

JAN 22 1990

RESOLUTION NO. #90-SW-04

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.

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11 PREMISES

12 1. The Board of County Commissioners allocates sewer
13 service capacity within the Northwest Wastewater Service Area
14 pursuant to the Northwest Wastewater Service Area Allocation
15 Rules (hereinafter "NWWSAAR").

16 2. The County had previously held the Northwest Waste-
17 water Service Area Sale on November 1, 1989 and not all
18 capacity was purchased.

19 3. The County has determined it has available waste-
20 water service capacity to allocate within the Northwest
21 Service Area.

22 4. Capacity release for the sale is expected on the
23 Allocation Day. Capacity to individual properties may be
24 delayed due to availability of transmission facilities.

25 5. The NWWSAAR requires the adoption of a resolution
26 to implement certain terms and conditions of the allocation
27 of this sewer service capacity within the Northwest Waste-
28 water Service Area.

29 ACCORDINGLY, BE IT RESOLVED BY THE BOARD OF COUNTY
30 COMMISSIONERS:

31 Section 1. Legislative Determination by the Board. In
32 its legislative, governmental capacity, the Board hereby
33 makes the following findings and determinations:

34 (1) The Board hereby determines pursuant to Section 4,
35 NWWSAAR, that six hundred sixty-seven thousand, five
36 hundred and seventeen gallons per day (667,517 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 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 February Allocation Day. The
12 Board hereby designates February 28, 1990, 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 sixty-seven thousand, five hundred and seventeen gallons per
21 day (667,517 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 22 DAY OF January, 1990.

BOARD OF COUNTY COMMISSIONERS

By: Hal Marston
Chairman, Board
of County Commissioners

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

By: Lucy A. Doyle
Asst. Deputy Clerk

By: Hal Marston
Chairman, Board
of County Commissioners

JLP 1/17/90
#2625h

EXHIBIT "A"

NORTHWEST WASTEWATER SERVICE AREA

Bent Oak District

Beginning at a point on the intersection of the centerlines of Welch Road and Thompson Road in Section 35, Township 20 South, Range 30 East; thence run south along the centerline of Thompson Road to the point where Yvonne Street intersects Thompson Road; thence East along the centerline of Yvonne Street to the point where Yvonne Street intersects the section center of Section 2, Township 21 South, Range 28 East; thence south to the centerline of Votaw Road; thence east along centerline of Votaw Road to the eastern border of Breezy Heights Subdivision plat book Y page 14, thence south along the east line of the west 1/2 of east 1/2 of Section 11, Township 21 South, Range 28 East to the centerline of State Road 436 (Semoran Blvd.); thence south to the south line of said Section 11; thence east to the centerline of Lake Pleasant Road; thence south 1/4 mile; thence east 1408.7 feet; thence south 435.6 feet; thence west 100 feet; thence south 872.14 feet; thence west to the centerline of Lake Pleasant Road; thence south to the centerline of U.S. 441, Orange Blossom Trail; thence southeasterly along said centerline to the intersection of the centerline of Piedmont-Wekiva Road; thence north to the centerline of Greenacres Road; thence east to the Seminole County line; thence north along the Orange/Seminole County line to the Urban Service Area line, also being the south boundary of Wekiva Springs State Park; thence westerly along said Urban Service Area boundary line to the Point of Beginning.

All in Orange County, Florida.

EXHIBIT "A"

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 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 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.

EXHIBIT "A"

NORTHWEST WASTEWATER SERVICE AREA
PINE HILLS EAST DISTRICT

Beginning at a point on the centerline of Edgewater Drive (S.R. 424) and the east line of the west $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 33, Township 21 South, Range 29 East; run southeast along the center line of Edgewater Drive to the east line of Section 4, Township 22 South, Range 29 East; thence run south to the Orlando City limits line; thence southerly, westerly and easterly along the Orlando City limits line to a point on the north Right-of-Way of Silver Star Road and the west Right-of-Way of U.S. 441; thence westerly, northerly and easterly along the Orlando City limits line to the point of beginning.

Including that portion of the unincorporated area of Orange County in the north $\frac{1}{2}$ of the northeast $\frac{1}{4}$ of Section 17, Township 22 South, Range 29 East, which is north of Silver Star Road and that portion of the southeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of Section 17, Township 22 South, Range 29 East.

