RESOLUTION NO. 97-M-25

A RESOLUTION PURSUANT TO SECTION 333.03(3), FLORIDA STATUTES APPROVING CONSTRUCTION OF AN EDUCATIONAL FACILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Orange County has adopted zoning regulations and other requirements with respect to the location of educational facilities in proximity of airport zones;

WHEREAS, the School Board of Orange County, Florida, has proposed a site to relieve overcrowded conditions at the following four (4) existing elementary schools: Conway Elementary; McCoy Elementary; Ventura Elementary; and Dover Shores Elementary;

WHEREAS, such site is located at the northwest corner of Gatlin Avenue and Dixie Belle Drive (the "Relief Site");

WHEREAS, the Relief Site is located in a runway area as described under and addressed by Section 333.03(3), Florida Statutes;

WHEREAS, more specifically, the Relief Site is located north of a runway of the Orlando International Airport within an area which extends five (5) miles in a direct line along the centerline of the runway, and which has a width measuring one-half the length of the runway;

WHEREAS, it is extremely unlikely that any valid health and safety concerns dictate against using the Relief Site as an elementary school vis a vis airport operations or uses;

WHEREAS, public policy with respect to schools and the overcrowded conditions existing at the four (4) elementary schools outweigh any potential health and safety concerns of using the Relief Site for an elementary school vis a vis airport operations or uses; and

WHEREAS, the Relief Site is not incompatible with airport operations or uses.

NOW, THEREFORE, after due and careful consideration of Section 333.03(3), Florida Statutes, and after due and careful consideration of all public policy and health and safety issues, THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA, FINDS AND RESOLVES AS FOLLOWS:
Section 1. Permitting of Relief Site. Provided all other applicable rules, regulations, codes, statutes and ordinances are met, the Board, pursuant to Section 333.03(3), Florida Statutes, hereby permits construction of the proposed elementary school at the Relief Site, i.e. the site at the northwest corner of Gatlin Avenue and Dixie Belle Drive, based upon the recitals and findings outlined above and the determination that the public policy reasons for allowing construction of an elementary school at the Relief Site outweigh any potential health and safety concerns dictating against construction of an elementary school at the Relief Site.

Section 2. Effective Date. This resolution shall become effective upon the date of its adoption.

ADOPTED THIS __ DAY OF JUNE, 1997.

ORANGE COUNTY, FLORIDA
By: The Board of County Commissioners

BY: [Signature]
Linda W. Chapin
County Chairman

ATTEST: Martha O. Haynie, County Comptroller
As Clerk of the Board of County Commissioners

By: [Signature]
Deputy Clerk