

BCC Mtg. Date: Jan 23, 2018

Orange County Government

*Orange County Administration Center
201 S Rosalind Ave.
Orlando, FL 32802-1393*



Final BCC Meeting Minutes

Tuesday, December 19, 2017

9:00 AM

County Commission Chambers

Board of County Commissioners

Call to Order

County Mayor Jacobs called the meeting to order at 9:07 a.m.

Present: 7 - Mayor Teresa Jacobs, Commissioner Bryan Nelson, Commissioner Jennifer Thompson, Commissioner Pete Clarke, Commissioner Betsy VanderLey, Commissioner Emily Bonilla, and Commissioner Victoria P. Siplin

Others present:

County Comptroller Phil Diamond as Clerk
County Administrator Ajit Lalchandani
Assistant County Administrator Chris Testerman
County Attorney Jeffrey J. Newton
Deputy County Attorney Joel Prinsell
Assistant Deputy Clerk Jessica Vaupel
Senior Minutes Coordinator Noelia Perez
Senior Minutes Coordinator Craig Stopyra

Invocation - District 4

Pastor Greg Marksberry, Thrive Church

Pledge of Allegiance**Great Oaks Village Caroling****Presentation**

Proclamation designating December 19, 2017 as UCF Knights Football Day

Public Comment

No one addressed the Board for public comment.

I. CONSENT AGENDA**Approval of the Consent Agenda**

A motion was made by Commissioner Bonilla, seconded by Commissioner Clarke, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

A. COUNTY COMPTROLLER

1. [17-1665](#) Approval of the check register authorizing the most recently disbursed

County funds, having been certified that same have not been drawn on overexpended accounts. Period as follows: December 8, 2017, to December 14, 2017; \$30,931,297.31. (Finance/Accounting)

B. COUNTY SHERIFF

1. [17-1666](#) Approval of U.S. Department of Justice Office of Community Oriented Policing Services COPS Hiring Program Award Number: 2017ULWX0030 in the amount of \$3,125,000, with a required cash match of \$3,409,749 from the Orange County Sheriff's Office, for the period of November 1, 2017 through October 31, 2020.

C. COUNTY ADMINISTRATOR

1. [17-1667](#) Approval of the Membership and Mission Review Board recommendation for extending the existence of the Agricultural Advisory Board and Parks and Recreation Advisory Board with a new sunset review date of 2023. (Agenda Development Office)
2. [17-1668](#) Confirmation of Commissioner VanderLey's reappointment of Ijaz Ahmed to the Butler Chain of Lakes Advisory Board with a term expiring December 31, 2021. (Agenda Development Office)
3. [17-1669](#) Confirmation of Commissioner VanderLey's reappointment of Valerie Deneen, Thomas Moore, and Ty Oppenlander to the Lake Rose Advisory Board with terms expiring December 31, 2019. (Agenda Development Office)
4. [17-1670](#) Appointment of City of Belle Isle Mayor Lydia Pisano to the Community Action Board in the municipal elected official category with a term expiring December 31, 2021. (Agenda Development Office)
5. [17-1671](#) Confirmation of the Mayor's appointment of Kevin Shaughnessy as the chairperson of the Tourist Development Tax Sports Incentive Committee with a term expiring December 31, 2020 and appointment to the Tourist Development Tax Sports Incentive Committee of Daniel Giordano in the Visit Orlando representative category with a term expiring December 31, 2019; Mark Politte in the Central Florida Hotel & Lodging Association representative category with a term expiring December 31, 2020. (Agenda Development Office)
6. [17-1672](#) Approval of Ratification of payment of Intergovernmental claims of October 12, 2017, October 26, 2017, November 9, 2017 and November 16, 2017 totaling \$1,959,107.68. (Risk Management Division)

