

BCC Mtg. Date: Aug. 29, 2017



CITY OF ORLANDO

July 25, 2017

Phil Diamond
Orange County Comptroller
P.O. Box 38
Orlando, FL 32802

08-04-17 10:44

Re: City of Orlando Ordinance No. 2017-40

Dear Comptroller Diamond:

Pursuant to section 171.044, Florida Statutes, the City Council of the City of Orlando, Florida adopted Ordinance No. 2017-40 on July 24, 2017 annexing certain land into the corporate limits of the City of Orlando. The City is required to furnish a copy of the ordinance to the Orange County Chief Administrative Officer and the Orange County Clerk of Court, which has been done.

The enclosed copy is intended for the files of the Orange County Board of County Commissioners and not for recording in the Official Records.

Sincerely yours,

A handwritten signature in cursive script that reads "Denise Aldridge".

Denise Aldridge
City Clerk

Enclosure

Received by: Clerk of BCC
c: Community Environmental & Development Services Director Jon Weiss
Planning Division Manager Alberto Vargas
Planner II Steven Thorp

AUG 04 2017 LL

OFFICE OF CITY CLERK

CITY OF ORLANDO • 400 SOUTH ORANGE AVENUE • PO BOX 4990 • ORLANDO, FLORIDA 32802-4990
PHONE 407-246-2251 • FAX 407-246-3613 • [HTTP://WWW.CITYOFORLANDO.NET](http://WWW.CITYOFORLANDO.NET)

ORDINANCE NO. 2017-40

1 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
2 OF ORLANDO, FLORIDA, ANNEXING TO THE
3 CORPORATE LIMITS OF THE CITY CERTAIN LAND
4 GENERALLY LOCATED NORTH OF HOFFNER
5 AVENUE, WEST OF PONDEROSA DRIVE AND SOUTH
6 OF VAN ROAD, AND COMPRISED OF 0.402 ACRES OF
7 LAND, MORE OR LESS, AND AMENDING THE CITY'S
8 BOUNDARY DESCRIPTION; AMENDING THE CITY'S
9 ADOPTED GROWTH MANAGEMENT PLAN TO
10 DESIGNATE THE PROPERTY AS MIXED USE
11 CORRIDOR MEDIUM INTENSITY ON THE CITY'S
12 OFFICIAL FUTURE LAND USE MAPS; DESIGNATING
13 THE PROPERTY AS THE MEDIUM INTENSITY MIXED
14 USE CORRIDOR DISTRICT WITH THE AIRCRAFT
15 NOISE OVERLAY DISTRICT ON THE CITY'S OFFICIAL
16 ZONING MAPS; PROVIDING FOR AMENDMENT OF
17 THE CITY'S OFFICIAL FUTURE LAND USE AND
18 ZONING MAPS; PROVIDING FOR SEVERABILITY,
19 CORRECTION OF SCRIVENER'S ERRORS, PERMIT
20 DISCLAIMER, AND AN EFFECTIVE DATE.

21
22 **WHEREAS**, on April 24, 2017, the City Council of the City of Orlando, Florida
23 (the "Orlando City Council"), accepted a petition for voluntary annexation (hereinafter the
24 "petition") bearing the signatures of all owners of property in an area of land generally
25 located north of Hoffner Avenue, west of Ponderosa Drive, and south of Van Road,
26 comprised of approximately 0.402 acres of land and being precisely described by the
27 legal description of the area by metes and bounds attached to this ordinance as **Exhibit**
28 **A** (hereinafter the "property"); and

29
30 **WHEREAS**, the petition was filed with the Orlando City Council pursuant to
31 section 171.044, Florida Statutes; and

32
33 **WHEREAS**, at its regularly scheduled meeting of May 16, 2017, the Municipal
34 Planning Board (the "MPB") of the City of Orlando, Florida (the "city"), considered the
35 following applications relating to the property:

- 36
37 1. Annexation case number ANX2017-00003 requesting to annex the property
38 into the jurisdictional boundaries of the city; and
39
40 2. Growth Management Plan (hereinafter the "GMP") case number GMP2017-
41 00005 requesting an amendment to the city's GMP to designate the property
42 as Mixed Use Corridor Medium Intensity on the City's official future land use
43 map; and
44
45 3. Zoning case number ZON2017-00006 requesting to designate the property
46 as the "Medium Intensity Mixed Use Corridor" district with the "Aircraft Noise

ORDINANCE NO. 2017-40

Overlay" district on the City's official zoning maps (together, hereinafter referred to as the "applications"); and

WHEREAS, based upon the evidence presented to the MPB, including the information and analysis contained in the "Staff Report to the Municipal Planning Board" for application case numbers ANX2017-00003, GMP2017-00005 and ZON2017-00006 (entitled "Item #1 – 4550 Ponderosa Drive"), the MPB recommended that the Orlando City Council approve said applications and adopt an ordinance or ordinances in accordance therewith; and

