

RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
**AUTHORIZATION TO CONVEY CERTAIN
COUNTY PROPERTY INTERESTS TO
THE ORLANDO UTILITIES COMMISSION**

Resolution No. 2011- M-05

WHEREAS, Orange County, a political subdivision of the State of Florida, pursuant to its home rule power and Section 125.38 of the Florida Statutes (2010), has authority to determine that certain County property is not needed for County purposes and to convey said property, for a nominal price or otherwise, to the United States or any department or agency thereof, the State or any political subdivision or agency thereof, or any municipality of Florida, or any corporation or non-profit entity organized for the purpose of promoting community interest and welfare; and

WHEREAS, the Orlando Utilities Commission, a duly established and validly existing municipal utility organized and existing under and by virtue of the laws of the State of Florida ("OUC"), in order to enhance security at a solar facility to be constructed at OUC's Curtis H. Stanton Energy Center (the "Solar Facility"), has requested Orange County convey to OUC all of the County's right, title and interest in that portion of a 6-foot high chain link fence that runs along the boundary of the Solar Facility, as depicted in Exhibit "A", attached hereto and incorporated herein by reference, running approximately 2,815 feet in length beginning at the Northerly right-of-way line of Pope Street where it intersects with Innovation Way to the Northerly reference point described as N1511844.56/E598215.93 (the "Fence"); and

WHEREAS, the County has determined that the Fence is no longer needed for County purposes and that the conveyance to OUC is in the public interest; and

WHEREAS, OUC is qualified, as a municipal utility under the laws of the State of Florida, to make application for, and receive unneeded County property pursuant to Section 125.38, Florida Statutes (2010).

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

1. The Board hereby determines that the Fence is no longer needed for County purposes and that it is in the best interest of Orange County and the public that its interests in the Fence be conveyed to OUC.

2. The Fence is located on a County right-of-way and, once conveyed, will provide security for the OUC Solar Facility as required by the U.S. Department of Homeland Security.

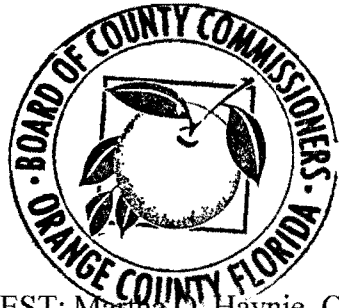
3. The Fence was erected in consideration of OUC's conveyance of its portion of Alafaya Trail right-of way to the County, at no cost, as set forth in that certain Amendment to Alafaya Trail Agreement dated July 31, 2001, by and among between Orange County, Orlando Business Park, the City of Orlando, and the Orlando Utilities Commission.

4. The Board hereby directs that all of the County's right, title and interest in the Fence be conveyed to OUC for the consideration of TEN DOLLARS (\$10.00), and that the Orange County Mayor execute and deliver a Bill of Sale to effectuate such conveyance.

5. The Board hereby directs that a certified copy of this Resolution shall be forwarded forthwith to the Authority.

6. This Resolution shall become effective upon its adoption by the Board.

ADOPTED this ___ day of FEB 22 2011, 2011.

