

CITY COMMISSION

REGULAR MEETING AGENDA

MONDAY, AUGUST 26, 2024 - 6:30 PM

CITY HALL - COMMISSION CHAMBERS

1126 EAST STATE ROAD 434, WINTER SPRINGS, FLORIDA

CALL TO ORDER

Roll Call
Invocation
Pledge of Allegiance
Agenda Changes

AWARDS AND PRESENTATIONS

100. City of Winter Springs 2023 Consumer Confidence Report and Potable Water Update
Winter Springs CCR 2023 and Potable Water Update (Aug. 2024).pdf
2023 City of Winter Springs Annual Water Quality Report

INFORMATIONAL AGENDA

PUBLIC INPUT

Anyone who wishes to speak during Public Input on any Agenda Item or subject matter will need to fill out a "Public Input" form. Individuals will limit their comments to three (3) minutes, and representatives of groups or homeowners' associations shall limit their comments to five (5) minutes, unless otherwise determined by the City Commission.

CONSENT AGENDA

300. FY 2023 - 2024 Mid - Year Budget Amendment
Resolution_2024-21_Mid-Year_Budget_Amendment.pdf
Attachment 1 & 2.pdf

301. Purchase of High Water Rescue Vehicle for the Winter Springs Police Department
Eastern Surplus & Equipment Purchase Agreement.pdf
Eastern Surplus Equipment Co - Sole Source Letter.pdf
Award Agreement FDLE HWRV.pdf

302. Reconstruction of TLBD South Fountain
Pump Repair Services Proposal.pdf
B&G Custom Concrete.pdf

303. Storm Sewer Pipe Repair - 1563 Carrington Avenue
Winter Springs - 1563 Carrington Ave - CIPP Repair .pdf

304. Storm Sewer Pipe Repair - 648 Alton Road
Winter Springs - 648 Alton Rd - CIPP Repair.pdf

PUBLIC HEARINGS AGENDA

400. First Reading of Ordinance 2024-11: EAR-Based Amendments to the City's Comprehensive Plan
Ordinance_No._2024-11_EAR_Amendments.pdf
WS_EAR_Analysis_Memo.pdf
8.26.2024 WS CC.pdf
2024 08 16 Legal Advertisement.pdf

401. Second Reading and Adoption of Ordinance 2024-07: Amendments to Chapter 6, Buildings and Building Regulations
Ordinance_2024-07_Chapter_6_Amendments.pdf
Ord_2024-07_Legal_Advertisement.pdf

402. Second Reading of Ordinance 2024-08: Amendments to Chapter 20, Zoning
Ordinance_2024-08_Chapter_20_Amendments.pdf
Ord_2024-08_Legal_Advertisement.pdf

REGULAR AGENDA

500. Discussion on City Manager Candidates

501. Appointment Opportunities for City Boards and Committees
2024-2025 FLC Legislative Policy Process

502. New Business

REPORTS

600. Interim City Manager Phil Hursh
601. City Attorney Anthony A. Garganese
602. City Clerk Christian Gowan
603. Seat One Commissioner/Deputy Mayor Matt Benton
604. Seat Two Commissioner Victoria Bruce
605. Seat Three Commissioner Ted Johnson
606. Seat Four Commissioner Cade Resnick
607. Seat Five Commissioner Rob Elliott
608. Mayor Kevin McCann

PUBLIC INPUT

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ADJOURNMENT

PUBLIC NOTICE

This is a Public Meeting, and the public is invited to attend and this Agenda is subject to change. Please be advised that one (1) or more Members of any of the City's Advisory Boards and Committees may be in attendance at this Meeting, and may participate in discussions.

Persons with disabilities needing assistance to participate in any of these proceedings should contact the City of Winter Springs at (407) 327-1800 "at least 48 hours prior to meeting, a written request by a physically handicapped person to attend the meeting, directed to the chairperson or director of such board, commission, agency, or authority" - per Section 286.26 *Florida Statutes*.

"If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based" - per Section 286.0105 Florida Statutes.

City of Winter Springs

2023 Consumer Confidence Report / Potable Water Update



August 26, 2024

carollo

Potable Water Projects Update

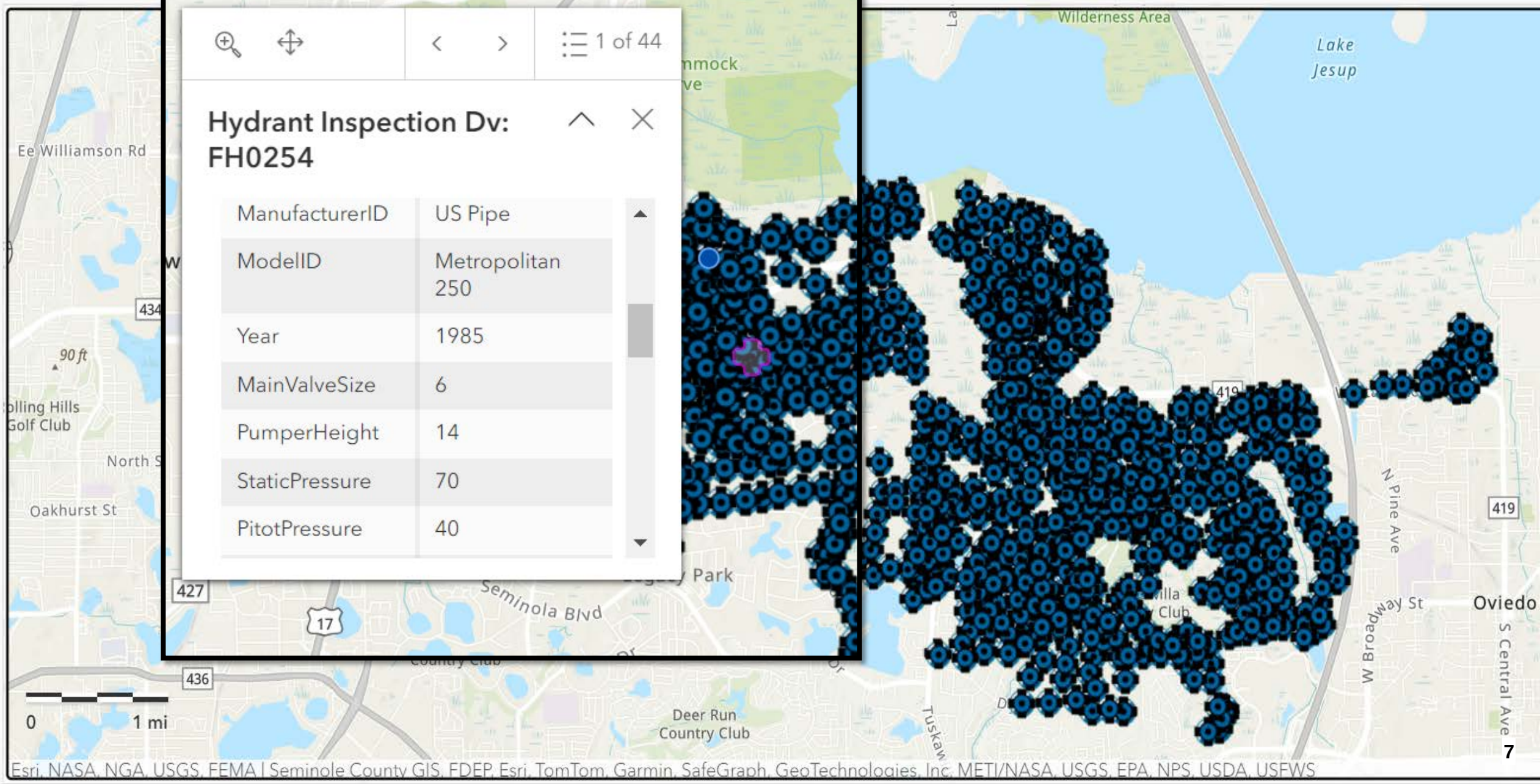
- Hydrant Inspections & Flushing complete
  - Inspected/flushed ~1,200 hydrants throughout City
  - Repaired 27 hydrants
  - Inventoried and documented all hydrants in GIS
    - Shared this data with Seminole County Fire Department
  - Utilized potable hydraulic model to guide contractor in systematic flushing times
  - Complied with requirement & enhanced water quality with **reduced water loss**





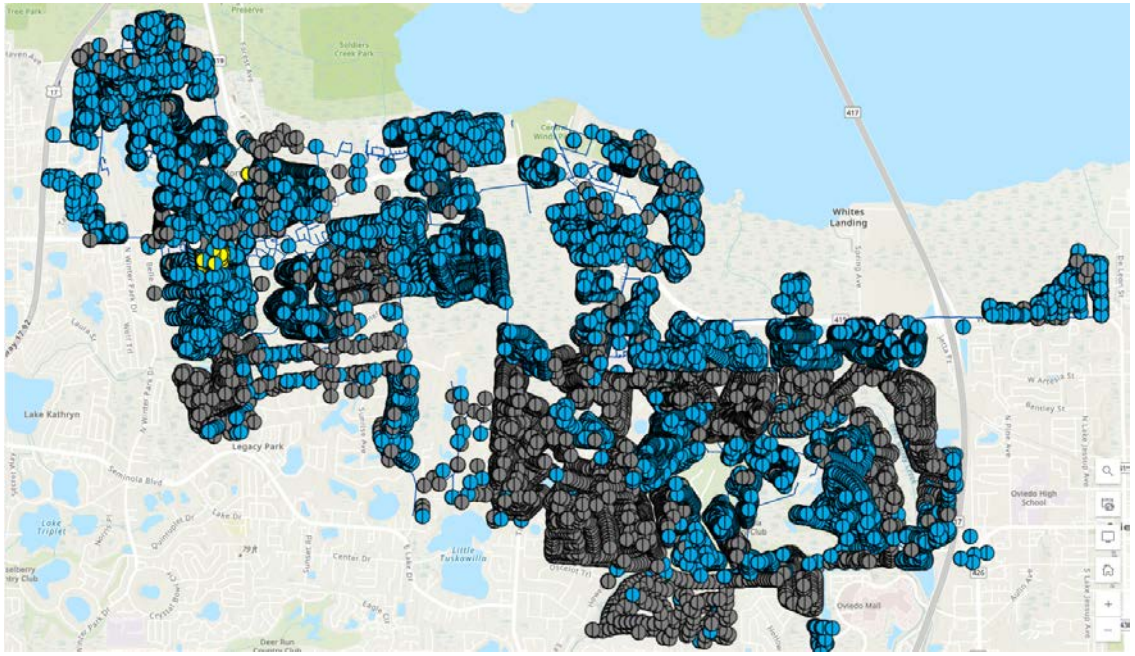


Carollo Winter Springs Dashboard- HydromaxUSA



Potable Water Projects Update

- Lead & Copper Rule Compliance near completion
  - Federal requirement (enacted by EPA) for all community water systems
  - Lead Service Line Inventory
    - Compliance deadline 10/16/24
    - Field investigations & historical documentation review







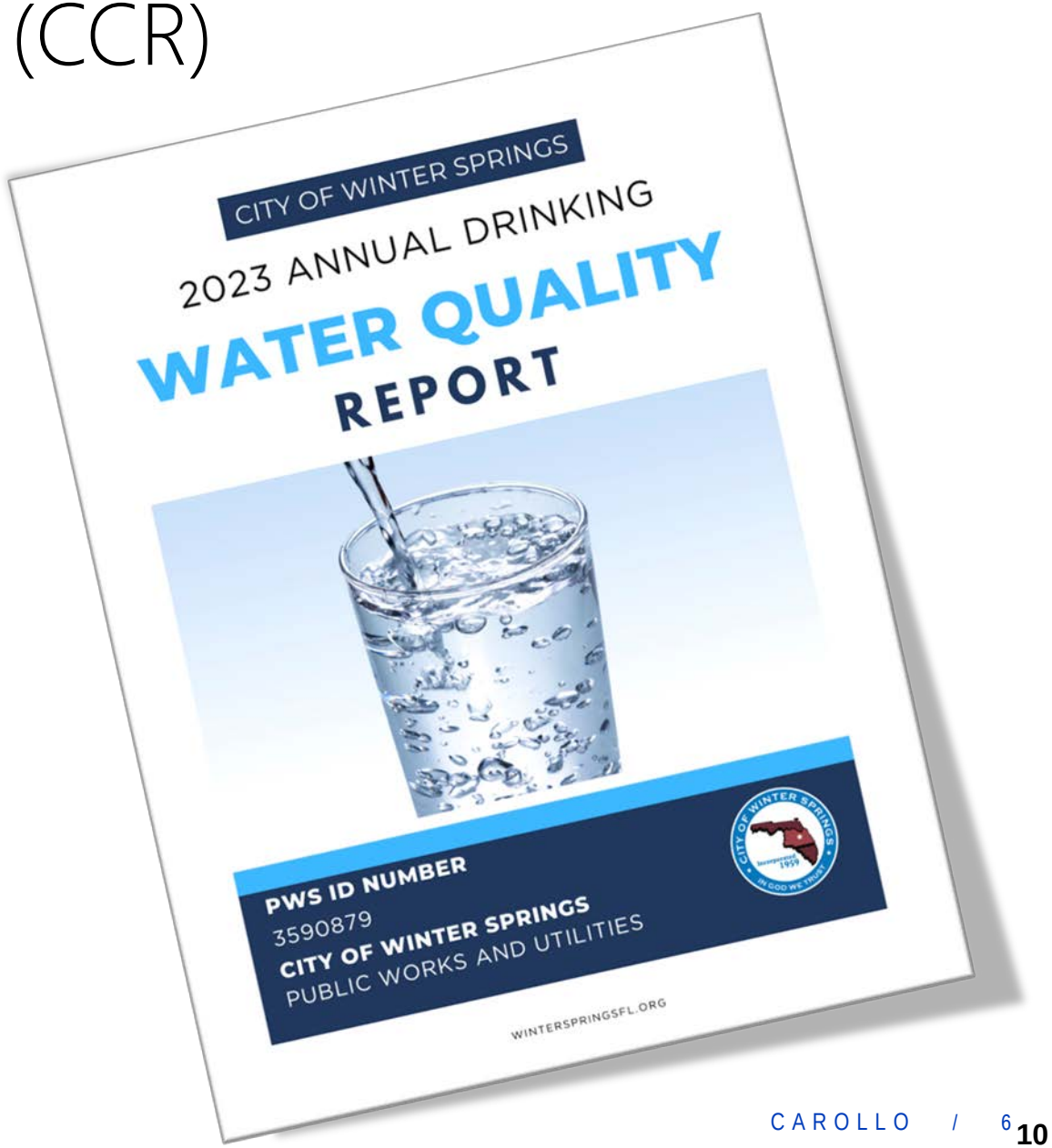
Potable Water Projects Update

- WTP Tray Aerator Improvements underway
- Water Pipeline Inventory underway
- Meter Replacement Program – planning stage
- Water Conservation



Consumer Confidence Report (CCR)

- CCR = Annual Drinking Water Quality Report
- EPA requires community water systems to publish CCR annually
- CCR discusses information, such as…
  - » Source(s) of drinking water,
  - » Water conservation efforts,
  - » Quality of drinking water/any regulated contaminants found, and
  - » Associated risk of contamination/potential health effects, if applicable.



Types of Regulatory Limits

- Primary Standards (1)
  - » Protect public health
  - » Water quality
- Secondary Standards (2)
  - » Aesthetic, cosmetic, or technical impacts (e.g., to equipment)
  - » Not considered to present a risk to human health at the secondary regulatory limit

See more at the USEPA's websites:

(1) *https://www.epa.gov/ground-water-and-drinking-water/national-primary-drinking-water-regulations*

(2) *https://www.epa.gov/sdwa/secondary-drinking-water-standards-guidance-nuisance-chemicals*

// Winter Springs 2023 CCR

Achieved all primary and secondary drinking water parameters:

Primary Drinking Water Standards

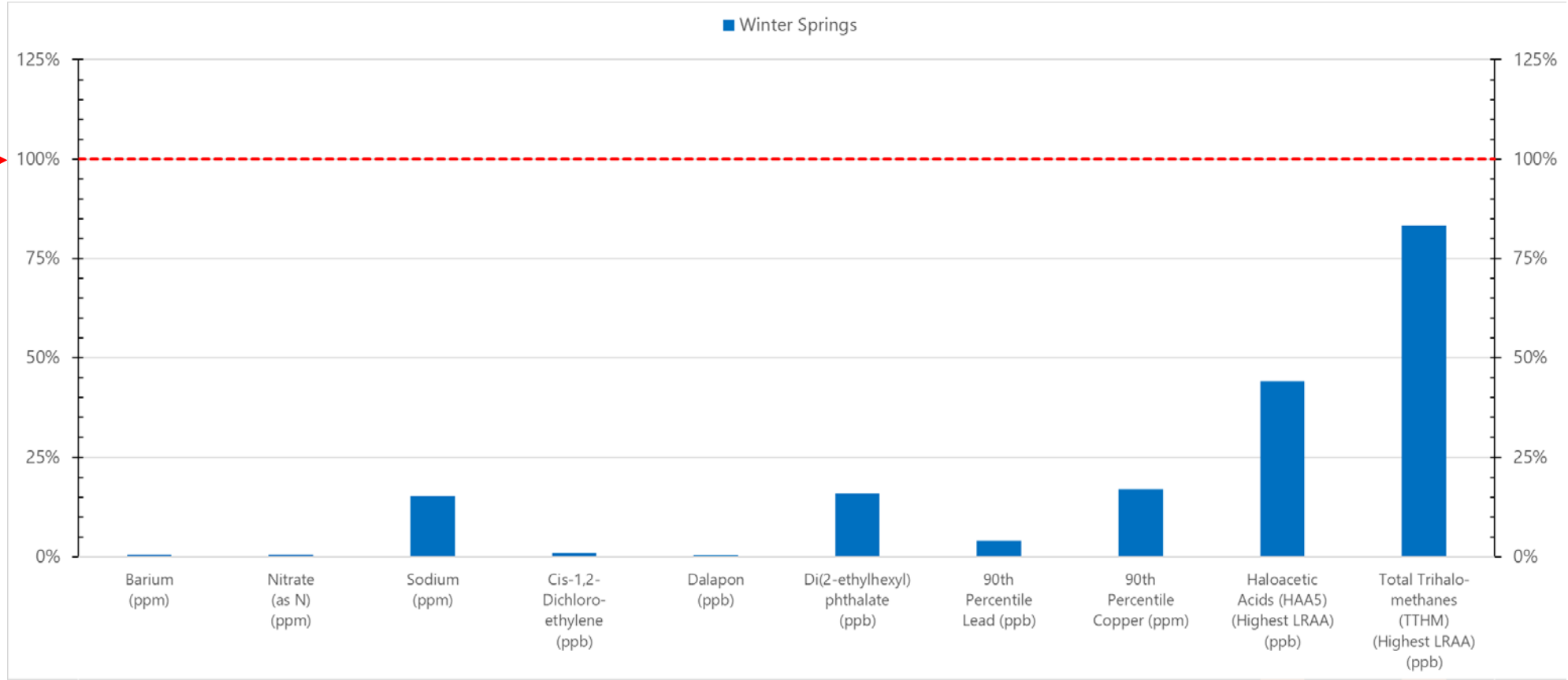
- » Barium
- » Nitrate (as N)
- » Fluoride
- » Sodium
- » Lead
- » Copper
- » Cis-1,2-Dichloroethylene
- » Dalapon
- » Di(2-ethylhexyl) phthalate
- » Chlorine
- » Total Trihalomethanes (TTHMs)
- » Haloacetic Acids (HAA5)



2023 Annual Drinking Water Quality Report

Primary Standards

Regulatory Limit



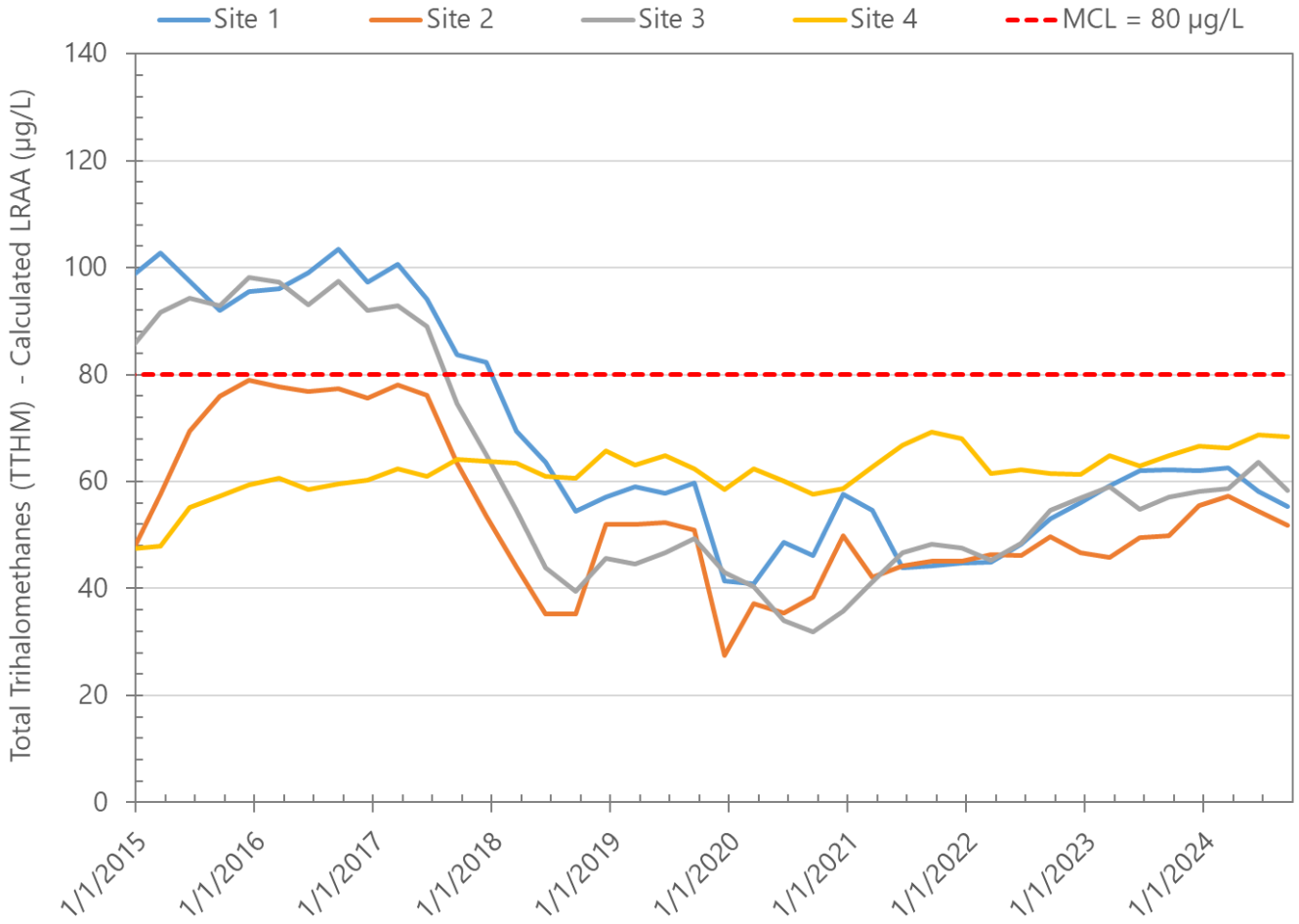
Not shown: *<u>Chlorine and fluoride also met the limits for Winter Springs</u>*

-Chlorine is added as a treatment chemical to disinfect the water

-Fluoride is added by some utilities as an additive

Total Trihalomethanes (TTHM)

Trending Update



Notes: Calculated LRAA shown for 2015 Onward

Water Conservation

- Water Conservation Efforts
  - Meeting with SJRWMD regularly
  - City attends Water Conservation Coordinators Meetings
  - Provided over 3,500 informative door hangers regarding water conservation
  - Free water conservation brochures & coloring books available at City Hall
  - Water Conservation page on City's website
  - Lake Jesup Reclaimed Augmentation Station
    - Applied for funding through FDEP AWS Grant
    - Pursuit of additional ARPA funding through St. John's River Water Management District







Next Steps

- Continued holistic approach of system evaluation "from well to tap"
  - » Distribution projects
    - Lead and Copper Rule Compliance
    - Water Main Inventory Plan
    - Meter Replacement Program
  - » Treatment projects
    - Tray Aerator Improvements
- Wastewater projects update at future commission meeting

Thank you!

CITY OF WINTER SPRINGS

2023 ANNUAL DRINKING WATER QUALITY REPORT



PWS ID NUMBER

3590879

CITY OF WINTER SPRINGS

PUBLIC WORKS AND UTILITIES

about this report



Our water treatment plants use proven technology, advanced disinfection, corrosion control, and state-certified operators to ensure a high-quality product.

We proudly present our 2023 Annual Drinking Water Quality Report for the City of Winter Springs. This report is designed to inform you about the quality of water we deliver to your home every day. It is our pleasure to report that the drinking water we produce meets or exceeds all Federal and State water quality regulations.

We are diligent in monitoring and upgrading our water procedures, equipment, and facilities to ensure safe and clean water. And, we remain committed to water conservation and protection as we serve the needs of all in our City.

The Florida Department of Environmental Protection (FDEP) performed a Source Water Assessment of our system. The assessment was conducted to identify any potential sources of contamination in the vicinity of our groundwater supply wells. There are four potential sources of contamination identified for this system with a low susceptibility level. Assessment results are available on the FDEP Source Water Assessment and Protection Program website at, **https://prodapps.dep.state.fl.us/swapp/** or they can be obtained from the City of Winter Springs Water Treatment Plant at 407-327-1800.

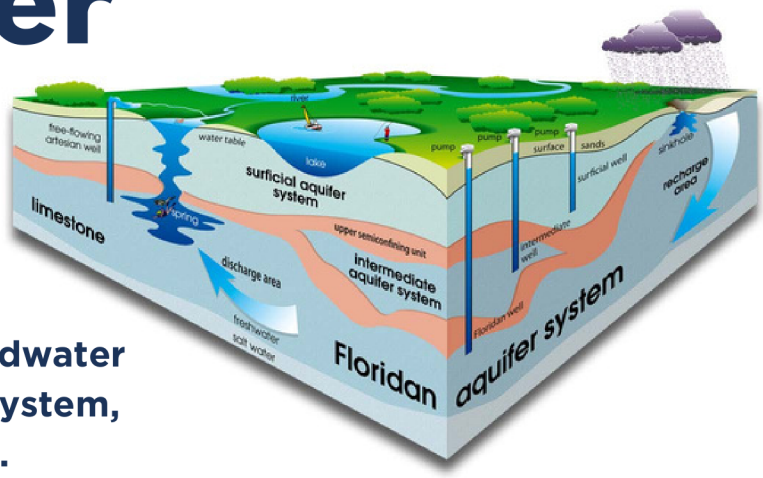
The City routinely monitors for contaminants in your drinking water according to Federal and State laws, rules, and regulations. Except where indicated otherwise, this report is based on the results of our monitoring for the period of January 1 to December 31, 2023. Data obtained before January 1, 2023, and presented in this report are from the most recent testing done in accordance with the laws, rules, and regulations.

If you have any questions about this report or your water utility, please contact the City of Winter Springs at 407-327-1800 , Monday through Friday from 8:00 a.m. to 5:00 p.m.

Did you know...

- In 2023, the City distributed an average of **4.667** million gallons daily.
- We received **53"** inches of rainfall in 2023, which was 28.6 inches less than in 2022.
- The City has a total of **1,143** fire hydrants that it maintains.
- Scientists have determined groundwater in the Floridan aquifer is between 17,000 to 26,000 years old.
- The Floridan Aquifer is the source of many springs in Florida.

your water supply source



Florida's major source of groundwater supply is the Floridan Aquifer System, which underlies the entire state.

The vast majority of the public water systems in Florida use groundwater as their source.

The Floridan aquifer system is a principal aquifer of the United States and one of the world's most productive aquifers. It covers approximately 100,000 square miles of the southeastern United States, including all of Florida and parts of Georgia, Alabama, Mississippi, and South Carolina.

The Floridan aquifer system has been divided into an upper and lower aquifer separated by a unit of lower permeability. The upper Floridan aquifer is the principal source of water supply in most of north and central Florida. Groundwater flow is generally from highs near the center of the state toward the coast. **The Floridan Aquifer is the source of the many beautiful springs in Florida.**

The City's source of supply is groundwater from the Floridan aquifer. Water is supplied to our three water treatment plants by eight groundwater wells. Water Treatment Plant #1 is located on Northern Way near Trotwood Park, Water Treatment Plant #2 is located on Sheoah Boulevard behind the Highlands tennis courts, and Water Treatment Plant #3 is located at the corner of Bahama Road and Edgemon Avenue. At Water Treatment Plant #1, Ion Exchange is used to reduce Total Organic Carbon, and at all three Water Treatment Plants, Poly Orthophosphate is used as a corrosion inhibitor and to aid with Iron sequestration, the water is aerated through cascade aeration trays, and Chlorine is used for disinfection. We have approximately 244 miles of pipeline that transport potable water to approximately 14,137 connections throughout the City.



water conservation

As part of our commitment to preserving our natural resources while better serving the community, we have implemented a Water Conservation Program.

Our Water Conservation Program seeks to promote water conservation and reduce water consumption among City residents through education, incentive programs, free services such as irrigation audits, and more. Did you know that Florida is withdrawing more groundwater than any other state east of the Mississippi? Our groundwater is a clean, affordable source of drinking water, but it is not an inexhaustible resource. If we do not conserve our groundwater, we may have to resort to alternative sources of drinking water, such as surface water treatment and/or desalination, both of which are much more costly than our current source of water, the Floridan Aquifer. The economically and environmentally sensible solution is to conserve the groundwater resources we currently utilize. Irrigation can account for more than 50% of residential water use. You can conserve water by following the watering restrictions listed below. The City of Winter Springs encourages you to request a free irrigation audit to learn how to maintain a healthy, green lawn while irrigating efficiently and reducing your monthly water bill.

To schedule an irrigation audit, please contact us at 407-327-1800.

Time of Year	Homes with odd numbered or no address	Homes with even numbered or no address	Non-Residential Properties
Daylight Saving Time	Wednesday/Saturday	Thursday/Sunday	Tuesday/Friday
Eastern Standard Time	Saturday	Sunday	Tuesday

- Daylight Saving Time: Second Sunday in March until the first Sunday in November
- Eastern Standard Time: First Sunday in November until the second Sunday in March
- Water only when needed and not between 10 a.m. and 4 p.m.
- Water for no more than one hour per zone.
- Restrictions apply to private wells and pumps, ground or surface water, and water from public and private utilities. Some exceptions apply.



winter springs' potable water

The City of Winter Springs is committed to achieving the highest quality of potable water for its residents.

Over the past five years, the City has completed multiple projects at its Water Treatment Plants to improve the potable water system. These projects included well improvements, treatment process improvements, backup power upgrades, and hydraulic improvements. The City continually utilizes and analyzes its potable hydraulic model to make recommendations to improve water aesthetics and upgrade the City's current water infrastructure. This hydraulic model has also been a tool in guiding 2023/2024 compliance efforts for national, state, and local regulatory requirements, including the Revised Lead and Copper Rule and annual fire hydrant inspections.

The following page includes the 2023 Drinking Water Quality Test Results for Winter Springs. As can be read, the City achieved all primary and secondary drinking water standards. The City will continue implementing numerous other projects to improve the overall utility system, consistent with the completed Master Plan and Rate Study. For more information, please visit **www.winterspringsfl.org/publicworks**





terms and abbreviations

In the test results tables, you may find unfamiliar terms and abbreviations. To help you better understand these terms we've provided the following definitions.

Action Level (AL): The concentration of a contaminant which, if exceeded, triggers treatment or other requirements that a water system must follow.

Initial Distribution System Evaluation (IDSE): An important part of the Stage 2 Disinfection Byproducts Rule (DBPR). The IDSE is a one-time study conducted by water systems to identify distribution system locations with high concentrations of Total Trihalomethanes (TTHMs) and Haloacetic Acids (HAAs). Water systems will use results from the IDSE, in conjunction with their Stage 1 DBPR compliance monitoring data, to select compliance monitoring locations for the Stage 2 DBPR.

Level Detected: Results for radiological contaminants, inorganic contaminants, secondary contaminants, synthetic organic contaminants including Pesticides and herbicides, and volatile organic contaminants are the average at any of the sampling points or the highest detected level at any sampling point, depending on the sampling frequency.

Locational Running Annual Average (LRAA): the average of sample analytical results for samples taken at a particular monitoring location during the previous four calendar quarters.

Maximum Contaminant Level (MCL): The highest level of a contaminant that is allowed in drinking water. MCLs are set as close to the MCLGs as feasible using the best available treatment technology.

Maximum Contaminant Level Goal (MCLG): The level of a contaminant in drinking water below which there is no known or expected risk to health. MCLGs allow for a margin of safety.

Maximum Residual Disinfectant Level (MRDL): The highest level of a disinfectant allowed in drinking water. There is convincing evidence that addition of a disinfectant is necessary for control of microbial contaminants.

Maximum Residual Disinfectant Level Goal (MRDLG): The level of a drinking water disinfectant below which there is no known or expected risk to health. MRDLGs do not reflect the benefits of the use of disinfectants to control microbial contaminants.

Not Detected (ND): Indicates that the substance was not found by laboratory analysis.

Parts per Billion (ppb) or Micrograms per Liter (µg/l): One part by weight of analyte to 1 billion parts by weight of the water sample.

Parts per Million (ppm) or Milligrams per Liter (mg/l): One part by weight of analyte to 1 million parts by weight of the water sample.

Picocurie per Liter (pCi/L): Measures the radioactivity in water.

Treatment Technique (TT): A required process intended to reduce the level of a contaminant in drinking

2023 Drinking Water Quality Test Results

Inorganic Contaminants							
Contaminant and unit of measure	**Date of Sample Analysis**	**MCL Violation (Y/N)**	**Level Detected**	**Range of Results**	**MCLG**	**MCL**	**Likely Source of Contamination**
Barium (ppm)	1/23	No	0.012	0.0084-0.012	2	2	Discharge from drilling waste; Erosion of natural deposits
Nitrate (as Nitrogen) (ppm)	1/23	No	0.065	ND-0.065	10	10	Runoff from fertilizer use; leaching from septic tanks, sewage; erosion of natural deposits
Fluoride (ppm)	1/23	No	0.16	0.14-0.16	4	4	Runoff from fertilizer use; leaching from septic tanks, sewage; erosion of natural deposits
Sodium (ppm)	1/23	No	24.5	13.6-24.5	N/A	160	Salt water intrusion, leaching from soil
Lead and Copper (Tap Water)							
Contaminant and unit of measure	**Date of Sample Analysis**	**AL Violation (Y/N)**	**90th Percentile Result**	**Number of Sites Exceeding AL**	**MCLG**	**MCL**	**Likely Source of Contamination**
Lead (ppb) (Tap Water)	6/23	No	0.60	0	15	15	Corrosion of household plumbing systems; erosion of natural deposits
Copper (ppm) (Tap Water)	6/23	No	0.22	0	1.3	1.3	Corrosion of household plumbing systems; erosion of natural deposits; leaching from wood preservative
Volatile Organic Contaminants							
Contaminant and unit of measure	**Date of Sampling**	**MCL Violation (Y/N)**	**Level Detected**	**Range of Results**	**MCLG**	**MCL**	**Likely Source of Contamination**
Cis-1,2-Dichloroethylene (ppb)	1/23	No	0.62	0.60-0.62	70	70	Discharge from industrial chemical factories.
Synthetic Organic Contaminants							
Contaminant and unit of measure	**Date of Sampling**	**MCL Violation (Y/N)**	**Level Detected**	**Range of Results**	**MCLG**	**MCL**	**Likely Source of Contamination**
Dalapon (ppb)	1/23-4/23	No	0.78	0.49-0.78	200	200	Herbicide used on roads, railway tracks, and other right of way
Di(2-ethylhexl) phthalate (ppb)	1/23-12/23	No	0.95	ND-0.95	6	6	Discharge from rubber and chemical factories.
Stage 1 Disinfectants and Disinfection By-Products							
Contaminant and unit of measure	**Date of Sampling**	**MCL Violation (Y/N)**	**Level Detected**	**Range of Results**	**MRDLG**	**MRDL**	**Likely Source of Contamination**
Chlorine (ppm)	1/23-12/23	No	1.61	1.36-1.61	4	4	Water additive used to control microbes
Stage 2 Disinfectants and Disinfection By-Products							
Contaminant and unit of measure	**Date of Sampling**	**MCL Violation (Y/N)**	**Level Detected**	**Range of Results**	**MCLG**	**MCL**	**Likely Source of Contamination**
Total Trihalomethanes System (ppb)	1/23-12/23	No	66.675 (Highest LRAA)	42.9-77.4	N/A	80	By-product of drinking water disinfection
Haloacetic Acids System (HAA5) (ppb)	1/23-12/23	No	26.475 (Highest LRAA)	8.2-28.6	N/A	60	By-product of drinking water disinfection

Results in the Level Detected column for radiological contaminants, inorganic contaminants, secondary contaminants, synthetic organic contaminants including Pesticides and herbicides, and volatile organic contaminants are the average at any of the sampling points or the highest detected level at any sampling point, depending on the sampling frequency.

monitoring lead and various contaminants

If present, elevated levels of lead can cause serious health problems, especially for pregnant women and young children. Lead in drinking water comes primarily from materials and components associated with service lines and home plumbing. The City of Winter Springs is responsible for providing high quality drinking water, but cannot control the variety of materials used in residential plumbing components. When your water has been sitting for several hours, you can minimize the potential for lead exposure by flushing your tap for 30 seconds to 2 minutes before using water for drinking or cooking. If you are concerned about lead in your water, you may wish to have your water tested. Information on lead in drinking water, testing methods, and steps you can take to minimize exposure is available from the Safe Drinking Water Hotline or at **www.epa.gov/safewater/lead.**

The sources of drinking water (both tap water and bottled water) include rivers, lakes, streams, ponds, reservoirs, springs, and groundwater. As water travels over the surface of the land or through the ground, it dissolves naturally occurring minerals and, in some cases, radioactive material, and can pick up substances resulting from the presence of animals or from human activity. Contaminants that may be present in source water include:

- Microbial contaminants, such as viruses and bacteria, which may come from sewage treatment plants, septic systems, agricultural livestock operations, and wildlife.

- Inorganic contaminants, such as salts and metals, which can be naturally occurring or result from urban stormwater runoff, industrial or domestic wastewater discharges, oil and gas production, mining, or farming.

- Pesticides and herbicides, which may come from a variety of sources such as agriculture, urban storm water runoff, and residential uses.

- Organic chemical contaminants, including synthetic and volatile organic chemicals, which are by-products of industrial processes and petroleum production, and can also come from gas stations, urban storm water runoff, and septic systems.

- Radioactive contaminants, which can be naturally occurring or be the result of oil and gas production and mining activities.

To ensure that tap water is safe to drink, the Environmental Protection Agency (EPA) prescribes regulations, which limit the amount of certain contaminants in water provided by public water systems. The Food and Drug Administration (FDA) regulations establish limits for contaminants in bottled water, which must provide the same protection for public health.

Drinking water, including bottled water, may reasonably be expected to contain at least small amounts of some contaminants. The presence of contaminants does not necessarily indicate that the water poses a health risk. More information about contaminants and potential health effects can be obtained by calling the EPA's Safe Drinking Water Hotline at 1-800-426-4791.

Some people may be more vulnerable to contaminants in drinking water than the general population. Immuno-compromised persons such as persons with cancer undergoing chemotherapy, persons who have undergone organ transplants, people with HIV/AIDS or other immune system disorders, some elderly, and infants can be particularly at risk from infections. These people should seek advice about drinking water from their health care providers. EPA/CDC guidelines on appropriate measures to lessen the risk of infection by Cryptosporidium and other microbiological contaminants are available from the EPA's Safe Drinking Water Hotline (1-800-426-4791).



City of Winter Springs
1126 East State Road 434
Winter Springs, FL 32708

2023 ANNUAL DRINKING WATER QUALITY REPORT



WINTERSPRINGSFL.ORG

CONSENT AGENDA ITEM 300

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

FY 2023 - 2024 Mid - Year Budget Amendment

SUMMARY

The City Manager is requesting that the City Commission consider approval of Resolution 2024-21 amending the Fiscal Year 2023-2024 Budget.

The City Charter provides the Commission may amend the budget by resolution. Only those funds requiring budget adjustments are included therein. The agenda item is needed to amend the budget for those funds which vary from the originally adopted budget. The amendment represents activity through July 31, 2024. A final budget amendment for the fiscal year is anticipated in November.

The majority of the amendments are necessary for one of the following reasons:

- accrual of revenues and expenses in the appropriate fiscal year.
- variations between budgeted (estimated) and actual revenues and expenditures.
- unanticipated agenda items with a fiscal/budget impact.