WHEREAS, the MPB found that application GMP2017-00005 is consistent with:

1. The *State Comprehensive Plan* as provided at Chapter 187, Florida Statutes (the "State Comprehensive Plan"); and
2. The *East Central Florida 2060 Plan* adopted by the East Central Florida Regional Planning Council pursuant to sections 186.507 and 186.508, Florida Statutes (the "Strategic Regional Policy Plan"); and
3. The *City of Orlando Growth Management Plan*, adopted as the city's "comprehensive plan" for purposes of the Florida Community Planning Act, sections 163.3164 through 163.3217, Florida Statutes (the "GMP"); and

WHEREAS, the MPB found that application ZON2017-00006 is consistent with:

1. The GMP; and
2. The *City of Orlando Land Development Code*, Chapters 58 through 68, Code of the City of Orlando, Florida (the "LDC"); and

WHEREAS, sections 3 and 4 of this ordinance are adopted pursuant to the "process for adoption of small-scale comprehensive plan amendment" as provided by section 163.3187, Florida Statutes; and

WHEREAS, the Orlando City Council hereby finds that:

1. As of the date of the petition, the property was located in the unincorporated area of Orange County; and
2. As of the date of the petition, the property is contiguous to the city within the meaning of subsection 171.031(11), Florida Statutes; and
3. As of the date of the petition, the property is reasonably compact within the meaning of subsection 171.031(12), Florida Statutes; and

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4. The petition bears the signatures of all owners of property in the area to be annexed; and
5. Annexation of the property will not result in the creation of enclaves within the meaning of subsection 171.031(13), Florida Statutes; and
6. The property is located wholly within the boundaries of a single county; and
7. The petition proposes an annexation that is consistent with the purpose of ensuring sound urban development and accommodation to growth; and
8. The petition, this ordinance, and the procedures leading to the adoption of this ordinance are consistent with the uniform legislative standards provided by the Florida Municipal Annexation and Contraction Act for the adjustment of municipal boundaries; and
9. The petition proposes an annexation that is consistent with the purpose of ensuring the efficient provision of urban services to areas that become urban in character within the meaning of section 171.021, Florida Statutes; and
10. The petition proposes an annexation that is consistent with the purpose of ensuring that areas are not annexed unless municipal services can be provided to those areas; and

WHEREAS, the Orlando City Council hereby finds that this ordinance is in the best interest of the public health, safety, and welfare, and is consistent with the applicable provisions of Florida Statutes, the State Comprehensive Plan, the Strategic Regional Policy Plan, and the City's GMP and LDC.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA, AS FOLLOWS:

SECTION 1. ANNEXATION. Pursuant to the authority granted by section 171.044, Florida Statutes, and having determined that the owner or owners of the property have petitioned the Orlando City Council for annexation into the corporate limits of the city, and having determined that the petition bears the signatures of all owners of property in the area proposed to be annexed, and having made the findings set forth in this ordinance, the property is hereby annexed into the corporate limits of the City of Orlando, Florida, and the boundary lines of the City are hereby redefined to include the property. In accordance with subsection 171.044(3), Florida Statutes, the annexed area is clearly shown on the map attached to this ordinance as **Exhibit B**.

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133 **SECTION 2. CITY BOUNDARIES.** Pursuant to section 171.091, Florida Statutes,
134 the charter boundary article of the city is hereby revised in accordance with this
135 ordinance. The city clerk, or designee, is hereby directed to file this ordinance as a
136 revision of the City Charter with the Florida Department of State. The city planning
137 official, or designee, is hereby directed to amend the city's official maps in accordance
138 with this ordinance.

139
140 **SECTION 3. FLUM DESIGNATION.** Pursuant to section 163.3187, Florida
141 Statutes, the City of Orlando, Florida, adopted Growth Management Plan Future Land
142 Use Map designation for the Property is hereby established as "Mixed Use Corridor
143 Medium Intensity" as depicted in **Exhibit C** to this ordinance.

144
145 **SECTION 4. AMENDMENT OF FLUM.** The city planning official, or designee, is
146 hereby directed to amend the city's adopted future land use maps in accordance with
147 this ordinance.

148
149 **SECTION 5. ZONING DESIGNATION.** Pursuant to the LDC, the zoning
150 designation for the property is hereby established as the "Medium Intensity Mixed Use
151 Corridor" district with the "Aircraft Noise Overlay" district (denoted on the city's official
152 zoning maps as the "MU-1/AN" district), as depicted in **Exhibit D** to this ordinance.

153
154 **SECTION 6. AMENDMENT OF OFFICIAL ZONING MAP.** The city zoning
155 official, or designee, is hereby directed to amend the city's official zoning maps in
156 accordance with this ordinance.

157
158 **SECTION 7. SEVERABILITY.** If any provision of this ordinance or its application
159 to any person or circumstance is held invalid, the invalidity does not affect other
160 provisions or applications of this ordinance which can be given effect without the invalid
161 provision or application, and to this end the provisions of this ordinance are severable.

