determination. The Board
25 does hereby determine and find, pursuant to Section 1-27
26 (2)(b), Orange County Code, that sufficient information has
27 been provided for the Board to assess the economic impact of
28 this resolution on the development of real property in Orange
29 County. The Board does hereby determine and find that no
30 further economic impact statement or economic impact inform-
31 ation is required in this matter.

32 Section 4. Severability. If any provision of this
33 resolution or the application thereof to any person or
34 circumstance is held invalid, the invalidity shall not affect
35 other provisions or applications of this resolution which can
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be given effect without the invalid provision or application,
and to this end the provisions of this resolution are declar-
ed severable.

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

ADOPTED THIS 11th DAY OF September, 1989.

ORANGE COUNTY, FLORIDA

By: Hal Marston
VICE Chairman, Board
of County Commissioners

ATTEST: MARTHA O. HAYNIE, Clerk
to the Board of County Commissioners

By: Mary Jo Garrison
Deputy Clerk

JLP 9/6/89
#2407h

NORTHWEST WASTEWATER SERVICE AREA

Central District

Begin at a point on the west line of Section 13, Township 21 South, Range 28 East and the centerline of U.S. 441; run south along the west line of Sections 13, 24, 25, & 36 all of Township 21 South, Range 28 East, to a point on the north Right-of-Way of Clarcona-Ocoee Road; thence west along said north Right-of-Way line to the Urban Service Area Line; also being 330 feet east of the west line of Section 2, Township 22 South, Range 28 East; thence following the Urban Service Area Line south to a line on the east-west center section line of said Section 2; thence west to the southwest corner of the northwest 1/4 of said section 2; thence following the Urban Service Area Line southwesterly to a point at the northwest corner of Section 22, Township 22 South, Range 28 East; thence south along the west line of said section to the southwest corner of Rose Hill subdivision, as recorded in Plat Book 13, Page 128; thence east 1/4 mile to the centerline of Good Homes Road; thence south to the southwest corner of the northeast 1/4 of the northwest 1/4 of Section 27, Township 22 South, Range 28 East; thence west along the south line of the north 1/4 of Sections 27, 28, & 29 of Township 22 South, Range 28 East; to the southwest corner of the northeast 1/4 of the northeast 1/4 of said Section 29; thence south to the centerline of Seminole Street, also being a point on the Urban Service Area Line; thence southwesterly along the Urban Service Area Line to the southeast corner of Section 33, Township 22 South, Range 28 East, thence east 1 mile along the Orlando City Limits line; south 1/4 mile; thence continue northeasterly along the Orlando City Limits line to a point on the east Right-of-Way of Kirkman Road; thence north along said Right-of-Way to the centerline of Old Winter Garden Road; thence easterly along said centerline to the centerline of Pine Hills Road; thence north

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(Northwest legal continued)

along said centerline to the centerline of the East-West Expressway (S.R. 408); thence east along said centerline to the centerline of Ortman Drive; thence north along said centerline to the centerline of Old Winter Garden Road; thence east to the centerline of Mercy Drive; thence northerly along the Orlando City Limits line to a point where the line meets the south Right-of-Way of Edgewater Drive in Section 33, Township 21 South, Range 29 East; thence southwesterly along said south Right-of-Way to the centerline of Villa Drive; thence northwesterly along the centerline of Villa Drive;

to a point on the east line of the west 1/4 of the southeast 1/4 of Section 33, Township 21 South, Range 29 East; thence north along said east line to the northeast corner of Riverside Park Estates Unit 6, as recorded in Plat Book Z, Page 65; thence west to the southeast corner of Riverside Park Estates Unit 9, as recorded in Plat Book Y, Page 69; thence north 327.41 feet to the northeast corner of said subdivision; thence east to the northwest corner of Lot 1 Briarcliff Sub Replat, as recorded in Plat Book 4, Page 83; continue east to the northeast corner of Lot 8 of said subdivision; thence north 162.86 feet; thence east to the east line of said Section 33; thence south to the city limits of Eatonville; thence easterly along the northern city limits to the city limits of Maitland; thence northerly along the western city limits of Maitland to the Orange/Seminole County Line; thence west along said county line to the southeast corner of

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(Northwest legal continued)

Section 24, Township 21 South; Range 28 East; thence north along the Orange/Seminole County Line to the centerline of Greenacres Road; thence west to the centerline of Piedmont-Wekiva Springs Road; thence south to the centerline of U.S. 441; thence northwesterly along said centerline to the Point of Beginning.

and that portion of the unincorporated area of Orange County in the east 1/2 of the southwest 1/4 of the northeast 1/4 of Section 17, Township 22 South, Range 29 East; and the north 1/2 of the northwest 1/4 of the southeast 1/4 of Section 17, Township 22 South, Range 29 East.

and Sunnybrook Acres Subdivision, recorded in Plat Book X Page 149, Lake Lawne Shores Annex, recorded in Plat Book W Page 53; and that portion of the northwest 1/4 of the northwest 1/4 of the southwest 1/4 of the northeast 1/4 of the southeast 1/4 of Section 20, Township 22 South, Range 29 East.

All in Orange County, Florida.

1/89 (Revised)