Part of the normal course of operations at fiscal year-end is the accrual of revenues and expenses. The accruals are necessary for aligning revenues and expenses with the fiscal period to which they are earned or incurred, respectively. In many areas, it is typical for some variances between budgeted figures and actual results. Furthermore, over the course of a fiscal year, various agenda items approved by Commission may lack specific language to amend the expenditure budget or the appropriation to/from fund balance. This resolution formalizes the fiscal impact of those actions.

Shown in attachment 1 and 2 of the Resolution are the budgeted ending fund balances for all funds requiring an amendment for the 2023-2024 fiscal year. Please note these are budgeted figures only. Audited financial statements which depict the official year-end balances will be available upon the conclusion of the FY 2023-2024 annual audit, which is scheduled to be presented in March of 2025.

FUNDING SOURCE

RECOMMENDATION

Staff recommends the City Commission approve Resolution 2024-21 amending the FY 2023-2024 budget.

RESOLUTION 2024-21

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS FLORIDA, AMENDING THE FISCAL YEAR 2023-2024 BUDGET; PROVIDING FOR SEVERABILITY, REPEAL OF PRIOR INCONSISTENT RESOLUTIONS, AND AN EFFECTIVE DATE.

WHEREAS, Section 7.05 of the City Charter provides that the annual City budget may be amended by Resolution duly adopted by the Commission; and

WHEREAS, the City Commission of the City of Winter Springs deems that this Resolution is in the best interests of the public health, safety, and welfare of the citizens of Winter Springs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, SEMINOLE COUNTY, FLORIDA, AS FOLLOWS:

Section 1. **Incorporation of Recitals.** The foregoing recitals are deemed true and correct and are hereby fully incorporated by this reference.

Section 2. That the Fiscal Year 2023-2024 City Budgets are amended as provided in Attachments 1 and 2 attached hereto.

Section 3. **Repeal of Prior Inconsistent Resolutions.** All prior resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of the conflict.

Section 4. **Severability.** If any section, subsection, sentence, clause, phrase, word, or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion hereto.

Section 5. **Effective Date.** This Resolution shall become effective immediately upon adoption by the City Commission of the City of Winter Springs, Florida.

RESOLVED by the City Commission of the City of Winter Springs, Florida, in a regular meeting assembled on the 26th day of August, 2024.

ATTEST:

_____

KEVIN McCANN, Mayor

_____

CHRISTIAN GOWAN, City Clerk

Approved as to legal form and sufficiency for the City of Winter Springs only:

_____

ANTHONY A. GARGANESE, City Attorney

Attachment 1 - Budget Amendment Detail
Resolution 2024-21
General Fund

Funds not included in this summary do not require a budget amendment

HELPFUL TOOLS: Fiscal Year 2023-2024 Original Budget as approved by City Commission on 9/25/23 Public Hearing 401.		Difference in Beg Fund Bal Projected to Actual	Actual Beg Fund Balance UNAUDITED
General Fund #001:			
As approved by City Commission on 9/25/23 Public Hearing Item 401:			
10/1/23 Budgeted Beginning Fund Balance	$10,467,193	($916,022)	$9,551,171
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($944,483)		
9/30/24 Budgeted Ending Fund Balance	***$9,522,710***		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):			
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	*($916,022)*		
Commission Approved:			
	$0		
Revenue Neutral:			
	$0		
Community Events:			
Recognize revenue budget - Winter Wonderland	$11,800	mid-yr	
Establish expenditure budget - Winter Wonderland (7415)	($11,800)	mid-yr	
Recognize revenue budget - Hometown Harvest	$14,530	mid-yr	
Establish expenditure budget - Hometown Harvest (7415)	($14,530)	mid-yr	
Recognize revenue budget - Celebration of Freedom	$50,150	mid-yr	
Establish expenditure budget - Celebration of Freedom (7415)	($50,150)	mid-yr	
Recognize revenue budget - Spring Festival	$4,500	mid-yr	
Establish expenditure budget - Spring Festival (7415)	($4,500)	mid-yr	
	$0		
Other:			
Increase Accounting/Auditing for Audits; Purvis Gray (1300)	($75,000)	mid-yr	
	($75,000)		
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	*($75,000)*		
REVISED 9/30/24 Budgeted Ending Fund Balance	***$8,531,688***		

Attachment 1 - Budget Amendment Detail
Resolution 2024-21
Other Governmental Funds

HELPFUL TOOLS: Fiscal Year 2023-2024 Original Budget as approved by City Commission on 9/25/23 Public Hearing 401.			Difference in Beg Fund Bal Projected to Actual	Actual Beg Fund Balance UNAUDITED
Special Law Enforcement Fund - Federal #103				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance		**$131,183**	$5,052	**$136,235**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance		($10,940)		
9/30/24 Budgeted Ending Fund Balance		**$120,243**		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials		$5,052		
Increase FY24 emergency operating center		($45,000)	mid-yr	
Recognize trade-in proceeds		$27,004	mid-yr	
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance		($12,944)		
REVISED 9/30/24 Budgeted Ending Fund Balance		**$107,299**		
Transportation Improvement Fund #120				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance		**$3,841,544**	$2,583,277	**$6,424,821**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance		($605,865)		
9/30/24 Budgeted Ending Fund Balance		**$3,235,679**		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials		$2,583,277		
Decrease revenue budget - Winding Hollow Turn Lane - Defer to FY25		($1,100,000)	mid-yr	
Increase expenditure budget for Winter Springs Boulevard crosswalk		($41,880)	mid-yr	
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance		$1,441,397		
REVISED 9/30/24 Budgeted Ending Fund Balance		**$4,677,076**		
Road Improvement (Infrastructure Surtax)Fund #121				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance		**$8,358,115**	$685,883	**$9,043,998**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance		($6,945,000)		
9/30/24 Budgeted Ending Fund Balance		**$1,413,115**		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials		$685,883		
Decrease Capital budget - Defer to FY25		$6,000,000	mid-yr	
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance		$6,685,883		
REVISED 9/30/24 Budgeted Ending Fund Balance		**$8,098,998**		

Attachment 1 - Budget Amendment Detail
Resolution 2024-21
Other Governmental Funds

HELPFUL TOOLS: Fiscal Year 2023-2024 Original Budget as approved by City Commission on 9/25/23 Public Hearing 401.		Difference in Beg Fund Bal Projected to Actual	Actual Beg Fund Balance UNAUDITED
Solid Waste/Recycling Fund #130			
As approved by City Commission on 9/25/23 Public Hearing Item 401:			
10/1/23 Budgeted Beginning Fund Balance	**$1,828,804**	($12,546)	**$1,816,258**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($489,071)		
9/30/24 Budgeted Ending Fund Balance	**$1,339,733**		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):			
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	($12,546)		
Increased expected revenue due to the rate increase	$575,000	mid-yr	
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	$562,454		
REVISED 9/30/24 Budgeted Ending Fund Balance	**$1,902,187**		
Arbor Fund #140			
As approved by City Commission on 9/25/23 Public Hearing Item 401:			
10/1/23 Budgeted Beginning Fund Balance	**$1,648,280**	$424,720	**$2,073,000**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($705,886)		
9/30/24 Budgeted Ending Fund Balance	**$942,394**		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):			
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$424,720		
Increase arbor fine revenue budget	$2,700	mid-yr	
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	$427,420		
REVISED 9/30/24 Budgeted Ending Fund Balance	**$1,369,814**		
Transportation Impact Fee Fund #150			
As approved by City Commission on 9/25/23 Public Hearing Item 401:			
10/1/23 Budgeted Beginning Fund Balance	**$1,664,966**	$595,583	**$2,260,549**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($339,000)		
9/30/24 Budgeted Ending Fund Balance	**$1,325,966**		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):			
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$595,583		
Align impact fees with YTD actuals - Transportation Commercial	$26,600	mid-yr	
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	$622,183		
REVISED 9/30/24 Budgeted Ending Fund Balance	**$1,948,149**		

Attachment 1 - Budget Amendment Detail
Resolution 2024-21
Other Governmental Funds

HELPFUL TOOLS: Fiscal Year 2023-2024 Original Budget as approved by City Commission on 9/25/23 Public Hearing 401.			Difference in Beg Fund Bal Projected to Actual	Actual Beg Fund Balance UNAUDITED
Police Impact Fee Fund #151				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance	**$805,965**		$5,173	**$811,138**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($305,900)			
9/30/24 Budgeted Ending Fund Balance	**$500,065**			
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$5,173			
Align impact fee revenue with YTD actuals - Residential	$7,700	mid-yr		
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	$12,873			
REVISED 9/30/24 Budgeted Ending Fund Balance	**$512,938**			
Fire Impact Fee Fund #152				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance	**$2,780,584**		($7,714)	**$2,772,870**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	$80,000			
9/30/24 Budgeted Ending Fund Balance	**$2,860,584**			
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	($7,714)			
Align impact fee revenue with YTD actuals - Residential	$4,800	mid-yr		
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	($2,914)			
REVISED 9/30/24 Budgeted Ending Fund Balance	**$2,857,670**			
Park Impact Fee Fund #153				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance	**$634,333**		$58,442	**$692,775**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($400,000)			
9/30/24 Budgeted Ending Fund Balance	**$234,333**			
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$58,442			
Align impact fee revenue with YTD actuals - Residential	$46,600	mid-yr		
Defer capital budget to FY25	$381,000	mid-yr		
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	$486,042			
REVISED 9/30/24 Budgeted Ending Fund Balance	**$720,375**			

Attachment 1 - Budget Amendment Detail
Resolution 2024-21
Other Governmental Funds

HELPFUL TOOLS: Fiscal Year 2023-2024 Original Budget as approved by City Commission on 9/25/23 Public Hearing 401.		Difference in Beg Fund Bal Projected to Actual	Actual Beg Fund Balance UNAUDITED
Oak Forest Maintenance Fund #161			
As approved by City Commission on 9/25/23 Public Hearing Item 401:			
10/1/23 Budgeted Beginning Fund Balance	**$98,370**	$728	**$99,098**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($15,923)		
9/30/24 Budgeted Ending Fund Balance	**$82,447**		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):			
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$728		
Recognize insurance proceeds budget for wall damage	$4,600	mid-yr	
Increase budget for R&M for wall	($4,600)	mid-yr	
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	$728		
REVISED 9/30/24 Budgeted Ending Fund Balance	**$83,175**		
Tuscawilla III Assessment Area Fund #162		Fund Balance 9/30/23	**($31,274)**
		Internal Loan	($36,286)
As approved by City Commission on 9/25/23 Public Hearing Item 401:			
10/1/23 Budgeted Beginning Fund Balance	**$4,830**	$182	**$5,012**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($2,345)		
9/30/24 Budgeted Ending Fund Balance	**$2,485**		
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):			
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$182		
Decrease debt service budget	$577	mid-yr	
Revisions to Original Budgeted Appropriation TO (FROM) Fund Balance	$759		
REVISED 9/30/24 Budgeted Ending Fund Balance	**$3,244**		

*Due to the distinctive accounting treatment associated with this internal loan, neither proceeds nor principal reductions are booked in the fund, therefore, in the ACFR fund balance a deficit is reflected (see reconciliation upper right)

Attachment 1 - Budget Amendment Detail
Resolution 2024-21
Enterprise Funds

HELPFUL TOOLS: Fiscal Year 2023-2024 Original Budget as approved by City Commission on 9/25/23 Public Hearing 401.		Net Capital, Restricted, NPL	Difference in Beg Fund Bal - Projected to Actual	Actual Ending Fund Equity UNAUDITED
Water & Sewer Operating Fund #410				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance	**$9,044,357**	**$22,495,771**	$2,128,132	**$33,668,260**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($4,091,501)			
9/30/24 Budgeted Ending Fund Balance	**$4,952,856**		W&S Svc Avail Fund	$8,272,779
			ACFR combines 410, 412	**$41,941,039**
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$2,128,132			
Recognize revenues from land sale to Duke	$1,040,000	mid-yr		
Increase funds for purchase of Aquatech truck Agenda 504 02-26-24	($600,000)	mid-yr		
Increase funds for purchase of disk filter Agenda 500 04-29-25	($440,000)	mid-yr		
Revisions to Original Budgeted Appropriation TO (FROM) Fund Equity	$2,128,132			
REVISED 9/30/24 Budgeted Ending Fund Balance	**$7,080,988**			
Stormwater Utility Fund #411				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance	**$1,300,773**	**$7,484,416**	$224,775	**$9,009,964**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($706,775)			
9/30/24 Budgeted Ending Fund Balance	**$593,998**			
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$224,775			
Decrease budget for capital pipe relining and stormwater infrastructure	$192,400	mid-yr		24-3182
Revisions to Original Budgeted Appropriation TO (FROM) Fund Equity	$417,175			
REVISED 9/30/24 Budgeted Ending Fund Balance	**$1,011,173**			
Development Services Fund #420				
As approved by City Commission on 9/25/23 Public Hearing Item 401:				
10/1/23 Budgeted Beginning Fund Balance	**$4,495,290**	**$426,385**	$243,498	**$5,165,173**
FY 2024 Budgeted Appropriation TO (FROM) Fund Balance	($1,549,492)			
9/30/24 Budgeted Ending Fund Balance	**$2,945,798**			
Amendments to be approved tonight to Original FY 2023-2024 Budget (as approved on 09/25/23):				
Difference in Beginning Fund Balance FROM projected to actual as shown in 9/30/24 Year-End Financials	$243,498			
Decrease budget for CIP	$200,000	mid-yr		
Revisions to Original Budgeted Appropriation TO (FROM) Fund Equity	$443,498			
REVISED 9/30/24 Budgeted Ending Fund Balance	**$3,389,296**			

Attachment 2 - General Fund Budget Amendment Summary

Resolution 2024-21

HELPFUL TOOLS: Fiscal Year 2023-2024 Original Budget as approved by City Commission on 9/25/23 Public Hearing 401.

	Division #	FY 24 Original Annual Budget	Revenue Neutral Changes	Other Requests to Amend Appropriation	Intra Departmental Transfers	Inter Departmental Transfers	FY 24 Amended Annual Budget
General Fund Revenues & Transfers:		**$23,192,639**					**$23,192,639**
Recognize revenue budget - Hometown Harvest			$ 14,530				$ 14,530
Recognize revenue budget - Winter Wonderland			$ 11,800				$ 11,800
Recognize revenue budget - Celebration of Freedom			$ 50,150				$ 50,150
Recognize revenue budget - Spring Festival			$ 4,500				$ 4,500
General Fund Revenues & Transfers		**$ 23,192,639**	**$ 80,980**	**$ -**	**$ -**	**$ -**	**$ 23,273,619**
General Fund Expenditures:							
City Commission	1100	$ 131,214			$ 48,000		$ 179,214
City Manager	1200	$ 417,762					$ 417,762
City Clerk	1210	$ 278,633			$ (24,000)		$ 254,633
Finance - General	1300	$ 1,002,582		$ 37,500	$ (12,000)		$ 1,028,082
Finance - Utility Billing	1360	$ 749,841		$ 37,500			$ 787,341
Comm Development - Administration	1500	$ 217,858					$ 217,858
Comm Development - Planning	1510	$ 321,205					$ 321,205
Comm Development - Urban Beautification	1520	$ 1,521,654			$ (12,000)		$ 1,509,654
Comm Development - Street lighting	1530	$ 564,357					$ 564,357
IS & General Services - Human Resources	1315	$ 316,199				$ 5,463	$ 321,662
IS & General Services - General	1600	$ 1,640,964				$ 500	$ 1,641,464
IS & General Services - City Hall	1910	$ 10,083				$ (1,500)	$ 8,583
IS & General Services - Risk Management	1925	$ 736,300					$ 736,300
IS & General Services - Facilities Maintenance	1935	$ 572,955				$ (5,463)	$ 567,492
IS & General Services - Marketing & Events	7415	$ 337,715	$ 80,980			$ 1,000	$ 419,695
General Government - Legal Services	1400	$ 269,320				$ 50,000	$ 319,320
General Government - General	1900	$ 968,979				$ (50,000)	$ 918,979
Police - Chief	2100	$ 8,032,342				$ 3,060	$ 8,035,402
Police - Criminal Investigations	2110	$ 145,670				$ (2,100)	$ 143,570
Police - Community Services	2120	$ 16,435				$ (960)	$ 15,475
Police - Operations	2130	$ 301,832					$ 301,832
Police - Support Services	2140	$ 542,840					$ 542,840
Police - Code Enforcement	2150	$ 53,360					$ 53,360
Fire - Operations	2200	$ -					$ -
Public Works - Fleet	1940	$ 294,534				$ 15,000	$ 309,534
Public Works - Administration	4100	$ 166,849				$ 4,014	$ 170,863
Public Works - Roads & ROW	4110	$ 1,022,499				$ (19,014)	$ 1,003,485
P&R - Administration	7200	$ 204,835					$ 204,835
P&R - Athletics	7220	$ 350					$ 350
P&R - Parks & Grounds	7230	$ 2,760,391				$ (6,000)	$ 2,754,391
P&R - Programs	7240	$ 155,936				$ (10,500)	$ 145,436
P&R - Seniors	7250	$ 381,628				$ 16,500	$ 398,128
P&R - Seniors	7400	$ -					$ -
General Fund Expenditures		**$ 24,137,122**	**$ 80,980**	**$ 75,000**	**$ -**	**$ -**	**$ 24,293,102**
Budgeted Approp TO (FROM) Fund Balance		**$ (944,483)**	**$ -**	**$ (75,000)**	**$ -**	**$ -**	**$ (1,019,483)**

CONSENT AGENDA ITEM 301

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

Purchase of High Water Rescue Vehicle for the Winter Springs Police Department

SUMMARY

The police department requested grant funds be used to purchase a High Water Rescue Vehicle, to aid our community in times of disaster or other events that may require such use. The provider, Eastern Surplus & Equipment Company specialized in retrofitting decommissioned military vehicles for specific uses such as High Water Rescue. The vehicle includes a "Good title and will be fully processed in our facility to ensure all lights, signals, wipers and horn are in good operating condition. Additionally, all belts, hoses, fluids, seals are replaced as needed. Tires will have at least 75% life remaining, all glass, mirrors, and seats will all be in good condition. Gauge's work, batteries are load tested and truck is extensively road tested. In addition, the following upgrades are included. Drop down cargo bed, with fold down bench seating, cargo cover, rear mounted boarding ladder with removable handrails, and will be painted fleet white." Vehicle will be delivered to the police department once completed.

FUNDING SOURCE

The purchase of this specialized vehicle is funded through the grant agreement with FDLE in the amount of $54,045. The City will purchase the vehicle and then submit necessary paperwork for reimbursement. This has been added to the FY25 budget based on timing of available vehicle.

RECOMMENDATION

Staff recommends the City Commission approve the purchase of a $54,045.00, M923 6X6 Cargo truck, purchased through Eastern Surplus & Equipment Company. This special purpose vehicle will be used for high water rescue, inclement weather, or harsh terrain navigation. The police department applied for and received residual grant monies through Florida Department of Law Enforcement (FDLE) and the Department of Justice (DOJ) for the purchase of this specific vehicle.

EASTERN SURPLUS & EQUIPMENT CO.



1331 O'Reilly Drive • Feasterville, PA 19053
Phone: (215) 332-0500 • (855) 332-0500
WWW.EASTERNSURPLUS.NET



Invoice/Purchase Agreement

Date: August 14, 2024

CUSTOMER INFORMATION:

Winter Springs Police
Matt Tracht, FBINA 268, Police Chief
300 North Moss Road
Winter Springs, Florida 32708
P: 407-327-7997 E: mtracht@winterspringsfl.org

ITEM DESCRIPTIONs:

1 each - M923 6x6 Cargo Truck

- Cummins NHC250 Diesel Engine
- 5-Speed Allison Automatic transmission
- 14-Foot Drop side cargo bed
- Air Brakes
- Super Single tires

Truck includes good title and will be fully processed in our facility to ensure all lights, signals, wipers and horn are in good operating condition. Engine fluids, belts, hoses and filters are checked and replaced as required. Axle, transmission, transfer case seals and fluids checked and serviced as required. Service and parking brake systems are checked and serviced, wheel seals and axle boots as required. Tires will have 75% or better tread with like mounted spare tire. Good glass, mirrors and seat upholstery. Gauges working. New Batteries load tested and properly tied down. Truck extensively road tested.

Upgrades/work to be included:

1. Drop-side Cargo bed with fold down bench seating along interior – both sides
2. Air cleaner to be relocated and elevated for high water fording
3. Rear mounted boarding ladder – affixed to tailgate with removable handrails
4. Cab Hard top with sliding rear window
5. Cargo cover support system and original green vinyl cover
6. Paint
    a. Exterior of truck, cleaned, prepared, primed and painted Single color Fleet White

a. Wheels Black
b. Interior of truck painted original green

6. Delivery via flatbed trailer with ramps for self-unlading to zip code 32708

TOTAL PURCHASE PRICE for ITEMS AS DESCRIBED ABOVE: **$54,045.00**
Includes delivery to your location, Winter Springs, FL

In addition to Eastern Surplus Standard Disclaimer, the terms and conditions below must be made a part of any contract, purchase order or other agreement of the sale of vehicle described herein. The purchaser acknowledges having read this agreement, including such terms and conditions.

CONDITIONS

The purchaser, including a purchaser for resale, understands and agrees that the used truck(s), or other item purchased hereunder will be sold on an "AS IS" basis. Notwithstanding anything to the contrary herein or otherwise stated in writing or orally by an employee or agent of seller. The purchaser understands and agrees that the seller makes no warranty (written, oral, or implied, and expressly makes no warranty of merchantability or fitness for purpose) on the trucks(s) or other item(s) purchased. Custom rims, if supplied, are sold with a clear understanding that the seller shall have no liability and the buyer fully indemnifies the seller with regard to these items. All vehicle sales are final. Any parts expressly approved for return by Eastern Surplus will carry a restocking fee of 30%. Purchaser must request return authorization within 30 days of the date of receipt of item(s). Returns must be received by seller within 5 business days of providing return approval. At the seller's discretion one of the following will be issued: 1) Refund of the purchase price (not including shipping and handling) less a 30% restocking fee OR 2) Store Credit (not including shipping and handling) less a 30% restocking fee. Returns approved for store credit are not eligible for monetary refund. Return shipping costs will be the responsibility of customer. No returns on electric/electronic components without express written approval from Eastern Surplus.

All taxes now or hereafter imposed upon the sale of the vehicle(s) or other item specified herein shall be paid by the purchaser. In no event shall the seller be liable for consequential damages, including, but not limited to, loss of income.

The U.S. Export Regulations mandate that a Destination Control Statement be made a part of his transaction:
"THESE COMMODITIES, TECHNOLOGY, OR SOFTWARE MAY BE EXPORTED FROM THE UNITED STATES IN ACCORDANCE WITH THE EXPORT ADMINISTRATION REGULATIONS. DIVERSION CONTRARY TO U.S. LAW PROHIBITED."

This order is hereby ACCEPTED.

David Newman
Seller's Representative (Print)

Seller's Representative (Sign) August 14, 2024 Date

Buyer's Representative (Print)

Buyer's Representative (Sign) Date

EASTERN SURPLUS & EQUIPMENT CO.



1331 O'Reilly Drive • Feasterville, PA 19053
Phone: (215) 332-0500 • (855) 332-0500
WWW.EASTERNSURPLUS.NET



Date: February 8, 2024

Winter Springs Police
Matt Tracht, FBINA 268, Police Chief
300 North Moss Road
Winter Springs, Florida 32708
P: 407-327-7997
E: mtracht@winterspringsfl.org

Re: Eastern Surplus & Equipment Co – High Water Rescue Truck- Sole Source Status

Chief Tract,

Thank you for your interest in our High-Water Rescue Vehicles.

Eastern Surplus has been providing ex-US Military Wheel Vehicles for Municipal, Fire, OEM and police rescue operations for more than 15 years.

We are the sole source provider for specialized and design built high Water Rescue Vehicle with specialized rear ladder system for the rescue if stranded citizens in your community.

We solely possess more direct experience and specific design and build capability in the field of East Coast High Water rescue truck builds in the industry nationwide than any competitor.

We are the only company who stocks the parts to maintain these specialized vehicles and employs the qualified staff to perform technical repairs and offer assistance in the upkeep of your Emergency high Water Rescue Vehicle.

Please let us know if you need additional information.

Sincerely,
Eastern Surplus & Equipment Co.

David Newman
President

State of Florida
Office of Criminal Justice Grants
Florida Department of Law Enforcement
2331 Phillips Road
Tallahassee, FL 32308

AWARD AGREEMENT

Recipient: City of Winter Springs

Recipient SAM UEI: N7T3G16N8K46

Award Number: R7230

Award Period: 04/01/2024 – 09/30/2025

Award Title: C-R7230: FY22 Residual - High Water Rescue Vehicle

Federal Funds: $55,895.00

Matching Funds: $0.00

Total Funds: $55,895.00

CFDA: 16.738

Federal Award Number: 15PBJA-22-GG-00656-MUMU

Federal Program: Edward Byrne Memorial Justice Assistance Grant (JAG)

Federal Awarding Agency: U.S. Department of Justice (USDOJ)

Pass-through Entity: Florida Department of Law Enforcement (FDLE)

Research & Development: No

Indirect Cost: No

An award agreement is entered into by and between the Florida Department of Law Enforcement (herein referred to as "FDLE" or "Department") and the City of Winter Springs (herein referred to as "Recipient");

WHEREAS, the Department has the authority pursuant to Florida law and does hereby agree to provide federal financial assistance to the Recipient in accordance with the terms and conditions set forth in the award agreement, and

WHEREAS, the Department has available funds resulting from the federal award listed above, and

WHEREAS, the Recipient and the Department have each affirmed they have read and understood the agreement in its entirety and the Recipient has provided an executed agreement to the Department.

SCHEDULE OF APPENDICES

Appendix A – Scope of Work
Appendix B – Deliverables
Appendix C – Approved Budget
Appendix D – Award Contacts
Appendix E – Special Conditions
Appendix F – Standard Conditions

PERFORMANCE REPORTING

The Recipient shall provide **Quarterly Performance Reports** to the Department attesting to the progress towards deliverables. Performance Reports are due no later than 15 days after the end of each reporting period.

For example: If the monthly reporting period is July 1-31, the Performance Report is due August 15th; if the quarterly reporting period is January 1 – March 31, the Performance Report is due by April 15th.

The Recipient shall respond to the metrics in the electronic grant management system. Information provided by the Recipient will be used by the Department to compile reports on project progress and metrics to the U.S. Department of Justice.

Supporting documentation for performance must be maintained by Recipient and made available upon request for monitoring purposes. Examples of supporting documentation include but are not limited to timesheets, activity reports, meeting notices, delivery documents, public announcements, rosters, presentations, database statistics, etc.

Failure to submit performance reports by the deadline will result in a withholding of funds until performance reports are received.

FINANCIAL REPORTING

The State of Florida's performance and obligation to pay under this agreement is contingent upon an appropriation by the Legislature. The Department will administer and disburse funds under this agreement in accordance with ss. 215.97, 215.971, 215.981 and 215.985, F.S.

This is a cost reimbursement agreement. The Department will reimburse the Recipient for allowable expenditures included in the approved budget **(Appendix B)** incurred during each reporting period. The Recipient shall provide **Quarterly Payment Requests** to the Department attesting to expenditures made during the reporting period. These reports are due no later than 30 days after the end of each reporting period. For example: If the monthly reporting period is July 1-31, the Payment Request is due August 30th; if the quarterly reporting period is January 1 – March 31, the Payment Request is due by April 30th.

Using the electronic grant management system to record expenses, Payment Requests must clearly identify the dates of services, a description of the specific contract deliverables provided during the reporting period, the quantity provided, and the payment amount. All Payment Requests are reviewed and may be audited to the satisfaction of the Department. The Department's determination of acceptable expenditures shall be conclusive.

The final Payment Request shall be submitted to the Department no more than 60 days after the end date of the award. Any payment due under the terms of this agreement may be withheld until performance of services, all reports due are received, and necessary adjustments have been approved by the Department.

The Recipient must maintain original supporting documentation for all funds expended and received under this agreement in sufficient detail for proper pre- and post-audit and to verify work performed was in accordance with the deliverable(s). Payment shall be contingent upon the Department's grant manager receiving and accepting the invoice and the associated supporting documentation. Supporting documentation includes, but is not limited to: quotes, procurement documents, purchase orders, original receipts, invoices, canceled checks or EFT records, bank statements, etc. The state's Chief Financial Officer (CFO) reserves the right to require further documentation on an as needed basis.

Failure to comply with these provisions shall result in forfeiture of reimbursement.

Award Signatures

In witness whereof, the parties affirm they each have read and agree to the conditions set forth in **Appendix C and Appendix D** of this agreement, have read and understand the agreement in its entirety and have executed this agreement by their duly authorized officers on the date, month and year set out below.

Award ID: R7230
Award Title: C-R7230: FY22 Residual - High Water Rescue Vehicle
Award Period: 04/01/2024 – 09/30/2025

Florida Department of Law Enforcement
Office of Criminal Justice Grants

Signature: _____

Typed Name and Title: Cody Menacof, Bureau Chief

Date: _____

Recipient
City of Winter Springs

Signature: _____

Typed Name and Title: Kevin McCann, Chief Official/Mayor

Date: 6/10/24

***** If using a designee, sign in the "Chief Official Designee" section below. *****

Chief Official Designee (optional)
City of Winter Springs

Signature: _____

Typed Name and Title: Philip Hursh, Interim City Manager

Date: 6/10/24

THIS AWARD IS NOT VALID UNTIL SIGNED AND DATED BY ALL REQUIRED PARTIES

Appendix A - Scope of Work

Award Number:	R7230
Recipient:	City of Winter Springs
Award Title:	C-R7230: FY22 Residual - High Water Rescue Vehicle
Award Period:	04/01/2024 - 09/30/2025

Problem Identification

The City of Winter Springs has faced numerous excessive flooding events due to natural disasters. The intensity of these events has increased throughout the years. The City of Winter Springs is the northernmost municipality bordering the southern edge of Lake Jesup. Water from other municipalities flows through Winter Springs into Lake Jesup, so when the area experiences heavy rain, tropical storms and hurricanes, flooding occurs.

During flooding events, the City of Winter Springs Police Department lacks the necessary equipment to navigate inundated roadways, which delays rescue operations. In communities like Hacienda Village, a 55+ manufactured home community, evacuations are common, with rescue personnel wading knee to waist-deep through water to check on this vulnerable, elderly population. Last year, the city had to request emergency resources through the County EOC for high-water rescue vehicles as many homes were inundated with several feet of water. Awaiting rescue, trapped residents were forced to take shelter on top of kitchen counters. While waiting for assistance from the Florida National Guard and the Sheriff's Office, the community provided airboats to evacuate residents as standard rescue vehicles could not navigate roadways. Other neighborhoods in the community experienced the same issues. Residents called for assistance, but the police department was unable to provide an immediate response.

The City of Winter Springs has no money in the budget for a high-water rescue vehicle; grant funding will provide the assistance necessary to make this purchase.

Scope of Work

With grant funding, the City of Winter Springs Police Department will purchase a high-water rescue vehicle, outfitted with emergency lights. A high-water rescue vehicle will be used to evacuate residents during flooding events. The vehicle will be outfitted with a raised air cleaner for water forging, a mounted boarding ladder to help residents into the vehicle, cargo cover for inclement weather, and emergency lights to demonstrate that emergency operations are taking place.

Appendix B - Deliverables

Award Number:	R7230
Recipient:	City of Winter Springs
Award Title:	C-R7230: FY22 Residual - High Water Rescue Vehicle
Award Period:	04/01/2024 - 09/30/2025

Total payments for all deliverables will not exceed the maximum grant award amount.

Deliverable 1	Recipient will use federal grant funds to procure a high-water rescue vehicle.
Minimum Performance Criteria:	Performance will be the procurement and receipt of goods/services purchased.
Financial Consequences:	This is a cost reimbursement deliverable. Only those items purchased and received will be eligible for payment.
Deliverable Price:	Total payments for this deliverable will be approximately $55,895.00

Appendix C - Approved Budget

Award Number:	R7230		
Recipient:	City of Winter Springs		
Award Title:	C-R7230: FY22 Residual - High Water Rescue Vehicle		
Award Period:	04/01/2024-09/30/2025		
Award Amount:	$55,895.00	$0.00	$55,895.00
	Grant Funded	Match	Total

Standard Budget Terms

All items, quantities, and/or prices below are estimates based on the information available at the time of application.

The item(s) listed below may include additional individually priced, operationally necessary accessories, components, and/or peripherals and may be categorized as a "kit", "bundle", "system" etc.

Award funds may be used to pay for any applicable shipping, freight, and/or installation costs.

Award funds will NOT be used to pay for extended warranties, service agreements, contracts, etc., covering any periods that extend beyond the award end date. Funds may be prorated for services within the award period.

Any costs that exceed the award allocation will be the responsibility of the Recipient.

D. Equipment

Item Name	Description	Grant Funded	Match	Total
High Water Rescue Vehicle	1 High Water Rescue Vehicle with upgrades @ $49,045.00 includes upgrades such as mounted ladder, paint, cab hard top, air cleaner relocation for high water – see quote for additional upgrades. Cost includes freight.	$49,045.00	$0.00	$49,045.00
Vehicle Lighting Package	1 Vehicle Lighting package @ $6,850.00, includes parts and installation.	$6,850.00	$0.00	$6,850.00
		D. Equipment Subtotal:		**$55,895.00**

Appendix D: Award Contacts

Award Number: R7230
Recipient: City of Winter Springs
Award Title: C-R7230: FY22 Residual - High Water Rescue Vehicle
Award Period: 04/01/2024 - 09/30/2025

Recipient Grant Manager (GM)

Name: Keith Whitmore
Title: Lieutenant
Address: 300 North Moss Rd.
Winter Springs, FL 32708+2715
Phone: 407-327-7589
Email: kwhitmore@winterspringsfl.org

Recipient Chief Official (CO)

Name: Kevin McCann
Title: Chief Official/Mayor
Address: 1126 East State Road 434
Winter Springs, FL 32708+2715
Phone: 407-327-5956
Email: kmccann@winterspringsfl.org

Recipient Chief Financial Officer (CFO)

Name: Holly Queen
Title: Finance Director
Address: 1126 East State Road 434
Winter Springs, FL
Phone: 407-327-6557
Email: hqueen@winterspringsfl.org

Appendix E: Special Conditions

Award Number:	R7230
Recipient:	City of Winter Springs
Award Title:	C-R7230: FY22 Residual - High Water Rescue Vehicle
Award Period:	04/01/2024 - 09/30/2025

In addition to the attached standard conditions, the above-referenced grant project is subject to the special conditions set forth below.

S0001 The internal controls for the Recipient do not appear to comply with all federal requirements, specifically related to the separation of financial duties. All award transactions must comply with the standards identified in the Office of Management and Budget (OMB), Uniform Grant Requirements, 2 CFR 200.303(a), and documentation must be maintained and provided to the Office of Criminal Justice Grants at monitoring.

S0002 The Recipient's procurement policy does not appear to comply with all federal procurement requirements outlined in the Office of Management and Budget (OMB) Uniform Requirements, 2 CFR 200.318-320. Please see Subaward Management Questionnaire (SMQ) section VIII. All award procurements must comply with the standards identified in OMB's Uniform Requirements and documentation must be maintained and provided to the Office of Criminal Justice Grants at monitoring.

W0003 WITHHOLDING CONDITION: Prior to the obligation and drawdown of funds for the High Water Rescue Vehicle, the Recipient must submit the required justification to the Office of Criminal Justice Grants for Department of Justice review and approval. Any funds expended prior to receiving DOJ approval will be spent "at risk". If the project is denied by DOJ, related funds will not be eligible for reimbursement.

S0004 A risk assessment completed at the time of application review determined this project is low-risk. As a result, backup documentation related to expenditures must be maintained and made available upon request. Documentation may include, but is not limited to: procurement records (including quotes, competitive solicitations/bids, etc.), purchase orders, packing slips, delivery/receivable documents, invoices, proof of payment, timesheets, paystubs, activity logs, client activity logs, participant sign in sheets, billing documentation, travel vouchers etc.

Appendix F – FY2022 Award Standard Conditions

The Florida Department of Law Enforcement (FDLE), Office of Criminal Justice Grants (OCJG) serves as the State Administering Agency (SAA) for various federal award programs awarded through the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP). FDLE has been assigned as the certified Fiscal Agent for the 2022 Project Safe Neighborhoods awards by the U.S. Attorney. OCJG awards funds to eligible applicants, and requires compliance with the agreement and Standard Conditions upon signed acceptance of the award.

The Department will only reimburse recipients for authorized activities specified in the agreement. Failure to comply with provisions of this agreement, or failure to perform award activities as specified, will result in required corrective action including but not limited to financial consequences, project costs being disallowed, withholding of federal funds and/or termination of the project.

For NCHIP and NARIP Awards

Comprehensive Evaluation - In order to ensure that the National Criminal History Improvement Program (NCHIP) and the NICS Act Record Improvement Program (NARIP) are realizing the objectives in the most productive manner, the recipient agrees to participate in a comprehensive evaluation effort. It is anticipated that the evaluation will take place during the course of the program and will likely involve each participating agency. It is expected that the evaluation will have a minimal impact on an agency's program personnel and resources.

GENERAL REQUIREMENTS

All recipients must comply with the financial and administrative requirements set forth in the following:

Current edition of the U.S. Department of Justice (DOJ) Grants Financial Guide
https://ojp.gov/financialguide/doj/pdfs/DOJ_FinancialGuide.pdf

Office of Management and Budget (OMB) Uniform Grant Guidance (2 CFR Part 200)
- Subpart A, Definitions
- Subparts B-D, Administrative Requirements
- Subpart E, Cost Principles
- Subpart F, Audit Requirements and all applicable Appendices

Code of Federal Regulations: www.gpo.gov/fdsys/
- 2 C.F.R. §175.15(b), Award Term for Trafficking in Persons
- 28 C.F.R. §38, Equal Treatment for Faith-Based Organizations
- 28 C.F.R. § 66, U.S. Department of Justice Common Rule for State and Local Governments
- 28 C.F.R. § 83, Government-Wide Requirements for Drug-Free Workplace
- 28 C.F.R. §§ 18, 22, 23, 30, 35, 42, 61, and 63

U.S. Code:
Title 34, U.S. Code, Crime Control and Law Enforcement
Title 41, U.S. Code § 4712, Enhancement of Contractor Protection from Reprisal for Disclosure of Certain Information
Title 34, U.S. Code, § 10101 et seq., "Omnibus Crime Control and Safe Streets Act of 1968"

State of Florida General Records Schedule GS1-SL for State and Local Government Agencies:
https://fldoswebumbracoprod.blob.core.windows.net/media/703328/gs1-sl-2020.pdf and
http://dos.myflorida.com/media/698314/gs2-sl-2017-final.pdf

State of Florida Statutes
- Section 112.061, F.S., Per diem/travel expenses of public officers, employees, authorized persons
- Chapter 119, F.S., Public Records
- Section 215.34(2), F.S., State funds; non-collectible items; procedure
- Section 215.97, F.S. Florida Single Audit Act
- Section 215.971, F.S., Agreements funded with federal or state assistance
- Section 215.985, F.S., Transparency in government spending
- Section 216.181(6), F.S., Approved budgets for operations and fixed capital outlay

DEFINITIONS

Award agreement means a legal instrument of financial assistance between a Federal awarding agency or pass-through entity and a non-Federal entity that, consistent with 31 U.S.C. 6302, 6304, is used to enter into a relationship the principal

purpose of which is to transfer anything of value from the Federal awarding agency or pass-through entity to the non-Federal entity to carry out a public purpose authorized by a law of the United States (see 31 U.S.C. 6101(3)); and not to acquire property or services for the Federal awarding agency or pass-through entity's direct benefit or use; and is distinguished from a cooperative agreement in that it does not provide for substantial involvement between the Federal awarding agency or pass-through entity and the non-Federal entity in carrying out the activity contemplated by the Federal award.

Disallowed costs means those charges to a Federal award that the Federal awarding agency or pass-through entity determines to be unallowable, in accordance with the applicable Federal statutes, regulations, or the terms and conditions of the Federal award.

Equipment means tangible personal property (including information technology systems) having a useful life of more than one year and a per-unit acquisition cost which equals or exceeds the lesser of the capitalization level established by the non-Federal entity for financial statement purposes, or $5,000. *See also §§200.12 Capital assets, 200.20 Computing devices, 200.48 General purpose equipment, 200.58 Information technology systems, 200.89 Special purpose equipment, and 200.94 Supplies.*

Fiscal Agent refers to the agency responsible for the administration of the PSN award programs. FDLE has been assigned as the certified Fiscal Agent for PSN awards.

Improper payment means any payment that should not have been made or that was made in an incorrect amount (including overpayments and underpayments) under statutory, contractual, administrative, or other legally applicable requirements. Improper payment also includes any payment to an ineligible party, any payment for an ineligible good or service, any duplicate payment, any payment for a good or service not received (except for such payments where authorized by law), any payment that does not account for credit for applicable discounts, and any payment where insufficient or lack of documentation prevents a reviewer from discerning whether a payment was proper.

