

RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

regarding

DESIGNATING CERTAIN LAND WITHIN THAT PORTION OF THE ORANGE COUNTY INNOVATION WAY AREA LOCATED WITHIN UNINCORPORATED ORANGE COUNTY AS THE INNOVATION WAY: ROCC (REDEVELOPING ORANGE COUNTY COMMUNITIES) AREA AND AS A BROWNFIELD AREA FOR THE PURPOSE OF ENVIRONMENTAL REMEDICATION, REHABILITATION, AND ECONOMIC DEVELOPMENT

Resolution No. 2008-M-47

WHEREAS, Sections 376.77 - 376.85, of the Florida Statutes, as amended, (the "Brownfields Redevelopment Act" or the "Act") authorizes and provides for designation by resolution of certain lands as a "Brownfield Area", and for the corresponding provision of environmental remediation, rehabilitation, and economic development for such areas; and

WHEREAS, the Orange County Board of County Commissioners wishes to notify the Florida Department of Environmental Protection of its decision to designate a Brownfield Area for remediation, rehabilitation, and economic development for the purposes set forth in the Act; and

WHEREAS, the procedures set forth in Section 376.80(1) of the Act, including the notice and public hearing requirements set forth in Sections 125.66 and 125.66(4)(b)(2) and 125.66(4)(b)(3) Florida Statutes, have been complied with.

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
ORANGE COUNTY, FLORIDA:**

Section 1. The recitals and findings set forth in the Preamble to this Resolution are hereby adopted by reference thereto and incorporated herein as if fully set forth in this Section.

Section 2. The area described in Exhibit "A" as Innovation Way: ROCC, attached hereto and incorporated herein by reference, which is located within and coincides with the boundaries of that portion of the Orange County Innovation Way Area located in the unincorporated area of the County, less any real property for which a property owner within the area depicted in Exhibit "A" requests in writing to have his or her property removed from the

designation provided for herein, is hereby designated as the "Innovation Way: ROCC (Redeveloping Orange County Communities) which shall hereafter be known as the "Innovation Way: ROCC" area and as a Brownfield Area for environmental remediation, rehabilitation, and economic development as set forth in the Act, under the following terms and conditions:

a. The designation of the Brownfield Area by this Resolution does not, by itself, render the Board of County Commissioners responsible for the costs and liabilities associated with site remediation, rehabilitation, economic development, or source removal, as those terms are defined in the Act, unless the Orange County Board of County Commissioners specifically designates itself as a responsible person pursuant to Section 376.80(3), thereof.

b. Nothing in this Resolution shall be deemed to prohibit, limit, or amend the authority and power of the Orange County Board of County Commissioners, otherwise legally available, to designate any other property or properties as a Brownfield Site or Brownfield Area, or to modify, amend, or withdraw the designation as established herein.

Section 3. In accordance with Section 376.80(1), Florida Statutes, the Orange County Board of County Commissioners hereby directs the Orange County Environmental Protection Division to notify the Florida Department of Environmental Protection of Orange County's decision to designate this Brownfield Area for the purposes of remediation, rehabilitation, and economic development.

Section 4. This Resolution shall become effective September 16, 2008

ADOPTED this 16th day of September, 2008.

ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: Richard T. Crotty

Richard T. Crotty

Orange County Mayor

ATTEST: Martha O. Haynie, County Comptroller

As Clerk of the Board of County Commissioners

By: Martha O. Haynie

Deputy Clerk

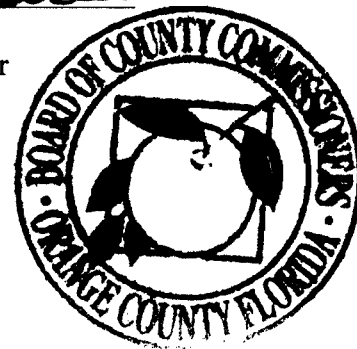


EXHIBIT A