162
163 **SECTION 8. SCRIVENER'S ERROR.** The city attorney may correct scrivener's
164 errors found in this ordinance by filing a corrected copy of this ordinance with the city
165 clerk.

166
167 **SECTION 9. OTHER STATE AND FEDERAL PERMITS.** As provided by
168 subsection 166.033(5), Florida Statutes, issuance of a development permit by a
169 municipality does not in any way create any right on the part of an applicant to obtain a
170 permit from a state or federal agency and does not create any liability on the part of the
171 municipality for issuance of the permit if the applicant fails to obtain requisite approvals
172 or fulfill the obligations imposed by a state or federal agency or undertakes actions that
173 result in a violation of state or federal law. In accordance with subsection 166.033(5),
174 Florida Statutes, it is hereby made a condition of this ordinance that all other applicable
175 state or federal permits be obtained before commencement of the development.

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SECTION 10. EFFECTIVE DATE. This ordinance is effective upon adoption, except for sections one and two, which take effect on the 30th day after adoption, and sections three, four, five and six, which take effect on the 31st day after adoption unless this ordinance is lawfully challenged pursuant to subsection 163.3187(5), Florida Statutes, in which case sections three, four, five and six shall not be effective until the state land planning agency or the Administration Commission issues a final order declaring this ordinance "in compliance" as defined at sections 163.3184(1)(b) and 163.3187(5)(d), Florida Statutes.

DONE, THE FIRST PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this 9 day of July, 2017.

DONE, THE FIRST READING, by the City Council of the City of Orlando, Florida, at a regular meeting, this 10 day of July, 2017.

DONE, THE SECOND PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this 16 day of July, 2017.

DONE, THE SECOND READING, A PUBLIC HEARING, AND ENACTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting, this 24 day of July, 2017.

BY THE MAYOR OF THE CITY OF
ORLANDO, FLORIDA:



Mayor

ATTEST, BY THE CLERK OF THE
CITY COUNCIL OF THE CITY OF
ORLANDO, FLORIDA:

Denise Aldridge

City Clerk

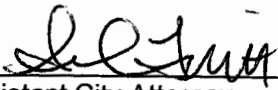
Denise Aldridge

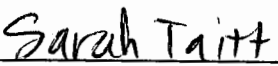
Print Name

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND RELIANCE OF THE
CITY OF ORLANDO, FLORIDA:

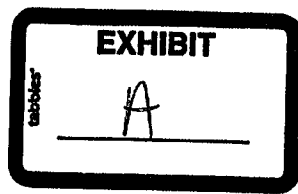
ORDINANCE NO. 2017-40

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Assistant City Attorney


Print Name

[Remainder of page intentionally left blank.]



VERIFIED LEGAL DESCRIPTION FORM

MUNICIPAL PLANNING BOARD

The following legal description has been prepared
by Patrick K. Ireland

and submitted
to the City Planning Bureau for verification.

Signature

3-21-2017

Date

"This description has been
reviewed by the Bureau of
Engineering and is acceptable
based on a comparison with:

P.A. RECORDS, PLATS, IRELAND

BOUND/SURV OF 2/1/2017,

RAN TRAV & CLOSURE.

By [Signature] Date 4-24-2017

Application Request (Office Use Only):

File No. ANX2017-00003

GMP2017-00005

ZON2017-00006

Legal Description Including Acreage (To be Typed By Applicant):

LOT 11, COCONUT GROVE, UNIT TWO, ACCORDING TO PLAT THEREOF AS RECORDED IN PLAT BOOK V, PAGE 74, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, TOGETHER WITH THE NORTH 1/2 OF COCONUT ROAD AND LOT 4, BLOCK 13, LOS TERRANOS, LYING NORTH OF STATE ROAD NO. 15 AND LYING WEST OF PONDEROSA DRIVE, ACCORDING TO PLAT THEREOF AS RECORDED IN PLAT BOOK P, PAGE 87, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, TOGETHER WITH THE SOUTH 1/2 OF ROAD LYING NORTH OF SAID LOT 4, BLOCK 13, AND LYING WEST OF SAID PONDEROSA DRIVE.

LESS AND EXCEPT THEREFROM THE FOLLOWING:

