

ORDINANCE NO. 2006-83

SEMINOLE COUNTY, FLORIDA

AN ORDINANCE AMENDING THE VISION 2020 SEMINOLE COUNTY COMPREHENSIVE PLAN; AMENDING THE TEXT OF THE CAPITAL IMPROVEMENTS ELEMENT OF THE COMPREHENSIVE PLAN; PROVIDING FOR LEGISLATIVE FINDINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Board of County Commissioners of Seminole County (hereinafter referred to as the "Board") enacted Ordinance Number 91-13, adopting the 1991 Seminole County Comprehensive Plan, which was subsequently amended in accordance with State law; and

WHEREAS, the Board enacted Ordinance Number 2001-21, which renamed the 1991 Seminole County Comprehensive Plan to the "Vision 2020 Seminole County Comprehensive Plan" (hereinafter referred to as the "Plan"); and

WHEREAS, the amendment of the Capital Improvements Element is exempt from the twice yearly large scale amendment process (Sections 163.3187(1)(f); and

WHEREAS, the Board has followed the procedures set forth in Sections 163.3177, Florida Statutes, stating that "Capital improvements element amendments adopted after the effective date of this act [July 1, 2005] shall require only a single public hearing before the governing board which shall be an adoption hearing as described in s. 163.3184(7). Such amendments are not subject to the requirements of s. 163.3184(3)-(6)."

CERTIFIED COPY  
MARYANNE MORSE  
CLERK OF CIRCUIT COURT  
SEMINOLE COUNTY, FLORIDA  
BY M. Morse  
DEPUTY CLERK

WHEREAS, the Board has substantially complied with the procedures set forth in the Implementation Element of the Plan regarding public participation; and

WHEREAS, the Board held a public hearing with all required public notice for the purposes of hearing and considering the recommendations and comments of the general public prior to final action on the Plan amendments set forth herein; and

WHEREAS, the Board hereby finds that the Plan, as amended by this ordinance, is internally consistent with and compliant with the provisions of State law including, but not limited to, Part II, Chapter 163, Florida Statutes, and the State Comprehensive Plan, and the Strategic Regional Plan of the East Central Florida Regional Planning Council; and

WHEREAS, the Seminole County Home Rule Charter requires that an Economic Impact Statement be prepared to address the potential fiscal impacts and economic costs of each amendment enacted by this Ordinance upon the public and taxpayers of Seminole County and such Economic Impact Statement has been prepared and has been made available for public review and copying prior to the enactment of this Ordinance in accordance with the provisions of the Seminole County Home Rule Charter.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA:

Section 1. Legislative Findings. The above recitals are true and correct in form and include legislative findings which are a material part of this Ordinance.

Section 2. Text Amendment. The text of the Plan is hereby amended as set forth in Exhibit A (attached hereto and incorporated herein by this reference) as noted in the following table:

Ordinance Exhibit	Amendment Topic	Amendment Number	Amended Elements	LPA Hearing Date	BCC Hearing Date
A	Capital Improvements Element – 2006 Update	06EX.TXT01	Capital Improvements	Not required	12/12/06

Section 3. Severability.

(a) The enactment of this Ordinance includes one (1) text amendment.

(b) If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, it is the intent of the Board of County Commissioners that the invalidity shall 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 declared severable.

**Section 4. Exclusion From County Code/Codification.**

(a) It is the intent of this Board that the provisions of this Ordinance shall not be codified into the Seminole County Code, but that the Code codifier shall have liberal authority to codify this Ordinance as a separate document or as part of or as a volume of the Land Development Code of Seminole County in accordance with prior directions given to the said Code codifier.

(b) The Code codifier is hereby granted broad and liberal authority to codify and edit the provisions of the Seminole County Comprehensive Plan, as amended.

**Section 5. Effective Date.**

(a) A certified copy of this Ordinance shall be provided to the Florida Department of State by the Clerk of the Board of County Commissioners in accordance with State law.

(b) This Ordinance shall take effect upon filing a copy of this Ordinance with the Florida Department of State by the Clerk of the Board of County Commissioners; provided, however, that the effective date of the Plan amendments set forth herein shall be twenty-two (22) days after the Florida Department of Community Affairs' publication of a notice of intent to find the Plan amendments in compliance if no affected party challenges the Plan amendments, or, if an affected party challenges the Plan amendments, when a final order is issued by the Florida

Department of Community Affairs or the Administration Commission determining that the amendments are in compliance in accordance with Section 163.3184, Florida Statutes, whichever occurs earlier. No development orders or development permits, if dependent upon an amendment, may be issued or commence before an amendment has become effective. If a final order of noncompliance is issued by the Administration Commission adopting a resolution affirming its effective status, a copy of which resolution shall be provided to the Florida Department of Community Affairs, Bureau of Local Planning, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 by the Clerk of the Board of County Commissioners.

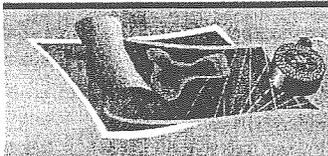
ENACTED this 12 day of December, 2006.