D. ADMINISTRATIVE SERVICES DEPARTMENT

1. [17-1673](#) Approval to award Invitation for Bids Y18-605-PD, Temporary Power Cable, to the low responsive and responsible bidder, Trillium Development Ltd. Co. dba Trillium Wire & Cable, LLC. The total contract award amount is \$392,700. ([Convention Center Fiscal and Operational Support Division] Procurement Division)
2. [17-1674](#) Approval to award Invitation for Bids Y18-709-PH, Western Regional Water Supply Facility Production Well WR-11, to the low responsive and responsible bidder, All Webbs Enterprises. The total contract award amount is \$863,888. ([Utilities Department Engineering Division] Procurement Division)
3. [17-1675](#) Approval and execution of Sixth Amendment to Lease Agreement Related to Recreational Use between Orange County and Lockhart Baptist Church Holding Company, Inc. and delegation of authority to the Real Estate Management Division Manager to exercise renewal options, if necessary for Lockhart Baptist Church Recreational Lease, 7601 Edgewater Drive, Orlando, Florida, 32810, Lease File #4051. District 2. (Real Estate Management Division)
4. [17-1676](#) Approval and execution of Boat Dock Restriction Agreement with Joinder by Ruby Lake Community Association, Inc. between Pulte Home Company, LLC and Orange County and authorization to record instrument for Ruby Lake PD Semi-Private Boat Dock Permit No. BD-16-10-110. District 1. (Real Estate Management Division)
5. [17-1677](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Econlockhatchee Trail (Lake Underhill Road to S.R. 50). District 3. (Real Estate Management Division)
6. [17-1678](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Econlockhatchee Trail (Lake Underhill Road to S.R. 50). District 3. (Real Estate Management Division)
7. [17-1679](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Econlockhatchee Trail (Lake Underhill Road to S.R. 50). District 3. (Real Estate Management Division)
8. [17-1680](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Econlockhatchee Trail (Lake Underhill Road to S.R. 50). District 3. (Real Estate Management Division)
9. [17-1681](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Texas Avenue RCA (Oak Ridge Road to Holden Avenue). District 6. (Real Estate Management Division)

10. [17-1682](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Texas Avenue RCA (Oak Ridge Road to Holden Avenue). District 6. (Real Estate Management Division)
11. [17-1683](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Texas Avenue RCA (Oak Ridge Road to Holden Avenue). District 6. (Real Estate Management Division)
12. [17-1684](#) Approval and execution of Resolution and authorization to initiate condemnation proceedings for Texas Avenue RCA (Oak Ridge Road to Holden Avenue). District 6. (Real Estate Management Division)
13. [17-1685](#) Approval of Special Warranty Deed, Drainage Easement, Utilities, Sidewalk, Multi-Purpose Pathway, Roadway Appurtenances, Landscaping, and Drainage Easement, Temporary Slope Easement, and Temporary Construction Easement from Lennar Homes, LLC to Orange County and authorization to perform all actions necessary and incidental to closing for Innovation Way South Transportation Corridor - Segment 3B. District 4. (Real Estate Management Division)
14. [17-1686](#) Approval of Special Warranty Deed, Drainage Easement, Utilities, Sidewalk, Multi-Purpose Pathway, Roadway Appurtenances, Landscaping, and Drainage Easement, Temporary Slope Easement, and Temporary Construction Easement from Lennar Homes, LLC to Orange County and authorization to perform all actions necessary and incidental to closing for Innovation Way South Transportation Corridor - Segment 4. District 4. (Real Estate Management Division)
15. [17-1687](#) Approval of Purchase Agreement and Temporary Construction Easement between Billy L. Mason and Barbara E. Mason and Orange County and authorization to disburse funds to pay purchase price and recording fees and record instrument for East-West Road (S.R. 436 to Dean Road) n/k/a Richard Crotty Parkway. District 5. (Real Estate Management Division)
16. [17-1688](#) Approval of Purchase Agreement and Ingress-Egress Easement between Lan Thi Vu and Ngoc Tran and Orange County and authorization to disburse funds to pay purchase price and recording fees and record instrument for Pump Station #3060 (Knox/Azalea). District 3. (Real Estate Management Division)
17. [17-1689](#) Approval of Purchase Agreement and Ingress-Egress Easement between Anastacio Torres and Rozalva Torres and Orange County and authorization to disburse funds to pay purchase price and recording fees and record instrument for Pump Station #3060 (Knox/Azalea). District 3. (Real Estate Management Division)

E. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT

1. [17-1690](#) Approval and execution of Orange County, Florida, Resolutions Establishing Special Assessment Liens for Lot Cleaning Services and approval to record Special Assessment Liens on property cleaned by Orange County, pursuant to Orange County Code, Chapter 28, Nuisances, Article II, Lot Cleaning. Districts 2, 3, 5, and 6. (Code Enforcement Division)