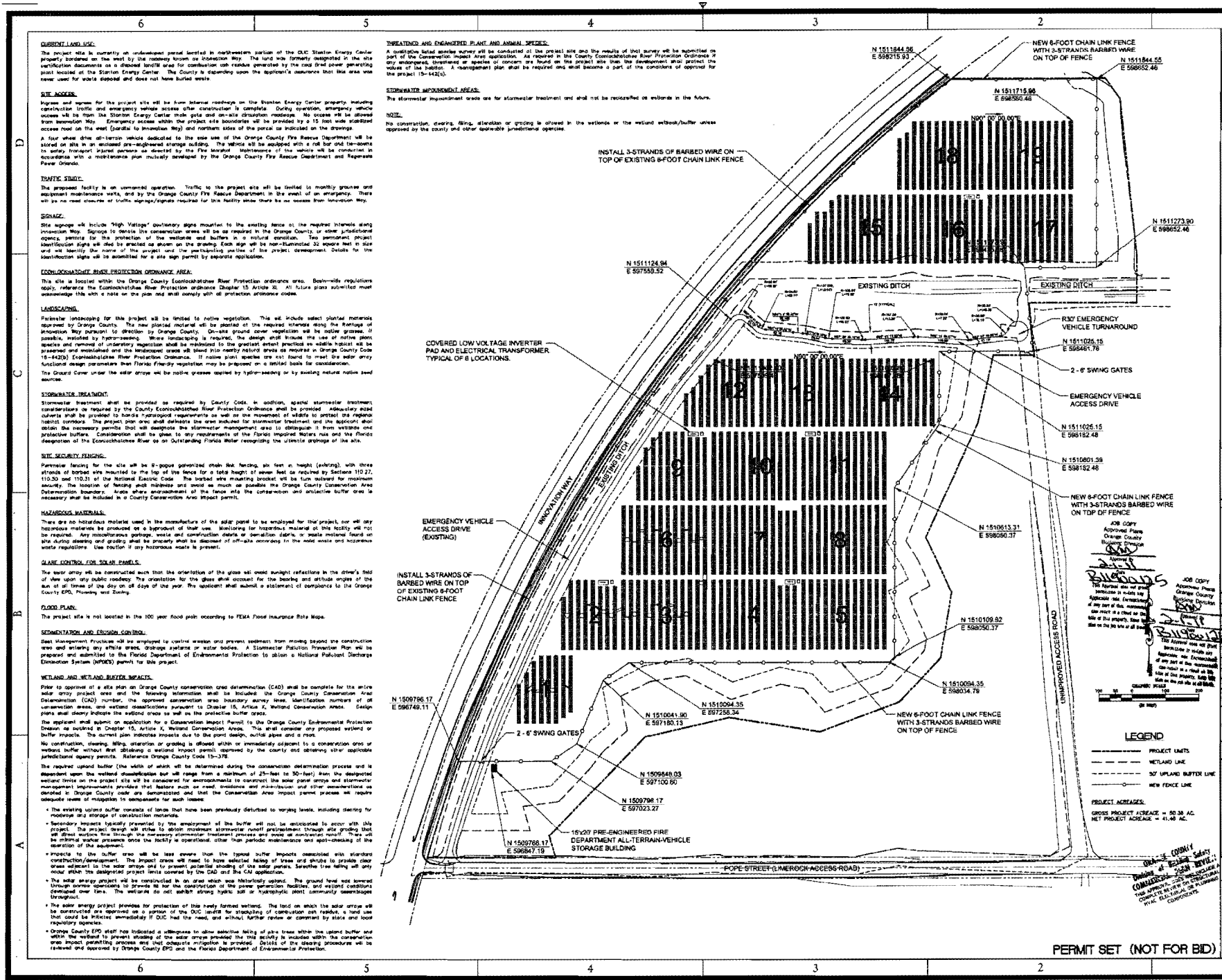


ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs
Orange County Mayor

ATTEST: Martina O. Haynie, County Comptroller
As Clerk of the Board of County Commissioners
By: *Martina O. Haynie*
Deputy Clerk

EXHIBIT A
DEPICTION OF FENCE



CURTAIN LAKE USE:
The project site is currently an undeveloped parcel located in the northern portion of the OUC Stanton Energy Center property. The site is currently used for agriculture and is zoned as Agricultural. The site is currently used for agriculture and is zoned as Agricultural. The site is currently used for agriculture and is zoned as Agricultural.

SITE ACCESS:
Access and egress for the project site will be from internal roadways on the Stanton Energy Center property, including construction traffic and emergency vehicle access. During construction, emergency vehicle access will be provided to the site from the Stanton Energy Center main road and on-site construction roadways. No access will be allowed from the Stanton Energy Center main road to the project site boundaries. A 15-foot wide paved access road on the east (adjacent to the existing 8-foot chain link fence) and northern side of the parcel is indicated on the drawings.

TRAFFIC SIGNAL:
The proposed facility is an intermittent operation. Traffic to the project site will be limited to monthly grounds and equipment maintenance visits, and by the Orange County Fire Rescue Department in the event of an emergency. There will be no need for traffic signals/signals required for the facility under these use cases.

SOILS:
No construction, clearing, filling, alteration or grading is allowed in the wetlands or the wetland buffer unless approved by the county and other applicable jurisdictional agencies.

STORMWATER IMPROVEMENT AREAS:
The stormwater improvement areas are for stormwater treatment and are not to be received or enhanced in the future.

NOISE:
No construction, clearing, filling, alteration or grading is allowed in the wetlands or the wetland buffer unless approved by the county and other applicable jurisdictional agencies.

COASTAL HAZARD ZONE PROTECTION ORDINANCE AREA:
This site is located within the Orange County Coastal Hazard Zone Protection Ordinance area. Beach-nearby regulations apply, reference the Coastal Hazard Zone Protection Ordinance Chapter 15 Article XI. All future plans submitted must acknowledge this with a note on the plan and shall comply with all protection ordinance codes.

LANDSCAPE:
Palmetto landscaping for the project will be limited to native vegetation. This will include select planted materials approved by Orange County. The new planted material will be greater than the required spacing along the Heritage of Innovation Way pursuant to Orange County. On-site ground cover vegetation will be native grasses. If possible, established by the contractor. Where landscaping is required, the design shall include the use of native grasses and removal of any existing vegetation shall be restricted to the greatest extent practicable as a native habitat will be preserved and maintained and the landscape shall be planted with native grasses as required in Orange County Code 15-1423(a) Coastal Hazard Zone Protection Ordinance. If native plant species are not found to meet the solar array landscape design parameters then Florida-friendly vegetation may be planted or a related local landscape.

