

# RESOLUTION

*of the*

**ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS**

*regarding*

**THE BOARD'S SUPPORT AND APPROVAL OF USE OF  
COUNTY-CONTRIBUTED MITIGATION FUNDS BY THE  
SOUTH FLORIDA WATER MANAGEMENT DISTRICT FOR  
THE ACQUISITION OF LAND WITHIN DESIGNATED AREAS  
OF THE ORANGE COUNTY PORTION OF THE SHINGLE  
CREEK AREA.**

**Resolution No. 2019-m-04**

**WHEREAS**, in 2000, Orange County (the "County") received Permit 48-01098-S (the "Permit") from the South Florida Water Management District (the "District"), thereafter modified in 2002, authorizing the construction of Phases V and VI of the Orange County Convention Center (the "Project"), certain environmental impacts associated with the Project construction, and a mitigation plan to offset the environmental impacts of the Project; and

**WHEREAS**, the County modified Permit 48-01098-S, including the mitigation plan, in 2007, whereby the County and the District entered into the Shingle Creek Interlocal Agreement ("Interlocal Agreement") requiring, in part, the acquisition of property located within an agreed upon area to be used for the purpose of mitigating

impacts resulting from the Project; and the County donated \$1,400,000 to the District for the acquisition of additional property located within the Shingle Creek headwaters area for mitigation purposes (the "Funds"); and

**WHEREAS**, the Interlocal Agreement between the parties expired in 2007 without acquiring any additional mitigation land; and

**WHEREAS**, the District continues to hold the Funds encumbered under the Interlocal Agreement and desires to acquire property in the Shingle Creek headwaters area with a desired goal of consolidating ownership to facilitate long term land management of the Shingle Creek headwaters swamp (also referred to as "Shingle Creek Acquisition Program" or "Acquisition Program"); and

**WHEREAS**, the District seeks the Board's concurrence with the District's plan to utilize the Funds for the purpose of acquiring land within the general area of the primary and secondary acquisition focus area Parcels map (collectively referred to as "Property"), located within the Orange County portion of Shingle Creek headwaters area, as more specifically shown in the map attached hereto and incorporated as Exhibit "A,"; and

**WHEREAS**, the District, in return for the Board's authorization for use of the Funds, is committed to providing the County with semiannual reports containing updated maps showing the parcels acquired within the Property, addressed to the Manager of the Orange County Environmental Protection Division until such time as the \$1,400,000 is expended. Within six months of the date that all funds are expended, a

final report and map will be provided to Orange County, addressed to the Manager of the Environmental Protection Division; and

**WHEREAS**, the Board acknowledges the importance of the Shingle Creek Acquisition Program and agrees with the District's use of the Funds under the proposed Acquisition Program for the described purpose.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:**

**Section 1.** The Board hereby confirms its support of the District use of the Funds for the acquisition of land in Shingle Creek under the Acquisition Program.

**Section 2. *Effective Date.*** This Resolution shall take effect on the date of its adoption.

ADOPTED THIS \_\_\_\_\_ DAY OF FEB 26 2019, 2019.



ORANGE COUNTY, FLORIDA  
By: Board of County Commissioners

By: *Jerry L. Demings*  
Jerry L. Demings  
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller  
As Clerk of the Board of County Commissioners





By: *Katie Smeeth*  
Deputy Clerk

# Shingle Creek Acquisition Focus Areas

## Exhibit A



**Legend**

-  County Boundary
-  Public\_Ownership
-  Primary\_Acquisition\_Focus\_Area
-  Secondary\_Acquisition\_Focus\_Area



0      0.325      0.65      1.3 Miles