COMMENCE AT A 4 X 4-INCH CONCRETE MONUMENT WITHOUT IDENTIFICATION MARKING THE SOUTHWEST CORNER OF LOT 2, ORLANDO CORPORATE CENTRE PHASE 2, AS RECORDED IN PLAT BOOK 60, PAGE 111, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA; THENCE NORTH 00°09'36" WEST ALONG THE WEST LINE OF SAID LOT 2 A DISTANCE OF 1266.77 FEET TO A POINT ON THE SOUTH EXISTING RIGHT OF WAY LINE OF STATE ROAD 15, AS SHOWN ON THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAP, SECTION 75080, F.P. NO. 239266-3; THENCE CONTINUE NORTH 00°09'36" WEST ALONG THE NORTHERLY PROJECTION OF SAID WEST LINE OF LOT 2 A DISTANCE OF 33.00 FEET TO A POINT ON THE CENTER LINE OF SURVEY OF SAID STATE ROAD 15, ALSO BEING A POINT ON THE NORTH LINE OF THE NORTHWEST 1/4 OF SECTION 23, TOWNSHIP 23 SOUTH, RANGE 30 EAST, ORANGE COUNTY, FLORIDA; THENCE NORTH 89°33'18" EAST ALONG SAID SURVEY LINE AND SAID NORTH LINE OF NORTHWEST 1/4 A DISTANCE OF 301.81 FEET; THENCE, DEPARTING SAID SURVEY LINE, NORTH 00°26'42" WEST A DISTANCE OF 33.00 FEET TO A POINT ON THE NORTHERLY EXISTING RIGHT OF WAY LINE OF SAID STATE ROAD 15, SAID POINT BEING ON A CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 1465.68 FEET AND A CHORD BEARING OF SOUTH 83°58'01" EAST; THENCE EASTERLY ALONG SAID EXISTING RIGHT OF WAY LINE AND THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 12°57'23" A DISTANCE OF 331.44 FEET TO A POINT ON THE NORTHERLY PROJECTION OF THE WEST LINE OF LOT 4, BLOCK 13, LOS TERRANOS, PLAT BOOK P, PAGE 87, SAID PUBLIC RECORDS, FOR THE POINT OF BEGINNING; THENCE NORTH 00°02'19" WEST ALONG SAID PROJECTION OF THE WEST LINE OF LOT 4 A DISTANCE OF 4.31 FEET TO A POINT ON THE SOUTHERLY