LC 17-0867 LC 17-1001 LC 17-1051 LC 17-1074 LC 17-0941
LC 17-0905 LC 17-1031 LC 17-1075 LC 17-0757 LC 17-0996
LC 17-0919 LC 17-0984 LC 17-1093 LC 17-0815 LC 17-1008
LC 17-0938 LC 17-1047 LC 17-0828 LC 17-0873 LC 17-1009
2. [17-1691](#) Approval and execution of Termination of HOME Partnership Agreement for Hawthorne Village Apartments by and between Orange County, Florida, Homes In Partnership, Inc., and Hawthorne Village Corporation of Apopka. District 2. (Housing and Community Development Division)

F. FAMILY SERVICES DEPARTMENT

1. [17-1692](#) Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Pine Hills Head Start. This application is only executed by Orange County. (Head Start Division)
2. [17-1693](#) Approval and execution of Florida Department of Children and Families Application for a License to Operate a Child Care Facility at Hal Marston Head Start. This application is only executed by Orange County. (Head Start Division)
3. [17-1694](#) Approval of the December 2017 Business Assistance for Neighborhood Corridors Program Grant for Law Office of Gail Seeram (\$5,000) District 6. (Neighborhood Preservation and Revitalization Division)

II. INFORMATIONAL ITEMS**

A. COUNTY COMPTROLLER

1. [17-1695](#) Receipt of the following items to file for the record: (Clerk's Office)
 - a. Florida Public Service Commission Consummating Order. In re: Joint petition for approval of territorial agreement in Orange County and Osceola Counties, by Duke Energy Florida, LLC and Reedy Creek Improvement District.
 - b. City of Orlando Ordinance with Exhibit A (Legal Description Form), Exhibits B, C and D (Future Land Use and Zoning Maps), Fiscal Impact Statement, and Orlando Sentinel Notice of Proposed Enactment for

Ordinance No. 2017-59 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 Page Avenue, east of Mayer Street, and west of South Brown Avenue, and comprised of 0.294 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 Residential-Low intensity on the City's Official Future Land Use Maps; designating the property as the 1-2 Family Residential District with the Traditional City Overlay District (R-2A/T) 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 scrivener's errors, permit disclaimer, and an effective date.

c. City of Orlando Ordinance with Exhibit A (Legal Description Form), Exhibits B, C and D (Future Land Use and Zoning Maps), Fiscal Impact Statement, and Orlando Sentinel Notice of Proposed Enactment for Ordinance No. 2017-55 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 west of North Frontage Road, north of McCoy Road, and east of South Conway Road, and comprised of 7.07 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 Metropolitan Activity Center on the City's official Future Land Use Maps; designating the property as the Metropolitan Activity Center 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 scrivener's errors, permit disclaimer, and an effective date.

d. Audit Report No. 467- Audit of the Limited Review of the I-Ride Trolley Pass Revenue.

This item was received and filed.

III. DISCUSSION AGENDA

A. COUNTY ADMINISTRATOR

1. [17-1696](#) New Equipment and Construction Request. (Supervisor of Elections)

The following person addressed the Board: Orange County Supervisor of Elections Bill Cowles.

The Board took no action.

2. [17-1697](#) Appointments to the Orange County Canvassing Board.

Commissioner Thompson and Commissioner Nelson nominated Commissioner VanderLey as member and Commissioner Bonilla as alternate.

The following person addressed the Board: Orange County Supervisor of Elections Bill Cowles.

Board discussion ensued.

Commissioner Bonilla declined nomination as the alternate.

Commissioner Bonilla nominated Commissioner Thompson as an alternate.

Commissioner Thompson declined nomination as the alternate.

AYE votes cast by voice vote for Commissioner VanderLey as follows: County Mayor Jacobs; Commissioners VanderLey, Nelson, Clarke, Thompson, Bonilla, and Siplin; no further votes were cast.

Commissioner VanderLey received a majority to be appointed as a member to the Orange County Canvassing Board.

An alternate member to the Orange County Canvassing Board will be appointed by the Chief Judge of the Orange County Circuit Court.

3. [17-1698](#) Election of Vice-Mayor.

