

This instrument prepared by:
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Assistant City Attorney
Orlando City Hall
400 S. Orange Ave.
Orlando, Florida 32801

Space above reserved for use by records

**ORDER APPROVING RESCISSION OF THE
CITY OF ORLANDO DOWNTOWN DRI**

THIS ORDER APPROVING RESCISSION OF THE CITY OF ORLANDO DOWNTOWN DRI 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 S. Orange Avenue, Orlando, Florida 32801 (the "City").

FACTUAL BACKGROUND

1. The Downtown Development Board ("DDB") of the City of Orlando, Florida, ("City") in its capacity as a Downtown Development Authority pursuant to Chapter 380, Florida Statutes, filed an application for the City of Orlando Downtown Development of Regional Impact ("Downtown DRI"), for that certain real property which is more particularly depicted on **Exhibit A**, attached hereto.

2. The Downtown DRI is the subject of a Development Order issued by the City on June 18, 1990, (and subsequently amended by the City at the request of the Department of Community Affairs on August 20, 1990), and was recorded on January 8, 1992, in Official Records Book 4362, Page 3368. The First Amendment to the Development Order for the Downtown Development DRI was issued on September 19, 1994, and recorded November 22, 1994, in Official Records Book 4823, Page 1341, as re-recorded in Official Records Book 4988, Page 1220, as further modified by virtue of that certain Notice of Recordation of Omitted Exhibit from City of Orlando Downtown Development of Regional Impact Development Order dated November 15, 1996, and recorded November 19, 1996, in Official Records Book 5157, Page 1002. The Second Amendment to the Downtown DRI was issued on October 9, 2000, and recorded on October 24, 2000, in Official Records Book 6114, Page 4473. The Third Amendment to the Downtown DRI was issued on August 26, 2013, and recorded on September 10, 2013, in Official Records Book 10631, Page 8934, all in the Official Records of Orange County, Florida (collectively the "Development Order").

3. The Development Order for the Downtown DRI specifies the development program and the required mitigation for development within the Downtown DRI.

4. Pursuant to Section 380.115, Florida Statutes, "if requested by the developer or landowner, the development-of-regional-impact development order shall be rescinded by the local government having jurisdiction upon a showing that all required mitigation related to the amount of development that existed on the date of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.

5. An application to rescind the Downtown DRI Development Order was submitted on February 14, 2018.

6. The Downtown DRI divides the proposed development into four phases based on average daily trip generation. The cumulative average daily trips has not exceeded the trips allotted for the current phase, as demonstrated in **Exhibit B**, attached hereto.

7. All required mitigation has occurred within the Downtown DRI as of the date of this Order.

8. On April 17, 2018, the City's Municipal Planning Board considered the application and recommended that the Orlando City Council approve said application and adopt an order in accordance therewith.

NOW THEREFORE, based on the information presented herein, the City hereby rescinds the Downtown DRI Development Order. The City hereby confirms that each of the parcels within the Downtown DRI shall have all rights and entitlements authorized under the specific Future Land Use and zoning designations assigned to the parcel as set forth in the applicable provisions of the City's Growth Management Plan and Land Development Code.

CITY OF ORLANDO

By: _____
Mayor/Mayor Pro Tem

ATTEST:

Denise Aldridge, City Clerk

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

Assistant City Attorney