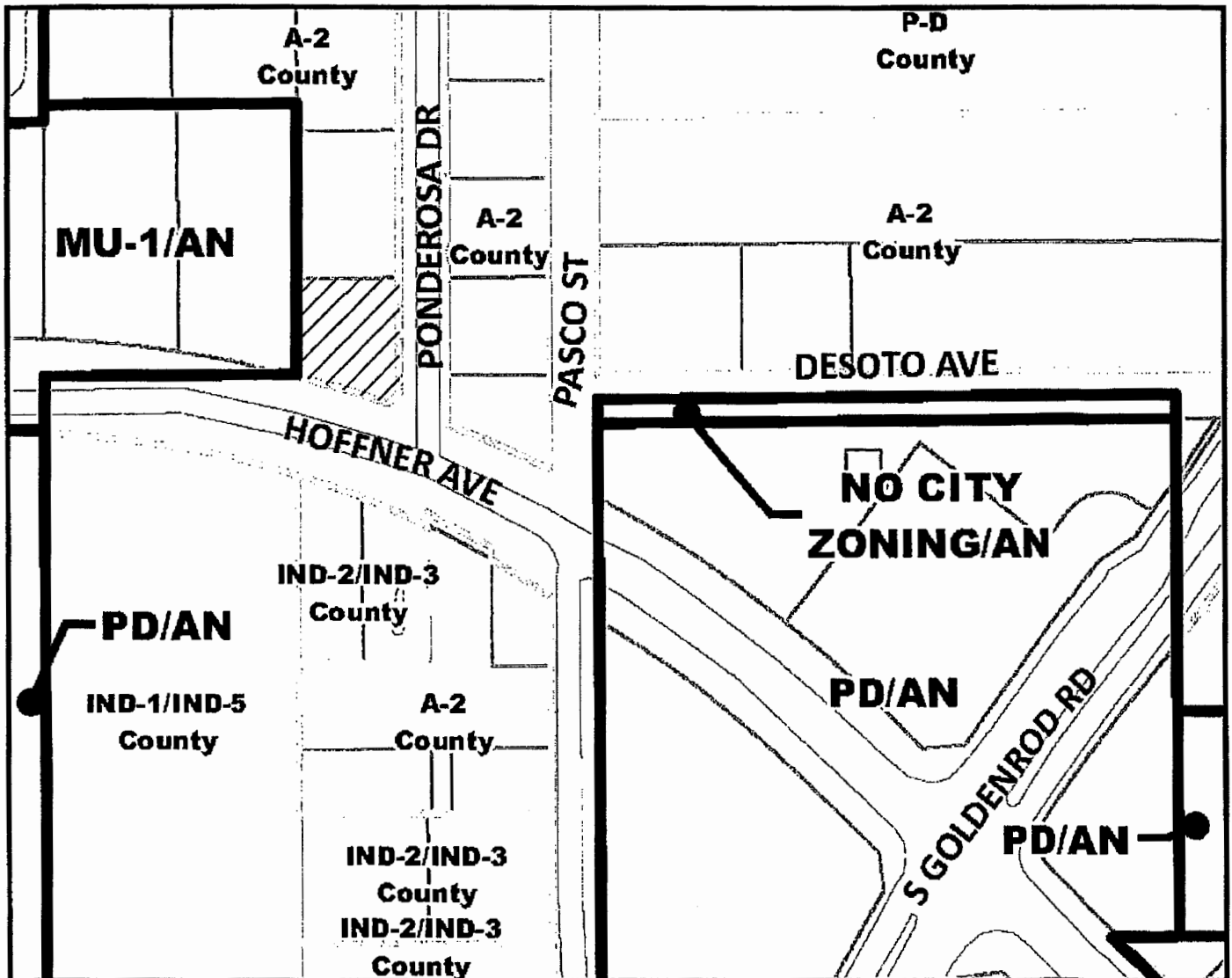
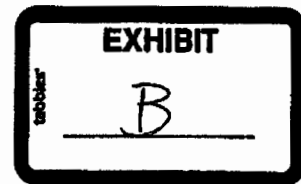
PROJECTION OF THE WEST LINE OF LOT 11, COCONUT GROVE, UNIT TWO, PLAT BOOK V, PAGE 74, SAID PUBLIC RECORDS; THENCE NORTH 00°02'19" WEST ALONG SAID PROJECTION OF WEST LINE OF LOT 11 A DISTANCE OF 30.00 FEET TO A POINT ON A CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 1652.87 FEET AND A CHORD BEARING OF SOUTH 74°07'50" EAST; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 04°05'20" A DISTANCE OF 117.95 FEET TO THE END OF SAID CURVE; THENCE NORTH 56°13'01" EAST 16.88 FEET TO A POINT ON THE WEST LINE OF PONDEROSA DRIVE, A 60-FOOT RIGHT OF WAY AS SHOWN ON SAID PLAT OF COCONUT GROVE, UNIT TWO, AND AS FURTHER DESCRIBED IN OFFICIAL RECORDS BOOK 876, PAGE 392, SAID PUBLIC RECORDS; THENCE SOUTH 00°04'58" EAST ALONG SAID WEST LINE OF PONDEROSA DRIVE 45.85 FEET TO A POINT ON SAID NORTHERLY EXISTING RIGHT OF WAY LINE OF STATE ROAD 15, SAID POINT BEING ON A CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 1465.68 FEET AND A CHORD BEARING OF NORTH 74°54'24" WEST; THENCE NORTHWESTERLY ALONG SAID RIGHT OF WAY LINE AND THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 05°09'52" A DISTANCE OF 132.11 FEET TO THE POINT OF BEGINNING.

BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 11, COCONUT GROVE, UNIT 2, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK V, PAGE 74, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, THENCE RUN S 00°04'58" E ALONG THE EAST LINE OF SAID LOT 11, A DISTANCE OF 144.04 FEET; THENCE RUN S 56°13'01" W A DISTANCE OF 16.88 FEET TO THE NORTH RIGHT OF WAY LINE OF STATE ROAD 15 (HOFFNER AVENUE) SAID POINT BEING ON A CURVE CONCAVE SOUTHERLY HAVING A RADIUS OF 1652.87 FEET AND A CHORD BEARING OF N 74°07'50" W AND A DISTANCE OF 117.93 FEET; THENCE RUN NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 04°05'20" AN ARC DISTANCE OF 117.95 FEET; THENCE RUN N 00°02'19" W ALONG THE WEST LINE OF SAID LOT 11 A DISTANCE OF 119.88 FEET TO THE NORTHWEST CORNER OF SAID LOT 11; THENCE RUN N 89°52'11" E A DISTANCE OF 127.42 TO THE POINT OF BEGINNING.

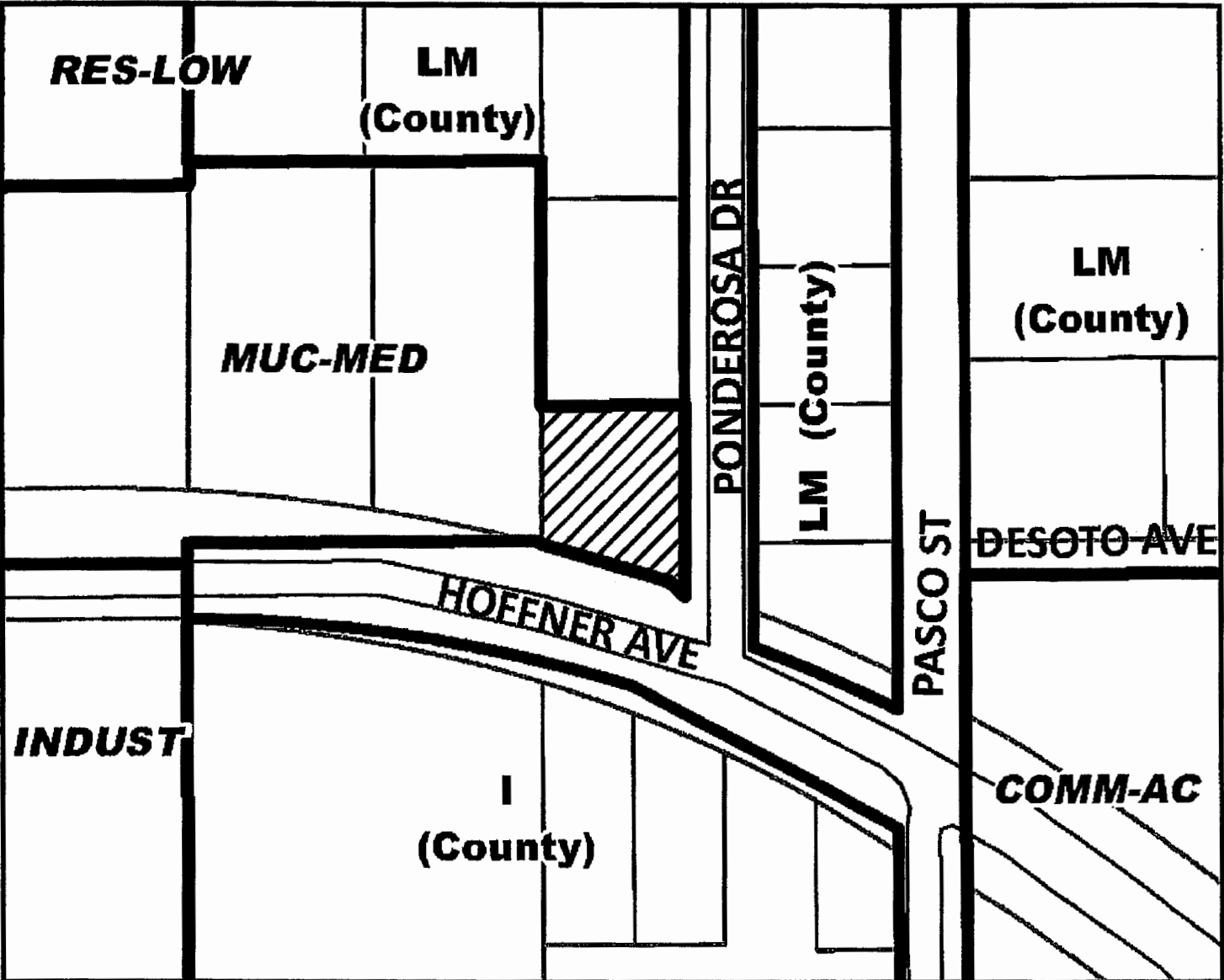
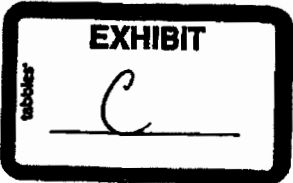
CONTAINING 17,550.6 SQUARE FEET (0.403 ACRES±)