Micro-purchase means a purchase of supplies or services using simplified acquisition procedures, the aggregate amount of which does not exceed the micro-purchase threshold. The non-Federal entity uses such procedures in order to expedite the completion of its lowest-dollar small purchase transactions and minimize the associated administrative burden and cost. The micro-purchase threshold is set by the Federal Acquisition Regulation in 48 CFR Subpart 2.1 (Definitions). It is $10,000 except as otherwise discussed in Subpart 2.1 of that regulation, but this threshold is periodically adjusted for inflation.

Modified Total Direct Cost (MTDC) means all direct salaries and wages, applicable fringe benefits, materials and supplies, services, travel, and up to the first $25,000 of each award (regardless of the period of performance of the awards under the award). MTDC excludes equipment, capital expenditures, charges for patient care, rental costs, tuition remission, scholarships and fellowships, participant support costs and the portion of each award in excess of $25,000. Other items may only be excluded when necessary to avoid a serious inequity in the distribution of indirect costs, and with the approval of the cognizant agency for indirect costs.

Non-Federal entity is a state, local government, Indian tribe, institution of higher education (IHE), or nonprofit organization that carries out a Federal award as a recipient or subrecipient.

Non-federal pass-through entity is a non-Federal entity that provides an award to a recipient to carry out part of a Federal program; the Florida Department of Law Enforcement (FDLE) is the non-federal pass-through entity for this agreement, also referred to as the State Administering Agency (SAA).

Performance goal means a target level of performance expressed as a tangible, measurable objective, against which actual achievement can be compared, including a goal expressed as a quantitative standard, value, or rate. In some instances (e.g., discretionary research awards), this may be limited to the requirement to submit technical performance reports (to be evaluated in accordance with agency policy).

Period of performance means the time during which the non-Federal entity may incur new obligations to carry out the work authorized under the Federal award. The Federal awarding agency or pass-through entity must include start and end dates of the period of performance in the Federal award (see §§200.211 Information contained in a Federal award paragraph (b)(5) and 200.332 Requirements for pass-through entities, paragraph (a)(1)(iv)).

Protected Personally Identifiable Information (PII) means an individual's first name or first initial and last name in combination with any one or more of types of information, including, but not limited to social security numbers; passport numbers; credit card numbers; clearances; bank numbers; biometrics; date and place of birth; mother's maiden name; criminal, medical, and financial records; and educational transcripts. This does not include PII that is required by law to be disclosed. (See also § 200.79 Personally Identifiable Information (PII)).

Questioned cost means a cost that is questioned by the auditor because of an audit finding 1) that resulted from a violation or possible violation of a statute, regulation, or the terms and conditions of a Federal award, including for funds used to

match Federal funds; 2) where the costs, at the time of the audit, are not supported by adequate documentation; or 3) where the costs incurred appear unreasonable and do not reflect the actions a prudent person would take in the circumstances.

Simplified acquisition threshold means the dollar amount below which a non-Federal entity may purchase property or services using small purchase methods. Non-Federal entities adopt small purchase procedures in order to expedite the purchase of items costing less than the simplified acquisition threshold. The simplified acquisition threshold is set by the Federal Acquisition Regulation at 48 C.F.R. Subpart 2.1 (Definitions) and in accordance with 41 U.S.C. § 1908. As of the publication of this part, the simplified acquisition threshold is $250,000, but this threshold is periodically adjusted for inflation. (Also see definition of Micro-purchase, 2 C.F.R.§ 200.67).

Subaward is an award provided by a pass-through entity to a recipient for the recipient to carry out part of a Federal award received by the pass-through entity. It does not include payments to a contractor or payments to an individual who is a beneficiary of a Federal program. A subaward may be provided through any form of legal agreement, including an agreement that the pass-through entity considers a contract.

Recipient means a non-Federal entity that receives an award from a pass-through entity to carry out part of a Federal program; but does not include an individual that is a beneficiary of such program.

Supplies means all tangible personal property other than those described in §200.33 Equipment. A computing device is a supply if the acquisition cost is less than the lesser of the capitalization level established by the non-Federal entity for financial statement purposes or $5,000, regardless of the length of its useful life. See also §§200.20 Computing devices and 200.33 Equipment.

For PSN: Task Forces are established by each USAO to collaborate with a PSN team of federal, state, local, and tribal (where applicable) law enforcement and other community members to implement a strategic plan for investigating, prosecuting, and preventing violent crime.

SECTION I: TERMS AND CONDITIONS

1.0 **Payment Contingent on Appropriation and Available Funds** - The State of Florida's obligation to pay under this agreement is contingent upon an annual appropriation by the Florida Legislature. Furthermore, the obligation of the State of Florida to reimburse recipients for incurred costs is subject to available federal funds.

2.0 **Commencement of Project** – If a project is not operational within 60 days of the original start date of the award period or the date of award activation (whichever is later), the recipient must report by letter to the Department the steps taken to initiate the project, the reasons for delay, and the expected start date.

If a project is not operational within 90 days of the original start date of the award period or the date of award activation (whichever is later), the recipient must submit a second statement to the Department explaining the implementation delay.

Upon receipt of the ninety (90) day letter, the Department shall determine if the reason for delay is justified or shall, at its discretion, unilaterally terminate this agreement and re-obligate award funds to other Department approved projects. The Department, where warranted by extenuating circumstances, may extend the starting date of the project past the ninety (90) day period, but only by formal written adjustment to this agreement.

3.0 **Supplanting** - The recipient agrees that funds received under this award will not be used to supplant state or local funds, but will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for award activities.

4.0 **Non-Procurement, Debarment and Suspension** - The recipient agrees to comply with Executive Order 12549, Debarment and Suspension and 2 C.F.R. § 180, "OMB Guidelines To Agencies On Governmentwide Debarment And Suspension (Non-procurement)". These procedures require the recipient to certify it shall not enter into any lower tiered covered transaction with a person who is debarred, suspended, declared ineligible or is voluntarily excluded from participating in this covered transaction, unless authorized by the Department. If the award is $100,000 or more, the sub recipient and implementing agency certify that they and their principals:

1) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department or agency;

2) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal

or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

3) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in paragraph (a)(ii) of the "Lobbying, Debarment and Drug Free Workplace" certification; and

4) Have not within a three-year period preceding this application had one or more public transactions (federal, state, or local) terminated for cause or default.

5.0 Federal Restrictions on Lobbying - In general, as a matter of federal law, federal funds may not be used by any recipient or subrecipient at any tier, either directly or indirectly, to support or oppose the enactment, repeal, modification, or adoption of any law, regulation, or policy, at any level of government. See 18 U.S.C. § 1913.

Another federal law generally prohibits federal funds from being used by any recipient or subrecipient at any tier, to pay any person to influence (or attempt to influence) a federal agency, a Member of Congress, or Congress (or an official or employee of any of them) with respect to the awarding of a federal award or cooperative agreement, subaward, contract, subcontract, or loan, or with respect to actions such as renewing, extending, or modifying any such award. See 31 U.S.C. § 1352.

6.0 State Restrictions on Lobbying - In addition to the provisions contained above, the expenditure of funds for the purpose of lobbying the legislature or a state agency is prohibited under this agreement.

7.0 Additional Restrictions on Lobbying - The recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of the Office of Justice Programs.

8.0 "Pay–to–Stay" - Funds from this award may not be used to operate a "pay-to-stay" program in any local jail. Furthermore, no funds may be given to local jails that operate "pay-to-stay" programs. "Local jail", as referenced in this condition, means an adult facility or detention center owned and/or operated by city, county, or municipality. It does not include juvenile detention centers. "Pay-to-stay" programs as referenced in this condition, means a program by which extraordinary services, amenities and/or accommodations, not otherwise available to the general inmate population, may be provided, based upon an offender's apparent ability to pay, such that disparate conditions of confinement are created for the same or similar offenders within a jurisdiction.

9.0 The Coastal Barrier Resources Act - The recipient will comply and assure the compliance of all contractors with the provisions of the Coastal Barrier Resources Act (P.L. No. 97-348) dated October 18, 1982 (16 USC 3501 et seq.) which prohibits the expenditure of most new federal funds within the units of the Coastal Barrier Resources System.

10.0 Background Check - Whenever a background screening for employment or a background security check is required by law for employment, unless otherwise provided by law, the provisions of § 435, F.S. shall apply. All employees in positions designated by law as positions of trust or responsibility shall be required to undergo security background investigations as a condition of employment and continued employment. For the purposes of the subsection, security background investigations shall include, but not be limited to, employment history checks, fingerprinting for all purposes and checks in this subsection, statewide criminal and juvenile records checks through the Florida Department of Law Enforcement, and federal criminal records checks through the Federal Bureau of Investigation, and may include local criminal records checks through local law enforcement agencies. Such background investigations shall be conducted at the expense of the employing agency or employee.

11.0 Confidentiality of Data - The recipient (or subrecipient at any tier) must comply with all confidentiality requirements of 34 U.S.C. § 10231 and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. The recipient further agrees, as a condition of award approval, to submit a Privacy Certificate in accordance with the requirements of 28 C.F.R. Part 22 and, in particular, 28 C.F.R. 22.23. Privacy Certification forms must be signed by the recipient chief official or an individual with formal, written signature authority for the chief official.

12.0 Conferences and Inspection of Work - Conferences may be held at the request of any party to this agreement. At any time, a representative of the Department, of the U.S. Department of Justice, or the Auditor General of the State of Florida, have the right of visiting the project site to monitor, inspect and assess work performed under this agreement.

13.0 Insurance for Real Property and Equipment - The recipient must, at a minimum, provide the equivalent insurance coverage for real property and equipment acquired or improved with Federal funds as provided to property owned by the non-Federal entity.

14.0 **Flood Disaster Protection Act** - The subrecipient will comply with Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, requiring that the purchase of flood insurance in communities where such insurance is available as a condition of the receipt of any federal financial assistance for construction or acquisition purposes for use in any area that has been identified as an area having special flood hazards.

15.0 **General Appropriations Restrictions** – The recipient must comply with all applicable restrictions on the use of federal funds set out in federal appropriations statutes as set forth in the Consolidated Appropriations Act, 2018.

16.0 **Immigration and Nationality Act** - No public funds will intentionally be awarded to any contractor who knowingly employs unauthorized alien workers, constituting a violation of the employment provisions contained in 8 U.S.C. Section 1324(a), Section 274(A) of the Immigration and Nationality Act ("INA"). The Department shall consider the employment by any contractor of unauthorized aliens a violation of Section 274(A) of the INA. Such violation by the recipient of the employment provisions contained in Section 274(A) of the INA shall be grounds for unilateral cancellation of this contract by the Department.

17.0 **For NCHIP & NARIP: Enhancement of Security** - If funds are used for enhancing security, the recipient must:

1) Have an adequate process to assess the impact of any enhancement of a school security measure that is undertaken on the incidence of crime in the geographic area where the enhancement is undertaken.

2) Conduct such an assessment with respect to each such enhancement; and submit to the Department the aforementioned assessment in its Final Program Report.

18.0 **Personally Identifiable Information Breaches** – The recipient (or subrecipient at any tier) must have written procedures in place to respond in the event of actual or imminent "breach" (OMB M-17-12) if it: 1) creates, collects, uses, processes, stores, maintains, disseminates, discloses, or disposes of "personally identifiable information (PII)" within the scope of an OJP award-funded program or activity, or 2) uses or operates a "federal information system" (OMB Circular A-130). The recipient's breach procedures must include a requirement to report actual or imminent breach of PII to FDLE's Office of Criminal Justice Grants for subsequent reporting to the OJP Program Manager no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.

SECTION II: CIVIL RIGHTS REQUIREMENTS

1.0 **Participant Notification of Non-discrimination** - FDLE does not discriminate on the basis of race, color, religion, national origin, sex, disability or age in the delivery of services, benefits or in employment.

2.0 **Title VI of the Civil Rights Act of 1964** - The recipient or subrecipient at any tier, must comply with all applicable requirements of 28 CFR § 42, specifically including any applicable requirements in Subpart E that relate to an equal employment opportunity program.

Equal Employment Opportunity Certification (EEOC) – The recipient must submit an EEO Certification annually within 120 days of award.

Equal Employment Opportunity Program (EEOP) – The recipient and/or implementing agency must comply with all applicable requirements in 28 C.F.R. §42, Subpart E.

Recipients are advised to use the Office for Civil Rights EEO Reporting Tool to satisfy this condition (https://ojp.gov/about/ocr/eeop.htm).

3.0 **Title IX of the Education Amendments of 1972** - If the recipient operates an education program or activity, the recipient must comply with all applicable requirements of 28 C.F.R. § 54, "Nondiscrimination on the basis of sex in education programs or activities receiving federal financial assistance."

4.0 **Partnerships with Faith-Based and other Neighborhood Organizations** - The recipient or subrecipient at any tier, must comply with all applicable requirements of 28 C.F.R. § 38, "Partnerships with Faith-Based and other Neighborhood Organizations", specifically including the provision for written notice to current or prospective program beneficiaries.

5.0 **Americans with Disabilities Act** - Recipients must comply with the requirements of the Americans with Disabilities Act (ADA), Public Law 101-336, which prohibits discrimination on the basis of disability including provision to provide reasonable accommodations.

6.0 **Section 504 of the Rehabilitation Act of 1973 (28 C.F.R. § 42, Subpart G)** - Recipients must comply with all provisions prohibiting discrimination on the basis of disability in both employment and the delivery of services.

7.0 **Age Discrimination Act of 1975** - Recipients must comply with all requirements in Subpart I of 28 C.F.R. §42 which prohibits discrimination based on age in federally assisted programs.

8.0 **Limited English Proficiency (LEP)** - In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with LEP. FDLE strongly advises recipients to have a written LEP Language Access Plan. For more information visit www.lep.gov.

9.0 **Finding of Discrimination** - In the event a federal or state court or federal or state administrative agency makes, after a due process hearing, a finding of discrimination on the grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to FDLE and to the Office for Civil Rights, Office of Justice Programs.

10.0 **Filing a Complaint** - If the recipient or any of its employees, contractors, vendors, or program beneficiaries has a discrimination complaint, they may file a complaint with the recipient, with FDLE, or with the Office for Civil Rights.

Discrimination complaints may be submitted to FDLE at Office of the Inspector General, Post Office Box 1489, Tallahassee, Florida 32302-1489, or online at info@fdle.state.fl.us. Any discrimination complaints filed with FDLE will be reviewed by FDLE's Inspector General and referred to the Office for Civil Rights, the Florida Commission on Human Relations, or the Equal Employment Opportunity Commission, based on the nature of the complaint.

Discrimination complaints may also be submitted to the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice, 810 7th Street, Northwest, Washington, D.C. 20531, or by phone at (202) 307-0690.

For additional information on procedures for filing discrimination complaints, please visit https://www.fdle.state.fl.us/Grants/Contacts.

11.0 **Retaliation** - In accordance with federal civil rights laws, the recipient shall not retaliate against individuals for taking action or participating in action to secure rights protected by these laws.

12.0 **Non-discrimination Contract Requirements** - Recipients must include comprehensive Civil Rights nondiscrimination provisions in all contracts funded by the recipient.

13.0 **Pass-through Requirements** - Recipients are responsible for the compliance of contractors and other entities to whom they pass-through funds including compliance with all Civil Rights requirements. These additional tier subrecipients must be made aware that they may file a discrimination complaint with the recipient, with FDLE, or with the USDOJ Office for Civil Rights and provided the contact information.

14.0 **Civil Rights Training Requirements** – In accordance with Office of Justice Programs (OJP) requirements, the grant manager of the recipient entity responsible for managing awards from FDLE Office of Criminal Justice Grants, will be required to complete a two part Civil Rights Training and maintain copies of the training certificates within their award files to be provided upon request at monitoring.

SECTION III: FINANCIAL REQUIREMENTS AND RESPONSIBILTY

1.0 **Fiscal Control and Fund Accounting Procedures** - All expenditures and cost accounting of funds shall conform to the DOJ Grants Financial Guide, the 28 C.F.R. § 66, and 2 C.F.R. § 200 as applicable, in their entirety.

Recipients are required to establish and maintain adequate accounting systems and financial records and to accurately account for funds awarded to them. Financial management systems must be able to record and report on the receipt, obligation, and expenditure of award funds. Systems must also be able to accommodate a fund and account structure to separately track receipts, expenditures, assets, and liabilities for awards, programs, and additional tiered subrecipients. The awarded funds may or may not be an interest-bearing account, but any earned interest must be accounted for as program income and used for program purposes before the federal award period end date. Any unexpended interest remaining at the end of the federal award period must be refunded to the Office of Criminal Justice Grants for transmittal to DOJ.

2.0 **Match** - The value or amount of any "non-federal share," "match," or cost-sharing contribution incorporated into the approved budget is part of the "project cost" for purposes of the 2 C.F.R. § 200 Uniform Requirements, and is subject to audit. In general, the rules and restrictions that apply to award funds from federal sources also apply to funds in the approved budget that are provided as "match" or through "cost sharing."

SECTION IV: AWARD MANAGEMENT AND REPORTING REQUIREMENTS

1.0 **Obligation of Funds** - Award funds shall not be obligated prior to the start date, or subsequent to the end date, of the award. Only project costs incurred on or after the effective date, and on or prior to the termination date of the recipient's project are eligible for reimbursement.

2.0 **Use of Funds** – Federal funds may only be used for the purposes in the recipient's approved award agreement.

3.0 **Advance Funding** - Advance funding may be provided to a recipient upon a written request to the Department.

4.0 **Performance Reporting** - The recipient shall submit Monthly or Quarterly Project performance achievements and performance questionnaires to the Department, within fifteen (15) days after the end of the reporting period. Performance reporting must clearly articulate the activities that occurred within the reporting period, including descriptions of major accomplishments, milestones achieved, and/or barriers or delays encountered. Additional information may be required if necessary to comply with federal reporting requirements. Performance achievements and performance questionnaires that are not complete, accurate, and timely may result in sanctions, as specified in Section IV, Award Management and Reporting Requirements.

5.0 **Financial Consequences for Failure to Perform** - In accordance with Section 215.971, Florida Statutes, payments for state and federal financial assistance must be directly related to the scope of work and meet the minimum level of performance for successful completion. If the recipient fails to meet the minimum level of service or performance identified in this agreement, the Department will apply financial consequences commensurate with the deficiency. Financial consequences may include but are not limited to withholding payments or reimbursement until the deficiency is resolved, tendering only partial payment/reimbursement, imposition of other financial consequences according to the Standard Conditions as applicable, and/or termination of contract and requisition of goods or services from an alternate source. Any payment made in reliance on recipient's evidence of performance, which evidence is subsequently determined to be erroneous, will be immediately due to the Department as a refund.

6.0 **Award Amendments** - Recipients must submit an award amendment through the electronic grant management system for major substantive changes such as changes in project activities or scope of the project, target populations, service providers, implementation schedules, and designs or research plans set forth in the approved agreement and for any budget changes that affect a cost category that was not included in the original budget. Amendments are also required when there will be a transfer of 10% or more of the total budget between budget categories, or there is an indirect cost rate category change.

Recipients may transfer up to 10% of the total budget between current, approved budget categories without prior approval as long as the funds are transferred to an existing line item.

Under no circumstances can transfers of funds increase the total budgeted award.

Retroactive (after-the-fact) approval of project adjustments or items not currently in the approved award will only be considered under extenuating circumstances. Recipients who incur costs prior to approval of requested adjustments do so at the risk of the items being ineligible for reimbursement under the award.

All requests for changes, including requests for project period extensions, must be submitted in the electronic grant management system no later than thirty (30) days prior to award expiration date.

7.0 **Financial Expenditures and Reporting** - The recipient shall close the expense reporting period either on a Monthly or Quarterly basis. For any reporting period the recipient is seeking reimbursement, a payment request must also be submitted in the grant management system. Closing of the reporting period and Payment Requests are due thirty (30) days after the end of the reporting period with the exception of the final reporting period.

All project expenditures for reimbursement of recipient costs shall be submitted on the Project Expenditure Report Forms prescribed and provided by the Office of Criminal Justice Grants (OCJG) through the electronic grant management system.

All Project Expenditure Reports shall be submitted in sufficient detail for proper pre-audit and post-audit.

All reports must relate financial data to performance accomplishments.

An expenditure report is not required when no reimbursement is being requested; however, recipients should close the associated reporting period in the electronic grant management system.

Before the "final" Payment Request will be processed, the recipient must submit to the Department all outstanding Performance Achievements and must have satisfied all withholding, special, and monitoring conditions. Failure to comply with the above provisions shall result in forfeiture of reimbursement.

8.0 **Project Income (PGI)** - All income generated as a direct result of a project shall be deemed program income. Program income from asset seizures and forfeitures is considered earned when the property has been adjudicated to the benefit of the plaintiff (i.e., law enforcement entity).

The recipient shall submit a PGI Earnings and Expenditures form in the electronic grant management system as soon as PGI is earned or expended. Prior to expending funds, the recipient shall submit a PGI Spending Request form for OCJG approval. All PGI expenditures must directly relate to the project being funded and must be allowable under the federal award.

Additionally, any unexpended PGI remaining at the end of the federal award period must be submitted to OCJG for transmittal to the Bureau of Justice Assistance.

9.0 **Recipient Integrity and Performance Matters** - Requirement to report information on certain civil, criminal, and administrative proceedings to OCJG, SAM and FAPIIS.

The recipient must comply with any and all applicable requirements regarding reporting of information on civil, criminal, and administrative proceedings connected with (or connected to the performance of) either this award or any other grant, cooperative agreement, or procurement contract from the federal government. Under certain circumstances, recipients of OJP awards are required to report information about such proceedings, through the federal System for Award Management ("SAM"), to the designated federal integrity and performance system ("FAPIIS").

SECTION V: MONITORING AND AUDITS

1.0 **Access to Records** - The Florida Department of Law Enforcement, the Auditor General of the State of Florida, the U.S. Department of Justice, the U.S. Comptroller General or any of their duly authorized representatives, shall have access to books, documents, papers and records of the recipient and contractors for the purpose of audit and examination according to the Financial Guide and the 28 C.F.R. § 66. At any time, a representative of the Department, the U.S. Department of Justice, or the Auditor General of the State of Florida, have the right to visit the project site to monitor, inspect and assess work performed under this agreement.

The Department reserves the right to unilaterally terminate this agreement if the recipient or contractor refuses to allow public access to all documents, papers, letters, or other materials subject to provisions of s. 119, F.S., unless specifically exempted and/or made confidential by operation of s. 119, F.S., and made or received by the recipient or its contractor in conjunction with this agreement.

The recipient will give the awarding agency or the General Accounting Office, through any authorized representative, access to and the right to examine all paper or electronic records related to the financial assistance.

2.0 **Assessments and Evaluations** – The recipient agrees to participate in a data collection process measuring program outputs and outcomes as outline by the Office of Justice Programs. The recipient agrees to cooperate with any assessments, national evaluation efforts, and/or information or data collection requests related to activities under this award.

3.0 **Monitoring** - The recipient agrees to comply with FDLE's award monitoring guidelines, protocols, and procedures; and to cooperate with FDLE on all award monitoring requests, including requests related to desk reviews, enhanced programmatic desk reviews, and/or site visits. The recipient agrees to provide FDLE all documentation necessary to complete monitoring of the award. Further, the recipient agrees to abide by reasonable deadlines set by FDLE for providing requested documents. Failure to cooperate with award monitoring activities may result in sanctions affecting the recipient's award, including, but not limited to: withholding and/or other restrictions on the recipient's access to funds, referral to the Office of the Inspector General for audit review, designation of the recipient as a FDLE High Risk grantee, or termination of award(s).

4.0 **Property Management** - The recipient shall establish and administer a system to protect, preserve, use, maintain and dispose of any property furnished to it by the Department or purchased pursuant to this agreement according to federal property management standards set forth in the DOJ Grants Financial Guide, 28 C.F.R. § 66, 2 C.F.R. §200.313. This obligation continues as long as the recipient retains the property, notwithstanding expiration of this agreement.

5.0 **Award Closeout -** Award Closeout will be initiated by the Department after the final payment request has been processed. The final payment request must be submitted within sixty (60) days of the end date of the award. All performance achievements and performance questionnaires must be completed before the award can be closed.

6.0 **High Risk Recipients -** If a recipient is designated "high risk" by a federal award-making agency, currently or at any time during the course of the period of performance under this award, the recipient must disclose that fact and certain related information to FDLE's OCJG. For purposes of this disclosure, high risk includes any status under which a federal awarding agency provides additional oversight due to the recipient's past performance, or other programmatic or financial concerns with the recipient. The recipient's disclosure must include the following: 1. The federal awarding agency that currently designates the recipient high risk, 2. The date the recipient was designated high risk, 3. The high-risk point of contact at that federal awarding agency (name, phone number, and email address), and 4. The reasons for the high-risk status, as set out by the federal awarding agency.

7.0 **Imposition of Additional Requirements** - The recipient agrees to comply with any additional requirements that may be imposed by OCJG during the period of performance for this award if the recipient is designated as "high risk" for purposes of the DOJ high-risk list.

8.0 **Retention of Records** - The recipient shall maintain all records and documents for a minimum of five (5) years from the date of the final financial statement and be available for audit and public disclosure upon request of duly authorized persons. The recipient shall comply with State of Florida General Records Schedule GS1-SL for State and Local Government Agencies:
https://fldoswebumbracoprod.blob.core.windows.net/media/703328/gs1-sl-2020.pdf.

9.0 **Disputes and Appeals** - The Department shall make its decision in writing when responding to any disputes, disagreements, or questions of fact arising under this agreement and shall distribute its response to all concerned parties. The recipient shall proceed diligently with the performance of this agreement according to the Department's decision. If the recipient appeals the Department's decision, the appeal also shall be made in writing within twenty-one (21) calendar days to the Department's clerk (agency clerk). The recipient's right to appeal the Department's decision is contained in § 120, F.S., and in procedures set forth in Rule 28-106.104, Florida Administrative Code. Failure to appeal within this time frame constitutes a waiver of proceedings under Chapter 120, F.S.

10.0 **Failure to Address Audit Issues** - The recipient understands and agrees that FDLE's OCJG may withhold award funds, or may impose award conditions or other related requirements, if (as determined by OCJG) the recipient does not satisfactorily and promptly address outstanding issues from audits required by the 2 C.F.R. § 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews.

11.0 **Single Annual Audit** - Recipients that expend $750,000 or more in a year in total federal award funding shall have a single audit or program-specific audit conducted for that year. The audit shall be performed in accordance with the OMB 2 C.F.R. § 200 Subpart F – Audit Requirements and other applicable federal law. The contract for this agreement shall be identified in the Schedule of Federal Financial Assistance in the subject audit. The contract shall be identified as federal funds passed through the Florida Department of Law Enforcement and include the contract number, CFDA number, award amount, contract period, funds received and disbursed. When applicable, the recipient shall submit an annual financial audit that meets the requirements of 2 C.F.R. § 200 Subpart F, "Audit Requirements" s. 215.97, F.S., "Florida Single Audit Act" and Rules of the Auditor General, Chapter 10.550, and Chapter 10.650, "Local Governmental Entity Audits" and "Florida Single Audit Act Audits Nonprofit and For-Profit Organizations."

A complete audit report that covers any portion of the effective dates of this agreement must be performed and submitted to the Federal Audit Clearinghouse within the earlier of thirty (30) calendar days after receipt of the auditor's report(s), or nine (9) months after the end of the audit period. Submissions must include required elements described in Appendix X to 2 C.F.R. § 200 on the specified form (Form SF-SAC).

Records shall be made available upon request for a period of five (5) years from the date the audit report is issued, unless extended in writing by the Department.

Recipients that expend less than $750,000 in federal awards during a fiscal year are exempt from the Single Audit Act audit requirements for that fiscal year. In this case, written notification, in the form of the "Certification of Audit Exemption" form, shall be provided to the Department by the Chief Financial Officer, or designee, that the recipient is exempt. This notice shall be provided to the Department no later than March 1 following the end of the fiscal year.

SECTION VI: AWARD PROCUREMENT AND COST PRINCIPLES

1.0 **Procurement Procedures** - Recipients must have written procedures for procurement transactions. Procedures must conform to applicable Federal law and the standards in 2 C.F.R. §§ 200.318-326.

This condition applies to agreements that OCJG considers to be a procurement "contract", and not a second-tier award.

The details of the advance approval requirement to use a noncompetitive approach in a procurement contract under this award are posed on the OJP website at https://ojp.gov/funding/Explore/NoncompetitiveProcurement.htm.

Additional information on Federal purchasing guidelines can be found in the Guide to Procurements Under DOJ Grants and Cooperative agreements at https://ojp.gov/funding/Implement/Resources/GuideToProcurementProcedures.pdf.

2.0 **Cost Analysis** - A cost analysis must be performed by the recipient if the cost or price is at or above the $35,000 acquisition threshold and the contract was awarded non-competitively in accordance with s. 216.3475, F.S. The recipient must maintain records to support the cost analysis, which includes a detailed budget, documented review of individual cost elements for allowability, reasonableness, and necessity. See also: Reference Guide for State Expenditures.

3.0 **Allowable Costs** - Allowance for costs incurred under the award shall be determined according to the general principles and standards for selected cost items set forth in the DOJ Grants Financial Guide, 28 C.F.R. § 66, "Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments", and 2 CFR Subpart E, "Cost Principles".

4.0 **Unallowable Costs** - Payments made for costs determined to be unallowable by either the Federal awarding agency, or the Department, either as direct or indirect costs, must be refunded (including interest) to FDLE and the Federal Government in accordance with instructions that determined the costs are unallowable unless state or Federal statute or regulation directs otherwise. See also 2 C.F.R. §§ 200.300-309.

5.0 **Unmanned Aircraft Systems (UAS)** – The recipient agrees that no funds under this award (including via subcontract or subaward, at any tier) may be used for unmanned aircraft systems (UAS), which includes unmanned aircraft vehicles (UAV), or for any accompanying accessories to support UAS.

6.0 **Facial Recognition Technology (FRT)** - In accepting this award, the recipient agrees that grant funds cannot be used for Facial Recognition Technology (FRT) unless the recipient has policies and procedures in place to ensure that the FRT will be utilized in an appropriate and responsible manner that promotes public safety, and protects privacy, civil rights, and civil liberties and complies with all applicable provisions of the U.S. Constitution, including the Fourth Amendment's protection against unreasonable searches and seizures and the First Amendment's freedom of association and speech, as well as other laws and regulations. Recipients utilizing funds for FRT must make such policies and procedures available to DOJ upon request.

7.0 **Body Armor** - Ballistic-resistant and stab-resistant body armor purchased with award funds may be purchased at any threat level, make or model, from any distributor or manufacturer, as long as the body armor has been tested and found to comply with applicable National Institute of Justice ballistic or stab standards, and is listed on the NIJ Compliant Body Armor Model List. In addition, ballistic-resistant and stab-resistant body armor purchased must be made in the United States and must be uniquely fitted, as set forth in 34 U.S.C. 10202(c)(1)(A). The latest NIJ standard information and the NIJ Compliant Body Armor List may be found by following the links located on the NIJ Body Armor page: https://nij.ojp.gov/topics/equipment-and-technology/body-armor.

8.0 **Indirect Cost Rate** - A recipient that is eligible to use the "de minimis" indirect cost rate described in 2 C.F.R. § 200.414(f), and elects to do so, must advise OCJG in writing of both its eligibility and its election, and must comply with all associated requirements in the 2 C.F.R. § 200 and Appendix VII.

9.0 **Sole Source** - If the project requires a non-competitive purchase from a sole source, the recipient must complete the Sole Source Justification for Services and Equipment Form and submit to OCJG upon application for pre-approval. If the recipient is a state agency and the cost meets or exceeds $250,000, the recipient must also receive approval from the Florida Department of Management Services (DMS) (s. 287.057(5), F.S.). Additional details on the sole source requirement can be found at 2 C.F.R. § 200 and the DOJ Grants Financial Guide.

10.0 **Personnel Services** - Recipients may use award funds for eligible personnel services including salaries, wages, and fringe benefits, including overtime in accordance with the DOJ Grants Financial Guide Section 3.9 - Compensation for Personal Services, consistent with the principles set out in 2 C.F.R. § 200, Subpart E and those permitted in the federal program's authorizing legislation. Recipient employees should be compensated with overtime payments for work performed in excess of the established work week and in accordance with the recipient's written compensation and pay plan.

Documentation - Charges for salaries, wages, and fringe benefits must be supported by a system of internal controls providing reasonable assurance that charges are accurate, allowable, and properly allocated. Documentation supporting charges must be incorporated into the official records of the organization.

Charges made to the Personnel Budget Category must reasonably reflect the total time and activity for which the employee is compensated by the organization and cover both federally funded and all other activities. The records may include the use of subsidiary records as defined in the organization's written policies. Where award recipients work on multiple award programs or cost activities, documentation must support a reasonable allocation or distribution of costs among specific activities or cost objectives.

Federal funds may not be used to pay cash compensation (salary plus bonuses) to any employee of the award recipient at a rate that exceeds 110% of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System for that year. An award recipient may compensate an employee at a higher rate, provided the amount in excess of the compensation limitation is not paid with federal funds.

11.0 **Contractual Services** - The recipient must maintain written standards of conduct covering conflicts of interest and governing the actions of its employees engaged in the selection, award and administration of contracts as described in 2 C.F.R. § 200.318, General procurement.

Requirements for Contractors of Recipients - The recipient assures the compliance of all contractors with the applicable provisions of Title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended 34 U.S.C. § 10101 et seq.; the provisions of the current edition of the DOJ Grants FinancialGuide(https://ojp.gov/financialguide/doj/pdfs/DOJ_FinancialGuide.pdf); and all other applicable federal and state laws, orders, circulars, or regulations. The recipient must pass-through all requirements and conditions applicable to the federal award to any subcontract. The term "contractor" is used rather than the term "vendor" and means an entity that receives a contract as defined in 2 C.F.R. § 200.22, the nature of the contractual relationship determines the type of agreement.

Approval of Consultant Contracts - Compensation for individual consultant services must be reasonable and consistent with that paid for similar services in the marketplace. The Federal awarding agency and pass-through entity must review and approve in writing all consultant contracts prior to employment of a consultant when the individual compensation rate exceeds $650 (excluding travel and subsistence costs) per eight-hour day, or $81.25 per hour. A detailed justification must be submitted to and approved by FDLE, who will coordinate written approval of the Federal awarding agency, prior to recipient obligation or expenditures of such funds. Approval shall be based upon the contract's compliance with requirements found in the Financial Guide Section 3.6 Consultant Rates, 28 C.F.R. § 66, and applicable state statutes. The Department's approval of the recipient agreement does not constitute approval of individual consultant contracts or rates. If consultants are hired through a competitive bidding process (not sole source), the $650 threshold does not apply.

12.0 **FFATA Reporting Requirements** - Recipients that enter into awards of $30,000 or more should review the Federal Funding Accountability and Transparency Act of 2006 (FFATA), website for additional reporting requirements at https://ojp.gov/funding/Explore/FFATA.htm.

13.0 **Travel and Training** - The cost of all travel shall be reimbursed according to the recipient's written travel policy. If the recipient does not have a written travel policy, cost of all travel will be reimbursed according to State of Florida Travel Guidelines § 112.061, F.S. Any foreign travel must obtain prior written approval from the Federal awarding agency and pass-through entity.

14.0 **Expenses Related to Conferences, Meetings, Trainings, and Other Events** - Award funds requested for meetings, retreats, seminars, symposia, events, and group training activities and related expenses must receive written pre-approval from the Federal awarding agency and pass-through entity and comply with all provisions in 2 C.F.R. § 200.432 and DOJ Grants Financial Guide Section 3.10; Conference Approval, Planning, and Reporting. Award applications requesting approval for meeting, training, conference, or other event costs must include a completed Conference & Events Submission Form for approval prior to obligating award funds for these purposes.

15.0 **Training and Training Materials** – Any training or training materials that has been developed or delivered with award funding under this award must adhere to the OJP Training Guiding Principles for Grantees and Subgrantees, available at www.ojp.gov/funding/ojptrainingguidingprinciples.htm.

16.0 **Publications, Media, Websites, and Patents Ownership of Data and Creative Material** - Ownership of material, discoveries, inventions, and results developed, produced, or discovered subordinate to this agreement is governed by the terms of the DOJ Grants Financial Guide, 28 C.F.R. §§ 66, and 200.315.

Publication or Printing of Materials - Publication costs for electronic and print media, including distribution, promotion, and general handling are allowable. If these costs are not identifiable with a particular direct cost objective, it should be allocated as indirect costs. Publication includes writing, editing, and preparing the illustrated material (including videos and electronic mediums).

Recipients must request pre-approval in writing for page charges for professional journal publications. All publication materials must comply with provisions in 2 C.F.R. § 200.461 and DOJ Grants Financial Guide, Section 3.9; Allowable Costs – Publication.

Recipients must submit for review and approval one (1) copy of any written materials to be published, including web-based materials and website content, to be paid under this award at least thirty (30) days prior to the targeted dissemination date.

All electronic and print materials paid under this award must contain the following statements identifying the federal award:

"This project was supported by Award No. ***[Federal Award Number]*** *awarded by the* ***[Bureau of Justice Assistance/Bureau of Justice Statistics]****, Office of Justice programs. The opinions, findings, and conclusions or recommendations expressed in this publication/program/exhibition are those of the authors and do not necessarily reflect the views of the Department of Justice or grant-making component."*

Websites - Any website funded in whole or in part under this award must include the same statement above on the home page, on all major entry pages (i.e., pages (exclusive of documents) whose primary purpose is to navigate the user to interior content), and on any pages from which a visitor may access or use a web-based service, including any pages that provide results or outputs from the service. The full text of the statement must be clearly visible on the home page. On other pages, the statement may be included through a link, entitled "Notice of Federal Funding and Federal Disclaimer," to the full text of the statement.

Patents - Recipients are subject to applicable regulations governing patents and inventions, including government wide regulations issued by the Department of Commerce (37 C.F.R. § 401 and 2 C.F.R. § 200.315(c)).

Recipients must promptly and fully report to FDLE and the Federal awarding agency if any program produces patentable items, patent rights, processes, or inventions, in the course of work sponsored under this award.

17.0 For NCHIP & NICS: Purchase of Automated Fingerprint Identification System (AFIS) - AFIS equipment purchased under this award must conform to the American National Standards Institute (ANSI) Standard, "Data Format for the Interchange of Fingerprint, Facial & Other Biometric Information" (ANSI/NIST-ITL 1-2007 PART 1) and any other applicable standards set forth by the Federal Bureau of Investigation (FBI).

18.0 Information Technology Projects

Criminal Intelligence Systems - The recipient agrees that any information technology system funded or supported by the Office of Justice Programs funds will comply with 28 C.F.R. § 23, Criminal Intelligence Systems Operating Policies, if the Office of Justice Programs determines this regulation to be applicable. Should the Office of Justice Programs determine 28 C.F.R. § 23 to be applicable, the Office of Justice Programs may, at its discretion, perform audits of the system, as per 28 C.F.R. § 23.20(g). Should any violation of 28 C.F.R. § 23 occur, the recipient may be fined as per 42 U.S.C. § 3789g(c)-(d). The recipient may not satisfy such a fine with federal funds.

The recipient understands and agrees that no awarded funds may be used to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography. In doing so the recipient agrees that these restrictions will not limit the use of awarded funds necessary for any federal, state, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecutions, or adjudication activities.

State IT Point of Contact - The recipient must ensure that the State IT Point of Contact receives written notification regarding any information technology project funded by this award during the obligation and expenditures period. This is to facilitate communication among local and state governmental entities regarding various information technology projects being conducted with these award funds. In addition, the recipient must maintain an administrative file documenting the meeting of this requirement. For a list of State IT Points of Contact, go to https://it.ojp.gov/technology-contacts.

The State IT Point of Contact will ensure the recipient's project follows a statewide comprehensive strategy for information sharing systems that improve the functioning of the criminal justice system, with an emphasis on integration of all criminal justice components, law enforcement, courts, prosecution, corrections, and probation and

parole.

Interstate Connectivity - To avoid duplicating existing networks or IT systems in any initiatives funded by the Bureau of Justice Assistance for law enforcement information sharing systems which involve interstate connectivity between jurisdictions, such systems shall employ, to the extent possible, existing networks as the communication backbone to achieve interstate connectivity, unless the recipient can demonstrate to the satisfaction of the Bureau of Justice Assistance that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.

19.0 **Interoperable Communications Guidance** - Recipients using funds to support emergency communications activities must comply with the current SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications. Emergency communications activities include the purchase of Interoperable Communications Equipment and technologies such as voice-over-internet protocol bridging or gateway devices, or equipment to support the build out of wireless broadband networks in the 700 MHz public safety band under the Federal Communications Commission (FCC) Waiver Order. SAFECOM guidance can be found at https://www.dhs.gov/publication/funding-documents.

