



COUNTY ATTORNEY'S OFFICE
JEFFREY J. NEWTON, County Attorney

201 South Rosalind Avenue ■ 3rd Floor
Reply To: Post Office Box 1393
Orlando, FL 32802-1393
407-836-7320 ■ Fax 407-836-5888
<http://www.ocfl.net>

03-12-15P03:14 RCVD

MEMORANDUM

DATE: March 12, 2015

TO: Katie Smith, Deputy Clerk
Comptroller Clerk's Office

THROUGH: Cheryl Gillespie, Supervisor
Agenda Development Office, BCC

FROM: Joel D. Prinsell, Deputy County Attorney *JDP*

CONTACT PERSON: Joel D. Prinsell, Deputy County Attorney
407-836-7329 mail to: joel.prinsell@ocfl.net

03-12-15 P02:07 IN *[Signature]*

RE: Request for Board of County Commissioners' Public Hearing at 2:00 p.m. on April 7, 2015; Proposed Options for a Settlement Agreement between Orange County School Board and Orange County relating to ongoing Litigation concerning Board of County Commissioners' Nov. 5, 2013 Denial of Orange County School Board's Special Exception Request for a West Orange Relief High School at 66 Acre Site Situated Near Northeast Corner of County Road 535 and Ficquette Road

Subject of Public Hearing: Request for Public Hearing at 2:00 p.m. on April 7, 2015 for Board of County Commissioners (BCC) to Consider Proposed Options for a Settlement Agreement between the Orange County School Board (OCSB) and Orange County relating to the ongoing Court Litigation concerning the BCC's Nov. 5, 2013 Denial of the Orange County Public Schools' Application for a Special Exception in an R-CE zone for a West Orange Relief High School at its 66 Acre Site Situated on the East Side of Winter Garden Vineland Road (County Road 535) North of the Northeast Corner of County Road 535 and Ficquette Road

Applicant: N/A

Location: District 1

04/07/2015
@ 2pm

Deputy County Attorney
Joel D. Prinsell

Senior Assistant County Attorneys
Lila McHenry


Assistant County Attorneys
Roberta Alfonso
Edward M. Chew
Anthony Cotter
Whitney E. Evers
Wanzo Galloway, Jr.
Georgiana Holmes
Katherine W. Latorre
Peter A. Lichtman
Sawsan Mohiuddin
Scott Shevenell
William Turner

Legal Administrative Supervisor
Anna M. Caban

Senior Paralegal
Kimberly Cundiff

Paralegals
Cathy Saravanja, CP
Maria Vargas, ACP

Katie Smith
March 12, 2015
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Estimated time required for public hearing: ~~Two hours or more~~ *Two minutes* 

Hearing controversial: Yes.

Advertising requirement and timeframe: Publish once in *The Orlando Sentinel* in the portion of the newspaper where legal notices appear by not later than Monday, March 23, 2015, so that the advertisement appears at least 15 days prior to the public hearing on April 7, 2015.

Property owners to be notified: Also, notices must be mailed, postage prepaid, at least 10 days before April 7, 2015, to the property owners in the surrounding area. Their names and addresses will be or have been provided to you by the Community, Environmental and Development Services Department.

Public hearing required by: Section 163.3215(7), Florida Statutes.

Spanish contact person: Para más información en español acerca de estas reuniones públicas o de cambios por ser efectuados, favor de llamar a la Oficina de los Abogados del Condado, Roberta Alfonso, at 407-836-7320.

Materials: The proposed options for a Settlement Agreement will be provided and available to the public before the newspaper advertisement is published.

SPECIAL INSTRUCTIONS TO CLERK:

1. Please verify the public hearing date and time with Agenda Development.
2. Please inform me of the date the newspaper advertisement will appear.
3. Please use the wording in the attached notice as the wording that appears in the newspaper advertisement. (Please call Sheri Crooke at 407-836-7333 if you need the document to be forwarded to you in Word.)
4. Please publish the newspaper advertisement by not later than March 23, 2015.
5. Please mail the notices to the property owners by not later than March 25, 2015. The wording for the mailed notice will be provided to your office by March 20, 2015.

Katie Smith
March 12, 2015
Page 2

Attachment

JDP:sac

cc: Kevin Cunningham, Development Services Specialist, Fiscal and Operational
Support, Community, Environmental and Development Services
Jeffrey Kaplan, Development Services Analyst, Fiscal and Operational
Support, Community, Environmental and Development Services

S:\scrooke\CORRESP\JDP\Smith-Katie-Req for PHrg West Orange Relief HS

**ORANGE COUNTY
NOTICE OF PUBLIC HEARING**

The Orange County Board of County Commissioners (BCC) will conduct a public hearing on **April 7, 2015, at 2:00 p.m.**, or as soon thereafter as the matter may be heard, in the County Commission Chambers, First Floor, Orange County Administration Center, 201 South Rosalind Avenue, Orlando, Florida. You are invited to attend and be heard regarding the following matter:

Proposed options for a Settlement Agreement between the Orange County School Board and Orange County concerning the ongoing court litigation between the School Board and Orange County relating to the BCC's Nov. 5, 2013, denial of Orange County Public Schools' request for a special exception in an R-CE zone to construct a public high school at the property located at 5505 Winter Garden Vineland Rd., generally located on the east side of Winter Garden Vineland Road, just north of the intersection of Winter Garden Vineland Road and Ficquette Road; Parcel ID 14-23-27-0000-00-013; S-T-R: 14-23-27; Orange County, Florida (legal property description on file). (Board of Zoning Adjustment Case #SE 13-07-046, Sept. 6, 2013.)