2 OF 2



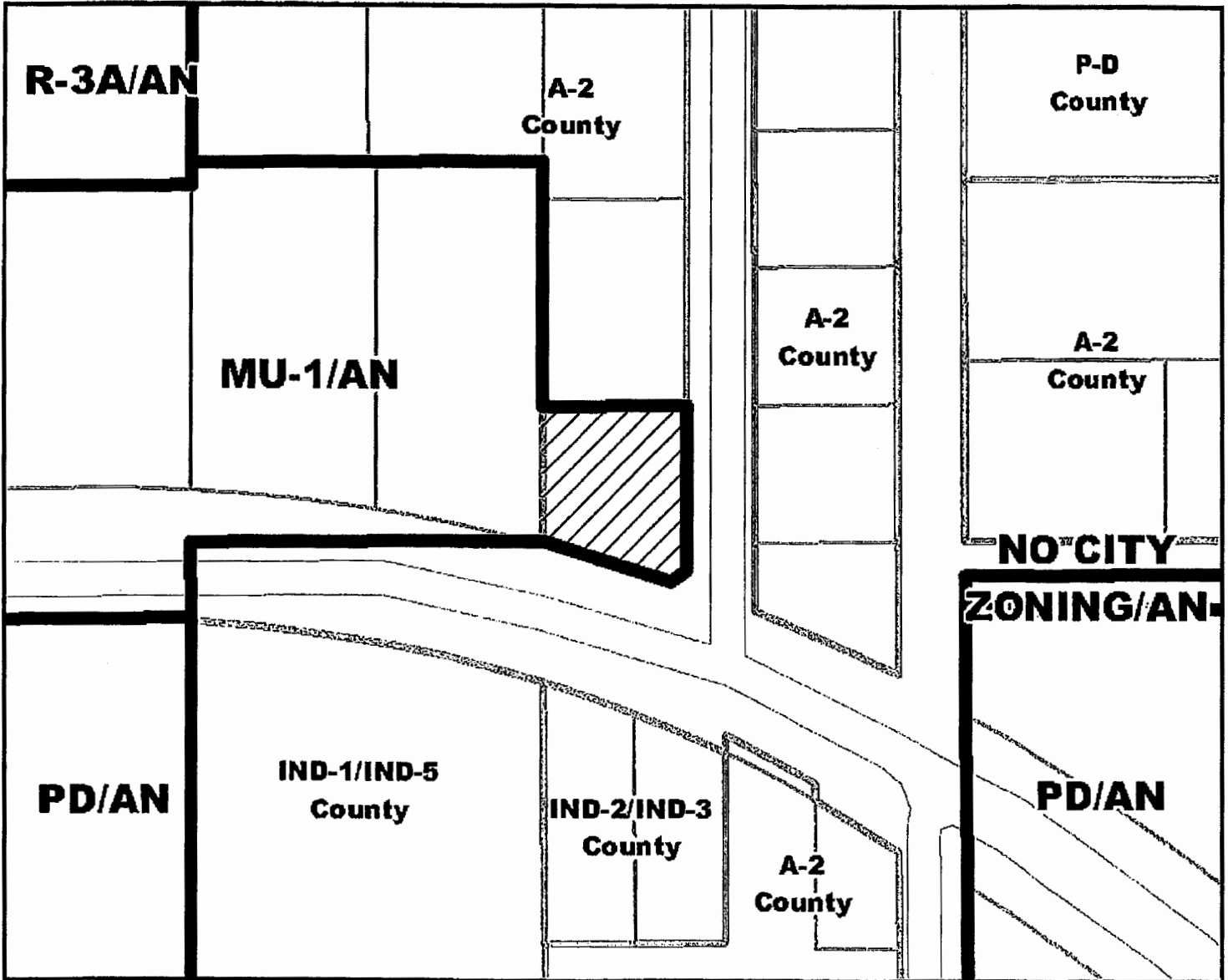
ANX2017-00003





Future Land Use - Proposed GMP2017-00005





Zoning - Proposed ZON2017-00006



FISCAL IMPACT STATEMENT

Indicate the **Total Fiscal Impact** of the action requested, including personnel, operating, and capital costs. Indicate costs for the current fiscal year and continuing costs in future years. Include all related costs necessary to place the asset in service.

1. DESCRIPTION: Annexation of a 0.402 acre property located north of Hoffner Avenue, west of Ponderosa Drive and south of Van Road.

COSTS:

2. Does the acceptance of this action require the hiring of additional or new personnel or the use of overtime?
☐ Yes ☒ No (if Yes, include all personnel costs below).

3. Is the action funded in the current year budget and/or through reallocation of existing Department resources:
☒ Yes ☐ No If No, how will this item be funded? _____ PLEASE NOTE: If the action is funded by a grant received by the City please include the fiscal year of the funding award, grantor name, granting agency or office name (if any), grant name and when the grant agreement was approved by City Council.

Did this item require BRC action? ☐ Yes ☒ No If Yes, BRC Date: _____ BRC Item #: _____

4. This item will be charged to Fund/Dept/Program/Project: Not Applicable.

5.	(a) Current Year Estimate	(b) Next Year Annualized	(c) Annual Continuing Costs Thereafter
Personnel	\$0	\$	\$
Operating			
Capital			
Total	<u>\$0</u>	<u></u>	<u></u>

6. If costs do not continue indefinitely, explain nature and expiration date of costs: _____

7. OTHER COSTS

(a). Are there any future costs, one-time payments, lump sum payments, or other costs payable for this item at a later date that are **not** reflected above: ☐ Yes ☒ No

(b) If yes, by Fiscal Year, identify the dollar amount and year payment is due: \$ _____ Payment due date _____

(c) What is the nature of these costs: _____

REVENUE:

8. What is the estimated increase in "valuation" added to the tax rolls? \$ 100. Tax roll increase is:
☒ real property, ☐ tangible personal property, ☐ other (identify _____).

9. What is source of the revenue and the estimated annual recurring revenue? Source: Ad Valorem Tax \$.66

10. If non-recurring, what is the estimated Fiscal Year and amount of non-recurring revenue that will be realized?
Source N/A Fiscal year _____ \$ _____ non-recurring revenue

11. What is the Payback period? N/A years

12. **JUSTIFICATION:** Document justification for request. Include anticipated economies or efficiencies to be realized by the City, including reductions in personnel or actual cost (cash flow) reductions to be realized in your budget. The annexation will add to the City's ad valorem tax base.

13. **APPROVED:** Dean Grandin, Division Manager (Submitting Director or authorized Division Mgr **Only**)
FIS 3/14/08

Orlando Sentinel

Published Daily
ORANGE County, Florida

STATE OF FLORIDA

COUNTY OF ORANGE

Before the undersigned authority personally appeared Brandon DeLoach, who on oath says that he or she is an Advertising Representative of the ORLANDO SENTINEL, a DAILY newspaper published at the ORLANDO SENTINEL in ORANGE County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter of 11150-Public Hearing Notice, Ordinance No. 2017-40, July 24, 2017 at 2:00 p.m. was published in said newspaper in the issues of Jul 09, 2017; Jul 16, 2017.