Commissioner VanderLey nominated Commissioner Thompson.

Commissioner Thompson accepted the nomination of Vice Mayor.

AYE votes cast by voice vote for Commissioner Thompson as follows: County Mayor Jacobs; Commissioners VanderLey, Nelson, Clarke, Thompson, Bonilla, and Siplin.

Commissioner Thompson received a majority to be appointed as Vice Mayor for calendar year 2018; no further votes were cast.

4. [17-1699](#) Nomination to the Ocoee Community Redevelopment Agency Governing Board.

Commissioner Nelson nominated Randy June.

AYE votes cast by voice vote for Randy June as follows: County Mayor Jacobs; Commissioners VanderLey, Nelson, Clarke, Thompson, Bonilla, and Siplin.

Randy June received a majority to be nominated for appointment by the City of Ocoee as the Orange County representative to the Ocoee Community Redevelopment Agency Governing Board with a term expiring December 31, 2021; no further votes were cast.

5. [17-1700](#) Reappointment of Diana Font to the Visit Orlando Board of Directors with a term expiring December 31, 2019 or appointment of an individual to succeed her.

A motion was made by County Mayor Jacobs, seconded by Commissioner Clarke, to reappoint Diana Font to the Visit Orlando Board of Directors with a term expiring December 31, 2019. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

6. [17-1701](#) Reappointment of Lyndell Mims, Richard Furman, and Jany Perez to the Code Enforcement Board with terms expiring December 31, 2020 or nomination and appointment of individual(s) to succeed them. (Agenda Development Office)

A motion was made by Commissioner VanderLey, seconded by Commissioner Thompson, to appoint Edward Johnson to replace Lyndell Mims to the Code Enforcement Board in the business representative category, with a term expiring December 31, 2020. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs; Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin.

The motion by Commissioner Clarke, seconded by Commissioner Nelson, to reappoint Richard Furman to the Code Enforcement Board was withdrawn.

A motion was made by Commissioner VanderLey, seconded by Commissioner Bonilla, to appoint Scott Hampton to replace Richard Furman to the Code Enforcement Board in the real estate professional category, with a term expiring December 31, 2020. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs; Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin.

A motion was made by Commissioner Thompson, seconded by Commissioner VanderLey, to reappoint Jany Perez to the Code Enforcement Board, with a term expiring December 31, 2020. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

7. [17-1702](#) Appointment of an individual to succeed Nancy Rosado on the Membership and Mission Review Board with a term expiring December 31, 2019 and reappointment of Ronald Rogers to the Membership and Mission Review Board with a term expiring December 31, 2019 or nomination and appointment of an individual to succeed him. (Agenda Development Office)

A motion was made by Commissioner Bonilla, seconded by Commissioner Thompson, to appoint Rose Santiago to succeed Nancy Rosado to the Membership and Mission Review Board, with a term expiring December 31, 2019. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs; Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin.

A motion was made by Commissioner VanderLey, seconded by Commissioner Siplin, to reappoint Ron Rogers to the Membership and Mission Review Board, with a term expiring December 31, 2019. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

8. [17-1703](#) Reappointment of Yog Melwani and Jose A. Cantero to the Planning and Zoning Commission with terms expiring December 31, 2019 or nomination and appointment of individual(s) to succeed them. (Agenda Development Office)

A motion was made by Commissioner Clarke, seconded by Commissioner Nelson, to reappoint Yog Melwani to the Planning and Zoning Commission, with a term expiring December 31, 2019. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs; Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin.

A motion was made by Commissioner VanderLey, seconded by Commissioner Nelson, to reappoint Jose Cantero to the Planning and Zoning Commission, with a term expiring December 31, 2019. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

9. [17-1704](#) Appointments to the Tourist Development Tax Sports Incentive Committee. (Agenda Development Office)

County staff indicated that appointments in the categories for a citizen representative and certified Public Accountant to the Tourist Development Tax Sports Incentive Committee will come back to the Board on a future agenda.

A motion was made by Commissioner VanderLey, seconded by Commissioner Nelson, to appoint Faron Kelley to the Tourist Development Tax Sports Incentive Committee as major theme park representative with a term expiring December 31, 2020. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

IV. WORK SESSION AGENDA

A. PUBLIC WORKS DEPARTMENT

1. [17-1705](#) Westside Manor Drainage. (Stormwater Engineering Division)

The Board took no action.

