

(Proposed)

ORDER APPROVING RESCISSION OF ORLANDO CORPORATE CENTRE DRI DEVELOPMENT ORDER

THIS ORDER APPROVING RESCISSION OF ORLANDO CORPORATE CENTRE DRI DEVELOPMENT ORDER is issued by the City of Orlando, a municipal corporation organized and existing under the laws of the State of Florida, whose address is 400 South Orange Avenue, Orlando, FL 32801.

Factual Background

Daryl M. Carter, as Trustee under the provision of an unrecorded Land Trust Agreement effective as of the 26th day of August 1998, known as the CARTER-OCC LAND TRUST ("Carter"), is the designated "Developer" of that certain real property located in the City of Orlando, Florida (the "City"), commonly known as the Orlando Corporate Centre Development of Regional Impact (the "OCC DRI"), which is more particularly described in Attachment 1 hereto and in the OCC DRI Development Order (as hereinafter defined).

The City approved that certain Seventh Amended and Restated Development Order for the OCC DRI (the "OCC DRI Development Order") on April 9, 2012, which is recorded at Official Records Book 10363, Page 731 in the Public Records of Orange County, Florida.

Pursuant to Section 380.115, Florida Statutes, "[i]f requested by the developer or landowner, the development-of-regional-impact development order ***shall be rescinded*** by the local government having jurisdiction upon a showing that all required mitigation related to the amount of development that existed on the date of rescission has been completed or will be completed under an existing permit or equivalent authorization issued by a governmental agency as defined in s. 380.031(6), provided such permit or authorization is subject to enforcement through administrative or judicial remedies." (Emphasis added).

A Request for Rescission of the OCC DRI Development Order (the "Request") dated May 19, 2014, was submitted to the City on behalf of Carter, which provided documentation that all required mitigation has been completed for the amount of existing development within the OCC DRI. A copy of the Request is attached hereto as Exhibit "A."

Based on the information contained in the Request, the City has independently verified the completion of required mitigation for the amount of development that has occurred within the OCC DRI as of the date of this Order.

NOW THEREFORE, based on the information presented herein, the City hereby rescinds the OCC DRI Development Order and acknowledges that the terms "Orlando Corporate Centre Development of Regional Impact" or "Orlando Corporate Centre DRI" as used in any applicable approval, agreement, development order, document or permit shall mean and refer to the Orlando Corporate Centre Project or Property as described in that Certain City of Orlando Ordinance

adopting an amended PD for Orlando Corporate Centre on the same date as this Order Approving Rescission of the OCC DRI Development Order.

City of Orlando, Florida

By: _____
Mayor / Pro Tem

Date: _____

ATTEST:

Alana Brenner, City Clerk
Date: _____, 2014

APPROVED AS TO FORM AND
LEGALITY
For use and reliance of City of Orlando,
Florida

Assistant City Attorney

CERTIFICATE OF SERVICE

A certified copy of this Order Approving Rescission of the Orlando Corporate Centre DRI Development Order has been sent by U.S. Mail to the Florida Department of Economic Opportunity, Division of Community Development, 107 East Madison Street, Caldwell Building, MSC 160, Tallahassee, FL 32399 and to the East Central Florida Regional Planning Council at 309 Cranes Roost Boulevard, Suite 2000, Altamonte Springs, FL 32701 this _____ day of _____, 2014.

City Clerk

Exhibit "A"

Copy of Request for Rescission