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, in said 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.

Brandon DeLoach
Signature of Affiant

Brandon DeLoach
Printed Name of Affiant

Sworn to and subscribed before me on this 17 day of July, 2017,
by above Affiant, who is personally known to me (X) or who has produced
identification ().

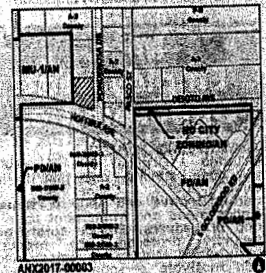
Cheryl Alli
Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped

Notice of Proposed Enactment

On July 24, 2017, the Orlando City Council will consider proposed ordinance #2017-40, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA, ANNEXING TO THE CORPORATE LIMITS OF THE CITY CERTAIN LAND GENERALLY LOCATED NORTH OF HOFFNER AVENUE, WEST OF PONDEROSA DRIVE AND SOUTH OF VAN ROAD, AND COMPRISED OF 0.402 ACRES OF LAND, MORE OR LESS, AND AMENDING THE CITY'S BOUNDARY DESCRIPTION, AMENDING THE CITY'S ADOPTED GROWTH MANAGEMENT PLAN TO DESIGNATE THE PROPERTY AS MIXED USE CORRIDOR, MEDIUM INTENSITY ON THE CITY'S OFFICIAL FUTURE LAND USE MAPS, DESIGNATING THE PROPERTY AS THE MEDIUM INTENSITY MIXED USE CORRIDOR DISTRICT WITH THE AIRCRAFT NOISE OVERLAY DISTRICT ON THE CITY'S OFFICIAL ZONING MAPS, PROVIDING FOR AMENDMENT OF THE CITY'S OFFICIAL FUTURE LAND USE AND ZONING MAPS, PROVIDING FOR SEVERABILITY, CORRECTION OF SCRIBENER'S ERRORS, PERMIT DISCLAIMER, AND AN EFFECTIVE DATE.



A public hearing on this ordinance will be held during Council's regular meeting beginning at 2:00 p.m. in Council Chambers, 2nd floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida. Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. If a person decides to appeal any decision made by Council with respect to any matter considered at the hearing, he or she will need a record of the proceedings, and that for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The proposed ordinance and a complete legal description by metes and bounds of the area proposed for annexation may be inspected by the public at the Office of the City Clerk located on the 2nd floor of Orlando City Hall, 400 S. Orange Avenue, Orlando, Florida. Qualified persons with disabilities needing auxiliary aid or service, or other assistance, so they can participate equally in this meeting should contact the Office of the City Clerk at (407) 246-2251 as soon as possible but no later than 48 hours before the meeting.

OS5049418

7/9/17/16/2017

CITY OF ORLANDO COUNCIL AGENDA ITEM

H/Ored 2nd Rd

12-1

Items Types:

Hearings/Ordinances/2nd Read

District: 1**Contract ID:****Exhibits:** Yes**Grant Received by City?:** No**For Meeting of:**

July 24, 2017

From:**Document Number:****On File (City Clerk) :** Yes**Draft Only:** No**Subject:**

Ordinance No. 2017-40 annexing the subject property, assigning the Mixed Use Corridor Medium Intensity future land use designation and initial zoning of MU-1/AN for property located at 4550 Ponderosa Drive, which located north of Hoffner Avenue, west of Ponderosa Drive and south of Van Road (4550 Ponderosa Drive). (Economic Development)

Summary:

The attached ordinance will annex the subject property, assigning the Mixed Use Corridor Medium Intensity future land use designation and initial zoning of MU-1/AN for property located at 4550 Ponderosa Drive, which located north of Hoffner Avenue, west of Ponderosa Drive and south of Van Road addressed at 4550 Ponderosa Drive and is approximately 0.402 acres. The property is currently vacant and is being annexed for future residential development. The subject property is contiguous to the City limits and is reasonably compact. If annexed, the property will not create an enclave.

The Municipal Planning Board recommended approval of the annexation (ANX2017-00003), the GMP amendment to assign Mixed Use Corridor Medium Intensity future land use designations (GMP2017-00005) and the initial zoning of MU-1/AN (ZON2017-00006) on May 16, 2017.

Fiscal & Efficiency Data:

Attached.

Recommended Action:

Adopt the attached ordinance number 2017-40 and authorize the Mayor and City Clerk or Mayor Pro Tempore and City Clerk to execute on behalf of the City upon its final review and approval by the City Attorney.

Agenda Item attachment(s) on file in the City Clerks Office.

Note: All agenda items must be in the City Clerk's office by Noon Friday, six(6) business days prior to the regular Monday City Council meeting.

Contact: Michelle Beamon Robinson, michelle.robinson@cityoforlando.net, 407.246.3145

Approved By:**Department****Date and Time****ATTACHMENTS:**

Name:	Description:	Type:
-------	--------------	-------