B. UTILITIES DEPARTMENT

1. [17-1706](#) Solid Waste Collection Update. (Solid Waste Division)

The Board took no action.

NONAGENDA

County staff provided an update relating to the number of evacuees arriving from Puerto Rico to the Central Florida community along with the number of children from Puerto Rico enrolled in Orange County Public Schools. Board discussion ensued.

VI. WORK SESSION AGENDA (Continued)**C. COMMUNITY, ENVIRONMENTAL AND DEVELOPMENT SERVICES DEPARTMENT**

1. [17-1707](#) Code Enforcement Liens and Property Maintenance. All Districts. (Code Enforcement Division)

The Board took no action.

2. [17-1708](#) Helitour Regulation. All Districts.

The following person addressed the Board: Mary Soderstrum.

The Board took no action.

V. RECOMMENDATIONS

1. [17-1709](#) December 7, 2017 Board of Zoning Adjustment Recommendations

A motion was made by Commissioner Nelson, seconded by Commissioner Clarke, to approve the recommendations; subject to the usual right of appeal by any aggrieved party. The motion failed by the following vote:

Aye: 1 - Commissioner Nelson

Nay: 6 - Mayor Jacobs; Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin.

A motion was made by Commissioner Bonilla, seconded by Commissioner Siplin, to approve the recommendations, with the exception of Case # SE-17-12-126, Dream Big Academy and Daycare, which was pulled from the recommendations; subject to the usual right of appeal by any aggrieved party. The motion carried by the following vote:

Aye: 6 - Mayor Jacobs, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

Nay: 1 - Commissioner Nelson

VI. PUBLIC HEARINGS

1. [16-077](#) Rezoning

Jim Hall, Kurtyka PD/LUP, Case # LUP-14-03-069; District 3 (Continued from July 12, 2016, July 19, 2016, November 15, 2016, March 7, 2017, June 20, 2017 and September 19, 2017)

Consideration: Request to rezone one (1) parcel containing 17.59 gross acres from A-2 (Farmland Rural District) to PD (Planned Development District) with a development program consisting of 43 conventional single-family detached residential dwelling units. No waivers from the Orange County Code have been requested; pursuant to Orange County Code, Chapter 30.

Location: District 3; property located at 2004 Gregory Road; or generally located on the west side of Gregory Road, approximately 1,300 feet south of Berry Dease Road; Orange County, Florida (legal property description on file)

A motion was made by Commissioner Clarke, seconded by Commissioner Bonilla, to continue the public hearing until February 6, 2018, at 2 p.m. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

2. [17-1554](#) Substantial Change

Carl Hansla, Ladybird Florida Properties, LLC, Lake Sawyer Neighborhood Planned Development / Land Use Plan (PD / LUP), Case # 17-06-214, amend plan; District 1

Consideration: A PD substantial change to incorporate the following eight (8) waivers from Orange County Code - Original Village PD Code for a proposed daycare facility use within PD Parcel 12 only:

1. A waiver from Section 38-1388(c)(1) to allow for a lot width of 348 feet, in lieu of the maximum lot width of fifty (50) feet.
2. A waiver from Section 38-1388(c)(7) to allow the building façade to be constructed on thirty-six percent (36%) of the ten (10) foot building setback line, in lieu of the façade being built directly on the front setback line for at least fifty percent (50%) of the front setback line.
3. A waiver from Section 38-1388(c)(8) to allow the building side yard setback to be ten (10) feet on one side of the property line, in lieu of the requirement to have a side yard setback of zero (0) feet along at least one (1) property line.
4. A waiver from Section 38-1388(c)(12)(c) to allow a sidewalk in the right-of-way, in lieu of the requirement to place the sidewalk onsite and within an easement.
5. A waiver from Section 38-1388(c)(12)(e) to allow primary entry to face the parking lot rather than a public street or walkway.
6. A waiver from Section 38-1388(c)(6)(c) to allow a rear setback of one-hundred twenty-eight (128) feet from the rear property line, in lieu of fifteen (15) feet from the centerline of the alley easement.
7. A waiver from Section 38-1389(c)(4)(i) to allow the required street wall to be placed at a

setback of fifteen (15) feet from the southern property line, in lieu of being placed on the setback line.