STORMWATER TREATMENT:
Stormwater treatment shall be provided as required by County Code. In addition, special stormwater treatment considerations as required by the County Coastal Hazard Zone Protection Ordinance shall be provided. Adequately sized curbs shall be provided to handle hydrological requirements as well as the movement of sediments to protect the riparian habitat corridors. The proposed project shall determine the stormwater management area to delineate if from wetlands and protective buffers. Consideration shall be given to any requirements of the Florida Impaired Waters rule and the Florida Department of Environmental Protection as well as any requirements of the Florida Impaired Waters rule and the Florida Department of Environmental Protection as well as any requirements of the Florida Impaired Waters rule and the Florida Department of Environmental Protection.

WETLAND SECURITY FENCING:
Permittee fencing for the site will be 8-post galvanized chain-link fencing, 60 feet in height (excluding) with three strands of barbed wire mounted to the top of the fence for a total height of seven feet as required by sections 1512.27, 1512.30 and 1512.31 of the National Electric Code. The barbed wire mounting brackets will be form suitable for maximum security. The location of fencing shall minimize and avoid as much as possible the Orange County Conservation Area Determination boundaries. Fencing shall be installed in a manner that complies with the Orange County Conservation Area Determination boundaries. Fencing shall be installed in a manner that complies with the Orange County Conservation Area Determination boundaries.

HAZARDOUS MATERIALS:
There are no hazardous materials used in the manufacture of the solar panels to be employed for this project, nor will any hazardous materials be produced as a byproduct of their use. Monitoring for hazardous material at this facility will not be required. Any construction materials, waste and construction debris or demolition debris, or waste materials found on site during clearing and grading shall be properly stored or disposed of off-site according to the state rules and hazardous waste regulations. Use caution if any hazardous waste is present.

GLASS CONTROL FOR SOLAR PANELS:
The solar array will be constructed such that the orientation of the glass will avoid height reflections in the driver's field of view upon any public roadway. The orientation for the glass shall account for the location and attitude angles of the sun at all times of the day on days of the year. The applicant shall submit a statement of compliance to the Orange County EPC, Planning and Zoning.

FLOOD PLANE:
The project site is not located in the 100-year flood plain according to FEMA Flood Insurance Rate Maps.

WETLANDS AND WETLAND BUFFER SEGMENTS:
Prior to approval of a site plan on Orange County conservation area determination (CAD) shall be complete for the entire solar array project area and the following information shall be included: the Orange County Conservation Area Determination (CAD) number, the approved conservation area, boundary survey lines, identification numbers of all conservation areas, and wetland classification pursuant to Chapter 15, Article X, Wetland Conservation Areas. Design plans shall clearly indicate the wetland areas as well as the protective buffer areas.

WETLAND BUFFER REQUIREMENTS:
The applicant shall submit an application for a Conservation Impact Permit to the Orange County Environmental Protection Division as outlined in Chapter 15, Article X, Wetland Conservation Areas. This shall consider any proposed wetland or buffer impacts. The applicant shall submit an application for a Conservation Impact Permit to the Orange County Environmental Protection Division as outlined in Chapter 15, Article X, Wetland Conservation Areas. This shall consider any proposed wetland or buffer impacts.

rp orlando

REGENESIS POWER ORLANDO LLC
2295 COMMERCE POINT DR., SUITE 100
LAKELAND, FL 33801

GENERAL NOTES

THE CITY OF ORLANDO HAS REVIEWED THIS PROJECT AND HAS ISSUED A PERMIT TO CONSTRUCT. ANY PARTY ACCEPTING THIS DOCUMENT DOES SO IN FULL KNOWLEDGE OF THE TERMS AND CONDITIONS OF THE PERMIT TO CONSTRUCT. THE CITY OF ORLANDO IS NOT RESPONSIBLE FOR THE DESIGN OR CONSTRUCTION OF THIS PROJECT.

WBQ
Design & Engineering

PROJECT: OUC STANTON SOLAR ARRAY

NOTES:

| NO. | DATE | DESCRIPTION OF REVISIONS |
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| 1 | | |
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KEY PERSONS

| PROJECT MANAGER | DIRECTOR OF DESIGN |
|-----------------|--------------------|
| | |

PROJECT TITLE: SITE PLAN

SHEET TITLE: C100

PROJECT NO./PKG CODE: PKG#

DRAWING NO.: C100

REVISION NO.: Δ

PERMIT SET (NOT FOR BID)