



Interoffice Memorandum

April 19, 2023

TO: Mayor Jerry L. Demings
—AND—
County Commissioners

FROM: Timothy L. Boldig, Interim Director
Planning, Environmental and Development
Services Department

A handwritten signature in black ink, appearing to be "T. Boldig", written over the printed name of the sender.

**CONTACT PERSON: Joseph C. Kunkel, P.E., DRC Chairman
Development Review Committee
Public Works Department
(407) 836-7971**

SUBJECT: May 23, 2023 — Consent Item
First Amendment to Park Dedication and Park Impact Fee
Agreement for Long Lake PD Little Econ Greenway Trail
Dedication
Case #PDA-23-03-086 / District 5

The Long Lake Planned Development contains 18.15 gross acres and is located east of Semoran Boulevard and south of Hanging Moss Road. The Long Lake PD was approved by the Board on April 26, 2022 and is approved for 363 multi-family units.

The Park Dedication and Park Impact Fee Agreement Long Lake PD Little Econ Greenway Trail Dedication for the conveyance of 0.61 acres of land for \$365,937 in park impact fee credits, received Board approval on July 12, 2022.

Through this request, the applicant is seeking approval of an amendment to the First Amendment Park Dedication and Park Impact Fee Agreement for the Long Lake PD (LUP-21-08-247), to amend the time for conveyance of the APF Lands to 120 days after the effective date of the Amendment, versus 120 days after the effective date of the Agreement.

The proposed amendment received a recommendation of approval from the Development Review Committee on April 12, 2023.

ACTION REQUESTED: Approval and execution of First Amendment to Park Dedication and Park Impact Fee Agreement Long Lake PD Little Econ Greenway Trail Dedication by and between Long Lake Development, LLC, and Orange County. District 5

TLB/lme
Attachment

BCC Mtg. Date: May 23, 2023

Prepared by and after recording return to:

M. Rebecca Wilson
Lowndes Law Firm
215 N. Eola Dr.
Orlando, FL 32801

Parcel I.D. No.: 15-22-30-0000-00-085

**FIRST AMENDMENT TO
PARK DEDICATION AND PARK IMPACT FEE AGREEMENT**

LONG LAKE PD

LITTLE ECON GREENWAY TRAIL DEDICATION

THIS FIRST AMENDMENT TO PARK DEDICATION AND PARK IMPACT FEE AGREEMENT (the “Amendment”) effective as of the latest date of execution (the “First Amendment Effective Date”) is made and entered into by and between Long Lake Development, LLC, a Florida limited liability company (“Owner”), a Florida limited liability company, with its principal place of business at 2200 Centerpark West Drive, West Palm Beach, FL 33409, and Orange County, a charter county and political subdivision of the State of Florida (“County”), with a mailing address of: c/o Orange County Administrator, Post Office Box 1393, Orlando, Florida 32802-1393. Owner and County may sometimes be referred to herein individually as a “Party” and collectively as the “Parties.”

WITNESSETH:

WHEREAS, on July 12, 2022, the County approved that certain Park Dedication and Park Impact Fee Agreement for Long Lake PD, recorded as Document Number 20220446425 in the Public Records of Orange County (“the Agreement”) requiring Owner to convey to the County

certain park and trail lands (“Conveyed Lands”) as more fully defined and described in Exhibit “C” of the Agreement; and

WHEREAS, the Owner and the County desire to amend certain terms and provisions of the Agreement related to the procedure for conveying the Conveyed Lands (as defined in the Agreement) to the County.

NOW, THEREFORE, for and in consideration of the above premises, the mutual covenants and agreements set forth herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Owner and County agree as follows:

1. Section 2(a) of the Agreement is hereby amended in its entirety and replaced with the following:

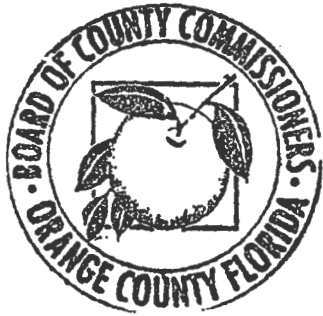
Section 2. (a) Conveyed Lands. Not later than one hundred twenty (120) days following the First Amendment Effective Date, Owner shall convey to the County marketable fee title to those lands described on Exhibit “C” of the original Agreement.

In the event conveyance does not occur within the aforesaid 120 days, the Manager of the Real Estate Management Division, or that person’s designee, may grant one extension of up to 120 days for the conveyance to take place.

2. **Entire Agreement.** Except as expressly amended hereby, the Agreement remains unchanged and in full force and effect, and each of the parties hereto ratifies and confirms the terms and conditions of the Agreement. This Amendment may be executed in one or more counterparts, all of which together shall constitute the entire Amendment.

[Signatures appear on following pages]

IN WITNESS WHEREOF, the Parties have caused this Agreement to be duly executed
by their respective duly authorized representatives on the dates set forth below.



ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

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

Date: May 23, 2023

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

By: *Jennifer Ann-Kline*
Deputy Clerk

Printed name: May 23, 2023

**LONG LAKE DEVELOPMENT, LLC,
a Florida limited liability company**

By: [Signature]

Printed Name: Dale R. Hedrick

Title: Manager

Date: 4/12/2023

WITNESSES:

[Signature]
Printed Name: JOSEPH P. Strup
[Signature]
Printed Name: Eric Engstrom

**STATE OF FLORIDA
COUNTY OF ORANGE**

The foregoing instrument was acknowledged in person before me or by online notarization by Dale R. Hedrick, as Manager of Long Lake Development, LLC, a Florida limited liability company, who is known by me to be the person described herein and who executed the foregoing, this 12th day of April, 2023. S/he is personally known to me or has produced _____ as identification.

WITNESS my hand and official seal in the County and State last aforesaid this 12th day of April, 2023.

[Signature]
Notary Public

Print Name: Patricia Nadine Costigan

My Commission Expires: June 4, 2024

