

FEB 12 1991 *JJC*

RESOLUTION NO. 91-SW-05

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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 allocates sewer service capacity within the Northwest Wastewater Service Area pursuant to the Northwest Wastewater Service Area Allocation Rules (hereinafter "NWWSAAR").

2. The County had previously held the Northwest Wastewater Service Area Sale on November 1, 1990 and not all capacity was purchased.

3. The County has determined it has available wastewater service capacity to allocate within the Northwest Service Area.

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

5. 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:

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 six hundred thirty-three thousand, nine hundred and seventeen gallons per day (633,917 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 1991 Allocation Days. The  
12 Board hereby designates February 28, April 18, June 20,  
13 August 15, October 17 and December 19, 1991, between the  
14 hours of 9:00 A.M. and 5:00 P.M. as Allocation Days pursuant  
15 to Section 4, NWWSAAR, and authorizes and directs the Clerk  
16 to the Board to publish notice of said Allocation Day in a  
17 newspaper of general circulation in the County in accordance  
18 with Section 4, NWWSAAR. Pursuant to Section 4, NWWSAAR, the  
19 Board hereby authorizes appropriate County staff to make  
20 available for allocation on the February 28, 1991 Allocation  
21 Day six hundred thirty-three thousand, nine hundred and  
22 seventeen gallons per day (633,917 gpd) of sewer service  
23 capacity to owners (or authorized agents thereof) of property  
24 within the Northwest Wastewater Service Area. Capacities for  
25 subsequent Allocation Days will be less any capacities sold  
26 on the preceeding Allocation Days. The Board authorizes the  
27 appropriate County staff to accept correct applications until  
28 5:00 p.m. February 27, 1991 and until 5:00 p.m. the day  
29 before the other designated Allocation Days.

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

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

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

12 ADOPTED THIS 12<sup>th</sup> DAY OF February, 1991.

13 BOARD OF COUNTY COMMISSIONERS

14  
15 By: *Linda Chapin*  
16 Chairman, Board  
17 of County Commissioners

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

21 By: *Mary Jo Garrison*  
22 Deputy Clerk

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33 JLP 2/4/91  
34 #3143h  
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EXHIBIT "A"

NORTHWEST WATER RECLAMATION FACILITY 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 1/4 of the Southeast 1/4 of Section 33, Township 21 South, Range 29 East; run Southeast along the centerline 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 Westerly, Southerly and Easterly along the Orlando City Limits line to a point on the East right-of-way of Orange Blossom Trail (U.S. 441); thence South along the East right-of-way to a point on the North right-of-way of Silver Star Road and the East 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 1/2 of the Northeast 1/4 of Section 17, Township 22 South, Range 29 East, which is North of Silver Star Road and that portion of the Southeast 1/4 of the Southeast 1/4 of the Southeast 1/4 of the Northwest 1/4 of the Northeast 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 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 1/4 of Section 11, Township 22 South, Range 29 East; thence West to the center of said Section 11; and the point of Beginning: thence South 1/8 mile; thence West 1/4 mile; thence North to the Southeast corner of the Northwest 1/4 of the Northwest 1/4 of said Section 11; then West 3/4 mile to the Southwest corner of the Northwest 1/4 of the Northeast 1/4 of Section 10, Township 22 South, Range 29 East; thence North 1/4 mile to the Northwest corner of the Northeast 1/4 of said Section 10; thence West 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; thence Southerly along the East right-of-way of U.S. 441 and the Orlando City Limits line located in Section 22, Township 22 South, Range 29 East; 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 1/4 of the Southeast 1/4 of Section 17, Township 22 South, Range 29 East. North of Par Avenue, West of Midiron Drive and South of Minnesota Avenue within Section 11, Township 22 South, Range 29 East.

And:

Beginning at a point at the intersection of the centerline of Mercy Drive and Old Winter Garden Road; run Easterly 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 intersection of Carter Street; thence West to the 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 Phas I, II and III, recorded in Condominium Book 5-11, 134 and 139.

That portion of the Southwest 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 1/4 of the Northwest 1/4 lying West of the Seaboard Coastline Railroad in said Section 15.

That portion of the Northeast 1/4 of the Southeast 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 1/4 of the Southwest 1/4 of Section 22, Township 22 South, Range 29 East, which includes Spring Lake Terrace First Addition; recorded in Plat Book "U", Page 86.

That portion of Haralson Subdivision, recorded in Plat Book "S", Page 7; Haralson Subdivision First Addition, recorded in Plat Book "U", Page 33; Haralson Subdivision Second Addition, recorded in Plat Book "W", Page 37. All in Orange County, Florida.

/saz/2/91

NORTHWEST WATER RECLAMATION FACILITY SERVICE AREA

CENTRAL DISTRICT

EXHIBIT "A"

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 Section 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 North right-of-way of Colonial Drive (S.R. 50); thence run West 660+ feet; thence run South 710 feet to the Northeast corner of Lot 5 Lakeview Heights as recorded in Plat Book "E", Page 39; thence run



West to the West Section line of Section 27, Township 22 South, Range 28 East and the centerline of Woodlawn Cemetery Road; thence run South along the centerline of Woodlawn Cemetery Road to the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of said Section 27; thence West along the South line of the North 1/4 of Sections 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, thence West to the Southwest corner of the Northeast 1/4 of Section 29, Township 22 South, Range 28 East; thence run south to the centerline of the Florida Turnpike; thence Southeasterly along the Florida Turnpike to a point on the Urban Service Area line in the Northeast 1/4 of Section 32, Township 22 South, Range 28 East; thence follow the Urban Service area boundary Northeast and Southeast to the East Section Line of Section 28, Township 22 South, Range 28 East; thence South 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 West boundary of 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 the 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.

/saz/2/91