

AN ORDINANCE OF THE CITY OF ORLANDO, FLORIDA, GRANTING A PETITION TO CONTRACT THE BOUNDARIES OF THE RANDAL PARK COMMUNITY DEVELOPMENT DISTRICT, AS INITIATED BY THE DISTRICT'S BOARD OF SUPERVISORS; AMENDING ORDINANCE NO. 2010-54 TO CONTRACT THE EXTERNAL BOUNDARIES OF THE RANDAL PARK COMMUNITY DEVELOPMENT DISTRICT, WHICH IS GENERALLY LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF THE CENTRAL FLORIDA GREENEWAY (SR 417) AND THE BEACHLINE (SR 528), IN ACCORDANCE WITH SAID PETITION; PROVIDING FOR SEVERABILITY, CORRECTION OF SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.

WHEREAS, pursuant to Chapter 190, Florida Statutes, the City Council of the City of Orlando, Florida (the "Orlando City Council"), established the Randal Park Community Development District (the "district") by that certain City ordinance bearing a document number of 0612111005 (the "establishing ordinance") on December 11, 2006; and

WHEREAS, on December 13, 2010, the Orlando City Council adopted City ordinance number 2010-54, which ordinance amended the establishing ordinance to contract the original boundaries of the district to reduce the area of the district by 47.7 acres of land (from 627.48 acres to 579.78 acres), such ordinance being requested by the Board of Supervisors of the Randal Park Community Development District for the purpose of matching the external boundaries of the district to the then-recently amended Randal Park planned development zoning district; and

WHEREAS, the district's Board of Supervisors (the "petitioner"), having obtained written consent to a further contraction of the district's external boundaries by the owners of one-hundred percent (100%) of the owners of the real property to be excluded from the district, submitted to the City on October 12, 2015, a Petition to Contract the Boundaries of the Randal Park Community Development District (the "petition"), and thereby petitioned the Orlando City Council to further contract the external boundaries of the district in accordance with the petition by amending City ordinance number 2010-54 pursuant to section 190.046, Florida Statutes; and

WHEREAS, a public hearing has been conducted by the Orlando City Council on December 7, 2015, in accordance with the requirements and procedures of section 190.046(1), Florida Statutes, and all other applicable requirements and procedures of the Florida Statutes and the Code of the City of Orlando, Florida (the "Orlando City Code"), and all interested persons and affected units of general-purpose local government were afforded an opportunity to present oral and written comments on the petition at said duly noticed public hearing; and

WHEREAS, upon consideration of the record established at that hearing, the City Council determined and found as follows:

1. That the statements within the petition were true and correct; and
2. That the proposed contraction of the district's boundaries is not inconsistent with any applicable element or portions of the adopted City of Orlando comprehensive plan, as amended, or any applicable elements of the state comprehensive plan; and
3. That the area of land within the proposed district is of sufficient size, is sufficiently contiguous to be developable as one functional interrelated community; and
4. That the district is the best alternative available for delivering community development services and facilities to the area that will be served by the district; and
5. That the community development services and facilities of the district will be compatible with the capacity and uses of existing local and regional community development services and facilities; and
6. That the area that will be served by the district is amenable to separate special-district government.

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

SECTION 1. AUTHORITY. This ordinance is enacted in compliance with and pursuant to the Uniform Community Development District Act of 1980, Chapter 190, Florida Statutes.

SECTION 2. FINDINGS. The foregoing recitals, determinations, and findings are true and correct and are incorporated herein, adopted hereby, and made a part hereof.

SECTION 3. GRANT OF PETITION. Pursuant to Chapter 190, Florida Statutes, the Petition to Contract the Boundaries of the Randal Park Community Development District submitted by the district's Board of Supervisors on October 12, 2015, is hereby granted, said petition being attached to this ordinance as **Exhibit A**.

SECTION 4. AMENDING ORDINANCE NO. 2010-54 AND CONTRACTING THE DISTRICT'S EXTERNAL BOUNDARIES. Pursuant to Chapter 190, Florida

Statutes, and the petition submitted by the district's Board of Supervisors, City ordinance number 2010-54 is hereby amended to contract the external boundaries of the Randal Park Community Development District. Henceforth the external boundaries of the District shall be as described and depicted in **Exhibit B** attached hereto and incorporated herein.

SECTION 5. SCRIVENER'S ERROR. The city attorney may correct scrivener's errors found in this ordinance by filing a corrected copy of this ordinance with the city clerk.

SECTION 6. SEVERABILITY. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 7. REPEAL. All ordinances or parts of ordinances previously adopted and conflicting with this ordinance are hereby repealed.

SECTION 8. EFFECTIVE DATE. This ordinance takes effect immediately upon adoption.

DONE, THE 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 _____ day of _____, 2015.

DONE, THE FIRST READING, by the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2015.

DONE, THE SECOND READING, 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 _____ day of _____, 2015.

BY THE MAYOR OF THE CITY OF
ORLANDO, FLORIDA:

Mayor

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

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City Clerk

Print Name

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

City Attorney

Print Name

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