Recipients interested in developing a public safety broadband network in the 700 MHz band in their jurisdictions must adhere to the technical standards set forth in the FCC Waiver Order, or any succeeding FCC orders, rules, or regulations pertaining to broadband operations in the 700 MHz public safety band. The recipient shall also ensure projects support the Statewide Communication Interoperability Plan (SCIP) and are fully coordinated with the full-time Statewide Interoperability Coordinator (SWIC). If any future regulatory requirement (from the FCC or other governmental entity) results in a material technical or financial change in the project, the recipient should submit associated documentation, and other material, as applicable, for review by the SWIC to ensure coordination. Recipients must provide a listing of all communications equipment purchased with award funding (plus the quantity purchased of each item) to FDLE once items are procured during any periodic programmatic progress reports.

20.0 **Global Standards Package** - In order to promote information sharing and enable interoperability among disparate systems across the justice and public safety community, OJP requires the recipient to comply with DOJ's Global Justice Information Sharing Initiative (DOJ's Global) guidelines and recommendations for this particular award. Recipient shall conform to the Global Standards Package (GSP) and all constituent elements, where applicable, as described at https://it.ojp.gov/gsp. Recipient shall document planned approaches to information sharing and describe compliance to the GSP and appropriate privacy policy that protects shared information, or provide detailed justification for why an alternative approach is recommended.

21.0 **Prohibition on Certain Telecommunications and Video Surveillance Services or Equipment** – In accordance with the requirements as set out in 2 C.F.R. § 200.216, recipients are prohibited from obligating or expending award funds to:

1) Procure or obtain;
2) Extend or renew a contract to procure or obtain;
3) Enter into a contract to procure or obtain equipment, services, or systems that use telecommunications equipment or services as a substantial or essential component of any system, or as critical technology as part of any system, produced by Huawei Technologies Company or ZTE Corporation (or a subsidiary or affiliate of such entities).

22.0 **Unreasonable Restrictions on Competition** - This condition applies with respect to any procurement of property or services funded (in whole or in part) by this award, by the recipient (or subrecipient at any tier), and regardless of the dollar amount of the purchase or acquisition, the method of procurement, or the nature of any legal instrument used. The provisions of this condition must be among those included in any subaward (at any tier).

1) Consistent with the (DOJ) Part 200 Uniform Requirements -- including as set out at 2 C.F.R. 200.300 and 200.319(a) – Recipient (or subrecipient at any tier) may (in any procurement transaction) discriminate against any person or entity on the basis of such person or entity's status as an "associate of the federal government" (or on the basis of such person or entity's status as a parent, affiliate, or subsidiary of such an associate), except as expressly set out in 2 C.F.R. 200.319(a) or as specifically authorized by USDOJ.
2) Monitoring of compliance with the requirements of this condition will be conducted by FDLE.
3) The term "associate of the federal government" means any person or entity engaged or employed (in the past or at present) by or on behalf of the federal government -- as an employee, contractor or subcontractor (at any tier), award recipient or -subrecipient (at any tier), agent, or otherwise -- in undertaking any work, project, or activity for or on behalf of (or in providing goods or services to or on behalf of) the federal government, and includes any applicant for such employment or engagement, and any person or entity committed by legal instrument to undertake any such work, project, or activity (or to provide such goods or services) in future.

4) Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, or any person or other entity, to violate any federal law, including any applicable civil rights or nondiscrimination law.

23.0 Non-Disclosure Agreements - No recipient or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

24.0 Confidential Funds and Confidential Funds Certificate - A signed certification that the Project Director or Implementing Agency Chief Official has read, understands, and agrees to abide by all conditions for confidential funds outlined in Section 3.12 of the DOJ Grants Financial Guide is required for all projects that involve confidential funds. The signed certification must be submitted at the time of award application. Confidential Funds certifications must be signed by the recipient Chief Official or an individual with formal, written signature authority for the Chief Official.

Prior to the reimbursement of expenditures for confidential funds, the recipient must compile and maintain a CI Funds Tracking Sheet to record all disbursements under the award. The completed form must be submitted with the payment request for OCJG review.

25.0 For JAG: Task Force Training Requirement - The recipient agrees that within 120 days of award, each current member of a law enforcement task force funded with these funds who is a task force commander, agency executive, task force officer, or other task force member of equivalent rank, will complete required online (internet-based) task force training. The training can be accessed https://www.centf.org/CTFLI/.

All current and new task force members are required to complete this training once during the life of the award, or once every four years if multiple awards include this requirement. This training addresses task force effectiveness as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability.

When FDLE awards funds to support a task force, the recipient must compile and maintain a task force personnel roster along with course completion certificates.

26.0 For NCHIP and NARIP: Protective Order Systems - Any system developed with funds awarded under this cooperative agreement will be designed to permit interface with the National Protective Order file maintained by the FBI.

27.0 For PREA: PREA Audits - Recipients using funds, in whole or in part, to conduct PREA audits must utilize a DOJ certified PREA auditor who must abide by all applicable requirements in the DOJ PREA Auditor Handbook.

SECTION VII: ADDITIONAL REQUIREMENTS

1.0 **Environmental Protection Agency's (EPA) list of Violating Facilities** - The recipient assures that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the Program Purpose are not listed on the EPA's list of Violating Facilities and that it will notify the Department of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.

2.0 **National Environmental Policy Act (NEPA)** - The recipient agrees to assist FDLE in complying with the NEPA, the National Historic Preservation Act, and other related federal environmental impact analyses requirements in the use of award funds by the recipient. This applies to the following new activities whether or not they are being specifically funded with these award funds. That is, it applies as long as the activity is being conducted by the recipient or any third party and the activity needs to be undertaken in order to use these award funds. Accordingly, the recipient agrees to first determine if any of the following activities will be funded by the award, prior to obligating funds for any of these purposes.

If it is determined that any of the following activities will be funded by the award, the recipient agrees to contact FDLE OCJG.

1) New construction;
2) Any renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain; a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;

3) A renovation, lease, or any other proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size;
4) Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or educational environments; and
5) Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

The recipient understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or an Environmental Impact Statement, as directed by the Bureau of Justice Assistance. The recipient further understands and agrees to the requirements for implementation of a Mitigation Plan, as detailed by the Department of Justice at https://www.bja.gov/Funding/nepa.html, for programs relating to methamphetamine laboratory operations.

3.0 **National Historic Preservation Act** – The Act will assist the Department (if necessary) in assuring compliance with section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. § 470), Ex. Order 11593 (identification and protection of historic properties), the Archeological and Historical Preservation Act of 1974 (16 U.S.C. § 469 a-1 et seq.), and the National Environmental Policy Act of 1969 (42 U.S.C. § 4321).

4.0 **Human Research Subjects** – The recipient agrees to comply with the requirements of 28 C.F.R. part 46 and all Office of Justice Programs policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

5.0 **Disclosures**

Conflict of Interest - The recipient and implementing agency will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain. Recipients must disclose in writing any potential conflict of interest to FDLE (the non-federal pass-through entity).

Violations of Criminal Law - The recipient must disclose all violations of state or federal criminal law involving fraud, bribery or gratuity violations potentially affecting the award.

6.0 **Uniform Relocation Assistance and Real Property Acquisitions Act** - The recipient will comply with the requirements of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. § 4601 et seq.), which govern the treatment of persons displaced as a result of federal and federally-assisted programs.

7.0 **Limitations on Government Employees Financed by Federal Assistance** - The recipient will comply with requirements of 5 U.S.C. §§ 1501-08 and §§ 7321-26, which limit certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.

8.0 **Funds to Association of Community Organizations for Reform Now (ACORN) Unallowable** - Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or award to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OJP.

9.0 **Text Messaging While Driving** - Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), and §316.305, F.S., the recipient is encouraged to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

10.0 **DNA Testing of Evidentiary Materials and Upload of DNA Profiles to a Database** - If award funds are used for DNA testing of evidentiary materials, any resulting eligible DNA profiles must be uploaded to the Combined DNA Index System (CODIS), by a government DNA lab with access to CODIS. No profiles generated with award funding may be entered into any other non-governmental DNA database without prior express written approval from BJA. Award funds may not be used for the purchase of DNA equipment and supplies unless the resulting DNA profiles may be accepted for entry into CODIS. Booking agencies should work with their state CODIS agency to ensure all requirements are met for participation in Rapid DNA (see National Rapid DNA Booking Operational Procedures Manual).

11.0 **Forensic Genealogy Testing** – Recipients utilizing award funds for forensic genealogy testing must adhere to the United States Department of Justice Interim Policy Forensic Genealogical DNA Analysis and Searching and must

collect and report the metrics identified in Section IX of the document to the Bureau of Justice Assistance. For more information, visit https://www.justice.gov/olp/page/file/1204386/download.

12.0 **Environmental Requirements and Energy** - For awards in excess of $100,000, the recipient must comply with all applicable standards, orders, or requirements issued under section 306 of the Clean Air Act (42 U.S.C 85), section 508 of the Clean Water Act (33 U.S.C. 1368), Executive Order 11738, and Environmental Protection Agency regulations (40 CFR 1). The recipient must comply with mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act (Pub. L. 94-163, 89 Stat. 871), if any.

13.0 **Other Federal Funds** - The recipient agrees that if it currently has an open award of federal funds or if it receives an award of federal funds other than this award, and those awards have been, are being, or are to be used, in whole or in part, for one or more of the identical cost items for which funds are being provided under this award, the recipient will promptly notify, in writing the grant manager for this award, and, if so requested by OCJG seek a budget modification or change of project scope amendment to eliminate any inappropriate duplication of funding.

14.0 **Trafficking in Persons** - The recipient must comply with applicable requirements pertaining to prohibited conduct relating to the trafficking of persons, whether on the part of recipients, recipients or individuals defined as "employees" of the recipient. The details of the recipient and recipient obligations related to prohibited conduct related to trafficking in persons are incorporated by reference and posted at https://ojp.gov/funding/Explore/ProhibitedConduct-Trafficking.htm.

15.0 **Requirement of the Award; Remedies for Non-Compliance or for Materially False Statements:** Any materially false, fictitious, or fraudulent statement to the Department related to this award (or concealment or omission of a material fact) may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001, 1621, and/or 34 U.S.C. § 10272), and also may lead to imposition of civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. §§ 3729-3730 and 3801-3812).

Should any provision of a requirement of this award be held to be invalid or unenforceable by its terms, that provision shall first be applied with a limited construction so as to give it the maximum effect permitted by law. Should it be held, instead, that the provision is utterly invalid or unenforceable; such provision shall be deemed severable from this award.

16.0 **Employment Eligibility Verification for Hiring Under This Award** – The recipient must ensure that as part of the hiring process for any position that is or will be funded (in whole or in part) with award funds, the employment eligibility of the individual being hired is properly verified in accordance with the provisions of 8 U.S.C. 1324a(a)(1) and (2).

1) All persons who are or will be involved in activities under this award must be made aware of the requirement for verification of employment eligibility, and associated provisions of 8 U.S.C. 1324a(a)(1) and (2) that make it unlawful in the United States to hire (or recruit for employment) certain aliens.
2) The recipient must provide training (to the extent necessary) to those persons required by this condition to be notified of the requirement for employment eligibility verification and the associated provisions of 8 U.S.C. 1324a(a)(1) and (2).
3) As part of the recordkeeping requirements of this award, the recipient must maintain records of all employment eligibility verifications pertinent to compliance with this condition and in accordance with I-9 record retention requirements, as well as pertinent records of notifications and trainings.
4) Monitoring of compliance with the requirements of this condition will be conducted by FDLE.
5) Persons who are or will be involved in activities under this award includes any and all recipient officials or other staff who are or will be involved in the hiring process with respect to an award funded position under this award.
6) For the purposes of satisfying this condition, the recipient may choose to participate in, and use E-Verify (www.e-verify.gov), provided an appropriate person authorized to act on behalf of the recipient entity uses E-Verify to confirm employment eligibility for each position funded through this award.
7) Nothing in this condition shall be understood to authorize or require any recipient, or any person or other entity, to violate federal law, including any applicable civil rights or nondiscrimination law.
8) Nothing in this condition, including paragraph vi., shall be understood to relieve any recipient, or any person or other entity, of any obligation otherwise imposed by law, including 8 U.S.C. 1324a(a)(1) and (2).

17.0 **Determination of Suitability to Interact with Minors** – This condition applies if it is indicated in the application for award (at any tier) that a purpose of some or all of the activities to be carried out under the award is to benefit a set of individuals under 18 years of age.

The recipient (or subrecipient at any tier), must make determinations of suitability before certain individuals may interact with participating minors. The requirement applies regardless of an individual's employment status.

The details of this requirement are posted on the OJP website at https://ojp.gov/funding/Explore/Interact-Minors.htm.

18.0 **Restrictions and Certifications Regarding Non-Disclosure Agreements and Related Matters** - No recipient under this award, or entity that receives a procurement contract with funds under this award, may require an employee to sign an internal confidentiality agreement that prohibits the reporting of waste, fraud, or abuse to an investigative or law enforcement representative authorized to receive such information.

The foregoing is not intended, to contravene requirements applicable to classified information. In accepting this award, the recipient:

1) Has not required internal confidentiality agreements or statements from employees or contractors that currently prohibit reporting waste, fraud, or abuse;
2) Certifies that, if it learns that it is or has been requiring its employees or contractors to execute agreements that prohibit reporting of waste, fraud, or abuse, it will immediately stop any further obligations of award funds, will provide prompt written notification to OCJG, and will resume such obligations only if expressly authorized to do so by OCJG.
3) Will comply with requirements of 5 U.S.C. §§ 1501-08 and 7321-26, which limit certain political activities of state or local government employees whose principal employment is in connection with an activity financed in whole or in part by federal assistance.

19.0 **Safe Policing and Law Enforcement** – Recipients that are state, local, college or university law enforcement agencies must be in compliance with the safe policing certification requirement outlined in Executive Order 13929. For detailed information on this certification requirement, see https://cops.usdoj.gov/SafePolicingEO.

20.0 **For JAG: Extreme Risk Protection Programs –** Recipients using funds for Extreme Risk Protection programs must include, at a minimum: pre-deprivation and post-deprivation due process rights that prevent any violation or infringement of the Constitution of the United States, including but not limited to the Bill of Rights, and the substantive or procedural due process rights guaranteed under the Fifth and Fourteenth Amendments to the Constitution of the United States, as applied to the States, and as interpreted by State courts and United States courts (including the Supreme Court of the United States). Such programs must include, at the appropriate phase to prevent any violation of constitutional rights, at minimum, notice, the right to an in-person hearing, an unbiased adjudicator, the right to know opposing evidence, the right to present evidence, and the right to confront adverse witnesses; the right to be represented by counsel at no expense to the government; pre-deprivation and post-deprivation heightened evidentiary standards and proof which mean not less than the protections afforded to a similarly situated litigant in Federal court or promulgated by the State's evidentiary body, and sufficient to ensure the full protections of the Constitution of the United States, including but not limited to the Bill of Rights, and the substantive and procedural due process rights guaranteed under the Fifth and Fourteenth Amendments to the Constitution of the United States, as applied to the States, and as interpreted by State courts and United States courts (including the Supreme Court of the United States). The heightened evidentiary standards and proof under such programs must, at all appropriate phases to prevent any violation of any constitutional right, at minimum, prevent reliance upon evidence that is unsworn or unaffirmed, irrelevant, based on inadmissible hearsay, unreliable, vague, speculative, and lacking a foundation; and penalties for abuse of the program.

21.0 **For RSAT: State Alcohol and Drug Abuse Agency** - The recipient will coordinate the design and implementation of treatment programs with the State alcohol and drug abuse agency or any appropriate local alcohol and drug abuse agency, especially when there is an opportunity to coordinate with initiatives funded through the Justice Assistance Grant (JAG) program.

22.0 **For RSAT: Drug Testing** - The recipient will implement or continue to require urinalysis or other proven reliable forms of testing of individuals in correctional residential substance abuse treatment programs. Such testing shall include individuals released from residential substance abuse treatment programs who remain in the custody of the State.

23.0 **For RSAT: Opioid Abuse and Reduction** - The recipient understands and agrees that, to the extent that substance abuse treatment and related services are funded by this award, they will include needed treatment and services to address opioid abuse and reduction.

24.0 **For RSAT: Data Collection** - The recipient agrees that award funds may be used to pay for data collection, analysis, and report preparation only if that activity is associated with federal reporting requirements. Other data collection, analysis, and evaluation activities are not allowable uses of award funds.

25.0 **For PSN: Coordination with U.S. Attorney and PSN Task Forces** - The recipient agrees to coordinate the project with the U.S. Attorney and Project Safe Neighborhoods Task Force(s) for the respective U.S. Attorney Districts covered by the award. The recipient also is encouraged to coordinate with other community justice initiatives and other ongoing, local gun prosecution and law enforcement strategies.

26.0 For PSN: Media-related Outreach - The recipient agrees to submit to OCJG for review and approval by DOJ, any proposal or plan for PSN media-related outreach projects.

27.0 For NCHIP & NARIP: Coordination and Compatibility with Systems - In accordance with federal award conditions, recipient agrees all activities supported under this award must:

1) Be coordinated with Federal, State, and local activities relating to homeland security and presale firearm checks.
2) Ensure criminal justice information systems designed, implemented, or upgraded with NCHIP or NARIP funds are compatible, where applicable, with the National Incident-Based Reporting System (NIBRS), the National Crime Information Center system (NCIC 2000), the National Criminal Instant Background Check System (NICS), the Integrated Automated Fingerprint Identification System (IAFIS), and applicable national, statewide or regional criminal justice information sharing standards and plans.
3) Intend to establish or continue a program that enters into the National Crime Information Center (NCIC) records of: (a) Protection orders for the protection of persons from stalking or domestic violence; (b) Warrants for the arrest of persons violating protection orders intended to protect victims from stalking or domestic violence; and (c) Arrests or convictions of persons violating protection orders intended to protect victims from stalking or domestic violence.

CONSENT AGENDA ITEM 302

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

Reconstruction of TLBD South Fountain

SUMMARY

In June of 2023 there was a catastrophic failure in the existing fountain basin which caused it to crack and drain rendering it inoperable. Following the failure staff began procuring subject matter experts to diagnose cause of failure; this diagnosis included the following:

- Dewatering of site
- Core samples
- Reconstruction engineering based on findings

Once staff received engineered drawings ITB #05-24-02 LH was generated to procure construction services for repairs. There were no responses to the ITB. Staff was able to obtain quotes by calling qualified construction companies directly to request proposals. After proposals were received the information for cost was presented to the TLBD board for consideration. The TLBD board recommended the city move forward with the repairs. These repairs include; installing structural steel and pouring a new basin, replumbing, new equipment vault, new pumps and new electrical. Total cost for these repairs is 274,508.00. This total consists of proposed work from two different vendors. The proposed cost for each vendor is $117,440.00 for Pump Repair Services Inc. and $157,068.00 for B&G Custom Concrete. B&G Custom Concrete is requesting a 50% down payment in order to commence work. For reference copies of each of the proposals have been attached to this agenda item.

FUNDING SOURCE

The total cost of repairs is $274,508.00 of which $212,267.40 will be reimbursed to the city via an insurance settlement. To date the city has received $169,814.40 from insurance for the cost of reconstruction. An additional $42,453.60 is anticipated to be received upon completion of construction. The remaining balance of $62,240.60 will be covered through available fund balance in the Tuscawilla maintenance fund. No monies from the city's general fund will be used for the project.

RECOMMENDATION

Staff recommends The City Commission approve expenditure of $274,508 to repair the Tuscawilla south entrance fountain. Additionally staff recommends authorizing the Interim City Manager and City Attorney prepare and execute any and all documents consistent with this agenda item.

Pump Repair Services

Steven Perry 407-625-5499
steven.pumprepairservices@gmail.com
925 E Sandpiper St.
Apopka, FL. 32712

Estimate

Date	Estimate #
7/19/2024	19003155

Name / Address
Parks/Recreation & Facilities Director (407) 327-7580 Att: Leonard Hartman 1126 East State Road 434 Winter Springs, Florida 32708 lhartman@winterspringsfl.org

Project

Description	Qty	Rate	Total
Tuscawilla falls and fountain rehab proposal: Pump systems *Demo existing everything outside of the pool area include water lines, pumps, feeders, floats and all other misc equipment. *Remove underground equipment vault for re-construction. *Estimated time to a completed, working pump system = 10-14 days *All water line connections should be accessible from the outside of the pool area. *We will need to use the VFD's as low water/ low pressure safety features. The pool surface is being raised 6" leaving floats and/or switches less than effective. *All water lines / ditches will be dug to minimum 16" + deep and have gravel packed bottoms up to required water line depth to avoid sagging over time. *All chlorine based pumps or flow-through chlorine distributors should be located "outside" of the equipment vault to lessen the over time rusting and/ or decay of newly installed equipment from chlorine vapors. *All /any chlorine based pumps, distributor's and / or chlorine storage tanks and /or compartments should be installed outside of the equipment vault. Preferably a chlorine / chemical pump and storage tank to be located near the waterfall area. *The chlorine injection may be able to be installed in the supply line to the water fall so the chlorine can be distributed equally in the pool, the waterfall will mix the water and chlorine however, if a circulating pump is used it should be installed outside of the equipment vault. *All equipment installed will be new and of industrial quality and will have a 1 year manufacture warranty. *We are not responsible for damage done to ground, grass, plants ect. due to heavy or light duty equipment.			
		Total	

Pump Repair Services

Steven Perry 407-625-5499
steven.pumprepairservices@gmail.com
925 E Sandpiper St.
Apopka, FL. 32712

Estimate

Date	Estimate #
7/19/2024	19003155

Name / Address
Parks/Recreation & Facilities Director (407) 327-7580 Att: Leonard Hartman 1126 East State Road 434 Winter Springs, Florida 32708 lhartman@winterspringsfl.org

Project

Description	Qty	Rate	Total
Small equipment rental/excavator and other necessary pieces such as, trench plates, use for demo, ditches, recovery and re-installation purposes, ect. include transport to and from the job site.		12,200.00	12,200.00
*Remove and rebuild vault to like new condition. Use 1/2" pressure treated plywood, cover with fiberglass and resin 3x's. Use inverted bolts, Build or rebuild hinged lid. A new vault will take 3-4 months to receive from the date of order. To rebuild the existing vault will take 5-7 day's from time of retrieval.		12,600.00	12,600.00
Vault will be equipped and re-installed with (2) "20" HP 600 - 800 GPM / 0 -100+ PSI centrifugal circulating / transfer pumps. One pump will deliver for the fountains, the other for the water fall.	2	17,400.00	34,800.00
(2) 20 HP VFD pump controllers	2	7,300.00	14,600.00
(2) 5" butterfly type gate valves w / fitting packages	2	2,300.00	4,600.00
(2) 8-10" high speed dryer fans	2	900.00	1,800.00
(1) 85 GPM floated type sump pump in case of equipment leaks	1	3,040.00	3,040.00
(1) whole vault wiring harness w/ panel and individual equipment breakers. Use existing power supply lines	1	8,000.00	8,000.00
Equipment accessories to plumb from pump's through the vault wall (waterproofed) use IP steel fittings, extenders and bushings. Use stainless bolt packages and chlorine resistant rubber gaskets		14,000.00	14,000.00
		Total	

Pump Repair Services

Steven Perry 407-625-5499
steven.pumprepairservices@gmail.com
925 E Sandpiper St.
Apopka, FL. 32712

Estimate

Date	Estimate #
7/19/2024	19003155

Name / Address
Parks/Recreation & Facilities Director (407) 327-7580 Att: Leonard Hartman 1126 East State Road 434 Winter Springs, Florida 32708 lhartman@winterspringsfl.org

Project

Description	Qty	Rate	Total
Provide and install SCH 40 (white) PVC piping of adequate diameter from pool skimmers to 20 HP waterfall and fountain pumps. Install return lines of adequate diameter back to the pool features. Include all miscellaneous fittings to create manifolds that will provide equal suction and flow rate to discharge as needed from each skimmer and/or return to feature's The job site will be kept clean and free from hazardous situations. All cut and/or unneeded material will be removed daily. New or unused material will be neatly stacked in a designated area and taped off as a restricted area. This proposal includes service, material and labor		11,800.00	11,800.00
		Total	$117,440.00

B&G Custom Concrete
- Orlando Pool Decks -

Building the Future, Restoring the Past

4225 Orange Ave., Sanford, Florida 32773

PROPOSAL PREPARED FOR:

PROPOSAL PREPARED ON: 7/9/2024

Name: City of Winter Springs
Phone: (407) 327-7580
Email: LHartman@winterspringsfl.org; RMaddox@winterspringsfl.org
Address: 1126 East State Road 434
Winter Springs, Florida 32708

PROJECT ADDRESS:

Fountain - Tuskawilla

SCOPE OF SERVICE TO INCLUDE:

▪ Pressure wash interior of fountain with 4500PSI pressure wash ▪ Chip away any loose material to interior of fountain ▪ Acid wash interior of fountain ▪ Apply bond coat to interior of fountain ▪ Install rebar dowel rods, with epoxy, to interior floor and wall of fountain ▪ Install rebar grid to freshly installed rebar dowel rods into interior of floor and walls of fountain ▪ Rabar grid is to be No. 3 rebar on 12inch centers ▪ Pour and finish new interior floor and wall to existing fountain ○ New fountain floor is to be 6 inches thick with 4000 PSI concrete with commercial grade fiber ▪ Install 3 new pool skimmers ▪ Repour new coping around lower level of fountain ▪ Install new red brick, as needed, to match existing fountain bricks ▪ Apply bond coat to newly poured concrete floor ▪ Apply new quarts finish to interior of fountain – Color: Super Blue ▪ Clean area and leave in good order ▪ B and G Concrete is responsible for all labor and materials	**TOTAL:** $157,068.00

To accept this quotation, please sign here and return:

X_____ Date: _____

*This is a proposal based on the scope of service referenced above. Should there be any changes and/or additions made prior to completion, your job cost could be subject to change. Please feel free to reach us at 321-377-5474 or bandgconcrete@gmail.com with any additional questions.

*Payments made via credit card or debit card will incur a 3.5% processing fee

CONSENT AGENDA ITEM 303

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

Storm Sewer Pipe Repair - 1563 Carrington Avenue

SUMMARY

Install a resin impregnated felt tube pipe liner into the host 24-inch CIPP and cure in place in accordance with ASTM-F1216. Includes a pre/post video. The damaged pipe, located at 1563 Carrington Avenue, will be repaired by FLOTECH for a total fee of $80,088.02.

FUNDING SOURCE

Funding for the required pipe repair will be from Third Generation Sales Tax revenue.

RECOMMENDATION

Staff requests approval from Commission for FLOTECH to repair a storm sewer pipe located 1563 Carrington Avenue in the amount not to exceed $80,088.02.

Winter Springs - 1563 Carrington Ave - CIPP Repair

City of Winter Springs

Kevin Monser
kmmonser@winterspringsfl.org
(407) 327-6567

Reference: 20240809-135738699
Quote created: August 9, 2024
Quote expires: September 8, 2024
Quote created by: Luis Ferre
Business Development Associate
luis.ferre@flotechllc.com
+17862028723

Comments from Luis Ferre

Project Owner Information

Project Owner: City of Winter Springs

Project/Contract: Number: N/A

Project Name: SW Relining FY24 (Stormwater Relining FY24)

Project General Contractor: N/A

Project County: Seminole

Region: Central

Job-site Address: 1563 Carrington Ave, Winter Springs, FL 32708

Onsite Point of Contact: Kevin Mosner

Maps/Plans Provided: [Yes]

Technical Specifications: ASTM F1216-22, NASSCO PACP

Certified Payroll Applicable: [No]

Heavy Construction Wage Applicable: [No]

Deliverables Instruction: NASSCO certified PACP report will be provided along with video logs as final deliverables

Billing Instructions: Include PO# in each invoice.

AP / Billing contact email: kmmonser@winterspringsfl.org

Scope of Work: 24" CIPP, 292 LF. Install a resin impregnated felt tube pipe liner into the host pipe, and cure in place, in accordance with ASTM F-1216. Includes pre / post video inspection.

Flotech Environmental is a certified SBE, DBE, MBE, CBE company.

Products & Services

Item & Description	Quantity	Unit Price	Total
24" Diameter Pipe Lining, 10.5mm Finished Thickness LF.	292	$264.00	$77,088.00
24" Pipe Diameter By-Pass / Pumping / Dewatering Where Needed EA.	1	$0.01	$0.01
MOT: Local Roads LS.	1	$0.01	$0.01
Mobilization Price for MOB where the SOW is priced greater than$25,000 LS	1	$3,000.00	$3,000.00

One-time subtotal	$80,088.02
Total	**$80,088.02**

Purchase terms

Above pricing is based on project information and plans as provided by Client, and assumed site conditions.

Assumptions:
The work area for which the services are requested are in suitable condition to allow for the activities which are usual and customary for the services requested without undue risk to the Contractors equipment or personnel, unless otherwise described by the Owner in writing.

Change Orders:
Should it be found during initial investigation and/or during the course of performance that conditions are different than those which are typical and customary and outside of the assumptions listed above, the Contractor may negotiate a reasonable change in terms.

Disclaimer:
Cleaning and CCTV inspection work shall conform to current NASSCO-PACP standards:

If in the course of normal cleaning operations damage results from preexisting and unforeseen conditions such as broken pipe, the Contractor will not be held responsible. If, during the inspection operation, the television camera will not pass through the entire manhole section, the Contractor shall set up his equipment so that the inspection can be performed from the opposite manhole. If, again, the camera fails to pass through the entire manhole section, the inspection shall be considered complete, noted as Survey Abandoned and no additional inspection will be required.

An hourly standby rate of $770 will apply for any issues that delay production outside of Flotech Environmental's control.

Cancellation Notice:
Cancellations prior to 2:00 PM for our crews will result in a charge of $5,000, with the exception of immediate weather conditions impeding our ability to work or jeopardizing our crew's safety.

Payment:
Flotech will invoice at the completion of each weekly billing period and payment must be made within Thirty (30) days from the date of the invoice. Should payment not be received within 30 days of service, service may be interrupted until payment is received. Any balance remaining after 30 days will be assessed a 1.5% monthly finance charge. In the event of any action to collect unpaid invoices, Client and/or managing corporation, and/or entity shall be liable to Flotech or its assignee for all costs of collection, including but not limited to attorney's fees and costs, including any costs of litigation relating to such collection and including the collection amount.

ACCEPTANCE OF PROPOSAL / SIGN & RETURN:

Signature

Before you sign this quote, an email must be sent to you to verify your identity. Find your profile below to request a verification email.

Kevin Monser
kmmonser@winterspringsfl.org

[sig|req|signer1]

Questions? Contact me

Luis Ferre
Business Development Associate
luis.ferre@flotechllc.com
+17862028723

Flotech Environmental, LLC
657 South Dr.
Suite 401
Miami Springs, FL 33166
United States

CONSENT AGENDA ITEM 304

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

Storm Sewer Pipe Repair - 648 Alton Road

SUMMARY

Install a resin impregnated felt tube pipe liner into the host 24-inch CIPP, and cure in place, in accordance with ASTM F-1216. Includes pre/post video inspection. The repairs are proposed by FLOTECH in the amount of $83,520.02.

FUNDING SOURCE

Funding the required storm sewer repair is from Third Generation Sales Tax revenue.

RECOMMENDATION

Staff requests approval from Commission for FLOTECH to repair a damaged 24" storm sewer pipe at 648 Alton Road not to exceed the cost of $83,520.02

Winter Springs - 648 Alton Rd - CIPP Repair

City of Winter Springs

Kevin Monser
kmmonser@winterspringsfl.org
(407) 327-6567

Reference: 20240809-181148072
Quote created: August 9, 2024
Quote expires: September 8, 2024
Quote created by: Luis Ferre
Business Development Associate
luis.ferre@flotechllc.com
+17862028723

Comments from Luis Ferre

Project Owner Information

Project Owner: City of Winter Springs

Project/Contract: Number: N/A

Project Name: SW Relining FY24 (Stormwater Relining FY24)

Project General Contractor: N/A

Project County: Seminole

Region: Central

Job-site Address: 648 Alton Rd, Winter Springs, FL 32708

Onsite Point of Contact: Kevin Mosner

Maps/Plans Provided: [Yes]

Technical Specifications: ASTM F1216-22, NASSCO PACP

Certified Payroll Applicable: [No]

Heavy Construction Wage Applicable: [No]

Deliverables Instruction: NASSCO certified PACP report will be provided along with video logs as final deliverables

Billing Instructions: Include PO# in each invoice.

AP / Billing contact email: kmmonser@winterspringsfl.org

Scope of Work: 24" CIPP, 305 LF. Install a resin impregnated felt tube pipe liner into the host pipe, and cure in place, in accordance with ASTM F-1216. Includes pre / post video inspection.

Flotech Environmental is a certified SBE, DBE, MBE, CBE company.

Products & Services

Item & Description	Quantity	Unit Price	Total
24" Diameter Pipe Lining, 10.5mm Finished Thickness LF.	305	$264.00	$80,520.00
24" Pipe Diameter By-Pass / Pumping / Dewatering Where Needed EA.	1	$0.01	$0.01
MOT: Local Roads LS.	1	$0.01	$0.01
Mobilization Price for MOB where the SOW is priced greater than$25,000 LS.	1	$3,000.00	$3,000.00

One-time subtotal	$83,520.02
Total	**$83,520.02**

Purchase terms

Above pricing is based on project information and plans as provided by Client, and assumed site conditions.

Assumptions:
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Change Orders:
Should it be found during initial investigation and/or during the course of performance that conditions are different than those which are typical and customary and outside of the assumptions listed above, the Contractor may negotiate a reasonable change in terms.

Disclaimer:
Cleaning and CCTV inspection work shall conform to current NASSCO-PACP standards:

If in the course of normal cleaning operations damage results from preexisting and unforeseen conditions such as broken pipe, the Contractor will not be held responsible. If, during the inspection operation, the television camera will not pass through the entire manhole section, the Contractor shall set up his equipment so that the inspection can be performed from the opposite manhole. If, again, the camera fails to pass through the entire manhole section, the inspection shall be considered complete, noted as Survey Abandoned and no additional inspection will be required.

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ACCEPTANCE OF PROPOSAL / SIGN & RETURN:

Signature

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kmmonser@winterspringsfl.org

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Questions? Contact me

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Business Development Associate
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Miami Springs, FL 33166
United States

PUBLIC HEARINGS AGENDA ITEM 400

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

First Reading of Ordinance 2024-11: EAR-Based Amendments to the City's Comprehensive Plan

SUMMARY

Municipalities are required by Florida Statutes to evaluate their comprehensive plan at least every seven (7) years to determine if plan amendments are necessary to bring the comprehensive plan into compliance with state requirements. Staff has worked with Inspire Placemaking Collective over the past several months to draft proposed amendments to the City's comprehensive plan in order for the plan to comply with state requirements. The main changes include adding the minimum ten (10) year planning period, removing outdated policies, and removing policy cross references (as they were mostly inaccurate and outdated). Inspire Placemaking Collective will make a brief presentation of the proposed changes and answer any questions. This first reading of Ordinance 2024-11 is the Transmittal Hearing, which allows staff to transmit the proposed EAR-based amendments to the State for review.

FUNDING SOURCE

RECOMMENDATION

Staff recommends that the City Commission hold a Public Hearing and approve the First Reading and Transmittal of Ordinance 2024-11.

ORDINANCE NO. 2024-11

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, SEMINOLE COUNTY, FLORIDA, SETTING FORTH AMENDMENTS TO THE CITY OF WINTER SPRINGS COMPREHENSIVE PLAN BASED ON THE CITY'S EVALUATION AND APPRAISAL OF THE COMPREHENSIVE PLAN PURSUANT TO SECTION 163.3191, FLORIDA STATUTES; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; INCORPORATION INTO THE COMPREHENSIVE PLAN; LEGAL STATUS OF THE COMPREHENSIVE PLAN AMENDMENTS; SEVERABILITY; AND AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature intends that local planning be a continuous and ongoing process; and

WHEREAS, section 163.3161, et. seq., Florida Statutes, established the Community Planning Act; and

WHEREAS, consistent with the Community Planning Act, the City Commission has adopted the City of Winter Springs Comprehensive Plan; and

WHEREAS, as required by section 163.3191, Florida Statutes, the City has conducted an evaluation of its Comprehensive Plan to determine if plan amendments are necessary to reflect changes in state requirements since the last update of the City's Comprehensive Plan, which is required to be evaluated at least once every seven (7) years to assess the progress of implementing the City's Comprehensive Plan; and

WHEREAS, the City Commission, after considering the Local Planning Agency's review, comments, and recommendations for amendments to the Comprehensive Plan, desires to adopt the amendments set forth herein; and

WHEREAS, the City Commission of the City of Winter Springs, Florida, hereby finds this Ordinance to be in the best interests of the public health, safety, and welfare of the citizens of Winter Springs.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS HERBY ORDAINS, AS FOLLOWS:

Section 1. Recitals. The foregoing recitals are true and correct and are fully incorporated herein by this reference.

Section 2. Authority. This Ordinance is adopted in compliance with, and pursuant to, the Community Planning Act, Sections 163.3184 and 163.3191, Florida Statutes.

Section 3. **Purpose and Intent.** The purpose and intent of this Ordinance is to adopt amendments to the City's Comprehensive Plan as set forth herein, which are based on the City's evaluation and appraisal of the Comprehensive Plan conducted pursuant to Section 163.3191, Florida Statutes.

Section 4. **Adoption of Text Amendments to the Comprehensive Plan.** The Winter Springs Comprehensive Plan is hereby amended only as specifically enumerated and set forth in the following Exhibits:

- **Exhibit 1** – Future Land Use Element
- **Exhibit 2** – Multimodal Transportation Element
- **Exhibit 3** – Housing Element
- **Exhibit 4** – Infrastructure Element
- **Exhibit 5** – Conservation Element
- **Exhibit 6** – Recreation & Open Space Element
- **Exhibit 7** – Public School Facilities Element
- **Exhibit 8** – Intergovernmental Coordination Element
- **Exhibit 9** – Capital Improvements Element

The above **Exhibits 1-9** are attached hereto and fully incorporated herein by this reference. (Underlined type indicates additions and ~~strikeout~~ type indicates deletions). It is intended that the text in the Comprehensive Plan not specifically enumerated and set forth in **Exhibits 1-9** shall remain unchanged from the language existing prior to adoption of this Ordinance, except where expressly noted.

Section 5. **Transmittal to the Department of Commerce.** The City Manager or their designee is hereby designated to sign a letter transmitting the adopted Comprehensive Plan Amendments to the Florida Department of Commerce for state coordinated review and to any other agency or local government providing timely comments, in accordance with Section 163.3184(4), Florida Statutes.

Section 6. **Repeal of Prior Inconsistent Ordinances and Resolutions.** All prior inconsistent ordinances and resolutions adopted by the City Commission of the City of Winter Springs, or parts of ordinances and resolutions in conflict herewith, are hereby repealed to the extent of the conflict.

Section 7. **Severability.** If any section, subsection, sentence, clause, phrase, word, or provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.

Section 8. **Incorporation into the Comprehensive Plan.** Upon the effective date of the Comprehensive Plan Amendments adopted by this Ordinance, said Amendments shall be

incorporated into the City of Winter Springs Comprehensive Plan and any section or paragraph, number or letter, and any heading or subheading may be changed or modified as necessary to effectuate the foregoing.

Section 9. Effective Date and Legal Status of the Plan Amendment. The effective date of the Comprehensive Plan Amendments adopted by this Ordinance shall be pursuant to the state land planning agency's notice of intent. If timely challenged, an amendment does not become effective until the state land planning agency or the Administration Commission enters a final order determining the adopted amendment to be in compliance as defined in section 163.3184, Florida Statutes. No development orders, development permits, or land use dependent on these Amendments may be issued or commenced before it has become effective. If a final order of noncompliance is issued by the Administration Commission, the Amendments may nevertheless be made effective by adoption a resolution affirming its effective status. After and from the effective date of these Amendments, the Comprehensive Plan Amendments set forth herein shall amend the City of Winter Springs Comprehensive Plan and become a part of that plan, and the Amendments shall have the legal status of the City of Winter Springs Comprehensive Plan, as amended.

ADOPTED by the City Commission of the City of Winter Springs, Florida, in a regular meeting assembled on the _____ day of _____, 2024.

_____
Kevin McCann, Mayor

ATTEST:

_____
Christian Gowan, City Clerk

Approved as to legal form and sufficiency for
the City of Winter Springs only:

_____
Anthony A. Garganese, City Attorney

Transmittal Hearing: _____
Adoption Hearing: _____
Effective Date: _____

EXHIBIT 1

FUTURE LAND USE ELEMENT

CHAPTER I
FUTURE LAND USE ELEMENT

A. GOALS, OBJECTIVES AND POLICIES

GOAL 1: *Quality of Life.* To ensure that the character, magnitude, and location of all land uses provides a system for orderly growth and development (as defined in sections 163.3221 and 380.04, Florida Statutes) that achieves a balanced, natural, energy efficient, and economic environment, and enhances the quality of life of all residents throughout and beyond the 2035 ~~2030~~ planning horizon.