8. A waiver from Section 38-1389(c)(4)(i) to allow the required street wall to be placed at a setback of eleven and a half (11.5) feet from the eastern property line, in lieu of being placed on the setback line; pursuant to Orange County Code, Chapter 30, Article III, Section 30-89 and Orange County Code, Chapter 38, Article VIII, Division 1, Section 38-1207.

Location: District 1; property generally located south of Overstreet Road and west of Bentonshire Avenue; Orange County, Florida (legal property description on file)

The following person addressed the Board: Bob Zigenfuss.

A motion was made by Commissioner VanderLey, seconded by Commissioner Nelson, to make a finding of consistency with the Comprehensive Plan; and approve the substantial change request subject to the conditions of approval listed under the Development Review Committee recommendation in the Staff Report. The motion carried by the following vote:

Aye: 7 - Mayor Jacobs, Commissioner Nelson, Commissioner Thompson, Commissioner Clarke, Commissioner VanderLey, Commissioner Bonilla, and Commissioner Siplin

3. [17-1605](#) Ordinance

Amending Orange County Code, Chapter 38, Sections 38-1414 and 38-1415, pertaining to Zoning regulations regarding the sale of alcoholic beverages and relating to distances between places selling alcoholic beverages and religious institutions, schools and adult entertainment establishments

Consideration: AN ORDINANCE AFFECTING THE USE OF LAND IN ORANGE COUNTY, FLORIDA, REGARDING THE SALE OF ALCOHOLIC BEVERAGES; AMENDING SECTION 38-1414 OF THE ORANGE COUNTY CODE RELATING TO PROHIBITED AREAS FOR THE SALE OF ALCOHOLIC BEVERAGES; AMENDING SECTION 38-1415 OF THE ORANGE COUNTY CODE RELATING TO DISTANCES BETWEEN PLACES SELLING ALCOHOLIC BEVERAGES AND RELIGIOUS INSTITUTIONS, SCHOOLS AND ADULT ENTERTAINMENT ESTABLISHMENTS; AND PROVIDING AN EFFECTIVE DATE

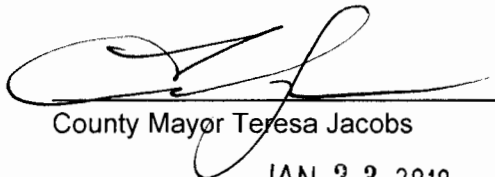
This public hearing was cancelled.

✓ The notated public hearing is quasi-judicial in nature. As such, any verbal or written communication with a member of the Board of County Commissioners prior to today's quasi-judicial hearing should be disclosed on the record or made a part of the record during the public hearing by or on behalf of the party who communicated with the Board member to allow any interested party an opportunity to inquire about or respond to such communication. Failure to disclose any such communication may place the party who ultimately prevails at the quasi-judicial hearing at risk of having the Board's decision overturned in a court of law due to prejudice against the party who was not privy to the ex parte communication.

Information regarding meetings held at the County Administration Building between any member of the Board and an outside party may be obtained at <http://www.orangecountyfl.net/visitors/reports/MeetingsReportPage.asp>.

ADJOURNMENT: 3:52 p.m.

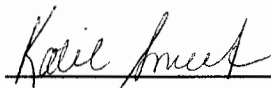
ATTEST:


County Mayor Teresa Jacobs
Date: JAN 23 2018



ATTEST SIGNATURE:

Phil Diamond
County Comptroller as Clerk


Katie Smith
Deputy Clerk

* * *

Any person wishing to appeal any decision made by the Board of County Commissioners at this meeting will need a record of the proceedings. For that purpose, such person 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.

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two (2) business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-5517.

Para mayor información en español, por favor llame al (407) 836-3111.

NOTE: Reports from the County Mayor, the County Commissioners, the County Administrator, and the County Attorney may be presented at unscheduled times throughout the day, depending on the length of time required for advertised public hearings.

Copies of Specific Project Expenditure Reports and Relationship Disclosure Forms are not included with agenda items unless there is a listed expenditure or disclosure. Copies of these completed reports and forms may be obtained by contacting the relevant Department/Division Office.