You may obtain a copy of the proposed options for a Settlement Agreement by calling the Comptroller Clerk of the Board of County Commissioners, 407-836-7300; or appearing at the Clerk's Office at 201 South Rosalind Avenue, Fourth Floor, Orlando, Florida.

IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, PLEASE CONTACT THE ORANGE COUNTY PLANNING DIVISION, 407-836-5600.

PARA MÁS INFORMACIÓN, REFERENTE A ESTA VISTA PUBLICA CON RESPECTO A UNA AUDENCIA PUBLICA SOBRE PROPIEDAD EN SU AREA/VECINDAD, FAVOR COMUNICARSE CON LA DIVISIÓN DE PLANIFICACIÓN, AL NÚMERO 407-836-5600.

If you wish to challenge any decision made by the Board of County Commissioners at this meeting, you will need a record of proceedings. You should ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the challenge is to be based.

If you require special accommodations under the Americans with Disabilities Act of 1990, please call 407-836-5631 no later than two business days prior to the hearing for assistance. Si usted requiere ayuda especial bajo la ley de Americanos con Incapacidades de 1990, por favor llame al 407-836-3111.

Martha O. Haynie, County Comptroller
As Clerk of the Board of County Commissioners
Orange County, Florida

Publish: March ____, 2015; the Legal Notices section of The Orlando Sentinel

c: District 1 Commissioner's Office [email]
County Attorney's Office, BCC [Joel Prinsell's email]
Chris Testerman, Assistant County Administrator, BCC [email]
Cheryl Gillespie, Agenda Development, BCC [email]
Mike Seif, Orange TV, BCC [email]
Deputy Clerk [email]
Kevin Cunningham, Planning Division [email]

Orlando Sentinel

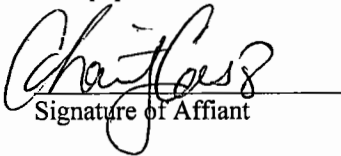
Published Daily
ORANGE County, Florida

STATE OF FLORIDA

ORANGE County

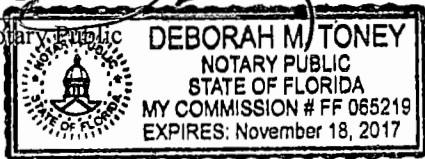
Before the undersigned authority personally appeared **Sheri Schmitz / Adeliris DelValle / Charity Casas / Pam Arnold** who on oath says that he/ she is an Advertising Representative of the **ORLANDO SENTINEL**, a DAILY newspaper published in **ORANGE County, Florida**; that the attached copy of advertisement, being a Legal Notice in the matter **Proposed Options for Settlement Agreement between Orange County School Board and Orange County concerning denial of Orange County Public Schools' Special Exception Request for West Orange Relief High School in ORANGE County, Florida**, was published in said newspaper in the issues **03/19/15**

Affiant further says that the said **ORLANDO SENTINEL** is a newspaper published in said **ORANGE County, Florida**, and that the said newspaper has heretofore been continuously published in said **ORANGE County, Florida**, each day and has been entered as periodicals matter at the post office in **ORANGE County, Florida**, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.


Signature of Affiant

Sworn to and subscribed before me on this **19** day of **March, 2015**.


Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped
Personally Known (X) or Produced Identification ()

3137762

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NOTICE OF PUBLIC HEARING**

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You may read a copy of the proposed options for a Settlement Agreement and read additional information about this public hearing by opening the following link in Orange County's website: <http://www.orangecountyfl.net/Home/CountyCalendar.aspx>. Or, you may obtain a copy of the options by calling the Comptroller Clerk of the Board of County Commissioners, 407-836-7300, or appearing at the Clerk's Office at 201 South Rosalind Avenue, Fourth Floor, Orlando, Florida.

IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE PLEASE CONTACT THE ORANGE COUNTY DEVELOPMENT HOTLINE AT 407-836-8181.

PARA MAS INFORMACION, REFERENTE A ESTA VISTA PUBLICA CON RESPECTO A UNA AUDENCIA PUBLICA SOBRE PROPIEDAD EN SU AREA/ VECINDAD, FAVOR COMUNICARSE CON LA DIVISION DE NOTIFICACION AL NUMERO 407-836-5325.

If you wish to challenge any decision made by the Board of County Commissioners at this meeting, you will need a record of the proceedings. You should ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the challenge is to be based.

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Martha O. Haynie, County Comptroller
As Clerk of the Board of
County Commissioners
Orange County, Florida

053137762 03/19/15