Objective 1.1: *Land Use Categories and Future Land Use Map - ~~2030~~2035.* The City shall maintain regulations for land use categories and a Future Land Use Map - ~~2030~~ 2035 (Map I-1) to ensure the coordination of future land uses with existing and adjacent land uses. ~~(Ord. 2012-05)~~

Policy 1.1.1: *Land Use Categories.* Identify appropriate locations for the following land use categories:

Land Use Categories	**Maximum Density/Intensity**
Rural Residential	1.0 dwelling unit/gross acre
Low Density Residential	1.1 - 3.5 dwelling units/gross acre
Medium Density Residential	3.6 - 9.0 dwelling units/gross acre
High Density Residential	9.1 - 21.0 dwelling units/gross acre
Commercial	0.5 floor area ratio
Mixed Use	Up to 12.0 dwelling units per gross acre or 1.0 floor area ratio
Town Center District	Subject to the Town Center District Code
Greeneway Interchange District	Up to 21.0 dwelling units per gross acre or 1.0 floor area ratio (The 1.0 FAR can be exceeded through the use of development bonuses, but the total FAR shall not exceed 2.0.)
Industrial	0.5 floor area ratio
Public/Semi-Public	0.5 floor area ratio
Recreation and Open Space	0.25 floor area ratio
Conservation	Development not Permitted
Conservation Overlay	Not Applicable

Policy 1.1.2: *Density/Intensity.* Adopt maximum densities and intensities for each land use category based on gross acreage, which encourage economic development while protecting the natural environment as indicated in the above table. Gross acreage is defined as, the total acreage within a parcel of land.

Policy 1.1.3: *Zoning Districts*. Adopt a zoning matrix which establishes zoning districts that correspond to specific land use categories and defines allowable densities and intensities in each zoning district.

Policy 1.1.4: *Innovative Design*. Encourage energy-efficient and innovative land use patterns (such as, multimodal horizontally and vertically integrated mixed use development, cluster development, low impact development, LEED, Green Globes, Florida Green Building Coalition standards, and other such environmentally- friendly development practices).

Policy 1.1.5: *Housing Diversity*. Identify on the Future Land Use Map - ~~2030~~2035, locations for a variety of residential land uses to accommodate a mix of housing unit types.

Policy 1.1.6: *Accessory Dwelling Units*. Allow on a case by case basis, as a conditional use in single family dwelling zoning districts, Accessory Dwelling Units which adhere to strict design guidelines. ~~(Cross Reference: See Housing Element, Policy 1.4.6 and 2.4.7)~~

Policy 1.1.7: *Recreation and Open Space*. Restrict impervious area on lands designated as Recreation and Open Space to a maximum of 25%, to ensure their protection, proper development and future public use and benefit.

Policy 1.1.8: *Conservation Overlay*. Consider land that is designated with a Conservation Overlay as potentially containing wildlife habitat areas, hydric soils/wetlands, special vegetative communities, public water well radii of 500-feet, 100-year flood plain areas, and other areas subject to environmental or topographic constraints. Condition approval of Conservation Overlay areas on the following:

- Determine the suitability of development prior to issuance of any development approval.
- Do not consider the Conservation Overlay area as the exact boundary of the conservation area, but rather, an indicator of a potential conservation area. Require the exact boundary to be determined by a qualified professional at the expense of the developer.
- Do not consider the Conservation Overlay area as all inclusive. Consider other areas that meet the definition of conservation areas but that do not fall within the Conservation Overlay boundary, as being subject to the same scrutiny.
- Subject development approval to the findings of an Environmental Impact Study. Protect natural resources discovered as a result of the required Environmental Impact Study. Require the Environmental Impact Study to be prepared by a qualified professional, who will analyze the natural

functions of eco-systems and connectivity of resource corridors. Require a conservation easement and subsequent Conservation land use designation to protect the functions of natural resources. Allow mitigation on a case by case basis through the appropriate reviewing agencies.

- Consider an area within the Conservation Overlay area as developable if all mitigation requirements have been met, and apply the underlying land use identified on the Future Land Use Map ~~–~~ 2035 ~~2030~~.
- Allow a change from Conservation Overlay to a Conservation land use designation without State approval if the area is already shown as Conservation Overlay on the Future Land Use Map - ~~2030~~2035.
- Encourage any property in a Conservation Overlay area to undergo the planned unit development procedure which includes site specific plan approval and the clustering of density to protect these areas.

Objective 1.2: ***Natural Resource Protection.*** The City shall maintain land development regulations that protect natural resources (such as, groundwater, surface water, flood plain, wildlife habitat, wetlands and other vegetative communities) from the impact of development. Additionally, the City will limit development in areas that have inadequate soils, topography or other constraints, to protect public health and welfare.

Policy 1.2.1: *Resource Protection.* Explore the feasibility of a resource protection ordinance, which would provide incentives for developers to minimize impervious surfaces. ~~(Cross Reference: See Infrastructure Element, Policy 5.1.2 and Conservation Element, Policy 1.2.3)~~

Policy 1.2.2: *Potable Water.* Do not issue development orders unless it can be determined that adequate potable water supplies and facilities are available. ~~(Cross Reference: See Infrastructure Element, Policy 2.3.3)~~

Policy 1.2.3: *Septic Tanks.* Discourage the use of septic tanks within the City, to prevent potential soil and groundwater contamination and coordinate with the County to limit septic tank permits. Do not permit septic tanks within 75-feet of water bodies, within the 100-year flood plain, or within jurisdictional wetlands.

Policy 1.2.4: Sewer. Require by ordinance that all previously developed properties connect to central sewer when it becomes available and their system has been determined to be detrimental to the health, safety, and welfare of the general public. Require residential and commercial development and redevelopment to connect to or extend the central sewer system to provide service to their development, except for single family residential that includes only one or two lots. ~~(Cross Reference: See Infrastructure Element, Policy 1.4.1)~~

Policy 1.2.5: *Septic/Soils.* ~~Complete a study by 2012~~The City shall identify ~~that identifies~~ all existing development that is utilizing septic systems on unsuitable soils. If available, pursue grant funding to retrofit these developments and connect them to the central system. ~~(Cross Reference: See Infrastructure Element, Policy 1.4.2)~~

Policy 1.2.6: *Wellheads.* Prohibit new development within 500-feet of a wellhead, consistent with the Florida Department of Environmental Protection (FDEP) Standards.

Policy 1.2.7: *Flood Plain.* Maintain a flood plain management ordinance which includes the development standards required for participation in the National Flood Insurance Program and require that new construction or substantial improvement of any structure have the lowest floor elevated to eighteen (18) inches above the established 100-year flood elevation. (~~Cross Reference: See Infrastructure Element, Policy 4.3.2)~~

Policy 1.2.8: *Stormwater.* Maintain stormwater management requirements in the Code of Ordinances which provide specific standards for the design of on site stormwater systems, as well as strategies and measures to minimize untreated runoff into Lake Jesup and other natural water bodies.

Policy 1.2.9: *Stormwater Master Plan.* Do not issue development orders unless the proposed development is determined to be in compliance with the City's Stormwater Master Plan.

Policy 1.2.10: *Environmental Study.* Utilize the Conservation Overlay map, as well as, the natural vegetative map, FEMA, USGS Soil Conservation Service and the *Hydric Soils of Florida Handbook* to identify properties which have potential development constraints based upon hydric soils, wetland vegetation, flood hazard potential or other topographic constraints, and, if necessary, require an Environmental Impact Study.

Policy 1.2.11: *Conservation Easements.* Place areas determined to need protection through the Environmental Impact Study process into a permanent conservation easement prior to final development order approval.

Policy 1.2.12: *Lake Buffers/Fill.* Require a minimum upland lake buffer of fifty (50) feet. Do not allow land disturbing activities within the buffer except for the nonmechanized removal of exotic invasive plant species. Prohibit permanent structures within the lake buffer, except for limited piers and decks. Retain existing trees and native vegetation to the greatest extent possible. Prohibit fill from being placed in lakes, except as permitted by applicable state, regional and federal agencies.

Policy 1.2.13: *Wetlands*. Delineate wetlands on the site plan according to FDEP, SJRWMD, or USACOE definitions, whichever standard is more restrictive. Wetlands shall mean those areas established as jurisdiction by the above agencies.

Policy 1.2.14: *Wetland Buffers*. Require wetland buffers as stipulated in the Conservation Element of the City's Comprehensive Plan.

Objective 1.3: *Concurrency*. The City shall ensure that future development is provided essential services and facilities at acceptable standards by incorporating the following policies into the site plan review process and the City's concurrency management system.

Policy 1.3.1: *Level of Service (LOS) and Mobility Standards*. Review all development and redevelopment proposals to determine their specific impacts on current LOS and mobility standards. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.3.2: *Determination*. Deny a development order if a proposed development will result in a degradation of the adopted LOS, unless it can be demonstrated that sufficient improvements will be in place concurrent with the impacts of such development to maintain the adopted minimum LOS standard. Transportation QLOS, however, as a result of the citywide Transportation Concurrency Exception Area (TCEA) designation shall be used for monitoring purposes, in order to identify where multimodal improvements are needed, and not for development approvals based on capacity. ~~(Cross Reference: See Future Land Use Element, Goal 6 et seq. and Multimodal Transportation Element, Policy 1.11.1) (Ord. 2010-18; 10-25-10)~~

Policy 1.3.3: *Improvements*. Continue to seek fiscal resources to make improvements necessary to accommodate growth and infill development while maintaining services and facilities at adopted standards and mobility strategies. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.3.4: *Future Land Use Map Amendments*. Support proposed future land use map amendments with data and analysis demonstrating that adequate water supplies and associated public facilities will be available to meet the projected growth demands. ~~(Cross Reference: See Capital Improvement Element, Policies 1.7.4 and 1.75)~~

Objective 1.4: *Discourage Urban Sprawl and Encourage Redevelopment*. The City will limit the proliferation of urban sprawl and encourage redevelopment and revitalization of blighted areas.

Policy 1.4.1: *Redevelopment Plans*. Create redevelopment or small area plans to identify and establish redevelopment opportunities. ~~(Cross Reference: See Housing Element, Policy 2.4.4)~~

Policy 1.4.2: *Higher Density Infill*. Encourage the efficient use of land with compatible infill and higher density and intensity development within

the Town Center ~~and the U.S. 17-92 CRA Corridor~~. Higher density development shall be directed to the Town Center ~~CRA~~ to promote revitalization of underutilized property through redevelopment and reinvestment with access to the existing fixed transit route, which provides critical connection with SunRail. Minimize adverse impacts to adjacent established residential neighborhoods thro

ugh site layout, orientation of buildings, and a transition of densities. ~~(Cross Reference: See Housing Element, Policy 1.1.8) (Ord. 2010-18, 10-25-10)~~

Policy 1.4.3: *Public Services and Facilities.* Work to ensure the availability of public services and facilities to accommodate development in the Town Center and Greeneway Interchange District.

Policy 1.4.4: *Redevelopment Visioning Workshop(s).* Hold visioning workshop(s) to discuss specific issues that may impede infill and redevelopment activities consistent with the land uses and densities indicated in this plan, in situations that will not jeopardize public health, safety or welfare.

Policy 1.4.5: *S.R. 434 Overlay.* Implement the S.R. 434 overlay corridor design standards to encourage infill development that is appropriate for the character of the neighborhoods adjacent to this corridor. Allow a vertical mix of uses to promote a live-work environment.

Policy 1.4.6: *S.R. 434 Crosstown Bus Route.* Implement as feasible, bicycle and pedestrian connections to the new S.R. 434 Crosstown bus route. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.5.17 and 1.6.7)~~

Policy 1.4.7: *Partnerships for Housing Rehabilitation.* Continue to partner with agencies which work to rehabilitate existing deteriorated housing and neighborhoods.

Policy 1.4.8: *Deteriorated Areas.* Target areas of blight or otherwise deteriorated areas for special consideration through a redevelopment plan and pursue available federal, state, county and local funds for redevelopment. ~~(Cross Reference: See Housing Element, Policy 2.4.1~~)

Policy 1.4.9: *Seminole Economic Enhancement District (SEED) areas.* Continue to maintain, support, and implement the Seminole Economic Enhancement District (SEED) areas adopted by Resolution 2008-36, Resolution 2008- 37, and Resolution 2008-38, as may be amended from time to time.

~~**Policy 1.4.10:** *U.S. 17-92 CRA.* Continue to support the efforts of the Community Redevelopment Agency and the implementation of the US 17-92 Corridor Redevelopment Master Plan recommendations, as amended from time to time. (Ord. 2010-18, 10-25-10)~~

Objective 1.5: *Land Use Compatibility*. Future development must be consistent with the adopted Future Land Use Map - ~~2030~~2035. Encourage the elimination of nonconforming structures and uses through the adoption of appropriate land development regulations.

Policy 1.5.1: *Inconsistencies.* Do not approve proposed land use amendments which are inconsistent with the character of the community or inconsistent with adjacent future land uses.

Policy 1.5.2: *Nonconforming Structures.* Continue to prohibit the repair or rehabilitation of nonconforming structures that are abandoned, damaged (even if by natural causes), or decayed, based on requirements established in the City's land development regulations. Nonconforming structures satisfying said requirements shall be demolished.

Policy 1.5.3: *Redevelopment/Infill Development.* Identify acceptable locations, priorities and implementation strategies for potential and compatible infill development and redevelopment. Address residential, commercial and live-work or mixed use opportunities. Follow-up these efforts with any needed amendments to the Comprehensive Plan, Future Land Use Map - 2035~~2030~~, and/or Code of Ordinances as well as enhancements to the vacant parcel map and database illustrating infill development and redevelopment opportunities. Consider providing incentives for infill development and redevelopment that support the City's targeted program priorities.

Policy 1.5.4: *Conversions.* Support the transition or conversion of older residential homes fronting onto arterial roadways, to a live–work or commercial use, by reducing the required development standards when appropriate, while maintaining compatibility and protecting adjacent neighborhood uses. ~~(Cross Reference: See Housing Element, Policy 2.4.9~~)

Policy 1.5.5: *Buffers.* Buffer residential areas from intensive commercial and industrial land uses. Locate less intensive transitional uses in between, or buffer with berms, trees, or other methods, as deemed appropriate by the City.

Policy 1.5.6: *Landscape Buffers.* Establish a landscape ordinance that further defines requirements for adequate buffering between incompatible uses.

Policy 1.5.7: *Compatibility.* Maintain site design requirements and subdivision regulations in the Code of Ordinances which adequately address the impacts of new development on adjacent properties in all land use categories and zoning districts and which encourage property owners to make property upgrades which enhance and increase property values. ~~(Cross Reference: See Housing Element, Policy 2.2.11~~)

Policy 1.5.8: *Adverse Uses*. Implement through the adoption of the City's land development regulations, lands designated "Industrial" on the Future Land Use Map - ~~2030~~ 2035 to also serve as an area to locate authorized land uses and activities which could have adverse secondary effects (e.g. increased crime; neighborhood deterioration and blight; property devaluation; economic deterioration; health risks; and other adverse effects) on residential areas, religious institutions, schools, parks, day care centers, and other public institutions located within the City.

Policy 1.5.9: *Adult Entertainment*. Adult entertainment establishments and sexually oriented businesses shall be strictly limited to lands designated "Industrial" on the Future Land Use Map - ~~2030~~2035. The City Commission may adopt joint planning agreements with Seminole County and other neighboring cities to jointly coordinate the location of adult entertainment establishments and sexually oriented businesses.

Objective 1.6: ***Transportation/Land Use Compatibility.*** The City will ensure that population densities, housing types, employment patterns, and land uses are consistent with the transportation modes and services proposed to serve these areas. In support of the establishment of a citywide Transportation Concurrency Exception Area (TCEA), the City adopts mobility strategies to enhance transportation options and to enable a reduction of vehicle miles traveled. ~~(Cross Reference: See Future Land Use Element, Goal 6 et seq.) (Ord. 2010-18; 10-25-10~~)

Policy 1.6.1: *Cross Access Easements*. Require shared driveways and cross access easements between adjacent properties where feasible to support efficiency in travel and to reduce demand on arterial and collector streets. Development projects over ten (10) acres shall have more than one point of access unless determined infeasible. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.2.2) (Ord. 2010-18; 10-25-10)~~

Policy 1.6.2: *Improvements*. Propose multimodal transportation improvements consistent with the land use patterns on the Future Land Use Map - ~~2030~~2035. ~~(Ord. 2010-20; 10-25-2010~~)

Policy 1.6.3: *Development Requirements*. Require development to contribute to the City's multimodal system through the implementation of identified mobility standards. If the multimodal improvements needed require roadway improvements, emphasis shall be upon intersection improvements to improve safety and reduce conflicts between modes; signalization/Transportation Demand Management improvements (especially those providing transit and pedestrian priority signalization). ~~(Cross Reference: See Future Land Use Element, Goal 6 et seq. and Multimodal Transportation Element, Policy 1.11.1) (Ord. 2010-18; 10-25-10)~~

Policy 1.6.4: *High Traffic Count Uses*. Encourage land uses that generate high traffic counts to locate adjacent to arterial roads and mass transit systems.

Policy 1.6.5: *On Site Traffic Flow*. Require development to provide safe and convenient on site motorized and nonmotorized traffic flow, adequate pedestrian facilities and connections, and sufficient parking for both motorized and nonmotorized vehicles.

Policy 1.6.6: *Connectivity*. Encourage travel between uses and access to transit without requiring the use of arterial roads by ensuring that existing, new, and future development is connected by roadways, bikeways, and sidewalks, ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.3.3 and Recreation and Open Space Element, Policy 1.6.4) (Ord. 2010-18, 10-25-10)~~

Objective 1.7: *Adjacent Jurisdictions.* The City shall promote compatibility of adjacent land uses with Seminole County and the neighboring cities of Casselberry, Longwood and Oviedo.

Policy 1.7.1: *Adjacent Land Uses*. Consider existing and proposed land uses in adjacent jurisdictions when reviewing proposed land use amendments.

Policy 1.7.2: *Intergovernmental Coordination*. Continue intergovernmental coordination through associated technical committees with neighboring jurisdictions, such as METROPLAN ORLANDO, the Council of Local Governments (CALNO), Seminole Way initiative and the Planning Technical Advisory Committee (PTAC).

Objective 1.8: *Annexation.* The City shall pursue a policy of annexation which will provide for the most efficient use of public facilities and services, eliminate areas of jurisdictional problems, and provide for sound growth and development of the City and surrounding area.

Policy 1.8.1: *Procedures for Joint Action*. Identify and establish procedures for joint action regarding future joint planning areas, future annexations and compatible County and City land uses.

Policy 1.8.2: *Enclaves*. Annex all enclaves, where feasible, in order to reduce land use conflicts and provide efficient public service.

Policy 1.8.3: *Condition for Connection to City Utilities*. Require new development within the County in areas that are contiguous to the City, to be annexed into the City and to be developed to City standards as a condition for connection to City utilities.~~, unless that development is the subject of a mutually accepted utility agreement~~.

Policy 1.8.4: *Annexation Boundary East of Deleon Street*. Do not process any voluntary annexation petitions received from property owners, nor initiate any involuntary annexation procedure, involving any real property that is located east of an imaginary straight line which commences on the southern boundary of the shores of Lake Jesup and runs southward along the easternmost boundary of the Deleon Street

right-of-way and which terminates on the northernmost boundary of the City of Oviedo.

Objective 1.9: *Historic and Archeological Sites.* The City shall identify, designate and protect historically significant housing and significant archeological sites.

Policy 1.9.1: *Protection of Historic Sites.* Protect and preserve the City's historic sites and properties, buildings, artifacts, and objects of antiquity which have scientific or historic value, or are of interest to the public.

Policy 1.9.2: *Development Restrictions.* Prohibit development which damages any site or building determined to be either historically or archaeologically significant, as designated on the National Register of Historic Places.

Policy 1.9.3: *Historic and Archeological Study.* Prepare a study of historic and archeological sites. Maintain an electronic database that identifies the location of potential archeological and historic sites.

Policy 1.9.4: *Restrictive Standards.* Establish restrictive standards for historic preservation in the Code of Ordinances to ensure the protection of historically significant cultural sites and historic structures.

Policy 1.9.5: *City Owned Property.* Do not allow any loss of significant archaeological, paleontological, and historic resources on City-owned property.

Objective 1.10: *Public Utilities.* The City will maintain regulations and procedures in the Code of Ordinances which will require provision of land for utility facilities necessary to support development and will limit land development activities when such land for utility facilities is not available, as specified in the following policies:

Policy 1.10.1: *Public Utility System Land Requirements.* Review proposed development in relation to existing and projected utility systems and any land needs of these systems, such as water and sewer plants, stormwater management, transmission corridors for electric and other utilities, easements for maintenance, and, other requirements.

Policy 1.10.2: *Preservation of Public Utility System Lands.* Do not issue development orders unless it can be demonstrated that the land required by utility systems serving the City will be preserved.

Policy 1.10.3: Excluding the Conservation Future Land Use category, new and existing electrical substations shall be permitted in all future land use categories and subject to the siting, design, and approval process identified in 163.3208, F.S.

Objective 1.11: *Public Schools.* The City shall implement standards for the siting of public schools to increase the quality of life and local educational opportunities for its citizens.

Policy 1.11.1: *Future Land Use and Zoning Categories.* Allow public schools in all future land use categories except Conservation and Industrial. List public schools in the Code of Ordinances Zoning Chapter as uses allowed in all zoning districts except the R-T Mobile Home Park and the I-1 Light Industrial Zoning Districts. ~~(Cross Reference: See Public School Facilities Element, Policy 1.6.1)~~

Policy 1.11.2: *Adjacency Requirements.* Do not locate new school sites adjacent to any noxious industrial uses or other property from which noise, vibration, odors, dust, toxic materials, traffic conditions or other disturbances that would have a negative impact. ~~(Cross Reference: See Public School Facilities Element, Policy 1.6.1)~~

Policy 1.11.3: *Protection of Adjoining Uses.* Minimize detrimental impacts from new schools on residential neighborhoods, nursing homes and similar uses through proper site location, configuration, design layout, access, parking, traffic controls and buffers.

Policy 1.11.4: *Facility Size Requirements.* Satisfy the minimum standards established by the Seminole County School Board for size of new school facilities and land area, whenever possible~~. (Cross Reference: See Public School Facilities Element, Policy 1.3.2)~~

Policy 1.11.5: *Proximity to Residential Development.* Locate schools in proximity to existing or anticipated concentrations of residential development with the exception for high schools and specialized schools, which are suitable for other locations due to their special characteristics. ~~(Cross Reference: See Public School Facilities Element, Policy 1.6.1)~~

Policy 1.11.6: *Sensitive Lands.* Require new school buildings to be located away from flood plain, wetlands, and other environmentally sensitive lands. Protect historic or archaeological resources from adverse impact by education facilities.

Policy 1.11.7: *Concurrent Implementation.* Require public utilities, as well as police and fire protection, to be available concurrently with the construction of new school sites.

Policy 1.11.8: *Collector/Arterial Road Access.* Require new school sites to have frontage on or direct access to a collector or arterial road and to have suitable ingress and egress for pedestrians, bicycles, cars, buses, service vehicles, and emergency vehicles.

Policy 1.11.9: *Pre-Development Coordination.* Coordinate during pre-development program planning and school site selection activities with the School Board, to collocate public facilities, such as parks, libraries, and community centers, with schools.

Policy 1.11.10: *Emergency Shelters.* Encourage the School Board to construct portions of new schools to serve as emergency shelters in case of natural disasters.

Policy 1.11.11: *Consistency with Code and Interlocal Agreements.* Require public schools to develop consistent with the *2007 Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended January 2008,* the City's Comprehensive Plan, and the City's Code of Ordinances.

GOAL 2: *Town Center.* The City seeks to create a Town Center based upon traditional design standards for development that will become the identifying focus of the City's downtown and contribute to an increased and diversified tax base for the City. The primary purpose of the Town Center shall be to create an economically successful, vibrant, aesthetic, compact, multimodal, diverse, mixed use (including horizontal and vertical integration of uses) neo-traditional urban environment, designed on a pedestrian scale and with a pedestrian orientation. The Town Center is to be a place where people can reside in a mix of single and multiple family dwellings, work, gather to shop, relax, recreate, be entertained, attend community events, and enjoy the natural beauty of lands located in the Town Center. The Town Center should be created through public and private investment and development.

Objective 2.1: *Location.* The Town Center should be generally centered around the intersection of S.R. 434 and Tuskawilla Road, as depicted on the City's Future Land Use Map - ~~2030~~2035. Existing public facilities such as the City Hall, Winter Springs High School, Central Winds Community Park, and the U. S. Post Office are included within the Town Center designation.

Policy 2.1.1: *Future Land Use Map Designation.* Revise the Future Land Use Map - 2035 ~~2030~~, as needed from time to time, to designate land "Town Center" consistent with the Objective.

Policy 2.1.2: *Design Charette.* Host design charettes to create small area plans consistent with the Town Center Master Plan, involving property owners and stakeholders for the following areas, prior to their development:

- Between Orange Avenue and Lake Jesup
- North of and adjacent to Tuscawilla PUD

Policy 2.1.3: *Promote and Protect.* Maintain a leadership position to protect the economic and planning integrity of the Town Center and promote public and private investment and growth therein.

Policy 2.1.4: *Future Roads and Mobility Patterns.* Periodically update transportation maps to identify future roads and mobility patterns related to the Town Center that facilitate multimodal transportation routes through the Town Center, and safe and convenient access to the Town Center, while attempting to maximize development potential and opportunities consistent with the Town Center Goal. Determine the final location of future Town Center roads and mobility patterns during the development process in accordance with the Multimodal Transportation Element. ~~(Ord. 2010-18, 10-25-10)~~

Policy 2.1.5: *Public/Private Partnerships.* Enter into public/private partnerships, as needed from time to time, with property owners or developers to develop the Town Center consistent with the Town Center Goal.

Policy 2.1.6: *Public Money as a Catalyst.* Encourage private investment within the Town Center by spending public money as a catalyst to the extent financial resources are available. Coordinate as appropriate, with private development to undertake capital improvements for public infrastructure (e.g. sewer, water, roads, parks, stormwater) to enhance or assist private development to achieve the Town Center Goal.

Policy 2.1.7: *Private Investment and Economic Incentives.* Encourage private investment in the Town Center by enacting policies to provide economic incentives to private developers building within the Town Center, provided such development is consistent with the Town Center Goal. Consider to the extent allowed by law, incentives such as providing impact fees credits, subsidizing loans, reserving infrastructure capacity, improving rights-of-way, providing public infrastructure, and/or streamlining permit processing.

~~**Policy 2.1.8:** *Development Review Committee.* Require all proposed developments within the Town Center to be subject to review by the Development Review Committee (DRC) as established by the City Commission. The DRC shall have the authority, granted by the City Commission, to approve all aspects of site planning and exterior architecture implications, traffic impacts, and any other site-specific matters related to development.~~

Objective 2.2: ***Neo-traditional.*** Promote and enhance the development of the Town Center by allowing a mixed use higher density/intensity neo-traditional urban pattern.

Policy 2.2.1: *Neo-Traditional Characteristics.* Encourage a mixed use higher density/intensity neo-traditional Town Center, utilizing, to the extent practical, the fundamentals and urban design concepts in the Town Center Master Plan:

- Urban and high density
- Walkable community
- Predictability in design/flexibility in land uses.
- Visibly different section of S.R. 434
- Important sites for special public places
- "Green network" of parks and preserved open spaces
- Connected network of streets and blocks
- Special public spaces of defined character
- Special sites for civic buildings
- Pedestrian sized blocks
- Nongated developments

Policy 2.2.2: *Variety of Places*. Promote and permit a variety of places to gather, shop, relax, recreate and enjoy the natural beauty of the Town Center. Choose sites for public spaces because of their uniqueness or existing physical features.

Policy 2.2.3: *Network of Public Green Spaces*. Promote and develop a network of public green spaces such as parks, squares, preserves, and open spaces that form the framework for the Town Center, and in doing so, promote and develop connectivity of natural features for habitat, continuity and sustainability, scenic vistas, and trail systems. [Open space is defined as "undeveloped lands suitable for passive recreation or conservation". ~~(Cross Reference: See Recreation and Open Space Element, Policy 1.1.1)~~] Designate lands for both passive and active parks.

Policy 2.2.4: *Mixed Uses*. Permit a variety of mixed uses consistent, compatible, and in harmony with the Town Center Goal and the Town Center District Code, including single family residential, multiple family residential, commercial retail and services, public services and buildings, parks, and schools, through the enactment of creative and flexible land development regulations. ~~(Ord. 2012-05)~~

Policy 2.2.5: *Wetlands*. Utilize wetlands as conservation preserve and open space areas. Connect these to the extent feasible, to promote the natural drainage and ecological viability of the Town Center and to further uphold the City's designation as a "Tree City U.S.A." Designate jurisdictional wetlands located within the Town Center as Conservation on the Future Land Use Map - ~~2030~~ 2035 and require that these lands be subject to the Goals, Objectives and Policies of the Conservation Element.

Policy 2.2.6: *Residential Density*. Support the desired commercial activity and urban character desired for the Town Center by encouraging high density residential development consistent with the Town Center Goal and Town Center District Code and encourage a minimum average residential density of seven (7) units per acre, unless the type of unit would warrant a lesser density while still meeting the intent of the Town Center District Code. ~~(Ord. 2012-05)~~

Policy 2.2.7: *Accessory Dwelling Units*. Encourage developers of single family detached units in the Town Center, to include residential units with accessory dwelling units (such as garage apartments~~). (Cross Reference: See Housing Element, Policy 1.3.9)~~

Policy 2.2.8: *Intensity*. Encourage higher intensity development in the Town Center subject to the Town Center District Code. ~~(Ord. 2012-05)~~

Objective 2.3: *Economic Development.* Plan and promote sufficient economic growth and development that provides for an appropriate balance of high-quality land uses, development and activities that will provide a sound financial future for the City.

Policy 2.3.1: *Central Economic Development Core.* Recognize the Town Center as the centrally located economic development core of the City with the potential for high-quality new development and revitalization that provides needed services, employment opportunities, and high-quality residential living opportunities, while becoming a community activity center for the City.

Policy 2.3.2: *Studies.* Conduct periodic economic development studies, as development activity, trends or patterns warrant, of the Town Center that are designed to compile relevant economic data and analysis that will: (1) educate and inform the City about trends affecting the economic performance of the Town Center; (2) assist the City in developing and implementing economic development strategies for the Town Center; and (3) serve as a significant factor in making development and other decisions related to the Town Center. ~~(Ord. 2012-05)~~

Policy 2.3.3: *Fiscal Impacts of Development.* Ensure that City policies, regulations, and decision making processes not only consider Town Center design planning impacts, but also consider whether proposed new development will have a positive and acceptable economic and fiscal impact on the City. In furtherance of this policy, the City Commission shall require (unless otherwise exempted by land development regulation), as a condition of considering the approval or denial of a development project, that developers provide a written economic and fiscal impact report, prepared by a duly qualified expert, that details the associated economic and fiscal impacts of any proposed new development project on the City and the School District. Although the City recognizes that some projects will have a regional economic and fiscal impact as well, said report shall predominantly address the economic and fiscal impacts on the Town Center and the City of Winter Springs as its own economic system. The economic impact analysis portion of the report shall address the impacts of the proposed project on jobs, economic output, and wages. The fiscal impact analysis portion shall pertain to the net fiscal impact of the project over a period of years which is the sum of those revenues (such as ad valorem taxes, public service taxes, sales taxes, and charges for service) directly received by the City minus the sum of expenditures incurred by the City (such as general government expenses, law enforcement, roads, and parks and recreation). ~~(Ord. 2012-05)~~

Policy 2.3.4: Compatibility and Optimization of Tax Base. For purpose of determining whether a project has a positive and acceptable economic and fiscal impact on the City pursuant to Policy 2.3.3, the developer

shall be required to demonstrate through its written economic and fiscal impact report that the project is in compliance with the following objective criteria:

(1) The proposed project and associated land use is not only a permitted use within the applicable zoning transect, but is also compatible under existing conditions (existing, permitted, or master-planned development) at the proposed location with other adjacent or nearby land uses within the Town Center and any established surrounding neighborhoods.

(2) The market demand for the proposed project is at least minimally feasible based on current market data including, but not limited to, data set forth in any economic development study conducted by the City.

(3) Provided said project is first deemed compatible from a land use perspective under criteria (1) and market demand is deemed minimally feasible under criteria (2), the proposed project optimally increases and diversifies the City's tax base and economic well-being. With respect to the phrase "optimally increases," the proposed project's economic and fiscal impact shall be required to be the best result obtainable for the City under current economic and land use conditions. In furtherance of determining consistency with this provision, the developer's written economic and fiscal impact report shall analyze and compare the proposed project to either the City's preferred project or projects for the subject location as may be expressly set forth in the City's Town Center Master Plan or economic development study conducted pursuant to Policy 2.3.2, or if the plan or study does not so expressly provide, to a reasonable array of other potential alternative compatible projects authorized in the applicable zoning transect for the subject project location. Furthermore, the term "diversifies" means the extent that the proposed project reduces the City's reliance upon a residential tax base to fund the City's fiscal budget. Additionally, if the proposed project is a commercial project, the extent that the proposed project also provides different and needed services and jobs to the Town Center and the City.

(4) Such other criteria set forth in the City's land development regulations. ~~(Ord. 2012-05)~~

Policy 2.3.5: *Targeted Development Program.* Develop and implement a targeted development program in cooperation with residents, local businesses and the development community to attract, expand and retain businesses and residential units appropriate to create and maintain an economically successful Town Center.

Policy 2.3.6: *High Quality Development.* Ensure high-quality building and development that enhances the image and economic well-being of the City and the Town Center.

Policy 2.3.7: *Quality of Life.* Strive to improve the quality of life of Winter Springs' residents by encouraging an increased number and variety of thriving commercial businesses that are supported and complimented by high- end residential projects located in the Town Center.

GOAL 3: ***Greeneway Interchange District.*** The City hereby creates a Greeneway Interchange District (GID) land use category to target industries with high quality, higher income jobs and an increased tax base for the City.

~~**Objective 3.1:** ***Location.*** The GID shall be located in proximity to S.R. 417 and the interchange area on S.R. 434, as depicted on the City"s Future Land Use Map - 2030. The GID is located within the "target area" identified by Seminole County in 2007 as "Seminole Way", which runs north from S.R. 426 in the City of Oviedo to Interstate 4 in the City of Sanford, following the S.R. 417 corridor.~~

~~**Policy 3.1.1:** *Future Land Use Map - 2030 Designation.* Revise the Future Land Use Map - 2030, as appropriate from time to time, to designate land "Greeneway Interchange District" (GID) consistent with this Objective.~~

~~**Policy 3.1.2:** *Future Roads and Mobility Patterns.* Periodically update transportation maps to identify future roads and mobility patterns related to the GID that facilitate multimodal transportation routes that provide safe and convenient access to the GID, while attempting to maximize development potential and opportunities consistent with GID Goal. Determine the final location of future roads and mobility patterns within the GID and adjacent area during the development process in accordance with the Multimodal Transportation Element. (Ord. 2010-18, 10-25-10) (Ord. 2012-05)~~

~~**Policy 3.1.3:** *Multimodal Access.* Plan for transit and multimodal service on transportation thoroughfares accessing the GID, including a future Seminole Way intermodal transit facility for light rail or bus rapid transit (BRT) service along SR 417. Coordinate the location of transit- related facilities with Seminole County, LYNX, and the Florida Turnpike Enterprise. Ensure pedestrian and bicycle connection to the future intermodal facility. Supportive facilities and amenities should include clustered and compact mix of uses with intensities that support transit, park and ride parking garage with bicycle lockers and facilities, and covered shelters. (Cross Reference: See Intergovernmental Coordination Element, Policy 1.3.7) (Ord. 2010-18, 10-25-10)~~

~~**Policy 3.1.4:** *Multimodal Transportation.* Plan for and facilitate the integration of future multimodal transportation within the GID, including BRT or similar transit circulator service by the inclusion of supportive facilities and~~

~~amenities in the master plan. (Cross Reference: See Future Land Use Element, Policy 3.3.4) (Ord. 2010-18; 10-25-10)~~

~~**Policy 3.1.5:** *Connectivity*. Promote pedestrian, bicycle and vehicular connectivity both internally and externally to adjoining developable properties (including public trail linkages). (Cross Reference: See Recreation and Open Space Element, Policy 1.6.4) (previously Policy 3.1.3; Ord. 2010-18; 10-25-10) (Ord. 2012-05)~~

Objective 3.12: ***Land Uses.*** The intent and purpose of the GID is to attract target industries which provide higher paying jobs and which, in concert with the Town Center District, will increase and enhance the City's tax base. ~~(Ord. 2012-05)~~

Policy 3.12.1: *Target Industries*. Limit land uses within the GID to target industry uses including: corporate business parks, office complexes, technical and research services, financial information services, life sciences, digital media, international trade, sports associated industries, hotels and lodging, conference centers, long stay tourism. Allow other "basic" businesses and industries with high annual average wages provided the use complies with this Objective. Allow incidental uses supportive of these industries to be incorporated into these target industry buildings, but not as a separate facility. ~~(Ord. 2012-05~~)

Policy 3.12.2: *Residential Use Limitations*. Residential uses shall not occupy more than twenty five percent (25%) of the total floor area of a proposed development in any approved phase of the Greeneway Interchange District (GID) Master Plan and must be developed concurrently with non-residential use (parking garages excluded in the calculation). The City Commission may permit residential uses by conditional use pursuant to the standards set forth in the City's land development regulations. ~~(Ord. 2010-20; 10-25-2010) (Ord. 2012-05~~)

Policy 3.12.3: *Sensitive Lands*. Promote preservation of ecologically sensitive open spaces in the GID and promote connectivity of these natural features for habitat continuity and sustainability. Encourage a network of public plazas with interconnected sidewalks to promote an urban pedestrian environment. Calculate FAR based on total gross acreage, including both ecologically sensitive areas and developable acreage. ~~(Cross Reference: See Recreation and Open Space Element, Policy 1.1.9) (Ord. 2012-05)~~

Policy 3.12.4: *Intensity and Building Height*. Encourage higher intensity development in the GID by requiring buildings to include at least two (2) stories of occupiable space (as defined in Florida Building Code, Chapter 2). The City Commission may permit principal buildings less than two (2) stories in height by conditional use pursuant to the standards set forth in the City's land development regulations. Ancillary buildings may be excluded from the two story minimum, by action of the City Commission. ~~(Ord. 2010-20; 10-25-2010~~)

The City shall permit a Floor Area Ratio (FAR) up to 1.0 in the Greeneway Interchange District. Development bonuses which allow a higher FAR (up to a maximum FAR of 2.0), may be granted for projects within the Greeneway Interchange District which create compact mixed use development through one or more of the following non-exclusive list of principles:

- Environmentally-sensitive site planning; ~~(Cross Reference: See Conservation Element Policy 1.8.2~~)

- Utilize traditional design standards to create compact, multimodal mixed use (including horizontal and vertical integration of uses) neo traditional urban development;

- Green building design and energy efficient buildings as determined by USGBC LEED Certification or equivalent;

- Incorporation of Low Impact Development (LID) practices, such as shared parking concepts, green roofs capture and use of stormwater for irrigation and/or other grey water type uses, and rain gardens; ~~(Cross Reference: See Conservation Element, Policy 1.3.4)~~

- Energy efficient land use which minimizes impervious surfaces, such as inclusion of one or more parking garages; ~~(Cross Reference: See Conservation Element, Policy 1.8.1~~)

- Restoration or enhancement of degraded wetlands, native ecosystems, or preservation of extra upland buffers around critical habitat; ~~(Cross Reference: See Conservation Element, Policy 1.7.2)~~

And

- Waterwise practices including sustainable site design through natural landscaping with Florida native plants. ~~(Cross Reference: See Conservation Element, Policy 1.2.6) (previously Policy 3.2.5; Ord. 2010-18; 10-25-10) (Ord. 2012-05~~)

Policy 3.1~~2~~.5: *Urban Form*. Define the urban form through clustering of uses with intensities that support multimodal transportation and provide efficient land use, thereby reducing vehicle miles traveled and greenhouse gas emissions. ~~(Ord. 2010-18; 10-25-10)~~

Policy 3.1~~2~~.6: *Trail Linkages*. Promote public trail linkages through the GID and require bicycle facilities (such as bike racks and lockers) to support multimodal access as included in the adopted Master Plan. ~~(previously Policy 3.2.6; Ord. 2010-18; 10-25-10); (Ord. 2012-05)~~

Policy 3.12.7: *Diversity in Detailing and Style*. Encourage development to include diversity in detailing and style while maintaining aesthetic harmony. ~~Ord. 2010-18; 10-25-10); (Ord. 2012-05)~~

Objective 3.23: *Private/Public Investment*. The City shall encourage and promote target industries to invest and locate on land designated GID.

Policy 3.23.1: *Public Money as a Catalyst*. Spend public money as a catalyst to encourage private investment within the GID, to the extent financial resources are available. Undertake capital improvements for public infrastructure in conjunction with private development (e.g. sewer, water, roads, parks, stormwater) to enhance or assist private development in achieving the GID Goal.

