

JUN 24 1997 VS/RB

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5 **RESOLUTION NO. 97-M-25**

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

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

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

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

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

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

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

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

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

51 NOW, THEREFORE, after due and careful consideration of Section 333.03(3), Florida
53 Statutes, and after due and careful consideration of all public policy and health and safety issues,

55 **THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA, FINDS
57 AND RESOLVES AS FOLLOWS:**

43 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,
45 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
47 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
49 against construction of an elementary school at the Relief Site.

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

ADOPTED THIS 24th DAY OF JUNE, 1997.

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ORANGE COUNTY, FLORIDA
By: The Board of County Commissioners

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BY: Mary D. Johnson
for Linda W. Chapin
County Chairman

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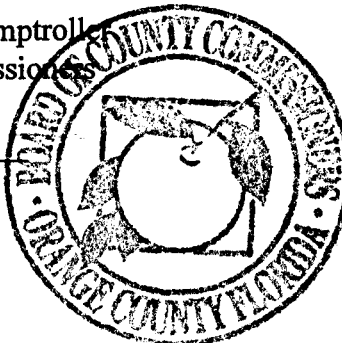
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ATTEST: Martha O. Haynie, County Comptroller
As Clerk of the Board of County Commissioners

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By: [Signature]
Deputy Clerk



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