BOARD OF COUNTY COMMISSIONERS  
SEMINOLE COUNTY, FLORIDA

By: Brenda Carey  
Brenda Carey, Vice-Chairman

# Exhibit A

Capital Improvements Element – Exhibit Section Update  
06EX.TXT01



# Vision 2020 Comprehensive Plan Seminole County, Florida

## Facility Program - Transportation: Roads

### Summary of Policies, Programs and Capital Improvements with Cost Impacts Transportation - Roads

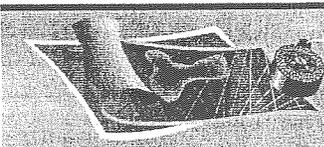
Scheduled Program and Cost Impacts for 10/1/2005 - 9/30/010	
<p>Costs include funding for:</p> <ul style="list-style-type: none"> <li>- State Road Network Improvements</li> <li>- County Road Network Improvements and joint projects with the Cities</li> <li>- Traffic Management Improvements</li> <li>- Sidewalk Programs</li> <li>- Pedestrian Overpasses</li> </ul> <p><b>Note:</b> The following projects, contained in the list of CIE projects for Transportation, are proposed to utilize Transportation Regional Incentive Program (TRIP) funding:</p> <ul style="list-style-type: none"> <li>- 00205202 - Oviedo SR 426/CR 419</li> <li>- <del>00226301 - Red Bug Lk Rd @ SR 436 \ Interchange</del></li> <li>- 00205302 - SR 434 - Montgomery Rd to I-4</li> <li>- 00205303 - SR 434 - I-4 to Rangeline</li> <li>- <del>00205304 - SR 434 - Rangeline to CR 427</del></li> </ul>	
<b>Total 5 Year Cost</b>	<b>\$438,679,647</b>

Potential Additional Cost Impacts During/Beyond Five Year Planning Period
<p>The September, 2001 referendum renewal of the local option sales tax has enabled programming of specific projects to provide a wide variety of transportation improvements, including previously identified needs on the State Road system. Evolving needs still not fully addressed, however, include major road network improvements in the vicinity of key economic drivers in Seminole County. An example of such a need relating to the Orlando-Sanford Airport is the widening of SR 46 from Sanford Avenue west to SR 415, and the widening of SR 415 which are not fully funded through construction.</p>

<p><b>Available Funding Options</b> - 1 Cent Sales Tax and Impact Fees are projected to cover costs for the majority of the planned major improvements, with the County Transportation Fund supporting the resurfacing program. Major revenue sources available to the Board of County Commissioners (either existing or available without voter approval) to fund all or portions of the Transportation Capital Improvement Element Update are: General fund, Transportation Trust fund, Local Option Infrastructure Sales Tax fund, Impact Fee funds. The revenue capacities associated with each of the above major revenues provide sufficient funding to enable full implementation of the five year schedule of improvements identified as part of the CIE Update.</p>
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<p><b>FY 2006/2007 CIE Update Amendment</b> - This amendment incorporates a table of updated METROPLAN Orlando Transportation Regional Incentive Program (TRIP) Funds projects applicable to Seminole County entitled "Seminole County TRIP Funds Awarded in FDOT District 5" and revises the former TRIPs list to drop two projects. The updated table dollars represent approved funding to be provided by the Florida Department of Transportation (FDOT). The projects are adopted into the CIE to ensure consistency between the County's Comprehensive Plan and the plans of FDOT. With the exception of the Traffic Signal Coordination project which is fully funded by FDOT dollars, the dollars shown are to be applied to the three (3) road projects listed which were previously adopted into the CIE and found to be financially feasible. (Revised: Amendment 06EX.TXT01, Ordinance 2006-83, 12/12/2006)</p>
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# Vision 2020 Comprehensive Plan Seminole County, Florida

ROADWAY SEGMENT	IMPROVEMENTS			ESTIMATED ANNUAL COSTS (\$)					
	Widen		Length (Miles)	Proj Phs	Fiscal Years				
	Fr	To			2005/06	2006/07	2007/08	2008/09	2009/10
I-4 Interchange at Greeneway/SR 417			1.039	CST	222,180	-	-	-	-
				CS	1,381,515	-	-	-	-
Widen Seminole Xway (SR 417) from Orange County Line to SR 434	4	6	6.4	PDE	1,750,000	-	-	-	-
				PE	500	-	9,000,000	-	-
<b>TOTALS</b>					<b>90,132,624</b>	<b>91,733,988</b>	<b>16,291,402</b>	<b>12,730,752</b>	<b>49,217,147</b>

### Note on Transportation Regional Incentive Program (TRIP) Projects and Funding

Detailed funding of the following Seminole County TRIP projects can be found in the list of CIE projects for Transportation which immediately precedes this table.

- 00205202 - Oviedo SR 426/CR 419
- 00205302 - SR 434 - Montgomery Rd to I-4
- 00205303 - SR 434 - I-4 to Rangeline
- 00205304 - SR 434 - Rangeline to CR 427
- 00226301 - Red Bug Lk Rd @ SR 436 \ Interchange

*(Revised: Amendment 06EX.TXT01; Ordinance 2006-83, 12/12/2006)*

**PROJECT PHASES (Proj Ph)**

- |  |                                  |
|--|----------------------------------|
| CST - Construction phase                     | ROW - Right of Way phase         |
| ENV - Environmental Work                     | RRU - Railroad or Utilities Work |
| INC - Construction Bonus Phase               |                                  |
|  | CI - Contract Incentives         |
| LAR - Local Advance<br>Reimbursement Funding | CS - Construction Support        |
| PDE - Project Development &                  | DB - Design Build                |
| PE - Preliminary Engineering<br>phase        | AD - Administration              |