Policy 3.23.2: *Seminole Way Collaboration*. Pursue opportunities to collaborate on the regional Seminole *Way* initiative between Seminole County, the cities of Oviedo, Sanford, and Winter Springs, the Florida Turnpike Enterprise, and the Orlando Sanford International Airport, for purposes of economic development and job growth initiative. ~~(Cross Reference: See Intergovernmental Coordination Element, Policy 1.2.4)~~

Policy 3.23.3: *Private Investment and Economic Incentives*. Encourage private investment in the GID by enacting policies, to the extent allowed by law, to provide economic or streamline processing incentives to private developers utilizing green technology standards (such as LEED) within the GID, provided such development is consistent with the GID Goals, Objectives and Policies.

Policy 3.23.4: *Town Center Linkages*. Support public/private investment in transportation linkages between the GID and the Town Center (including a local transit circulator, water taxi, trail connection, and/or other innovative transportation solution). ~~(Cross Reference: See Future Land Use Element, Policy 3.1.4) (Ord. 2010-18; 10-25-10~~)

Objective 3.34: *Compatibility of Uses*. Through the adoption of land development regulations and the development review process, the City shall require that the land uses within the GID be compatible.

Policy 3.34.1: *Master Development Plan*. Require a Master Development Plan which considers the entire GID and surrounding area, to ensure compatibility of land uses and compliance with the GID Goal. Future development within the Greeneway Interchange District (GID) shall be in accordance with an approved phase of the Greeneway Interchange Master Plan. ~~(Ord. 2012-05)~~

Policy 3.34.2: *Development*. Encourage tracts of land to be developed as a whole, to provide continuity among the various land uses and to create a compact and walkable workplace. ~~(Ord. 2012-05~~)

Policy 3.34.3: *Transition to Adjacent Uses.* Consider transitional uses and stepped down building heights to maximize views of Lake Jesup and to protect adjacent, existing lower density uses.

Objective 3.45: *Economic Development.* Plan and promote sufficient economic growth and development that provides for an appropriate balance of target industries, development and activities that will provide a sound financial future for the City.

Policy 3.45.1: *Economic Catalyst.* Recognize the GID as a major economic development catalyst of the City with the potential for attracting target industries that create high paying jobs and provide needed services and employment opportunities, as well as associated high-quality residential living opportunities under limited circumstances.

Policy 3.45.2: *Studies.* Conduct periodic economic development studies, as development activity, trends or patterns warrant, of the GID that are designed to compile relevant economic data and analysis that will: (1) educate and inform the City about trends affecting the economic performance of the GID; (2) assist the City in developing and implementing economic development strategies for the GID; and (3) serve as a significant factor in making development and other decisions related to the GID. ~~(Ord. 2012-05)~~

Policy 3.45.3: *Fiscal Impacts of Development.* Ensure that City policies, regulations, and decision making processes not only consider GID design planning impacts, but also consider whether proposed new development will have a positive and acceptable economic and fiscal impact on the City. In furtherance of this policy, the City Commission shall require (unless otherwise exempted by land development regulation), as a condition of considering the approval or denial of a development project, that developers provide a written economic and fiscal impact report, prepared by a duly qualified expert that details the associated economic and fiscal impacts of any proposed new development project on the City and the School District. Although the City recognizes that some projects will have a regional economic and fiscal impact as well, said report shall predominantly address the economic and fiscal impacts on the City of Winter Springs as its own economic system. The economic impact analysis portion of the report shall address the impacts of the proposed project on jobs, economic output, and wages. The fiscal impact analysis portion shall pertain to the net fiscal impact of the project over a period of years which is the sum of those revenues (such as ad valorem taxes, public service taxes, sales taxes, and charges for service) directly received by the City minus the sum of expenditures incurred by the City (such as general government expenses, law enforcement, roads, and parks and recreation). ~~(Ord. 2012-05)~~

Policy 3.45.4: Land Use and Optimization of Tax Base. For purposes of determining whether a project has a positive and acceptable economic and fiscal impact on the City pursuant to Policy 3.5.3, the developer shall be required to demonstrate through its written economic and fiscal report that the project is in compliance with the following criteria:

(1) The proposed project and associated land use is a permitted use within the applicable zoning district.

(2) The market demand for the proposed project is at least minimally feasible based on current market data including, but not limited to, data set forth in any economic development study conducted by the City.

(3) Provided said project is first deemed permitted from a land use perspective under criteria (1) and market demand is deemed minimally feasible under criteria (2), the proposed project optimally increases and diversifies the City's tax base and economic well-being. With respect to the phrase "optimally increases", the proposed project's economic and fiscal impact shall be required to be the best result obtainable for the City under current economic and land use conditions. In furtherance of determining consistency with this provision, the developer's written economic and fiscal impact report shall analyze and compare the proposed project to either the City's preferred project or projects for the subject location as may be expressly set forth in the City's GID Master Plan or economic development study conducted pursuant to Policy 3.5.2, or if the plan or study does not so expressly provide, to a reasonable array of other potential alternative compatible projects authorized in the applicable zoning district for the subject location. Furthermore, the term "diversifies" means the extent that the proposed project reduces the City's reliance upon a residential tax base to fund the City's fiscal budget. Additionally, if the proposed project is a commercial project, the extent that the proposed project also provides different and needed services and jobs to the GID and the City.

(4) Such other criteria set forth in the City's land development regulations. ~~(Ord. 2012-05)~~

Policy 3.45.5: *High Quality Development.* Ensure high-quality building and development that enhances the image and economic well-being of the City, GID, and Seminole Way.

Policy 3.45.6: *Quality of Life.* Strive to improve the quality of life of Winter Springs' residents by encouraging an increased number and variety of thriving

target industries that serve as significant employment opportunities for Winter Springs' residents.

GOAL 4: ***Mixed Use.*** The City seeks to promote a Mixed Use category, which provides for a variety of land uses and intensities within a development site to preserve conservation areas, reduce public investment in service provision, encourage flexible and creative site design, and provide public amenities with area-wide benefits.

Objective 4.1: ***Location.*** The Mixed Use category shall be located proximate to major transportation corridors as depicted on the City's Future Land Use Map -~~2030~~ 2035.

Policy 4.1.1: *Future Land Use Map - 2035~~2030~~ Designation.* Revise the Future Land Use Map - ~~2030~~2035, from time to time, to designate land "Mixed Use" consistent with this Objective.

Objective 4.2: ***General Uses and Intensities.*** Through the enactment of creative and flexible land development regulations and master planning design standards, permit a variety of mixed uses consistent, compatible and in harmony with the Mixed Use Goal, including low, medium and high density residential; commercial (retail and office); light industrial; educational facilities; recreational facilities; and compatible public facilities.

Policy 4.2.1: *Percentage of Various Uses.* Require as part of the master planning process, an appropriate set of uses and distribution of uses to be established unique to each development that will allow no more than seventy-five percent (75%) of any one type of land use to dominate the Mixed Use category.

Policy 4.2.2: *Minimum Acreage.* Require a minimum of ten (10) acres for development in the Mixed Use category.

Policy 4.2.3: *Vertical Integration.* Promote vertical integration of uses, as appropriate.

Policy 4.2.4: *Master Plan and Development Agreement.* Require a Master Plan, Development Agreement, and Planned Unit Development Zoning unique to each development, to ensure that tracts of land are developed as a whole throughout the Mixed Use category, to provide continuity among the various land uses, and to create a compact and walkable environment.

Policy 4.2.5: *Transition to Adjacent Uses.* Require transitional uses and stepped down building heights to protect adjacent lower intensity and density uses.

Policy 4.2.6: *Connectivity.* Ensure that existing, new, and future development is connected by roadways, bikeways, and/or pedestrianways that encourage travel between uses and access to transit without requiring the use of the arterial road.~~ (Ord. 2010-18; 10-25-10)~~

GOAL 5: ***Urban Central Business District.*** The City shall create an Urban Central Business District (UCBD) in order to promote high intensity, high density development in its urban core.

Objective 5.1: ***Urban Central Business District designated as an appropriate area for intensive growth and development.*** The UCBD is intended for high intensity, high density multi-use development which may include any of the following: retail, financial, office (also including professional and governmental offices), cultural, recreational and entertainment facilities, high density residential, or hotels and should be located in close proximity to public facilities.

Policy 5.1.1: *Purpose of Urban Central Business District.* Establish the UCBD to:

- Plan appropriate and balanced land uses on a scale and at an intensity, consistent with the availability of public facilities and services;
- Facilitate mixed use development;
- Encourage mass transit;
- Reduce dependency on the automobile and vehicle miles traveled; ~~(Ord. 2010-18; 10-25-10)~~
- Encourage quality development; and
- Give definition to the urban form through a vertical and horizontal mix of uses rather than strip-type development.

Policy 5.1.2: *Characteristics of Urban Central Business District.* Establish the UCBD as a multi-use area appropriate for intensive growth and having the following characteristics:

- Compact mix of uses which are pedestrian-friendly and are accessible without the use of the automobile ~~(Ord.2010-18; 10-25-10);~~
- Flexible, versatile building design that will outlast initial uses and create long-term value;
- Densities and intensities which support ~~transit (Ord.2010-18; 10-25-10);~~
- Proximate and accessible to major arterial roadways; and
- Adequate public facilities including roads, water, wastewater, solid waste disposal, stormwater drainage, and recreation.

Policy 5.1.3: *Location Requirement.* Locate the UCBD in an area suitable for increased development of regional impact guidelines and standards.

Policy 5.1.4: *Boundaries*. Define the UCBD as a geographical area having boundaries coinciding with and overlaying the boundaries of the Town Center District, as delineated on the Future Land Use Map ~~–~~ 2035~~2030~~.

Policy 5.1.5: *Expansion of an Urban Central Business District*. Expand or reduce the boundaries of the UCBD, as needed from time to time, by an amendment to the Comprehensive Plan text or an amendment to the Future Land Use Map ~~–~~ 2035 ~~2030~~ of the Comprehensive Plan.

Objective 5.2: ***Design Criteria for UCBD.***

Policy 5.2.1: *Intensity*. Consider pursuant to the guidelines and standards for Developments of Region Impact ("DRI") (28-24.014(10)(a)(2)FAC), the DRI threshold for development within the UCBD as: 800,000 square feet of commercial retail, 600,000 square feet of office and 700 hotel units, with not less than 700 residential dwelling units, nor more than 4,000 residential dwelling units.

Policy 5.2.2: *Future Land Use Designation*. Require the future land use designation of all development within the UCBD to be "Town Center".

Policy 5.2.3: *Public Areas within the Town Center*. Incorporate pedestrian nodes, such as plazas, parks, squares, gardens, courtyards, or other public green space areas.

Policy 5.2.4: *Coordination with Transit*. Incorporate transit-friendly features pursuant to the City's Comprehensive Plan Multimodal Transportation Element~~, Policy 1.6.2~~.

Policy 5.2.5: *Block Size and Interconnectivity*. Require developments to have an interconnected network of walkable streets and pedestrian-sized blocks.

Policy 5.2.6: *Pedestrian-Friendly Site Design*. Promote pedestrian gathering and circulation by requiring all of the following:

- Safe and convenient pedestrian connection to commercial shop fronts from rear parking areas. Connection might be by public sidewalk or through plazas, courtyards, vias, or corridors;
- Transit stops which are well connected to pedestrian circulation systems and include shelter from the elements and sitting areas;
- Sidewalk standards shall be as described in the Town Center District Code;
- Provisions for immediate shade along streets by inclusion of larger caliper shade trees, expanded awnings or colonnades for commercial shop fronts, and/or other means;

- Pedestrian lighting and subdued night lighting of display windows and building interiors along street frontages;
- Room-sized areas of occupiable space (as defined in Florida Building Code, Chapter 2) along street frontages in commercial shop fronts with entrances at the same grade as the sidewalk; and
- Streetscape design as set forth in the Town Center District Code.

~~(Ord. 2012-05)~~

Policy 5.2.7: *General Design of Individual Developments within the Urban Central Business District.* Require all development within the UCBD to comply with the Town Center Goal and Town Center District Code. Require development to include diversity in detailing and style while maintaining aesthetic harmony as defined within the Town Center District Code. ~~(Ord. 2012-05)~~

Policy 5.2.8: *Service Areas.* Prohibit service areas from being located in front yards and require that they not be visible from public rights-of-way or squares, parks, or primary space. Design service areas to the standards set forth in the Town Center District Code.

Policy 5.2.9: *Signage.* Require commercial shop front signage to include a variety of creative signage types (including projecting signage and fin signs) and encourage the use of exposed neon for building façade signage as set forth in the Town Center District Code. Utilize directional (way finding) signage to direct pedestrians to businesses and streets.

GOAL 6: ***Transportation Concurrency Exception Area (TCEA).*** ~~Pursuant to subsection 163.3164 of the Florida Statutes (FS) the City of Winter Springs qualifies as a dense urban land area as determined by the Office of Economic and Demographic Research. As such, pursuant to subsection 163.3180 (5)(b)1.a., FS t~~The entire City is hereby designated a Transportation Concurrency Exception Area. The City shall utilize this designation to responsibly encourage growth in specific areas within the City. ~~(Ord. 2010-18; 10-25-10)~~

Objective 6.1: ***TCEA Creation.*** The TCEA designation provides an exemption to transportation level of service requirements in an effort to support urban infill, development, redevelopment and the achievement of the City's redevelopment goals by addressing mobility, urban design, land use mix, network connectivity and reduction in the reliance of the single occupant automobile and reduction in vehicle miles traveled. Transportation concurrency requirements are modified within the citywide TCEA to include integration and coordination among the various modes of transportation as outlined in policies for mobility found in the Multimodal Transportation Element and through complementary policies in other elements. LOS shall be used for monitoring purposes, in order to identify where multimodal improvements are needed, and not for development approvals based on capacity. ~~(Cross Reference: See Future Land Use Element, Objective 1.6; Multimodal Transportation Element, Policy 1.11.1) (Ord. 2010-18; 10-25-10)~~

Policy 6.1.1: *TCEA Mobility Strategies*. Maintain mobility within the City by the implementation of the following strategies and programs in the Multimodal Transportation Element and through complementary policies in other elements of the comprehensive plan. TCEA mobility strategies may include, but are not limited to: ~~(Cross Reference: Multimodal Transportation Element, Policy 1.11.3) (Ord. 2010-18; 10-25-10)~~

(1) Transportation demand management program;

(2) Transportation system management program;

(3) Revised parking standards and regulations;

(4) Local and regional transit service;

(5) Enhanced pedestrian and bicycle facilities;

(6) Transit facility improvements;

(7) Complete streets policy implementation;

(8) Neighborhood traffic management programs; and

(9) Transit and pedestrian oriented site design standards.

Policy 6.1.2: *TCEA Zones*. Implement the Winter Springs' TCEA as five (5) distinct Zones, designated as A, B, C, D & E, based on geographic location in relation to the City's existing transportation network, land use, transit readiness, and future mobility needs and as further described in the Multimodal Transportation Element~~, Policy 1.11.2. (Ord. 2010-18; 10-25-10)~~

Policy 6.1.3: *Interim Standards*. Further define and establish mobility standards, projects and funding mechanisms~~ by July 2011, consistent with Section 163.3180(5)(b)4., F.S. (Ord. 2010-18; 10-25-10~~)

Policy 6.1.4: *Procedures for Inclusion of Annexed Properties into the City's TCEA*. Place properties that involve a ~~large-scale~~ land use amendment into a City TCEA Zone as part of the large or small-scale amendment process and amend simultaneously the appropriate TCEA map(s). ~~Place properties that involve a small-scale land use amendment into a City TCEA Zone as part of the next large-scale amendment cycle, and amend simultaneously the appropriate TCEA map(s)~~. During the interim period, after obtaining a City land use category, but prior to placement in a City TCEA Zone, development on property may proceed by the development providing and funding mobility standards and requirements of the most physically proximate Zone. If the property is adjacent to two Zones, the City shall assign the Zone after making a determination as to which is most appropriate. ~~(Ord. 2010-18; 10-25-10)~~

Policy 6.1.5: *TCEA Monitoring*. Monitor development activity and the implementation of mobility standards within the TCEA to ensure that the exception area is achieving increased mobility. Review mobility achievement against baseline condition inventory and respective targets each fiscal year, in conjunction with the annual identification of capital projects and update to the Five-Year Schedule of Capital Improvements, included within the Capital Improvements Element. The monitoring will include analysis, data collection and information as outlined in the Multimodal Transportation Element. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.11.9) (Ord. 2010-18; 10-25-10)~~

Policy 1.2.~~4~~5: *Septic/Soils.* ~~Complete a study by 2012~~The City shall identify ~~that identifies~~ all existing development that is utilizing septic systems on unsuitable soils. If available, pursue grant funding to retrofit these developments and connect them to the central system. ~~(Cross Reference: See Infrastructure Element, Policy 1.4.2)~~

Policy 1.2.~~5~~6: *Wellheads.* Prohibit new development within 500-feet of a wellhead, consistent with the Florida Department of Environmental Protection (FDEP) Standards.

Policy 1.2.~~6~~7: *Flood Plain.* Maintain a flood plain management ordinance which includes the development standards required for participation in the National Flood Insurance Program and require that new construction or substantial improvement of any structure have the lowest floor elevated to eighteen (18) inches above the established 100-year flood elevation. (~~Cross Reference: See Infrastructure Element, Policy 4.3.2)~~

Policy 1.2.~~7~~8: *Stormwater.* Maintain stormwater management requirements in the Code of Ordinances which provide specific standards for the design of on site stormwater systems, as well as strategies and measures to minimize untreated runoff into Lake Jesup and other natural water bodies.

Policy 1.2.~~8~~9: *Stormwater Master Plan.* Do not issue development orders unless the proposed development is determined to be in compliance with the City's Stormwater Master Plan.

Policy 1.2.~~9~~10: *Environmental Study.* Utilize the Conservation Overlay map, as well as, the natural vegetative map, FEMA, USGS Soil Conservation Service and the *Hydric Soils of Florida Handbook* to identify properties which have potential development constraints based upon hydric soils, wetland vegetation, flood hazard potential or other topographic constraints, and, if necessary, require an Environmental Impact Study.

Policy 1.2.1~~0~~1: *Conservation Easements.* Place areas determined to need protection through the Environmental Impact Study process into a permanent conservation easement prior to final development order approval.

Policy 1.2.1~~2~~2: *Lake Buffers/Fill.* Require a minimum upland lake buffer of fifty (50) feet. Do not allow land disturbing activities within the buffer except for the nonmechanized removal of exotic invasive plant species. Prohibit permanent structures within the lake buffer, except for limited piers and decks. Retain existing trees and native vegetation to the greatest extent possible. Prohibit fill from being placed in lakes, except as permitted by applicable state, regional and federal agencies.

Policy 1.2.123: *Wetlands*. Delineate wetlands on the site plan according to FDEP, SJRWMD, or USACOE definitions, whichever standard is more restrictive. Wetlands shall mean those areas established as jurisdiction by the above agencies.

Policy 1.2.134: *Wetland Buffers*. Require wetland buffers as stipulated in the Conservation Element of the City's Comprehensive Plan.

Objective 1.3: *Concurrency*. The City shall ensure that future development is provided essential services and facilities at acceptable standards by incorporating the following policies into the site plan review process and the City's concurrency management system.

Policy 1.3.1: *Level of Service (LOS) and Mobility Standards*. Review all development and redevelopment proposals to determine their specific impacts on current LOS and mobility standards. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.3.2: *Determination*. Deny a development order if a proposed development will result in a degradation of the adopted LOS, unless it can be demonstrated that sufficient improvements will be in place concurrent with the impacts of such development to maintain the adopted minimum LOS standard. Transportation QLOS, however, as a result of the citywide Transportation Concurrency Exception Area (TCEA) designation shall be used for monitoring purposes, in order to identify where multimodal improvements are needed, and not for development approvals based on capacity. ~~(Cross Reference: See Future Land Use Element, Goal 6 et seq. and Multimodal Transportation Element, Policy 1.11.1) (Ord. 2010-18; 10-25-10)~~

Policy 1.3.3: *Improvements*. Continue to seek fiscal resources to make improvements necessary to accommodate growth and infill development while maintaining services and facilities at adopted standards and mobility strategies. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.3.4: *Future Land Use Map Amendments*. Support proposed future land use map amendments with data and analysis demonstrating that adequate water supplies and associated public facilities will be available to meet the projected growth demands. ~~(Cross Reference: See Capital Improvement Element, Policies 1.7.4 and 1.75)~~

Objective 1.4: *Discourage Urban Sprawl and Encourage Redevelopment*. The City will limit the proliferation of urban sprawl and encourage redevelopment and revitalization of blighted areas.

Policy 1.4.1: *Redevelopment Plans*. Create redevelopment or small area plans to identify and establish redevelopment opportunities. ~~(Cross Reference: See Housing Element, Policy 2.4.4)~~

Policy 1.4.2: *Higher Density Infill*. Encourage the efficient use of land with compatible infill and higher density and intensity development within

the Town Center ~~and the U.S. 17-92 CRA Corridor~~. Higher density development shall be directed to the Town Center ~~CRA~~ to promote revitalization of underutilized property through redevelopment and reinvestment with access to the existing fixed transit route, which provides critical connection with SunRail. Minimize adverse impacts to adjacent established residential neighborhoods thro

ugh site layout, orientation of buildings, and a transition of densities. ~~(Cross Reference: See Housing Element, Policy 1.1.8) (Ord. 2010-18, 10-25-10)~~

Policy 1.4.3: *Public Services and Facilities.* Work to ensure the availability of public services and facilities to accommodate development in the Town Center and Greeneway Interchange District.

Policy 1.4.4: *Redevelopment Visioning Workshop(s).* Hold visioning workshop(s) to discuss specific issues that may impede infill and redevelopment activities consistent with the land uses and densities indicated in this plan, in situations that will not jeopardize public health, safety or welfare.

Policy 1.4.5: *S.R. 434 Overlay.* Implement the S.R. 434 overlay corridor design standards to encourage infill development that is appropriate for the character of the neighborhoods adjacent to this corridor. Allow a vertical mix of uses to promote a live-work environment.

Policy 1.4.6: *S.R. 434 Crosstown Bus Route.* Implement as feasible, bicycle and pedestrian connections to the new S.R. 434 Crosstown bus route. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.5.17 and 1.6.7)~~

Policy 1.4.7: *Partnerships for Housing Rehabilitation.* Continue to partner with agencies which work to rehabilitate existing deteriorated housing and neighborhoods.

Policy 1.4.8: *Deteriorated Areas.* Target areas of blight or otherwise deteriorated areas for special consideration through a redevelopment plan and pursue available federal, state, county and local funds for redevelopment. ~~(Cross Reference: See Housing Element, Policy 2.4.1~~)

Policy 1.4.9: *Seminole Economic Enhancement District (SEED) areas.* Continue to maintain, support, and implement the Seminole Economic Enhancement District (SEED) areas adopted by Resolution 2008-36, Resolution 2008- 37, and Resolution 2008-38, as may be amended from time to time.

~~**Policy 1.4.10:** *U.S. 17-92 CRA.* Continue to support the efforts of the Community Redevelopment Agency and the implementation of the US 17-92 Corridor Redevelopment Master Plan recommendations, as amended from time to time. (Ord. 2010-18, 10-25-10)~~

Objective 1.5: *Land Use Compatibility*. Future development must be consistent with the adopted Future Land Use Map - ~~2030~~2035. Encourage the elimination of nonconforming structures and uses through the adoption of appropriate land development regulations.

Policy 1.5.1: *Inconsistencies.* Do not approve proposed land use amendments which are inconsistent with the character of the community or inconsistent with adjacent future land uses.

Policy 1.5.2: *Nonconforming Structures.* Continue to prohibit the repair or rehabilitation of nonconforming structures that are abandoned, damaged (even if by natural causes), or decayed, based on requirements established in the City's land development regulations. Nonconforming structures satisfying said requirements shall be demolished.

Policy 1.5.3: *Redevelopment/Infill Development.* Identify acceptable locations, priorities and implementation strategies for potential and compatible infill development and redevelopment. Address residential, commercial and live-work or mixed use opportunities. Follow-up these efforts with any needed amendments to the Comprehensive Plan, Future Land Use Map - 2035~~2030~~, and/or Code of Ordinances as well as enhancements to the vacant parcel map and database illustrating infill development and redevelopment opportunities. Consider providing incentives for infill development and redevelopment that support the City's targeted program priorities.

Policy 1.5.4: *Conversions.* Support the transition or conversion of older residential homes fronting onto arterial roadways, to a live–work or commercial use, by reducing the required development standards when appropriate, while maintaining compatibility and protecting adjacent neighborhood uses. ~~(Cross Reference: See Housing Element, Policy 2.4.9~~)

Policy 1.5.5: *Buffers.* Buffer residential areas from intensive commercial and industrial land uses. Locate less intensive transitional uses in between, or buffer with berms, trees, or other methods, as deemed appropriate by the City.

Policy 1.5.6: *Landscape Buffers.* Establish a landscape ordinance that further defines requirements for adequate buffering between incompatible uses.

Policy 1.5.7: *Compatibility.* Maintain site design requirements and subdivision regulations in the Code of Ordinances which adequately address the impacts of new development on adjacent properties in all land use categories and zoning districts and which encourage property owners to make property upgrades which enhance and increase property values. ~~(Cross Reference: See Housing Element, Policy 2.2.11~~)

Policy 1.5.8: *Adverse Uses*. Implement through the adoption of the City's land development regulations, lands designated "Industrial" on the Future Land Use Map - ~~2030~~ 2035 to also serve as an area to locate authorized land uses and activities which could have adverse secondary effects (e.g. increased crime; neighborhood deterioration and blight; property devaluation; economic deterioration; health risks; and other adverse effects) on residential areas, religious institutions, schools, parks, day care centers, and other public institutions located within the City.

Policy 1.5.9: *Adult Entertainment*. Adult entertainment establishments and sexually oriented businesses shall be strictly limited to lands designated "Industrial" on the Future Land Use Map - ~~2030~~2035. The City Commission may adopt joint planning agreements with Seminole County and other neighboring cities to jointly coordinate the location of adult entertainment establishments and sexually oriented businesses.

Objective 1.6: *Transportation/Land Use Compatibility*. The City will ensure that population densities, housing types, employment patterns, and land uses are consistent with the transportation modes and services proposed to serve these areas. In support of the establishment of a citywide Transportation Concurrency Exception Area (TCEA), the City adopts mobility strategies to enhance transportation options and to enable a reduction of vehicle miles traveled. ~~(Cross Reference: See Future Land Use Element, Goal 6 et seq.) (Ord. 2010-18; 10-25-10~~)

Policy 1.6.1: *Cross Access Easements*. Require shared driveways and cross access easements between adjacent properties where feasible to support efficiency in travel and to reduce demand on arterial and collector streets. Development projects over ten (10) acres shall have more than one point of access unless determined infeasible. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.2.2) (Ord. 2010-18; 10-25-10)~~

Policy 1.6.2: *Improvements*. Propose multimodal transportation improvements consistent with the land use patterns on the Future Land Use Map - ~~2030~~2035. ~~(Ord. 2010-20; 10-25-2010~~)

Policy 1.6.3: *Development Requirements*. Require development to contribute to the City's multimodal system through the implementation of identified mobility standards. If the multimodal improvements needed require roadway improvements, emphasis shall be upon intersection improvements to improve safety and reduce conflicts between modes; signalization/Transportation Demand Management improvements (especially those providing transit and pedestrian priority signalization). ~~(Cross Reference: See Future Land Use Element, Goal 6 et seq. and Multimodal Transportation Element, Policy 1.11.1) (Ord. 2010-18; 10-25-10)~~

Policy 1.6.4: *High Traffic Count Uses*. Encourage land uses that generate high traffic counts to locate adjacent to arterial roads and mass transit systems.

Policy 1.6.5: *On Site Traffic Flow*. Require development to provide safe and convenient on site motorized and nonmotorized traffic flow, adequate pedestrian facilities and connections, and sufficient parking for both motorized and nonmotorized vehicles.

Policy 1.6.6: *Connectivity*. Encourage travel between uses and access to transit without requiring the use of arterial roads by ensuring that existing, new, and future development is connected by roadways, bikeways, and sidewalks, ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.3.3 and Recreation and Open Space Element, Policy 1.6.4) (Ord. 2010-18, 10-25-10)~~

Objective 1.7: *Adjacent Jurisdictions.* The City shall promote compatibility of adjacent land uses with Seminole County and the neighboring cities of Casselberry, Longwood and Oviedo.

Policy 1.7.1: *Adjacent Land Uses*. Consider existing and proposed land uses in adjacent jurisdictions when reviewing proposed land use amendments.

Policy 1.7.2: *Intergovernmental Coordination*. Continue intergovernmental coordination through associated technical committees with neighboring jurisdictions, such as METROPLAN ORLANDO, the Council of Local Governments (CALNO), Seminole Way initiative and the Planning Technical Advisory Committee (PTAC).

Objective 1.8: *Annexation.* The City shall pursue a policy of annexation which will provide for the most efficient use of public facilities and services, eliminate areas of jurisdictional problems, and provide for sound growth and development of the City and surrounding area.

Policy 1.8.1: *Procedures for Joint Action*. Identify and establish procedures for joint action regarding future joint planning areas, future annexations and compatible County and City land uses.

Policy 1.8.2: *Enclaves*. Annex all enclaves, where feasible, in order to reduce land use conflicts and provide efficient public service.

Policy 1.8.3: *Condition for Connection to City Utilities*. Require new development within the County in areas that are contiguous to the City, to be annexed into the City and to be developed to City standards as a condition for connection to City utilities unless that development is the subject of a mutually accepted utility agreement.

Policy 1.8.4: *Annexation Boundary East of Deleon Street*. Do not process any voluntary annexation petitions received from property owners, nor initiate any involuntary annexation procedure, involving any real property that is located east of an imaginary straight line which commences on the southern boundary of the shores of Lake Jesup and runs southward along the easternmost boundary of the Deleon Street

right-of-way and which terminates on the northernmost boundary of the City of Oviedo.

Objective 1.9: *Historic and Archeological Sites.* The City shall identify, designate and protect historically significant housing and significant archeological sites.

Policy 1.9.1: *Protection of Historic Sites.* Protect and preserve the City's historic sites and properties, buildings, artifacts, and objects of antiquity which have scientific or historic value, or are of interest to the public.

Policy 1.9.2: *Development Restrictions.* Prohibit development which damages any site or building determined to be either historically or archaeologically significant, as designated on the National Register of Historic Places.

Policy 1.9.3: *Historic and Archeological Study.* Prepare a study of historic and archeological sites. Maintain an electronic database that identifies the location of potential archeological and historic sites.

Policy 1.9.4: *Restrictive Standards.* Establish restrictive standards for historic preservation in the Code of Ordinances to ensure the protection of historically significant cultural sites and historic structures.

Policy 1.9.5: *City Owned Property.* Do not allow any loss of significant archaeological, paleontological, and historic resources on City-owned property.

Objective 1.10: *Public Utilities.* The City will maintain regulations and procedures in the Code of Ordinances which will require provision of land for utility facilities necessary to support development and will limit land development activities when such land for utility facilities is not available, as specified in the following policies:

Policy 1.10.1: *Public Utility System Land Requirements.* Review proposed development in relation to existing and projected utility systems and any land needs of these systems, such as water and sewer plants, stormwater management, transmission corridors for electric and other utilities, easements for maintenance, and, other requirements.

Policy 1.10.2: *Preservation of Public Utility System Lands.* Do not issue development orders unless it can be demonstrated that the land required by utility systems serving the City will be preserved.

Policy 1.10.3: Excluding the Conservation Future Land Use category, new and existing electrical substations shall be permitted in all future land use categories and subject to the siting, design, and approval process identified in 163.3208, F.S.

Objective 1.11: *Public Schools.* The City shall implement standards for the siting of public schools to increase the quality of life and local educational opportunities for its citizens.

Policy 1.11.1: *Future Land Use and Zoning Categories.* Allow public schools in all future land use categories except Conservation and Industrial. List public schools in the Code of Ordinances Zoning Chapter as uses allowed in all zoning districts except the R-T Mobile Home Park and the I-1 Light Industrial Zoning Districts. ~~(Cross Reference: See Public School Facilities Element, Policy 1.6.1)~~

Policy 1.11.2: *Adjacency Requirements.* Do not locate new school sites adjacent to any noxious industrial uses or other property from which noise, vibration, odors, dust, toxic materials, traffic conditions or other disturbances that would have a negative impact. ~~(Cross Reference: See Public School Facilities Element, Policy 1.6.1)~~

Policy 1.11.3: *Protection of Adjoining Uses.* Minimize detrimental impacts from new schools on residential neighborhoods, nursing homes and similar uses through proper site location, configuration, design layout, access, parking, traffic controls and buffers.

Policy 1.11.4: *Facility Size Requirements.* Satisfy the minimum standards established by the Seminole County School Board for size of new school facilities and land area, whenever possible~~. (Cross Reference: See Public School Facilities Element, Policy 1.3.2)~~

Policy 1.11.5: *Proximity to Residential Development.* Locate schools in proximity to existing or anticipated concentrations of residential development with the exception for high schools and specialized schools, which are suitable for other locations due to their special characteristics. ~~(Cross Reference: See Public School Facilities Element, Policy 1.6.1)~~

Policy 1.11.6: *Sensitive Lands.* Require new school buildings to be located away from flood plain, wetlands, and other environmentally sensitive lands. Protect historic or archaeological resources from adverse impact by education facilities.

Policy 1.11.7: *Concurrent Implementation.* Require public utilities, as well as police and fire protection, to be available concurrently with the construction of new school sites.

Policy 1.11.8: *Collector/Arterial Road Access.* Require new school sites to have frontage on or direct access to a collector or arterial road and to have suitable ingress and egress for pedestrians, bicycles, cars, buses, service vehicles, and emergency vehicles.

Policy 1.11.9: *Pre-Development Coordination.* Coordinate during pre-development program planning and school site selection activities with the School Board, to collocate public facilities, such as parks, libraries, and community centers, with schools.

Policy 1.11.10: *Emergency Shelters.* Encourage the School Board to construct portions of new schools to serve as emergency shelters in case of natural disasters.

Policy 1.11.11: *Consistency with Code and Interlocal Agreements.* Require public schools to develop consistent with the *2007 Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended January 2008,* the City's Comprehensive Plan, and the City's Code of Ordinances.

GOAL 2: *Town Center.* The City seeks to create a Town Center based upon traditional design standards for development that will become the identifying focus of the City's downtown and contribute to an increased and diversified tax base for the City. The primary purpose of the Town Center shall be to create an economically successful, vibrant, aesthetic, compact, multimodal, diverse, mixed use (including horizontal and vertical integration of uses) neo-traditional urban environment, designed on a pedestrian scale and with a pedestrian orientation. The Town Center is to be a place where people can reside in a mix of single and multiple family dwellings, work, gather to shop, relax, recreate, be entertained, attend community events, and enjoy the natural beauty of lands located in the Town Center. The Town Center should be created through public and private investment and development.

Objective 2.1: *Location.* The Town Center should be generally centered around the intersection of S.R. 434 and Tuskawilla Road, as depicted on the City's Future Land Use Map - ~~2030~~2035. Existing public facilities such as the City Hall, Winter Springs High School, Central Winds Community Park, and the U. S. Post Office are included within the Town Center designation.

Policy 2.1.1: *Future Land Use Map Designation.* Revise the Future Land Use Map - 2035 ~~2030~~, as needed from time to time, to designate land "Town Center" consistent with the Objective.

Policy 2.1.2: *Design Charette.* Host design charettes to create small area plans consistent with the Town Center Master Plan, involving property owners and stakeholders for the following areas, prior to their development:

- Between Orange Avenue and Lake Jesup
- North of and adjacent to Tuscawilla PUD

Policy 2.1.3: *Promote and Protect.* Maintain a leadership position to protect the economic and planning integrity of the Town Center and promote public and private investment and growth therein.

Policy 2.1.4: *Future Roads and Mobility Patterns.* Periodically update transportation maps to identify future roads and mobility patterns related to the Town Center that facilitate multimodal transportation routes through the Town Center, and safe and convenient access to the Town Center, while attempting to maximize development potential and opportunities consistent with the Town Center Goal. Determine the final location of future Town Center roads and mobility patterns during the development process in accordance with the Multimodal Transportation Element. ~~(Ord. 2010-18, 10-25-10)~~

Policy 2.1.5: *Public/Private Partnerships.* Enter into public/private partnerships, as needed from time to time, with property owners or developers to develop the Town Center consistent with the Town Center Goal.

Policy 2.1.6: *Public Money as a Catalyst.* Encourage private investment within the Town Center by spending public money as a catalyst to the extent financial resources are available. Coordinate as appropriate, with private development to undertake capital improvements for public infrastructure (e.g. sewer, water, roads, parks, stormwater) to enhance or assist private development to achieve the Town Center Goal.

Policy 2.1.7: *Private Investment and Economic Incentives.* Encourage private investment in the Town Center by enacting policies to provide economic incentives to private developers building within the Town Center, provided such development is consistent with the Town Center Goal. Consider to the extent allowed by law, incentives such as providing impact fees credits, subsidizing loans, reserving infrastructure capacity, improving rights-of-way, providing public infrastructure, and/or streamlining permit processing.

~~**Policy 2.1.8:** *Development Review Committee.* Require all proposed developments within the Town Center to be subject to review by the Development Review Committee (DRC) as established by the City Commission. The DRC shall have the authority, granted by the City Commission, to approve all aspects of site planning and exterior architecture implications, traffic impacts, and any other site-specific matters related to development.~~

Objective 2.2: ***Neo-traditional.*** Promote and enhance the development of the Town Center by allowing a mixed use higher density/intensity neo-traditional urban pattern.

Policy 2.2.1: *Neo-Traditional Characteristics.* Encourage a mixed use higher density/intensity neo-traditional Town Center, utilizing, to the extent practical, the fundamentals and urban design concepts in the Town Center Master Plan:

- Urban and high density
- Walkable community
- Predictability in design/flexibility in land uses.
- Visibly different section of S.R. 434
- Important sites for special public places
- "Green network" of parks and preserved open spaces
- Connected network of streets and blocks
- Special public spaces of defined character
- Special sites for civic buildings
- Pedestrian sized blocks
- Nongated developments

Policy 2.2.2: *Variety of Places*. Promote and permit a variety of places to gather, shop, relax, recreate and enjoy the natural beauty of the Town Center. Choose sites for public spaces because of their uniqueness or existing physical features.

Policy 2.2.3: *Network of Public Green Spaces*. Promote and develop a network of public green spaces such as parks, squares, preserves, and open spaces that form the framework for the Town Center, and in doing so, promote and develop connectivity of natural features for habitat, continuity and sustainability, scenic vistas, and trail systems. [Open space is defined as "undeveloped lands suitable for passive recreation or conservation". ~~(Cross Reference: See Recreation and Open Space Element, Policy 1.1.1)~~] Designate lands for both passive and active parks.

Policy 2.2.4: *Mixed Uses*. Permit a variety of mixed uses consistent, compatible, and in harmony with the Town Center Goal and the Town Center District Code, including single family residential, multiple family residential, commercial retail and services, public services and buildings, parks, and schools, through the enactment of creative and flexible land development regulations. ~~(Ord. 2012-05)~~

Policy 2.2.5: *Wetlands*. Utilize wetlands as conservation preserve and open space areas. Connect these to the extent feasible, to promote the natural drainage and ecological viability of the Town Center and to further uphold the City's designation as a "Tree City U.S.A." Designate jurisdictional wetlands located within the Town Center as Conservation on the Future Land Use Map - ~~2030~~ 2035 and require that these lands be subject to the Goals, Objectives and Policies of the Conservation Element.

Policy 2.2.6: *Residential Density*. Support the desired commercial activity and urban character desired for the Town Center by encouraging high density residential development consistent with the Town Center Goal and Town Center District Code and encourage a minimum average residential density of seven (7) units per acre, unless the type of unit would warrant a lesser density while still meeting the intent of the Town Center District Code. ~~(Ord. 2012-05)~~

Policy 2.2.7: *Accessory Dwelling Units*. Encourage developers of single family detached units in the Town Center, to include residential units with accessory dwelling units (such as garage apartments~~). (Cross Reference: See Housing Element, Policy 1.3.9)~~

Policy 2.2.8: *Intensity*. Encourage higher intensity development in the Town Center subject to the Town Center District Code. ~~(Ord. 2012-05)~~

Objective 2.3: *Economic Development.* Plan and promote sufficient economic growth and development that provides for an appropriate balance of high-quality land uses, development and activities that will provide a sound financial future for the City.

Policy 2.3.1: *Central Economic Development Core.* Recognize the Town Center as the centrally located economic development core of the City with the potential for high-quality new development and revitalization that provides needed services, employment opportunities, and high-quality residential living opportunities, while becoming a community activity center for the City.

