

EXHIBIT "B"

PROPOSED FORM OF ORDER APPROVING RESCISSION OF THE OHI DRI DEVELOPMENT ORDER

THIS ORDER APPROVING RESCISSION OF OHI DRI DEVELOPMENT ORDER is issued by the City of Orlando, Florida, a municipal corporation within the State of Florida (the "**City**"), whose address is 400 S. Orange Avenue, Orlando, FL 32801.

FACTUAL BACKGROUND

1. OHI is the owner and developer of that certain real property more particularly described in the Amended and Restated Development Order for Orlando Regional Healthcare System, Inc. Development of Regional Impact, approved by the City Council of the City of Orlando ("**City**") on August 25, 2003, Document No. 030825504; the First Amendment to Amended and Restated Development Order, approved by the City on January 12, 2004, Document No. 040112701; and the Second Amendment to the Amended and Restated Development Order, approved by the City on April 7, 2008, Document No. 080407702 (the "**OHI DRI**").
2. The OHI DRI is more particularly described in that certain Amended and Restated Development Order for Orlando Regional Healthcare System, Inc.; First Amendment to Amended and Restated Development Order; and Second Amendment and Restated Development Order, all approved by the City Council of the City of Orlando (the "**OHI DRI Development Order**").
3. The OHI DRI Development Order specifies the development program and the required mitigation for the development of the OHI DRI.
4. All required mitigation related to the amount of development specified in the OHI DRI Development Order has been completed.
5. Pursuant to section 380.06(29)(a), Florida Statutes, the City is a dense urban land area and is exempt from the development-of-regional-impact process described in section 380.06 Florida Statutes; and, pursuant to section 380.06(29)(e), Florida Statutes, "any previously approved development-of-regional-impact development orders shall continue to be effective but the developer has the option to be governed by section 380.115(1), Florida Statutes."

6. Section 380.115(1)(b), Florida Statutes, provides that “if requested by the developer or land owner, the development-of-regional-impact development order **shall be** rescinded by the local government having jurisdiction upon a showing that all required mitigation related to the amount of development that existed on the date of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” (emphasis added).

7. On March 31, 2014, the Orlando City Council adopted Ordinance No. 2013-45, amending and restating the Planned Development Zoning District regulations for the Orlando Health Planned Development, being the same property as described in the OHI DRI, Document No. 1403311201 (the “**PD Ordinance**”). The PD Ordinance fully regulates the property. It will serve as the local development order that functionally replaces the DRI Development Order.

7. Pursuant to section 380.115(1)(b), Florida Statutes, the Owners have requested (the “**Request**”) that the City rescind the OHI DRI Development Order.

8. On April 21, 2015, the City’s Municipal Planning Board considered the Request and recommended that the Orlando City Council approve said Request and adopt an order in accordance therewith.

9. On May 18, 2015, the Orlando City Council considered and approved the recommendation of the Municipal Planning Board.

10. Based on the information contained in the Request, the City has independently verified the facts as set forth therein.

RESCISSION OF OHI DRI DEVELOPMENT ORDER

Based on the information presented in the Request and the City’s independent verification of the facts set forth therein, the City hereby orders as follows:

11. The OHI DRI Development Order is hereby rescinded.

12. The OHI DRI Development Order is hereby terminated and cancelled; and a certified copy hereof shall be recorded in the official records of Orange County, Florida.

13. Nothing herein shall impair any of OHI’s rights or privileges under the PD Ordinance No. 2013-45.

14. The City will reasonably cooperate with OHI in connection with the future development of the Property.

15. This order is effective upon adoption.

CITY OF ORLANDO

By: _____
Title: _____

ATTEST:

By: _____
Title: _____

CERTIFICATE OF SERVICE

A certified copy of this Order Approving Rescission of the OHI DRI Development Order has been sent by U.S. Mail to _____, this ____ day of _____, 2015.

City Clerk

