



**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>

**Public Hearing**

**MEMORANDUM**

**TO:** Mayor Teresa Jacobs  
and  
County Commissioners

**FROM:** Jeffrey J. Newton, County Attorney *JJN*  
Sawsan Mohiuddin, Assistant County Attorney *SM*  
**Contact: (407) 836-7320**

**DATE:** February 13, 2017

**RE:** **Public Hearing for Board Meeting on February 21, 2017**  
An Ordinance Repealing Orange County Ordinance No. 2008-17,  
Relating to the Midtown Orlando Community Development District; and  
Providing an Effective Date

**I. EXPLANATION & SUMMARY:**

The Board of County Commissioners established the Midtown Orlando Community Development District via Ordinance No. 2008-17 on August 19, 2008. In August of 2016, the Board of Supervisors of the District began the process for declaring the District inactive. On November 10, 2016, Mayor Jacobs received a letter from the Florida Department of Economic Opportunity informing Orange County that the District's status had been changed to inactive and directing the County to repeal the enabling ordinance. Pursuant to section 189.062(4) of the Florida Statutes, upon being declared inactive, the entity that created the special district is required to dissolve the district by repealing its enabling laws.

The proposed ordinance repeals the enabling ordinance for the Midtown Orlando Community Development District.

**II. ACTION REQUESTED:** **APPROVAL OF AN ORDINANCE  
REPEALING ORANGE COUNTY  
ORDINANCE NO. 2008-17, RELATING TO  
THE MIDTOWN ORLANDO COMMUNITY  
DEVELOPMENT DISTRICT; AND  
PROVIDING AN EFFECTIVE DATE.**

SM/eh  
Attachment

c: Ajit Lalchandani, County Administrator

*Deputy County Attorney*  
Joel D. Prinsell

*Senior Assistant County Attorneys*  
Elaine Asad  
Lila McHenry

*Assistant County Attorneys*  
Andrea Adibe  
Robertta Alfonso  
Anthony Cotter  
Whitney E. Evers  
Wanzo Galloway, Jr.  
Erin E. Hartigan  
Georgiana Holmes  
Katherine W. Latorre  
Scott McHenry  
Sawsan Mohiuddin  
Scott Shevenell  
William Turner

*Legal Administrative Supervisor*  
Anna M. Caban

*Senior Paralegal*  
Kimberly Cundiff

*Paralegals*  
Melessia Lofgren  
Maria Vargas, ACP

ORDINANCE NO. 2017-\_\_\_\_\_

**AN ORDINANCE REPEALING ORANGE COUNTY  
ORDINANCE NO. 2008-17, RELATING TO THE  
MIDTOWN ORLANDO COMMUNITY DEVELOPMENT  
DISTRICT; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on August 19, 2008 the Orange County Board of County Commissioners (BCC) adopted Ordinance 2008-17 establishing the Midtown Orlando Community Development District (District); and

**WHEREAS**, on August 23, 2016 the Board of Supervisors of the District unanimously adopted Resolution 2016-02 declaring the District inactive; and

**WHEREAS**, on October 12, 2016 notice (Notice) was published in the Orlando Sentinel of the proposed declaration of inactive status by the District. The Notice required any party objecting to the proposed inactive status to file an objection with the Department of Economic Opportunity (Department) within 21 days of publication of the Notice; and

**WHEREAS**, on November 3, 2016 the Department determined that no objections had been filed and changed the District's official status from active to inactive; and

**WHEREAS**, on November 10, 2016, the Orange County received a letter from the Department, informing the County of the change in official status of the District and requesting the BCC to dissolve the District; and

**WHEREAS**, pursuant to section 189.062(4), Florida Statutes, the entity which created a special district that has been declared inactive is required to dissolve the special district by repealing its enabling laws.

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE  
COUNTY, FLORIDA:**

**Section 1. Repeal of Ordinance No. 2008-17.** Pursuant to section 189.062(4), Florida Statutes, Ordinance No. 2008-17 is hereby repealed in its entirety. Therefore, the Midtown Orlando Community Development District is dissolved.

42        **Section 2.    Effective Date.** This ordinance shall take effect pursuant to general law.

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017.

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48                    **ORANGE COUNTY, FLORIDA**  
                         **By: Board of County Commissioners**

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52                    By: \_\_\_\_\_  
                         Teresa Jacobs  
                         Orange County Mayor

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

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64    By: \_\_\_\_\_  
         Deputy Clerk

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