Policy 2.3.2: *Studies.* Conduct periodic economic development studies, as development activity, trends or patterns warrant, of the Town Center that are designed to compile relevant economic data and analysis that will: (1) educate and inform the City about trends affecting the economic performance of the Town Center; (2) assist the City in developing and implementing economic development strategies for the Town Center; and (3) serve as a significant factor in making development and other decisions related to the Town Center. ~~(Ord. 2012-05)~~

Policy 2.3.3: *Fiscal Impacts of Development.* Ensure that City policies, regulations, and decision making processes not only consider Town Center design planning impacts, but also consider whether proposed new development will have a positive and acceptable economic and fiscal impact on the City. In furtherance of this policy, the City Commission shall require (unless otherwise exempted by land development regulation), as a condition of considering the approval or denial of a development project, that developers provide a written economic and fiscal impact report, prepared by a duly qualified expert, that details the associated economic and fiscal impacts of any proposed new development project on the City and the School District. Although the City recognizes that some projects will have a regional economic and fiscal impact as well, said report shall predominantly address the economic and fiscal impacts on the Town Center and the City of Winter Springs as its own economic system. The economic impact analysis portion of the report shall address the impacts of the proposed project on jobs, economic output, and wages. The fiscal impact analysis portion shall pertain to the net fiscal impact of the project over a period of years which is the sum of those revenues (such as ad valorem taxes, public service taxes, sales taxes, and charges for service) directly received by the City minus the sum of expenditures incurred by the City (such as general government expenses, law enforcement, roads, and parks and recreation). ~~(Ord. 2012-05)~~

Policy 2.3.4: Compatibility and Optimization of Tax Base. For purpose of determining whether a project has a positive and acceptable economic and fiscal impact on the City pursuant to Policy 2.3.3, the developer

shall be required to demonstrate through its written economic and fiscal impact report that the project is in compliance with the following objective criteria:

(1) The proposed project and associated land use is not only a permitted use within the applicable zoning transect, but is also compatible under existing conditions (existing, permitted, or master-planned development) at the proposed location with other adjacent or nearby land uses within the Town Center and any established surrounding neighborhoods.

(2) The market demand for the proposed project is at least minimally feasible based on current market data including, but not limited to, data set forth in any economic development study conducted by the City.

(3) Provided said project is first deemed compatible from a land use perspective under criteria (1) and market demand is deemed minimally feasible under criteria (2), the proposed project optimally increases and diversifies the City's tax base and economic well-being. With respect to the phrase "optimally increases," the proposed project's economic and fiscal impact shall be required to be the best result obtainable for the City under current economic and land use conditions. In furtherance of determining consistency with this provision, the developer's written economic and fiscal impact report shall analyze and compare the proposed project to either the City's preferred project or projects for the subject location as may be expressly set forth in the City's Town Center Master Plan or economic development study conducted pursuant to Policy 2.3.2, or if the plan or study does not so expressly provide, to a reasonable array of other potential alternative compatible projects authorized in the applicable zoning transect for the subject project location. Furthermore, the term "diversifies" means the extent that the proposed project reduces the City's reliance upon a residential tax base to fund the City's fiscal budget. Additionally, if the proposed project is a commercial project, the extent that the proposed project also provides different and needed services and jobs to the Town Center and the City.

(4) Such other criteria set forth in the City's land development regulations. ~~(Ord. 2012-05)~~

Policy 2.3.5: *Targeted Development Program*. Develop and implement a targeted development program in cooperation with residents, local businesses and the development community to attract, expand and retain businesses and residential units appropriate to create and maintain an economically successful Town Center.

Policy 2.3.6: *High Quality Development.* Ensure high-quality building and development that enhances the image and economic well-being of the City and the Town Center.

Policy 2.3.7: *Quality of Life.* Strive to improve the quality of life of Winter Springs' residents by encouraging an increased number and variety of thriving commercial businesses that are supported and complimented by high- end residential projects located in the Town Center.

GOAL 3: *Greeneway Interchange District.* The City hereby creates a Greeneway Interchange District (GID) land use category to target industries with high quality, higher income jobs and an increased tax base for the City.

~~**Objective 3.1: *Location.*** The GID shall be located in proximity to S.R. 417 and the interchange area on S.R. 434, as depicted on the City"s Future Land Use Map - 2030. The GID is located within the "target area" identified by Seminole County in 2007 as "Seminole Way", which runs north from S.R. 426 in the City of Oviedo to Interstate 4 in the City of Sanford, following the S.R. 417 corridor.~~

~~**Policy 3.1.1:** *Future Land Use Map - 2030 Designation.* Revise the Future Land Use Map - 2030, as appropriate from time to time, to designate land "Greeneway Interchange District" (GID) consistent with this Objective.~~

~~**Policy 3.1.2:** *Future Roads and Mobility Patterns.* Periodically update transportation maps to identify future roads and mobility patterns related to the GID that facilitate multimodal transportation routes that provide safe and convenient access to the GID, while attempting to maximize development potential and opportunities consistent with GID Goal. Determine the final location of future roads and mobility patterns within the GID and adjacent area during the development process in accordance with the Multimodal Transportation Element. (Ord. 2010-18, 10-25-10) (Ord. 2012-05)~~

~~**Policy 3.1.3:** *Multimodal Access.* Plan for transit and multimodal service on transportation thoroughfares accessing the GID, including a future Seminole Way intermodal transit facility for light rail or bus rapid transit (BRT) service along SR 417. Coordinate the location of transit- related facilities with Seminole County, LYNX, and the Florida Turnpike Enterprise. Ensure pedestrian and bicycle connection to the future intermodal facility. Supportive facilities and amenities should include clustered and compact mix of uses with intensities that support transit, park and ride parking garage with bicycle lockers and facilities, and covered shelters. (Cross Reference: See Intergovernmental Coordination Element, Policy 1.3.7) (Ord. 2010-18, 10-25-10)~~

~~**Policy 3.1.4:** *Multimodal Transportation.* Plan for and facilitate the integration of future multimodal transportation within the GID, including BRT or similar transit circulator service by the inclusion of supportive facilities and~~

~~amenities in the master plan. (Cross Reference: See Future Land Use Element, Policy 3.3.4) (Ord. 2010-18; 10-25-10)~~

~~**Policy 3.1.5:** *Connectivity*. Promote pedestrian, bicycle and vehicular connectivity both internally and externally to adjoining developable properties (including public trail linkages). (Cross Reference: See Recreation and Open Space Element, Policy 1.6.4) (previously Policy 3.1.3; Ord. 2010-18; 10-25-10) (Ord. 2012-05)~~

Objective 3.1~~2~~: ***Land Uses.*** The intent and purpose of the GID is to attract target industries which provide higher paying jobs and which, in concert with the Town Center District, will increase and enhance the City's tax base. ~~(Ord. 2012-05)~~

Policy 3.1~~2~~.1: *Target Industries*. Limit land uses within the GID to target industry uses including: corporate business parks, office complexes, technical and research services, financial information services, life sciences, digital media, international trade, sports associated industries, hotels and lodging, conference centers, long stay tourism. Allow other "basic" businesses and industries with high annual average wages provided the use complies with this Objective. Allow incidental uses supportive of these industries to be incorporated into these target industry buildings, but not as a separate facility. ~~(Ord. 2012-05~~)

Policy 3.1~~2~~.2: *Residential Use Limitations*. Residential uses shall not occupy more than twenty five percent (25%) of the total floor area of a proposed development in any approved phase of the Greeneway Interchange District (GID) Master Plan and must be developed concurrently with non-residential use (parking garages excluded in the calculation). The City Commission may permit residential uses by conditional use pursuant to the standards set forth in the City's land development regulations. ~~(Ord. 2010-20; 10-25-2010) (Ord. 2012-05~~)

Policy 3.1~~2~~.3: *Sensitive Lands*. Promote preservation of ecologically sensitive open spaces in the GID and promote connectivity of these natural features for habitat continuity and sustainability. Encourage a network of public plazas with interconnected sidewalks to promote an urban pedestrian environment. Calculate FAR based on total gross acreage, including both ecologically sensitive areas and developable acreage. ~~(Cross Reference: See Recreation and Open Space Element, Policy 1.1.9) (Ord. 2012-05)~~

Policy 3.1~~2~~.4: *Intensity and Building Height*. Encourage higher intensity development in the GID by requiring buildings to include at least two (2) stories of occupiable space (as defined in Florida Building Code, Chapter 2). The City Commission may permit principal buildings less than two (2) stories in height by conditional use pursuant to the standards set forth in the City's land development regulations. Ancillary buildings may be excluded from the two story minimum, by action of the City Commission. ~~(Ord. 2010-20; 10-25-2010~~)

The City shall permit a Floor Area Ratio (FAR) up to 1.0 in the Greeneway Interchange District. Development bonuses which allow a higher FAR (up to a maximum FAR of 2.0), may be granted for projects within the Greeneway Interchange District which create compact mixed use development through one or more of the following non-exclusive list of principles:

- Environmentally-sensitive site planning; ~~(Cross Reference: See Conservation Element Policy 1.8.2~~)

- Utilize traditional design standards to create compact, multimodal mixed use (including horizontal and vertical integration of uses) neo traditional urban development;

- Green building design and energy efficient buildings as determined by USGBC LEED Certification or equivalent;

- Incorporation of Low Impact Development (LID) practices, such as shared parking concepts, green roofs capture and use of stormwater for irrigation and/or other grey water type uses, and rain gardens; ~~(Cross Reference: See Conservation Element, Policy 1.3.4)~~

- Energy efficient land use which minimizes impervious surfaces, such as inclusion of one or more parking garages; ~~(Cross Reference: See Conservation Element, Policy 1.8.1~~)

- Restoration or enhancement of degraded wetlands, native ecosystems, or preservation of extra upland buffers around critical habitat; ~~(Cross Reference: See Conservation Element, Policy 1.7.2)~~

And

- Waterwise practices including sustainable site design through natural landscaping with Florida native plants. ~~(Cross Reference: See Conservation Element, Policy 1.2.6) (previously Policy 3.2.5; Ord. 2010-18; 10-25-10) (Ord. 2012-05~~)

Policy 3.1~~2~~.5: *Urban Form*. Define the urban form through clustering of uses with intensities that support multimodal transportation and provide efficient land use, thereby reducing vehicle miles traveled and greenhouse gas emissions. ~~(Ord. 2010-18; 10-25-10)~~

Policy 3.1~~2~~.6: *Trail Linkages*. Promote public trail linkages through the GID and require bicycle facilities (such as bike racks and lockers) to support multimodal access as included in the adopted Master Plan. ~~(previously Policy 3.2.6; Ord. 2010-18; 10-25-10); (Ord. 2012-05)~~

Policy 3.1~~2~~.7: *Diversity in Detailing and Style*. Encourage development to include diversity in detailing and style while maintaining aesthetic harmony. ~~Ord. 2010-18; 10-25-10); (Ord. 2012-05)~~

Objective 3.2~~3~~: *Private/Public Investment*. The City shall encourage and promote target industries to invest and locate on land designated GID.

Policy 3.2~~3~~.1: *Public Money as a Catalyst*. Spend public money as a catalyst to encourage private investment within the GID, to the extent financial resources are available. Undertake capital improvements for public infrastructure in conjunction with private development (e.g. sewer, water, roads, parks, stormwater) to enhance or assist private development in achieving the GID Goal.

Policy 3.2~~3~~.2: *Seminole Way Collaboration*. Pursue opportunities to collaborate on the regional Seminole *Way* initiative between Seminole County, the cities of Oviedo, Sanford, and Winter Springs, the Florida Turnpike Enterprise, and the Orlando Sanford International Airport, for purposes of economic development and job growth initiative. ~~(Cross Reference: See Intergovernmental Coordination Element, Policy 1.2.4)~~

Policy 3.2~~3~~.3: *Private Investment and Economic Incentives*. Encourage private investment in the GID by enacting policies, to the extent allowed by law, to provide economic or streamline processing incentives to private developers utilizing green technology standards (such as LEED) within the GID, provided such development is consistent with the GID Goals, Objectives and Policies.

Policy 3.2~~3~~.4: *Town Center Linkages*. Support public/private investment in transportation linkages between the GID and the Town Center (including a local transit circulator, water taxi, trail connection, and/or other innovative transportation solution). ~~(Cross Reference: See Future Land Use Element, Policy 3.1.4) (Ord. 2010-18; 10-25-10~~)

Objective 3.3~~4~~: *Compatibility of Uses*. Through the adoption of land development regulations and the development review process, the City shall require that the land uses within the GID be compatible.

Policy 3.3~~4~~.1: *Master Development Plan*. Require a Master Development Plan which considers the entire GID and surrounding area, to ensure compatibility of land uses and compliance with the GID Goal. Future development within the Greeneway Interchange District (GID) shall be in accordance with an approved phase of the Greeneway Interchange Master Plan. ~~(Ord. 2012-05)~~

Policy 3.3~~4~~.2: *Development*. Encourage tracts of land to be developed as a whole, to provide continuity among the various land uses and to create a compact and walkable workplace. ~~(Ord. 2012-05~~)

Policy 3.34.3: *Transition to Adjacent Uses.* Consider transitional uses and stepped down building heights to maximize views of Lake Jesup and to protect adjacent, existing lower density uses.

Objective 3.45: *Economic Development.* Plan and promote sufficient economic growth and development that provides for an appropriate balance of target industries, development and activities that will provide a sound financial future for the City.

Policy 3.45.1: *Economic Catalyst.* Recognize the GID as a major economic development catalyst of the City with the potential for attracting target industries that create high paying jobs and provide needed services and employment opportunities, as well as associated high-quality residential living opportunities under limited circumstances.

Policy 3.45.2: *Studies.* Conduct periodic economic development studies, as development activity, trends or patterns warrant, of the GID that are designed to compile relevant economic data and analysis that will: (1) educate and inform the City about trends affecting the economic performance of the GID; (2) assist the City in developing and implementing economic development strategies for the GID; and (3) serve as a significant factor in making development and other decisions related to the GID. ~~(Ord. 2012-05)~~

Policy 3.45.3: *Fiscal Impacts of Development.* Ensure that City policies, regulations, and decision making processes not only consider GID design planning impacts, but also consider whether proposed new development will have a positive and acceptable economic and fiscal impact on the City. In furtherance of this policy, the City Commission shall require (unless otherwise exempted by land development regulation), as a condition of considering the approval or denial of a development project, that developers provide a written economic and fiscal impact report, prepared by a duly qualified expert that details the associated economic and fiscal impacts of any proposed new development project on the City and the School District. Although the City recognizes that some projects will have a regional economic and fiscal impact as well, said report shall predominantly address the economic and fiscal impacts on the City of Winter Springs as its own economic system. The economic impact analysis portion of the report shall address the impacts of the proposed project on jobs, economic output, and wages. The fiscal impact analysis portion shall pertain to the net fiscal impact of the project over a period of years which is the sum of those revenues (such as ad valorem taxes, public service taxes, sales taxes, and charges for service) directly received by the City minus the sum of expenditures incurred by the City (such as general government expenses, law enforcement, roads, and parks and recreation). ~~(Ord. 2012-05)~~

Policy 3.45.4: Land Use and Optimization of Tax Base. For purposes of determining whether a project has a positive and acceptable economic and fiscal impact on the City pursuant to Policy 3.5.3, the developer shall be required to demonstrate through its written economic and fiscal report that the project is in compliance with the following criteria:

(1) The proposed project and associated land use is a permitted use within the applicable zoning district.

(2) The market demand for the proposed project is at least minimally feasible based on current market data including, but not limited to, data set forth in any economic development study conducted by the City.

(3) Provided said project is first deemed permitted from a land use perspective under criteria (1) and market demand is deemed minimally feasible under criteria (2), the proposed project optimally increases and diversifies the City's tax base and economic well-being. With respect to the phrase "optimally increases", the proposed project's economic and fiscal impact shall be required to be the best result obtainable for the City under current economic and land use conditions. In furtherance of determining consistency with this provision, the developer's written economic and fiscal impact report shall analyze and compare the proposed project to either the City's preferred project or projects for the subject location as may be expressly set forth in the City's GID Master Plan or economic development study conducted pursuant to Policy 3.5.2, or if the plan or study does not so expressly provide, to a reasonable array of other potential alternative compatible projects authorized in the applicable zoning district for the subject location. Furthermore, the term "diversifies" means the extent that the proposed project reduces the City's reliance upon a residential tax base to fund the City's fiscal budget. Additionally, if the proposed project is a commercial project, the extent that the proposed project also provides different and needed services and jobs to the GID and the City.

(4) Such other criteria set forth in the City's land development regulations. ~~(Ord. 2012-05)~~

Policy 3.45.5: *High Quality Development.* Ensure high-quality building and development that enhances the image and economic well-being of the City, GID, and Seminole Way.

Policy 3.45.6: *Quality of Life.* Strive to improve the quality of life of Winter Springs' residents by encouraging an increased number and variety of thriving

target industries that serve as significant employment opportunities for Winter Springs' residents.

GOAL 4: ***Mixed Use.*** The City seeks to promote a Mixed Use category, which provides for a variety of land uses and intensities within a development site to preserve conservation areas, reduce public investment in service provision, encourage flexible and creative site design, and provide public amenities with area-wide benefits.

Objective 4.1: ***Location.*** The Mixed Use category shall be located proximate to major transportation corridors as depicted on the City's Future Land Use Map -~~2030~~ 2035.

Policy 4.1.1: *Future Land Use Map - 2035~~2030~~ Designation.* Revise the Future Land Use Map - ~~2030~~2035, from time to time, to designate land "Mixed Use" consistent with this Objective.

Objective 4.2: ***General Uses and Intensities.*** Through the enactment of creative and flexible land development regulations and master planning design standards, permit a variety of mixed uses consistent, compatible and in harmony with the Mixed Use Goal, including low, medium and high density residential; commercial (retail and office); light industrial; educational facilities; recreational facilities; and compatible public facilities.

Policy 4.2.1: *Percentage of Various Uses.* Require as part of the master planning process, an appropriate set of uses and distribution of uses to be established unique to each development that will allow no more than seventy-five percent (75%) of any one type of land use to dominate the Mixed Use category.

Policy 4.2.2: *Minimum Acreage.* Require a minimum of ten (10) acres for development in the Mixed Use category.

Policy 4.2.3: *Vertical Integration.* Promote vertical integration of uses, as appropriate.

Policy 4.2.4: *Master Plan and Development Agreement.* Require a Master Plan, Development Agreement, and Planned Unit Development Zoning unique to each development, to ensure that tracts of land are developed as a whole throughout the Mixed Use category, to provide continuity among the various land uses, and to create a compact and walkable environment.

Policy 4.2.5: *Transition to Adjacent Uses.* Require transitional uses and stepped down building heights to protect adjacent lower intensity and density uses.

Policy 4.2.6: *Connectivity.* Ensure that existing, new, and future development is connected by roadways, bikeways, and/or pedestrianways that encourage travel between uses and access to transit without requiring the use of the arterial road.~~ (Ord. 2010-18; 10-25-10)~~

GOAL 5: ***Urban Central Business District.*** The City shall create an Urban Central Business District (UCBD) in order to promote high intensity, high density development in its urban core.

Objective 5.1: ***Urban Central Business District designated as an appropriate area for intensive growth and development.*** The UCBD is intended for high intensity, high density multi-use development which may include any of the following: retail, financial, office (also including professional and governmental offices), cultural, recreational and entertainment facilities, high density residential, or hotels and should be located in close proximity to public facilities.

Policy 5.1.1: *Purpose of Urban Central Business District.* Establish the UCBD to:

- Plan appropriate and balanced land uses on a scale and at an intensity, consistent with the availability of public facilities and services;
- Facilitate mixed use development;
- Encourage mass transit;
- Reduce dependency on the automobile and vehicle miles traveled; ~~(Ord. 2010-18; 10-25-10)~~
- Encourage quality development; and
- Give definition to the urban form through a vertical and horizontal mix of uses rather than strip-type development.

Policy 5.1.2: *Characteristics of Urban Central Business District.* Establish the UCBD as a multi-use area appropriate for intensive growth and having the following characteristics:

- Compact mix of uses which are pedestrian-friendly and are accessible without the use of the automobile ~~(Ord.2010-18; 10-25-10);~~
- Flexible, versatile building design that will outlast initial uses and create long-term value;
- Densities and intensities which support ~~transit (Ord.2010-18; 10-25-10);~~
- Proximate and accessible to major arterial roadways; and
- Adequate public facilities including roads, water, wastewater, solid waste disposal, stormwater drainage, and recreation.

Policy 5.1.3: *Location Requirement.* Locate the UCBD in an area suitable for increased development of regional impact guidelines and standards.

Policy 5.1.4: *Boundaries*. Define the UCBD as a geographical area having boundaries coinciding with and overlaying the boundaries of the Town Center District, as delineated on the Future Land Use Map ~~–~~ 2035~~2030~~.

Policy 5.1.5: *Expansion of an Urban Central Business District*. Expand or reduce the boundaries of the UCBD, as needed from time to time, by an amendment to the Comprehensive Plan text or an amendment to the Future Land Use Map ~~–~~ 2035 ~~2030~~ of the Comprehensive Plan.

Objective 5.2: ***Design Criteria for UCBD.***

Policy 5.2.1: *Intensity*. Consider pursuant to the guidelines and standards for Developments of Region Impact ("DRI") (28-24.014(10)(a)(2)FAC), the DRI threshold for development within the UCBD as: 800,000 square feet of commercial retail, 600,000 square feet of office and 700 hotel units, with not less than 700 residential dwelling units, nor more than 4,000 residential dwelling units.

Policy 5.2.2: *Future Land Use Designation*. Require the future land use designation of all development within the UCBD to be "Town Center".

Policy 5.2.3: *Public Areas within the Town Center*. Incorporate pedestrian nodes, such as plazas, parks, squares, gardens, courtyards, or other public green space areas.

Policy 5.2.4: *Coordination with Transit*. Incorporate transit-friendly features pursuant to the City's Comprehensive Plan Multimodal Transportation Element~~, Policy 1.6.2~~.

Policy 5.2.5: *Block Size and Interconnectivity*. Require developments to have an interconnected network of walkable streets and pedestrian-sized blocks.

Policy 5.2.6: *Pedestrian-Friendly Site Design*. Promote pedestrian gathering and circulation by requiring all of the following:

- Safe and convenient pedestrian connection to commercial shop fronts from rear parking areas. Connection might be by public sidewalk or through plazas, courtyards, vias, or corridors;
- Transit stops which are well connected to pedestrian circulation systems and include shelter from the elements and sitting areas;
- Sidewalk standards shall be as described in the Town Center District Code;
- Provisions for immediate shade along streets by inclusion of larger caliper shade trees, expanded awnings or colonnades for commercial shop fronts, and/or other means;

- Pedestrian lighting and subdued night lighting of display windows and building interiors along street frontages;
- Room-sized areas of occupiable space (as defined in Florida Building Code, Chapter 2) along street frontages in commercial shop fronts with entrances at the same grade as the sidewalk; and
- Streetscape design as set forth in the Town Center District Code.

~~(Ord. 2012-05)~~

Policy 5.2.7: *General Design of Individual Developments within the Urban Central Business District.* Require all development within the UCBD to comply with the Town Center Goal and Town Center District Code. Require development to include diversity in detailing and style while maintaining aesthetic harmony as defined within the Town Center District Code. ~~(Ord. 2012-05)~~

Policy 5.2.8: *Service Areas.* Prohibit service areas from being located in front yards and require that they not be visible from public rights-of-way or squares, parks, or primary space. Design service areas to the standards set forth in the Town Center District Code.

Policy 5.2.9: *Signage.* Require commercial shop front signage to include a variety of creative signage types (including projecting signage and fin signs) and encourage the use of exposed neon for building façade signage as set forth in the Town Center District Code. Utilize directional (way finding) signage to direct pedestrians to businesses and streets.

GOAL 6: ***Transportation Concurrency Exception Area (TCEA).*** ~~Pursuant to subsection 163.3164 of the Florida Statutes (FS) the City of Winter Springs qualifies as a dense urban land area as determined by the Office of Economic and Demographic Research. As such, pursuant to subsection 163.3180 (5)(b)1.a., FS t~~The entire City is hereby designated a Transportation Concurrency Exception Area. The City shall utilize this designation to responsibly encourage growth in specific areas within the City. ~~(Ord. 2010-18; 10-25-10)~~

Objective 6.1: ***TCEA Creation.*** The TCEA designation provides an exemption to transportation level of service requirements in an effort to support urban infill, development, redevelopment and the achievement of the City's redevelopment goals by addressing mobility, urban design, land use mix, network connectivity and reduction in the reliance of the single occupant automobile and reduction in vehicle miles traveled. Transportation concurrency requirements are modified within the citywide TCEA to include integration and coordination among the various modes of transportation as outlined in policies for mobility found in the Multimodal Transportation Element and through complementary policies in other elements. LOS shall be used for monitoring purposes, in order to identify where multimodal improvements are needed, and not for development approvals based on capacity. ~~(Cross Reference: See Future Land Use Element, Objective 1.6; Multimodal Transportation Element, Policy 1.11.1) (Ord. 2010-18; 10-25-10)~~

Policy 6.1.1: *TCEA Mobility Strategies*. Maintain mobility within the City by the implementation of the following strategies and programs in the Multimodal Transportation Element and through complementary policies in other elements of the comprehensive plan. TCEA mobility strategies may include, but are not limited to: ~~(Cross Reference: Multimodal Transportation Element, Policy 1.11.3) (Ord. 2010-18; 10-25-10)~~

(1) Transportation demand management program;

(2) Transportation system management program;

(3) Revised parking standards and regulations;

(4) Local and regional transit service;

(5) Enhanced pedestrian and bicycle facilities;

(6) Transit facility improvements;

(7) Complete streets policy implementation;

(8) Neighborhood traffic management programs; and

(9) Transit and pedestrian oriented site design standards.

Policy 6.1.2: *TCEA Zones*. Implement the Winter Springs' TCEA as five (5) distinct Zones, designated as A, B, C, D & E, based on geographic location in relation to the City's existing transportation network, land use, transit readiness, and future mobility needs and as further described in the Multimodal Transportation Element~~, Policy 1.11.2. (Ord. 2010-18; 10-25-10)~~

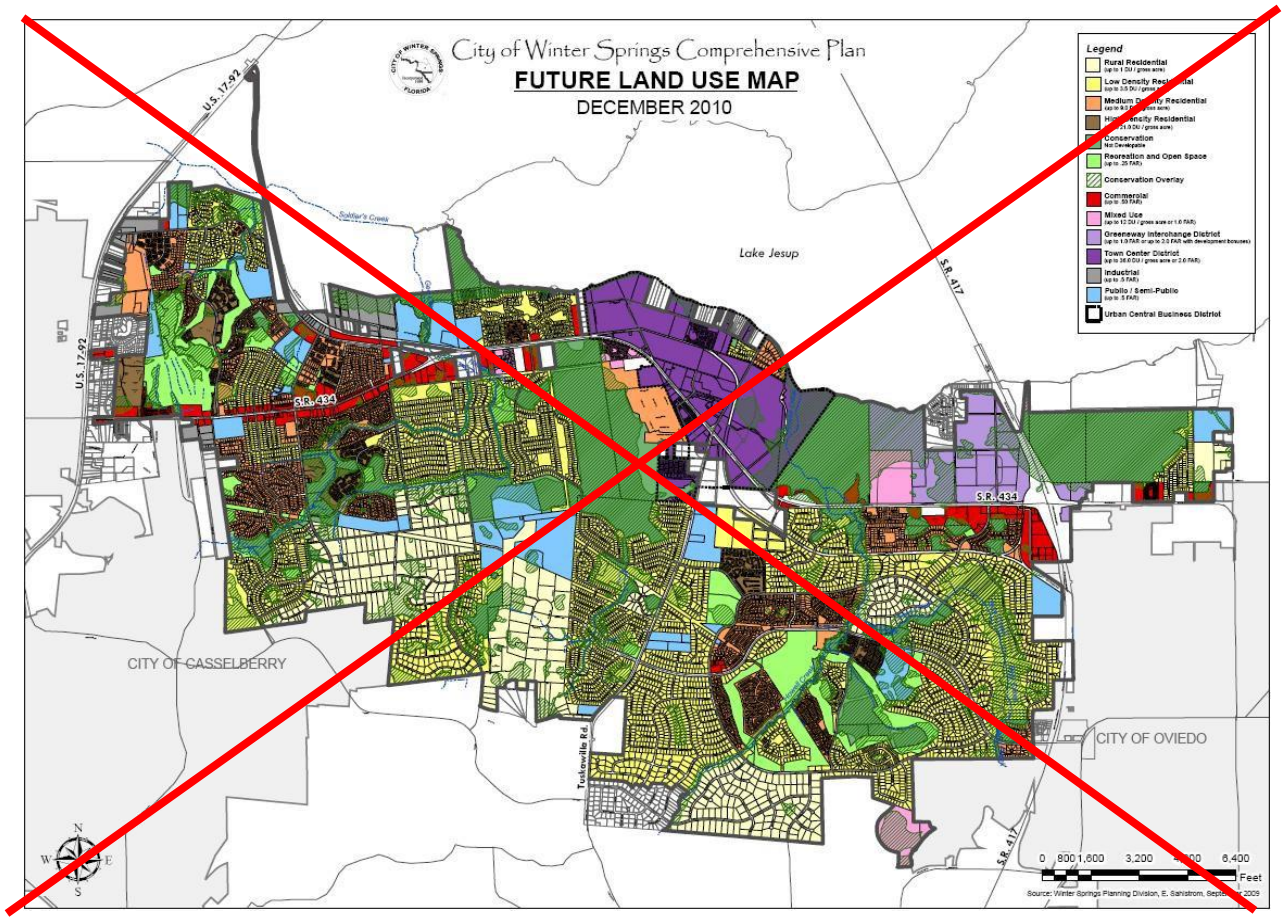
Policy 6.1.3: *Interim Standards*. Further define and establish mobility standards, projects and funding mechanisms~~ by July 2011, consistent with Section 163.3180(5)(b)4., F.S. (Ord. 2010-18; 10-25-10~~)

Policy 6.1.4: *Procedures for Inclusion of Annexed Properties into the City's TCEA*. Place properties that involve a ~~large-scale~~ land use amendment into a City TCEA Zone as part of the large or small-scale amendment process and amend simultaneously the appropriate TCEA map(s). ~~Place properties that involve a small-scale land use amendment into a City TCEA Zone as part of the next large-scale amendment cycle, and amend simultaneously the appropriate TCEA map(s)~~. During the interim period, after obtaining a City land use category, but prior to placement in a City TCEA Zone, development on property may proceed by the development providing and funding mobility standards and requirements of the most physically proximate Zone. If the property is adjacent to two Zones, the City shall assign the Zone after making a determination as to which is most appropriate. ~~(Ord. 2010-18; 10-25-10)~~

Policy 6.1.5: *TCEA Monitoring*. Monitor development activity and the implementation of mobility standards within the TCEA to ensure that the exception area is achieving increased mobility. Review mobility achievement against baseline condition inventory and respective targets each fiscal year, in conjunction with the annual identification of capital projects and update to the Five-Year Schedule of Capital Improvements, included within the Capital Improvements Element. The monitoring will include analysis, data collection and information as outlined in the Multimodal Transportation Element. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.11.9) (Ord. 2010-18; 10-25-10)~~

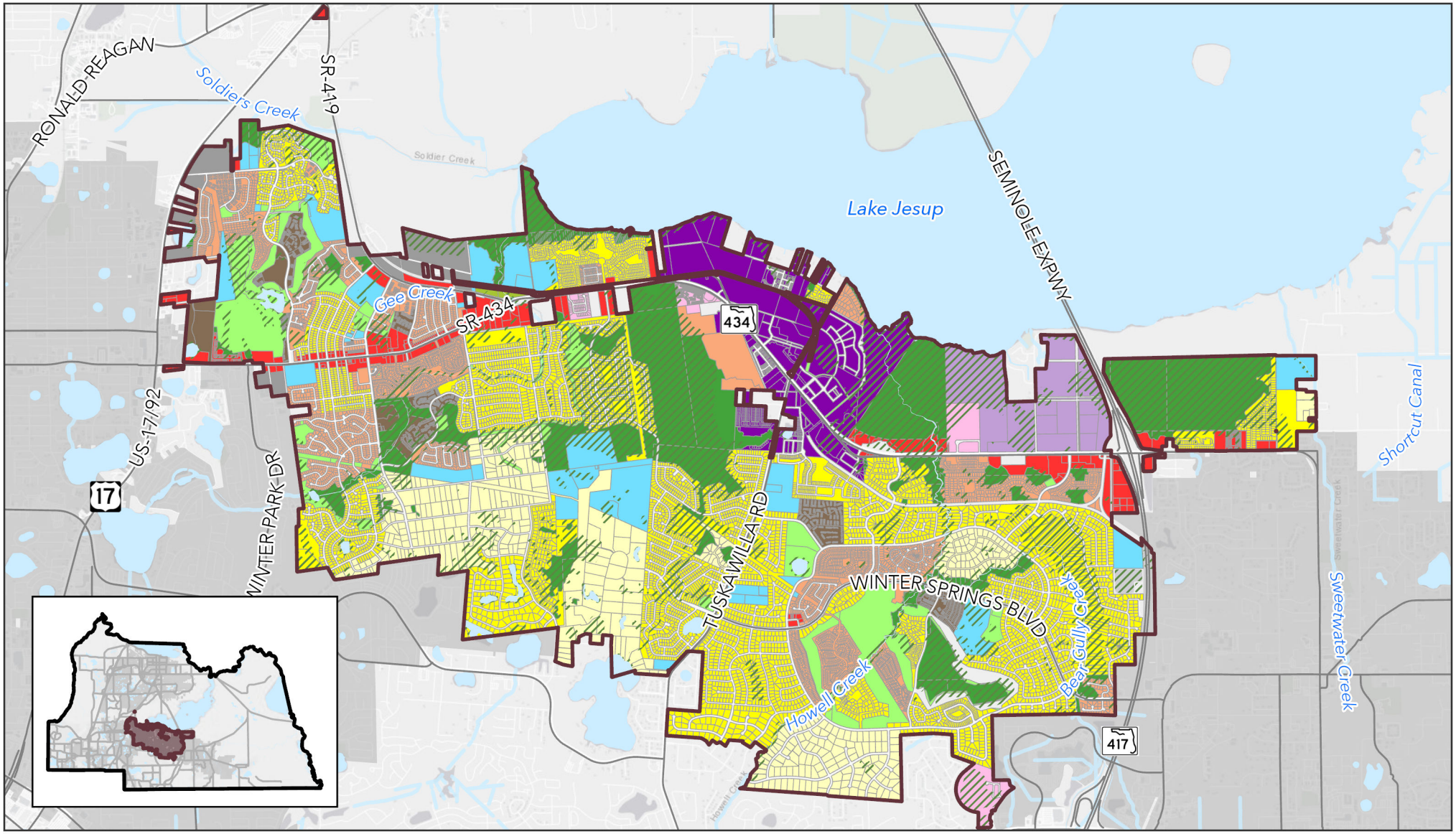
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Map I – 1: Future Land Use Map – 2035~~0~~



FUTURE LAND USE

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Major Roadway
- Neighboring Municipality
- Conservation Overlay

Future Land Use

- Commercial
- Conservation
- Greenway Interchange District
- High Density Residential
- Industrial
- Low Density Residential
- Medium Density Residential
- Mixed Use
- Public / Semi-Public
- Recreation
- Rural Residential
- Suburban Estate (County)
- Town Center District

0 2,500 5,000

1 inch = 4,500 feet

EXHIBIT 2

MULTIMODAL TRANSPORTATION ELEMENT

CHAPTER II
MULTIMODAL TRANSPORTATION ELEMENT

A. GOALS, OBJECTIVES AND POLICIES

GOAL 1: To develop a safe, convenient, efficient and coordinated system of motorized and nonmotorized transportation facilities which ensures adequate movement of people and goods through and within the City and which incorporates transportation strategies to address reduction in greenhouse gas emissions from the transportation sector.

Objective 1.1: ***Quality/Level of Service.*** In urban centers transportation cannot be effectively managed and mobility cannot be improved solely through the expansion of roadway capacity. The expansion of roadway capacity is not always physically or financially possible, and a range of transportation alternatives is essential to satisfy mobility needs, reduce congestion, and achieve healthy, vibrant centers. For these reasons, the City shall use Quality/Level of Service (Q/LOS) for monitoring purposes in order to identify where multimodal improvements are needed, for guiding capital improvements facility/operations planning to achieve and maintain mobility, to reduce greenhouse gases, and to assist in determining a fair share that a development should contribute to the achievement of these mobility strategies.

Q/LOS shall not be used for development approvals based on capacity. However, Florida Statutes require the inclusion of local roadway Level of Service standards within local comprehensive plans, even within a Transportation Concurrency Exception Area (TCEA), when roadway level of service is not the measure by which development is approved.

In recognition that the City is in the process of transitioning from a largely single occupant vehicle mode to a multimodal system, mobility within the TCEA will be achieved by the implementation of the strategies and programs identified in this element and through complementary policies throughout the comprehensive plan. If the development requires roadway improvements, emphasis shall be upon intersection improvements to improve safety and reduce conflicts between modes; signalization/Transportation Demand Management improvements (especially those providing transit and pedestrian priority signalization); bicycle facility improvements, and pedestrian crosswalk/median improvements. ~~(Cross Reference: See Future Land Use Element, Goal 6 et seq. and Capital Improvement Element, Policy 1.2.1.a.) (Ord. 2010-18; 10-25-10)~~

Policy 1.1.1: *Roadway Q/LOS.* Establish minimum Roadway Q/LOS standards, applicable to all TCEA Zones, for monitoring intersection capacity based on annual average daily trips (AADT) and peak hour maximum service volumes, based on the latest edition of the FDOT Generalized LOS Tables, as follows: ~~(Ord. 2010-18; 10-25-10)~~

- Limited Access Highways D
- Arterials E
- Collectors D

- Local Roads D

Policy 1.1.2: *Transit Q/LOS.* Coordinate with METROPLAN ORLANDO and LYNX to assist the County in maintaining the County's minimum Q/LOS standard for transit applicable to the citywide TCEA, to link urban centers and neighborhoods to nearby LYNX stops and subsequently to commuter rail. Work toward a long range vision of implementing higher capacity transit modes, such as bus rapid transit (BRT) along Seminole Way (SR 417) and between Zones A & B: ~~(Cross Reference: See Multimodal Transportation Element, Objective 1.6 and Policies 1.6.1 through 1.6.7) (Ord. 2010-18, 10-25-10)~~

Fixed Route Public Transit	*Initial*	~~2030~~*2035*
Link 103 Altamonte Station	15-min. headway (2013)	No Change
Link 434 Crosstown	60-min. headway (2010)	30-min. headway
Seminole Way BRT	N/A	15-min. headway
PickUpLine (PUL) Transit	*Initial*	~~2030~~*2035*
Tuskawilla/Red Bug Lake Rd	N/A	*60-min headway*(2 hr adv)

Policy 1.1.~~2~~3: *Pedestrian Q/LOS.* The pedestrian Q/LOS shall be the presence of pedestrian paths/sidewalks on both sides of roadways in areas of new development or within ¼ mile of existing schools, parks, or transit fixed service routes and shall be considered a QLOS standard of "B". The Q/LOS is not a standard that is intended to be achieved on an annual basis, but rather as an objective to be achieved by ~~2030~~2035. Many of the older areas of the City, including those within ¼ mile of schools, parks and the new LYNX 434 route, are lacking in sidewalks. A comprehensive inventory of these facilities will be completed ~~as a baseline by July 2011~~ for use in monitoring improvement. Specific project identification and service gaps shall be utilized for consideration as part of Capital Improvements programming evaluation and for consideration during development review for new and redeveloping projects. ~~(Ord. 2010-18, 10-25-10)~~

Policy 1.1.~~3~~4: *Bicycle Q/LOS.* The bicycle Q/LOS shall be the presence of designated bike lanes, bike routes, and/or multi-use paths or trails, which run the length of the City in an east-west, north-south grid pattern at 1-1/2 mile intervals. The provision of this citywide network shall be considered a QLOS standard of "B". The QLOS is not a standard that is intended to be achieved on an annual basis, but rather as an objective to be achieved by ~~2030~~2035. Except for the Cross Seminole Trail, bicycle facilities within Winter Springs are primarily undesignated. A comprehensive inventory of existing roadway facilities will be completed ~~as a baseline by July 2011~~ for use in monitoring improvement. ~~(Ord. 2010-18, 10-25-10)~~

~~**Policy 1.1.5:** Connectivity Q/LOS. Explore the implications of adopting a connectivity Q/LOS by July 2011 for each of the TCEA Zones. (Ord. 2010-18; 10-25-10)~~

Policy 1.1.4~~6~~: *SIS and FIHS Facilities.* Monitor the S.R. 417 roadway and entrance/exit ramp and make all efforts to minimize any potential negative impacts to this facility as the only SIS/FIHS facility within the City. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.1.5~~7~~: Require a Transportation Impact Analysis for all new development generating more than 300 total annual average daily trips (AADT). Such study shall be conducted in accordance with written procedures provided by the City and shall consider the comprehensive transportation impact on all modes of transportation. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.11.2) (previously Policy 1.1.4; Ord. 2010-18; 10-25-10)~~

Policy 1.1.6~~8~~: Annually monitor the Q/LOS status of arterials, collectors, and all state roadways within the City by obtaining from the State and County their most recent traffic counts at points along all roadways that would be affected by development in the City. ~~(previously Policy 1.1.6; Ord. 2010-18; 10-25-10)~~

Policy 1.1.7~~9~~: Monitor the functioning of the arterial and collector road system by use of the Florida Standard Urban Transportation Model Structure (FSUTMS) used by FDOT for travel demand forecasting so that collector road improvements may be scheduled according to valid priorities. ~~(previously Policy 1.1.3; Ord. 2010-18; 10-25-10)~~

Policy 1.1.8~~10~~: Evaluate proposed development for compliance with mobility strategies described in Multimodal Transportation Element~~, Policy 1.11.3~~. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.1.9~~11~~: Continue to use standards and guidelines for permitting the payment of proportionate fair-share contributions to mitigate locally and regionally significant transportation impacts consistent with Subsection 163.3180~~(16)~~, F.S. Such standards and guidelines shall provide that the City shall not rely on transportation facilities in place or under actual construction more than three years after the issuance of a building permit, except as provided in Subsection 163.3180~~(16)~~, F.S. ~~(previously Policy 1.1.7; Ord. 2010-18; 10-25-10)~~

Policy 1.1.10~~2~~: Coordinate with the Florida Department of Transportation (FDOT) regarding methods by which the pedestrian orientation of the Town Center can be achieved. This coordination may include the possible reclassification of S.R. 434 through the Town Center as a Class II or Class III arterial, the potential designation of the facility between U.S. 17-92 to Vistawilla Drive as one where it would be appropriate to apply a policy constraint prohibiting future widening of the roadway, and/or examining the appropriateness of lowering the speed limit

along a portion of the roadway. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.9.9 and Intergovernmental Coordination Element, Policy 1.3.1) (previously Policy 1.1.8; Ord. 2010-18; 10-25-10~~)

Objective 1.2: ***Roadway Network***. To provide an attractive, safe, convenient, and efficient arterial, collector and local roadway system that serves travel demands and reduces greenhouse gas emissions, through establishment of criteria to be enforced during site plan review, concurrency management and access management.