And:

Beginning at a point 175 feet west of the east line of Section 11, Township 22 South, Range 29 East, and on the north line of the Orlando City limits, also said point being in the southeast corner of Lot 7, Roclair Subdivision, as recorded in Plat Book O, Page 150; thence north to a point 175 feet west of the northeast corner of the southeast $\frac{1}{4}$ of Section 11, Township 22 South, Range 29 East; thence west to the center of said Section 11; thence south $\frac{1}{8}$ mile; thence west $\frac{1}{4}$ mile; thence north to the southeast corner of the northwest $\frac{1}{4}$ of the northwest $\frac{1}{4}$ of said Section 11; thence west $\frac{3}{4}$ mile to the southwest corner of the northwest $\frac{1}{4}$ of the northeast $\frac{1}{4}$ of Section 10, Township 22 South, Range 29 East; thence north $\frac{1}{4}$ mile to the northwest corner of the northeast $\frac{1}{4}$ of said Section 10; thence west $\frac{1}{2}$ mile; thence north along the west line of Section 3, Township 22 South, Range 29 East to the Orlando City limits line; said point being on the south Right-of-Way line of Lee Road; thence westerly and southerly along said city limits

to a point on the east Right-of-Way of U.S. 441 and the intersection of Golfview Street; thence northerly and easterly along the Orlando City limits line to the point of beginning.

And:

That portion of the unincorporated areas of Orange County within the following areas: south of Silver Star Road, east of U.S. 441, north of S.R. 50 and east of Mercy Drive. Including the north 330 feet of the southwest $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 17, Township 22 South, Range 29 East.

And:

Beginning at a point at the intersection of the centerlines of Mercy Drive and Old Winter Garden Road; run westerly and northerly along the Orlando City limits line to a point on the south Right-of-Way of S.R. 50; thence continue easterly, southerly, westerly and northerly along the Orlando City limits to a point at the intersection of Washington Street and Ortman Drive; thence continue westerly and southerly along the Orlando City limits to the west Right-of-Way of Kirkman Road; thence north to the centerline of Old Winter Garden Road; thence northeasterly along said centerline to the centerline of Pine Hills Road; thence north along the centerline of Pine Hills Road to the centerline of the East-West Expressway (S.R. 408); thence easterly along said centerline to the intersection of Ortman Drive; thence north along the centerline of Ortman Drive to the centerline of Old Winter Garden Road; thence east along said centerline to the point of beginning, being the intersection of Old Winter Garden Road and Mercy Drive.

And LESS the following areas which are unincorporated areas of Orange County with wastewater service by the City of Orlando:

That portion of Hazel-Hurst subdivision, recorded in Plat Book G Page 118; Fairview Vista Phase I, II and III, recorded in Condominium Book 5-11, 134 and 139.

That portion of the southwest $\frac{1}{4}$ of Section 15, Township 22 South, Range 29 East, lying west of the Seaboard Coastline Railroad; and the south

330 feet of the southwest $\frac{1}{4}$ of the northwest $\frac{1}{4}$ lying west of the Seaboard Coastline Railroad in said Section 15.

That portion of the northeast $\frac{1}{4}$ of the southeast $\frac{1}{4}$ of Section 21, Township 22 South, Range 29 East, which includes Spring Lake Forest Subdivision, recorded in Plat Book 2, Page 117.

And the northwest $\frac{1}{4}$ of the southwest $\frac{1}{4}$ of Section 22, Township 22 South, Range 29 East, which includes Spring Lake Terrace 1st. addition; recorded in Plat Book U Page 86.

That portion of Haralson subdivision, recorded in Plat Book S Page 7; Haralson subdivision 1st addition, recorded in Plat Book U Page 33; Haralson subdivision 2nd addition, recorded in Plat Book W Page 37.

All in Orange County, Florida.

EXHIBIT "A"

NORTHWEST WASTEWATER SERVICE AREA

Riverside East District

An area located north of the City of Maitland, with Seminole County being the north boundary; by Interstate 4 on the west; by the City of Maitland on the south and by the City of Maitland on the east at the center of Section 30, Township 21 South, Range 30 East.

All in Orange County, Florida.