Policy 1.2.1: Require the design and construction of arterial roadways, through cooperation with the FDOT and Seminole County, to support and reflect adjacent land uses and development patterns, while preserving the through traffic carrying capacity of the facility. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.2.2: Require joint use access and cross access easements, except where they would be infeasible, to encourage interconnectivity between developments and to reduce congestion on arterials and collector roads. ~~(Cross Reference: See Future Land Use Element, Policy 1.6.1~~)

Policy 1.2.3: Encourage the interconnection of collector roads on the street network to provide residents with alternative routes and the potential for a reduction in vehicle miles traveled.

Policy 1.2.4: Develop the collector road system according to the Future Transportation Map - ~~2030~~ 2035 and design standards derived under the auspices of the City, to coordinate the construction of segments of the system by both the public and the private sectors. ~~(previously Policy 1.2.5; Ord. 2010-18; 10-25-10)~~

Policy 1.2.5: Continue to address through the Future Transportation Map - ~~2030~~ 2035 and periodic review, these factors: ~~(previously Policy 1.2.6; Ord. 2010-18; 10-25-10)~~

- Current and projected deficiencies of arterial roads under other jurisdictions; and
- Existing deficiencies of City collector streets.

Policy 1.2.6: Utilize appropriate access management alternative techniques to control arterial road access and reduce congestion. These techniques include but are not limited to the following: ~~(previously Policy 1.2.7; Ord. 2010-18; 10-25-10)~~

- Limit access to roads by controlling the number and location of site access driveways;
- Cross access easements to adjacent properties where feasible; and
- Use of frontage or back-lot parallel access roads where feasible.

Policy 1.2.7: Design major roadways as complete streets to enable safe, attractive, and comfortable access and travel for all users, to the extent appropriate. Incorporate bicycle and pedestrian facilities and transit features to achieve a true multimodal system while reducing greenhouse gas emissions. As funding becomes available, retrofit existing corridors to accommodate multimodal options. ~~(previously Policy 1.2.8; Ord. 2010-18; 10-25-10)~~

Policy 1.2.8: Encourage the State, County, and METROPLAN ORLANDO to implement projects that support the City's mobility objectives~~. (previously Policy 1.2.9; Ord. 2010-18; 10-25-10)~~

Policy 1.2.9: Cooperate and extensively coordinate with the State, the County and the METROPLAN ORLANDO to ensure that their improvements are implemented by the dates indicated, and as the need develops. Monitor proposed developments within the City to determine if roadway infrastructure will be adequate to service projected demand, and development approvals will be dependent upon these criteria. ~~(previously Policy 1.2.10; Ord. 2010-18; 10-25-10)~~

Policy 1.2.10: Create intersections of the new City collector roads with arterials where they will coordinate with the functioning of arterials. ~~(previously Policy 1.2.11; Ord. 2010-18; 10-25-10)~~

Policy 1.2.11: Design and engineer the collector road system to minimize traffic impact on arterial roads~~. (previously Policy 1.2.12; Ord. 2010-18; 10-25-10)~~

Policy 1.2.12: Limit individual residential driveway cuts to local roads or alleys. Prohibit new residential driveway cuts onto arterial or collector roadways, unless no other access is available. Prohibit existing lots that have access to local roads from creating new driveway cuts onto arterial and collector roads. However, existing driveway cuts previously permitted on arterial or collector roadways may be redesigned and relocated upon issue of a permit by the City. (~~previously Policy 1.2.13; Ord. 2010-18; 10-25-10)~~

Policy 1.2.13: Coordinate with FDOT to appropriately re-classify S.R. 434 within the Winter Springs Town Center Corridor as a Class II or Class III arterial based on the increased density of traffic signals along S.R. 434. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.1.8) (previously Policy 1.2.14; Ord. 2010-18; 10-25-10)~~

Policy 1.2.14: Support the widening of S.R. 434 to 4-lanes from S.R. 417 to S.R. 426 in the City of Oviedo. Request that adequate right-of-way is purchased to accommodate bike lanes and sidewalks ~~(Cross Reference: See Intergovernmental Coordination Element, Policy 1.3.1) (previously Policy 1.2.15; Ord. 2010-18; 10-25-10)~~

Objective 1.3: ***Roadway Connectivity.*** The City shall, through configuration of the City-wide collector road system, create the interaction and cohesiveness that have been lacking among

the residential neighborhoods of Winter Springs, but do so in a manner that does not diminish the quality of life within each neighborhood.

Policy 1.3.1: Utilize design cross-sections for collector and local roads that accommodate narrower rights-of-way and roadway widths within developments that meet the definition of traditional neighborhood development.

Policy 1.3.2: Require that roadways be dedicated to the public when there is a compelling public interest for the roadways to connect with existing public roadways.

Policy 1.3.3: Require new development and substantial redevelopment to connect to existing adjacent roadways, bicycle facilities, and sidewalks. In addition, require "stub-out" of transportation systems to adjacent, future development sites, except when such connections would be inappropriate as determined by the City Commission.

Policy 1.3.4: Utilize access management standards to ensure appropriate access to the City's transportation system. Standards may include the requirement of joint-use driveways and/or cross access easements to access sites.

Policy 1.3.5: Preserve the movement function of the major thoroughfare system by requiring development of parallel roads or cross access easements to connect developments as they are permitted along major roads.

Policy 1.3.6: Review through the development review process, all proposed development for consistency with future transportation projects listed in this element, and for the implementation of the planned bicycle and trail system.

Policy 1.3.7: When designing extensions of existing collector roads to their logical arterial connection, choose road designs that naturally slow traffic, so that improved circulation and opportunities for a reduction in vehicle miles traveled is not at the expense of peaceful habitation.

Policy 1.3.8: Prohibit the creation of landlocked parcels. Nonresidential parcels shall be required to have right-of-way frontage or an adequate access easement (such as in out-parcels in shopping centers).

Policy 1.3.9: Require new development and redevelopment to provide adequate emergency access on-site and as necessary to adjacent properties.

Objective 1.4: ***Rights-of-way.*** The City shall coordinate with the County and the State to protect existing rights-of-way, and to prioritize and acquire future rights-of-way needed for imminent roadway, transit, bikeway and pedestrian improvements, realignments and /or modifications in accordance with the Future Transportation Map - ~~2030~~2035.~~ (Ord. 2010-18, 10-25-2010~~)

Policy 1.4.1: Update the Future Transportation Map - ~~2030~~ 2035 when appropriate to ensure the protection of future rights-of-way.

Policy 1.4.2: Do not vacate rights-of-way that are needed to maintain an efficient and adequate transportation system.

Policy 1.4.3: Require the provision of adequate setbacks and dedications necessary to implement the Future Transportation Map - ~~2030~~2035.

Policy 1.4.4: Continue requiring the dedication of needed rights-of-way from new development where applicable.

Policy 1.4.5: Amend setback requirements, zoning restrictions and right-of-way protection requirements, if necessary, to make the City's land development regulations consistent with all elements of the Comprehensive Plan.

Policy 1.4.6: Require adequate right-of-way protection for intersections, interchanges and future park-and-ride sites in order to retain flexibility for future growth and expansion.

Policy 1.4.7: Require development in the Town Center to provide the necessary right-of-way dedications for the proposed public street network.

Policy 1.4.8: Ensure that right-of-way acquisition includes the necessary width to accommodate nonmotorized facilities such as sidewalks, multi-use paths, and bicycle lanes. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.4.9: Pursue grant opportunities for median landscaping and road beautification.

Policy 1.4.10: Require the dedication of all needed rights-of-way and necessary roadway improvements for all new development, and adopt provisions to protect dedication of roads to the City.

Policy 1.4.11: Acquire rights-of-way for future transportation needs as funds become available.

Policy 1.4.12: Designate U.S. Highway 17-92 as a mass transit corridor.

Objective 1.5: ***Multimodal System.*** The City shall promote alternative modes of transportation to provide a safe and efficient multimodal system.

Policy 1.5.1: Strive to implement a livable transportation system within the City that includes multiple travel choices and the ability to move from one mode of travel to another with ease. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.5.2: Develop standards for access to public transit. Such standards shall apply to new development, substantial improvements of existing development, and to road improvements.

Policy 1.5.3: Require both new development and substantial redevelopment to provide adequate safe pedestrian facilities on-site, to adjacent sites as practical, and in adjacent right-of-way. Such facilities shall include a direct link between the public sidewalk network and building entrance, lighted sidewalks along both sides of all internal roadways and, as appropriate, on the development side of adjacent roadways. Additionally, mitigation or elimination of existing pedestrian hazards (e.g. upgrading an intersection) may be required, as needed and dependent upon the magnitude of the development or redevelopment project. ~~(Cross Reference: See Capital Improvements Element, Policy 1.4.5) (Ord. 2010-18; 10-25-10)~~

Policy 1.5.4: Require both new development and substantial redevelopment to provide adequate safe bicycle facilities on-site, to adjacent sites as practical, and in adjacent right-of-way. Such facilities shall include the provision of bicycle parking, as appropriate. Additionally, mitigation or elimination of existing bicycle hazards (e.g. installing bicycle detectors at signalized intersections) may be required, as needed and dependent upon the magnitude of the development or redevelopment project. ~~(Cross Reference: See Capital Improvements Element, Policy 1.4.5~~)

Policy 1.5.5: Promote context-sensitive parking design to encourage walking, bicycling, ridesharing, and transit use. Shared parking is encouraged where feasible.

Policy 1.5.6: Require new development to maximize the use of existing transportation facilities by implementing transportation demand management (TDM) programs as a means to address mobility and transportation impacts for employee-intensive developments projected to have more than 50 employees. Developments projected to have less than 50 employees will be encouraged to implement TDM programs. In addition, the City will coordinate with LYNX to disseminate information regarding the commuter services and benefits to the City residents and local businesses. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.5.7: Require new development and redevelopment to provide safe, well lit, and efficient on-site motorized and nonmotorized traffic movements, sufficient parking, pedestrian facilities, and, as applicable, connections to adjacent sites and rights-of-way. Encourage increased land use densities and mixed uses, consistent with the Future Land Use Element to enhance the feasibility of transit and promote alternative transportation modes. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.5.8: Require that new development be compatible with and further the achievement of the Multimodal Transportation Element. Requirements

for compatibility may include, but are not limited to providing clearly delineated routes through parking lots to safely accommodate pedestrian and bicycle circulation.

Policy 1.5.9: Include landscaping and streetscaping (including lighting) as roadway design components, where appropriate, in order to enhance the function of the road for all users.

Policy 1.5.10: Prepare, adopt and implement a pedestrian circulation plan. Priority will be given to those walkways for which heavy recreational usage is projected, as well as those along roadways between residential areas and schools, which can be implemented concurrently with other roadway improvements.

Policy 1.5.11: Require an effective and safe pedestrian circulation system as a part of any new public or private roadway design and construction. Such a system shall be given major consideration in any substantial road improvement project.

Policy 1.5.12: Require that interconnected, unencumbered sidewalks be constructed concurrently with new development, by the developer. Sidewalks connecting to nearby schools, parks, bus stops, or other activity areas which function as pedestrian generators are to be provided to the extent required by the City's land development code. ~~(Cross Reference: See Capital Improvements Element, Policy 1.4.5)~~

Policy 1.5.13: Implement bicycle lanes on both sides of arterial and collector streets where feasible, except in the Town Center where travel lanes are also utilized as bicycle lanes. Coordinate with METROPLAN ORLANDO, the County and the State to expand the current bicycle lane system. Implement sidewalks on both sides of all arterial and collector streets.

Policy 1.5.14: Make intersections pedestrian-friendly whenever possible, by limiting the crossing width to the shortest possible distance given the characteristics of the roadway; use of adequate lighting; adequate timing for traffic signals; and the provision of facilities for the handicapped. Coordinate with FDOT and the County to implement this policy.

Policy 1.5.15: Continue to work with Seminole County and other organizations involved in the acquisition and development of trail systems within Seminole County to complete the missing link at Layer Elementary School at S.R. 419 and to add connecting linkages between established neighborhoods (such as the Highlands) and the Cross Seminole Trail. ~~(Ord. 2010-18, 10-25-10)~~

Policy 1.5.16: Facilitate the integration of BRT or similar transit circulator service into Zone B, by requiring the inclusion of supportive infrastructure, facilities and amenities into the Greeneway Interchange District planning

process. ~~(Cross Reference: See Future Land Use Element, Policy 3.1.4) (Ord. 2010-18; 10-25-10)~~

Policy 1.5.17: Encourage the implementation of the S.R. 434 Crosstown bus route and linkage to the planned Central Florida Commuter Rail (SunRail). ~~(Cross Reference: See Future Land Use Element, Policy 1.4.6 and Multimodal Transportation Element, Policy 1.6.7)~~

Policy 1.5.18: Establish a Bicycle and Pedestrian Advisory Committee made up of residents who will work together to pursue the planning and implementation of an interconnected trail, pedestrian and bicycle circulation system, encourage increased use of nonmotorized transportation in the City and make appropriate recommendations to the City Commission. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.5.19: Consider the feasibility of a route along S.R. 434 connecting the Town Center and the Greeneway Interchange District, with the proposed facility to be limited to transit, bicycle, and/or pedestrian access. Environmental feasibility and traffic circulation would be the primary effort of the initial consideration. If permitting issues are not found to be insurmountable, a study may be performed to address issues such as potential routes and potential funding sources for capital and operating costs, and additional factors for a transit component such as operating agency, headways, hours of operation, projected ridership, and pricing.

Objective 1.6: ***Public Transit.*** The City shall adopt policies to encourage the implementation and usage of public transit facilities, including LYNX and the planned Central Florida Commuter Rail (SunRail). Public transit provides many benefits, including improved mobility, safety, security, and environmental quality. Public transit also enhances economic opportunity by expanding the labor pool, improving job accessibility, and reducing traffic congestion. The environmental benefits of public transit include items such as improved air quality, reduced greenhouse gas emissions, and reduced stormwater runoff from paved surfaces.

Policy 1.6.1: Encourage land uses and site development that promotes public transit within designated public transportation corridors, with priority given to those projects that will bring the greatest increase in transit ridership and reduction to greenhouse gas emissions, traffic congestion and air pollution.

Policy 1.6.2: Require residential development with greater than 200 units or commercial developments generating over 1500 average daily trips to incorporate a transit shelter, benches, and bicycle parking into their site plan, if located along a transit route, or if not located along a transit route, to construct a transit shelter or equivalent multimodal facility at a location to be determined by the City. Transit ridership to and from such developments along a transit route shall be encouraged and further improved by including elements, such as: ~~(Ord. 2010-18; 10-25-10)~~

- Clearly delineated, well lit walkways from the building to the transit stop; and
- Commercial buildings placed closer to the street with access and windows directed to the street. ~~(Cross Reference: See Future Land Use Element, Policy 5.2.4)~~

Policy 1.6.3: Work to ensure that all roads serviced by public transit routes function at a LOS sufficient to support the bus service.

Policy 1.6.4: Notify LYNX of any proposed traffic generators/attractors submitted to the City for review.

Policy 1.6.5: Work with LYNX to improve existing bus stops, and to design new ones to include benches, bicycle parking, signage, lights, and protection from the elements. Bus stops shall also be accessible for the handicapped and elderly passengers.

Policy 1.6.6: Coordinate with LYNX to accommodate riders with special needs.

Policy 1.6.7: Inventory sidewalks within one-quarter to one-half mile of the new LYNX Crosstown bus route to identify missing links in the pedestrian system. Implement new sidewalks where sidewalks do not exist or where sidewalks are in disrepair and are hazardous, as funding becomes available to provide access to transit and promote ridership. ~~(Cross Reference: See Future Land Use Element, Policy 1.4.6 and Multimodal Transportation Element, Policy 1.5.17)~~

Objective 1.7: ***Land Use Coordination.*** Throughout the planning period, the City shall coordinate the transportation system needs with land use designations, and ensure that existing and proposed population densities, housing and employment patterns, and land uses are consistent with the transportation modes and services proposed for these areas.

Policy 1.7.1: Establish standards that promote the location of affordable housing in proximity to employment opportunities and transit services.

Policy 1.7.2: Continue to adopt and enforce regulations and standards that require that the design and function of the roadway be adequate for the type, size, and location of the land uses they serve.

Policy 1.7.3: Encourage land uses that generate high traffic counts to locate adjacent to arterial roads and mass transit corridors.

Policy 1.7.4: Update the traffic study portion of this Multimodal Transportation Element periodically to reflect the most current population projections.

Policy 1.7.5: Ensure that development in the Town Center consists of pedestrian-sized blocks with preferred block lengths of 300-500 feet. Travel distance is influenced by street connectivity, which has a big impact on whether a

person will choose to walk. ~~(Cross Reference: See Future Land Use Element, Policy 2.2.1) (Ord. 2010-18, 10-25-10~~)

Objective 1.8: ***Environment.*** The City should conserve the natural environment and augment open space as functions of road development.

Policy 1.8.1: Choose rights-of-way for the City's collector road system, where valid options are available, distant enough from natural drainage features and upland habitats to allow coexistence with these natural areas.

Policy 1.8.2: Allow the incursion of a roadway through natural drainage features and upland habitats only when its public benefit outweighs other concerns.

Policy 1.8.3: Include in all new road and trail plans, adequate right-of-way for potential landscaping, where feasible, and provide adequate funds for maintenance in the annual budget of the City.

Policy 1.8.4: Maintain trees on City-controlled property according to published American National Standards Institute (ANSI) A-300 standards and Florida Institute of Food and Agricultural Sciences (IFAS) guidelines to preserve existing vegetation and canopy, as much as possible. ~~(Cross Reference: See Conservation Element, Policy 1.1.5)~~

Objective 1.9: ***Intergovernmental Coordination.*** Traffic circulation planning will be coordinated with METROPLAN ORLANDO, FDOT, Seminole County, neighboring jurisdictions and other transportation related agencies.

Policy 1.9.1: Monitor the schedules for improvements and ongoing policies of all jurisdictions whose transportation responsibilities within the City limits affect the quality of life and the LOS on which Winter Springs' citizens depend.

Policy 1.9.2: Review subsequent versions of the FDOT Five-Year Transportation Plan, in order to update or modify this element, as necessary.

Policy 1.9.3: Keep abreast and review updates to the Transportation Element of the Seminole County Comprehensive Plan, in order to update or modify this element, as necessary.

Policy 1.9.4: Promote a comprehensive transportation planning process that coordinates state, regional, and local transportation plans.

Policy 1.9.5: Support the State and the County on the establishment of alternative transportation systems, including high speed, commuter, and/or light rail line systems connecting Seminole County with other areas in Florida.

Policy 1.9.6: Work with FDOT and Seminole County to make low speed urban street design the normal, default practice for street construction,

reconstruction, or modification within the Town Center. These urban street design features shall include, but not be limited to, wide, unencumbered sidewalks, narrow motor-vehicle lanes, street trees, prominent crosswalks, tight turning radii, and very limited use of turn lanes. The City shall encourage the same policy be adopted and implemented by these entities for their roadway segments within the Town Center.

Policy 1.9.7: Coordinate development of all property in the City adjacent to Tuskawilla Road with County requirements for laneage and intersection improvements to lessen development impact until the road is improved.

Policy 1.9.8: Coordinate with the Florida Department of Transportation regarding a reduction in the speed limit on S.R. 434 in the Town Center, when warranted, to better reflect the pedestrian-friendly environment being created in the Town Center. ~~(Cross Reference: See Transportation Element, Policy 1.1.8 and Intergovernmental Coordination Element, Policy 1.3.1~~)

Policy 1.9.9: Discourage the widening of S.R. 434 between U.S. 17-92 and Vistawilla Drive. ~~(Cross Reference: See Transportation Element, Policy 1.1.8 and Intergovernmental Coordination Element, Policy 1.3.1)~~

Policy 1.9.10: Coordinate with the FDOT and the City of Oviedo to establish a long term concurrency management system to address potential roadway deficiencies along S.R. 434 (east of S.R. 417), and prioritize roadway improvements for this corridor within a time frame of up to ten years. The long term concurrency management system will be coordinated with the Capital Improvements Element and will include periodic monitoring of LOS conditions and funding status. ~~(Ord. 2010-18, 10-25-10)~~

Objective 1.10: ***Transportation Management Systems.*** The City shall evaluate the need and feasibility of implementing transportation management systems.

Policy 1.10.1: Consider adopting and/or promoting Transportation System Management (TSM) or Transportation Demand Management (TDM) strategies to enhance traffic capacity, movement and safety, if needed. Consider additional TSM/TDM strategies, such as staggered work hours, transit, trail, ridesharing/carpooling incentives, guaranteed ride home and other TSM/TDM measures.

Objective 1.11: ***Concurrency Management System.*** The City shall maintain a Concurrency Management System to ensure that transportation facilities and services needed to support development and redevelopment are available concurrent with the impacts of such development.

Policy 1.11.1: *Transportation Concurrency Exception Area (TCEA).* Consider the City in its entirety as being effectively established as a TCEA on July 8, 2009 by Senate Bill 360. This designation provides an exemption to transportation level of service requirements in an effort to support

urban infill, development, redevelopment and the achievement of the City's redevelopment goals by addressing mobility, urban design, land use mix, and network connections. Transportation concurrency requirements are modified within the citywide TCEA to include integration and coordination among the various modes of transportation. Q/LOS shall be used for monitoring purposes, in order to identify where multimodal improvements are needed, and not for development approvals based on capacity. ~~(Cross Reference: See Future Land Use Element, Goal 6 et seq.) (Ord. 2010-18; 10-25-10)~~

Policy 1.11.2: *TCEA Zones.* Implement the Winter Springs' TCEA as five (5) distinct Zones, designated as A, B, C, D & E, based on geographic location in relation to the City's existing transportation network, land use, transit readiness, and future mobility needs. ~~(Ord. 2010-18; 10-25-10)~~

ZONE A

Zone A is identified as the Central Mobility Hub and is generally located at the heart of the City at the intersection of State Road 434 and Tuskawilla Rd. and coincides generally with the Town Center/Urban Central Business District, which is roughly bounded by Tuscawilla Office Park to the south, Central Winds Park to the west, by Lake Jesup to the north, and by the Cross Seminole Trail pedestrian bridge to the East as shown on the TCEA Zone Map. Zone A includes major public facilities such as City Hall, Winter Springs High School, U.S. Post Office, Veteran's Memorial, Magnolia Park, and Central Winds Park. Zone A has an interconnected network of streets which connect into State Road 434 and Tuskawilla Rd, and it is also directly accessed by the Cross-Seminole Trail and by a LYNX fixed route (SR 434 Crosstown route). A future local circulator or BRT route is planned to connect Zone A and B. The goals of Zone A are fully described in the Future Land Use Element under Goal 2 (Town Center) and Goal 5 (Urban Central Business District) and the associated objectives and policies of each. This area encourages higher intensity development subject to the Town Center District Code, along with integration of multimodal transportation options. Zone A contains both built-up properties and vacant land suitable for new development. Public facilities and services are available, such as sanitary sewer, potable water, roads, and recreation areas. ~~(Ord. 2012-05)~~

ZONE B

Zone B is identified as the Seminole Way Hub and coincides generally with the Greeneway Interchange District roughly bounded by Zone C (Corridor Zone) to the south, Zone A (Central Mobility Hub) to the west, Lake St. to the north, and just beyond SR 417 to the East as shown on the TCEA Zone Map and also includes the Oviedo Market Place area.

The area is centered around the Seminole Way Interchange at SR 434 and also includes the Oviedo MarketPlace area located in the vicinity of the Seminole Way interchange at Red Bug Lake Rd.

The Zone is distinguished by its proximity to SR 417 (a Strategic Intermodal System or SIS), also known as Seminole Way and is expected to be heavily served by transit. A future local circulator or BRT route is planned to connect Zone B and A. The area contains primarily vacant land.

The goals of Zone B are fully described in the Future Land Use Element under Goal 3 (Greeneway Interchange District) and Goal 4 (Mixed Use) and the associated objectives and policies of each. The Zone is highly market-driven, oriented to certain target industries for the purpose of creating primarily an employment-oriented mixed use development. This area supports high intensity, and vertical integration of uses, along with integration of multimodal transportation options.

Both Zone A & Zone B contain important job-generating economic features with a need for a supportive future land use pattern and mobility facilities in proximity to those economic assets.

ZONE C

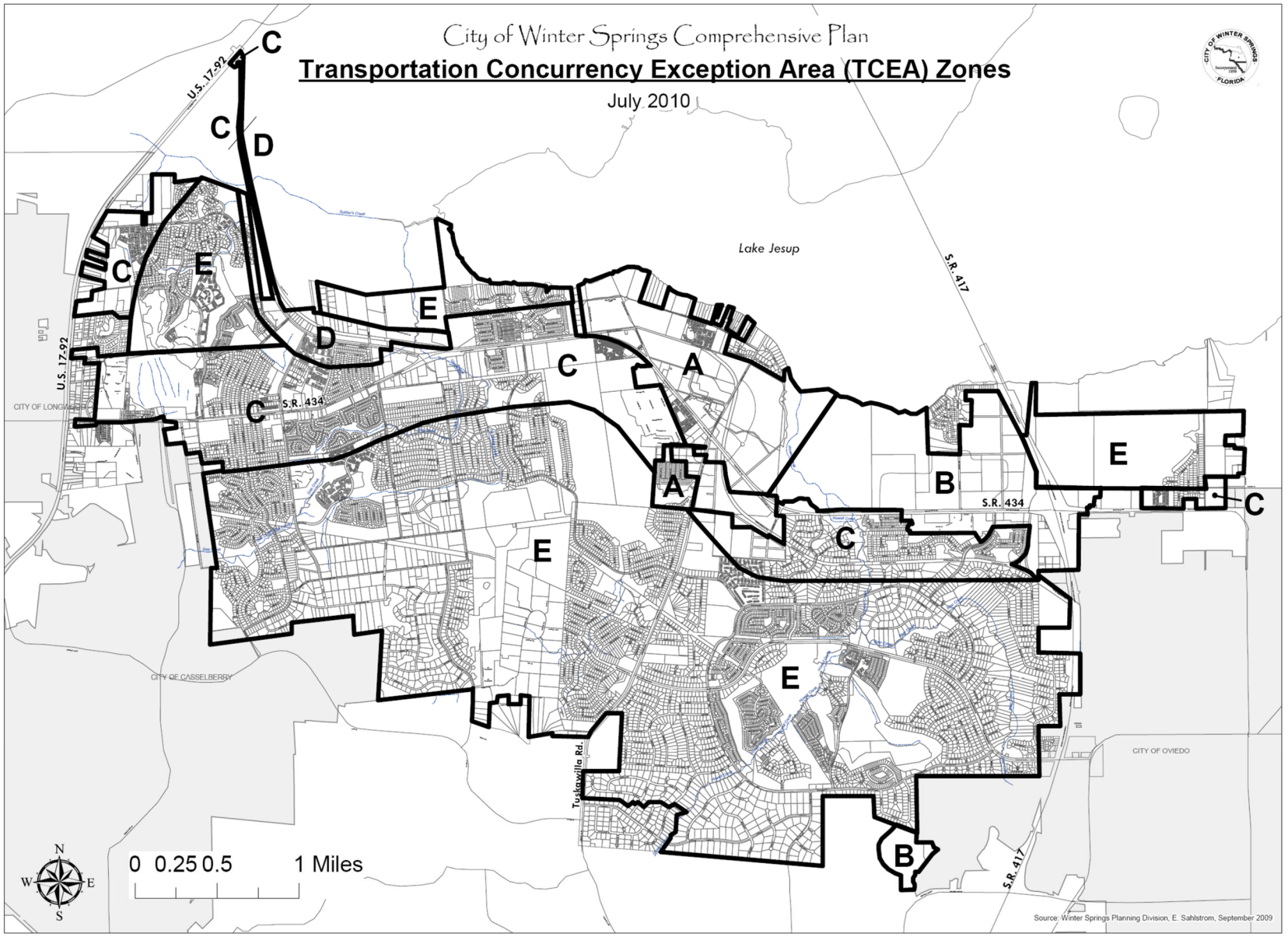
Zone C is identified as the Corridor Zone. The corridor includes properties within ½ mile (2640 feet) of the centerline of State Road 434, extending from the western City boundary to the eastern City boundary, exclusive of those parcels included within Zone A or B and properties within ½ mile (2640 feet) of the centerline of U.S. 17-92, extending from the northern most City boundary to the southernmost City boundary. Zone C contains both built-up properties, properties suitable for redevelopment and some vacant parcels. Public facilities and services are available, such as sanitary sewer, potable water, roads, and recreation areas. In 2009, a LYNX route began servicing the City and now provides direct access to the University of Central Florida. Ridership has exceeded expectations. This route is at the heart of the City's mobility strategies, as it is the "mobility artery" that pedestrian and bicycle feeders will link into and which will in turn will provide the City with connectivity to SunRail. However, older areas of Zone C have no sidewalks. The provision of sidewalks within a 1/4 mile of the LYNX fixed route has been identified as one of the major components of the City's pedestrian Q/LOS.

ZONE D

Zone D is identified as the State Road 419 Corridor. The corridor includes properties within 600 feet of the centerline of U.S. 17-92, extending from the northern most City boundary, exclusive of those parcels included within Zone C. Zone D contains both primarily built-up properties and parcels suitable for redevelopment. Public facilities and services are available, such as sanitary sewer, potable water, roads, and recreation areas. Much of this area has an industrial component. The Cross Seminole Trail extends through a portion of Zone D. Industrial businesses within this area might be receptive to TDM.

ZONE E

Zone E is identified as the Suburban Development District and includes the remaining area of the City, not previously included within any other zone. The area is mostly built-out and primarily includes established single family neighborhoods. The area is not expected to undergo any redevelopment or transition to higher density within the foreseeable future. The provision of a bicycle network spaced at intervals of 1-1/2 miles apart east-west and north-south across the City will have the greatest impact on Zone E, particularly if an east-west multiuse path or trail "midtown" can be established within the FP&L easement. This easement runs mostly parallel to SR 434 and approximately 1-1/2 miles to the south of it. Additionally, a trail connector should be established at the north western part of the City and Southeastern part of the City which together with the "midtown" trail could provide regional connectivity citywide.


City of Winter Springs Comprehensive Plan
Transportation Concurrency Exception Area (TCEA) Zones
July 2010
Lake Jesup
U.S. 17-92
S.R. 434
S.R. 417
CITY OF LONGWOOD
CITY OF CASSELBERRY
CITY OF OVIEDO
Tuskawilla Rd.
0 0.25 0.5 1 Miles
N
W
E
S
Source: Winter Springs Planning Division, E. Sahlstrom, September 2009

Policy 1.11.3: ~~(Ord. 2010-18, 10-25-10)~~

a) *On-site Mobility Strategies for All Development*. The City shall require development to implement mobility strategies to mitigate the respective transportation impacts and to improve mobility within the City. All new development or redevelopment shall provide onsite or access improvements as indicated below, based upon the Zone in which the project is located, as indicated in the column on the right.

	TCEA Zones & Appropriate On-site Mobility Strategies for All Development	Zone A Central Mobility Hub	Zone B Seminole Way Hub	Zone C Corridor Zone	Zone D SR 419 Corridor	Zone E Suburban Devlpmt District
1	Developer shall build public sidewalks in accordance with City standards along developed property frontage and convey the land or provide easements for these sidewalks. Connect development to existing or planned sidewalks within 1/8 of a mile;	X	X	X	X	X
2	Provide easement and build cross-access connections between adjacent properties along arterials and utilize shared driveways, except when infeasible;	X	X	X	X	
3	Closing of existing, excessive, duplicative, or unsafe curb cuts or narrowing of overly wide curb cuts at the development site;			X		X
4	Deeding of land or conveyance of required easements within the property, as needed, for the addition or extension of a non-motorized multi-use trail, in accordance with the City's adopted Master Plan;		X			
5	Safe and convenient on-site pedestrian circulation such as sidewalks and ADA crosswalks connecting buildings and parking area at the development site;	X	X	X	X	X
6	Streetscaping/landscaping on the development frontage side of public rights-of-way adjacent to the property and within the project site;	X	X	X	X	X
7	Sidewalk lighting on the development frontage side of public rights-of-way adjacent to the property and within the project site;	X	X	X	X	X
8	Deeding of land or conveyance of required easements within the property, as needed, for future bus rapid transit or other local circulator, in accordance with the City's adopted Master Plan;	X	X			
9	Compact mix of uses which are pedestrian friendly and are accessible without the use of the automobile ;	X	X	X		
10	Roadways, bikeways, and pedestrian systems shall encourage travel between neighborhoods and access to transit without requiring the use of arterial roadways;	X	X	X	X	X
11	Deeding of land or conveyance of required easements along the developed property frontage to the City, as required, and the construction of on-street parking. Not required if it would render the property unusable for development;	X				
12	Through streets in new development areas spaced no more than 1/2 mile apart;	X	X	X		
13	Provision of bus shelter and associated amenities provided for developments with greater than 200 residential units or commercial developments projected to generate more than 1500 ADT.	X	X	X	X	X

b) *Net, New Average Daily Trip Generation Mitigation Requirements.* In addition to those items specified in Policy 1.11.3a, ensure continued mobility within the City, by requiring proposed development or redevelopment to also provide mobility mitigation credits (for all project phases), based upon the net, new average daily trip generation projected by the project:

Criteria Level	Net New Average Daily Trip Generation	Required Number of Mitigation Credits
Level 0	Less than 300	No requirement
Level 1	300 to 999	1 Mobility Credit
Level 2	1,000 to 1,999	2 Mobility Credits
Level 3	2,000 to 2,999	3 Mobility Credits
Level 4	3,000 to 4,999	8 Mobility Credits
Level 5	Over 5,000	12 Mobility Credits

The developer may sign a development agreement or contract with the City for the provision of the required standards. The mitigation projects listed below and proposed by the developer to satisfy the required mitigation credits shall be subject to final approval by the City. The City may authorize mitigation projects to satisfy the requirements for transportation facilities that are not directly impacted by the proposed development but are deemed priorities of the City's transportation system and which contribute to the City's overall mobility strategy.

In recognition that the mitigation project costs will vary substantially, the City shall adopt a methodology into the land development code that establishes a proportionate and equitable relationship between the cost of the mitigation projects and the number of credits required for mitigation.

c) *Mobility Mitigation Project Opportunities.*

	AADT Mitigation Opportunities	Zone A Central Mobility Hub	Zone B Seminole Way Hub	Zone C Corridor Zone	Zone D SR 419 Corridor	Zone E Suburban Devlpmt District
14	Public sidewalks in priority areas as identified by the City, where no sidewalks exist, particularly within 1/2 mile of attractors including fixed transit lines or Widening of existing public sidewalks in priority areas to increase pedestrian mobility and safety;	X	X	X	X	X
15	Additional bicycle facilities over the minimum required by the land development code. Additional bicycle parking may be used to substitute for required motorized vehicle parking if lockers/showers provided;	X	X	X	X	X
16	Deeding of land or conveyance of required easements, for new multi-use path/trail or added connector to existing Cross-Seminole Trail;		X			X
17	Deeding of land or conveyance of required easements for the addition of bicycle lanes;			X		X
18	Land acquisition for expansion or better connectivity of the trail system;					X
19	Deeding of land or conveyance of required easements for dedicated Bus Rapid Transit or Local Ccirculator corridor;	X	X			
20	Construction of Seminole Way Intermodal Transit Facility in coordination with LYNX and the Expressway Authority;		X			
21	Deeding of land or land acquisition for the use of a park and ride lot in priority areas as identified by the City;		X	X		
22	Construction of park and ride facility with a minimum of 100 spaces including transfer station and restrooms/info center;		X	X		
23	Payments for the capital and operating costs associated with a Bus Rapid Transit or similar transit circulator service for Winter Springs or increased service frequency for existing fixed route;	X	X	X	X	X
24	Funding of roadway capacity or safety projects in priority areas;	X	X	X	X	X
25	Intersection and/or signalized modifications;			X	X	
26	Funding of additional streetscaping/landscaping in priority areas, on public rights-of-way or medians, as identified by the City;			X	X	X
27	Funding of pedestrian scale lighting in previously developed, priority areas identified by the City;			X	X	X
28	Business operations with limited or no peak hour roadway impact;	X	X	X	X	X

	AADT Mitigation Opportunities	Zone A Central Mobility Hub	Zone B Seminole Way Hub	Zone C Corridor Zone	Zone D SR 419 Corridor	Zone E Suburban Devlpmt District
29	Funding of design or construction studies/plans for projects such as planned roundabouts, road connections, sidewalk systems, and/or bike trails;	X	X	X	X	X
30	Provision of matching funds for transit or other transportation mobility related grants;	X	X	X	X	X
31	Bike facilities (such as lockers and showers) at trail entry points or connecting transit lines;	X	X	X	X	X
32	Trail amenities or safety systems;					X
33	Transportation Demand Management program participation for 50+ employees (such as bus pass program or ride sharing/van pooling program);	X	X	X	X	
34	Innovative transportation-related modification or standard acceptable and approved by the City;	X	X	X	X	X
35	Deeding of land or conveyance of required easements along the property frontage to the City, as needed, for the construction of bus turn-out facilities and/or bus shelters. A transit facility license agreement (executed by the property owner and the City) for the placement of a bus shelter and related facilities on private property may be used in lieu of deeding or conveyance of easements, if agreeable to the City. The license term shall be for a minimum of ten years;	X	X	X	X	X
36	Develop project at or near maximum densities/intensities with inclusion of transit supportive building and site design;	X	X	X		

Policy 1.11.4: Revise the land development code related to concurrency administration and proportionate fair share contributions to include funding of mobility strategies within the TCEA in concert with the long term strategies for achieving and funding mobility adopted by Seminole County. ~~(previously Policy 1.11.1; Ord. 2010-18; 10-25-10)~~

Policy 1.11.5: Require that all developments anticipated to generate 300 or more annual average daily trips (AADT) be required to submit a Transportation Impact Analysis. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.1.6) (previously Policy 1.11.2; Ord. 2010-18; 10-25-10~~)

Policy 1.11.6: Require new development, regardless of size, to provide operational improvements to the City's transportation system to mitigate their impacts on the system, to ensure smooth traffic flow, and to aid in the elimination of hazards. Improvements may include, but are not limited to: providing added connectivity, the addition of turn lanes, deceleration lanes, signage, signals and pavement markings, and contributions to the City's multimodal system. ~~(previously Policy 1.11.3; Ord. 2010-18; 10-25-10)~~

Policy 1.11.7: Require that transportation facilities needed to serve new development are in place, or under actual construction, within 3 years after the approval of a building permit, or its functional equivalent that results in traffic generation. ~~The only exceptions to this policy are those~~

~~described in Subsection 163.3180, F.S.~~ ~~(previously Policy 1.11.4; Ord. 2010-18; 10-25-10~~)

Policy 1.11.8: Maintain records to determine whether any 110% de minimis transportation impact threshold is reached~~.~~, ~~pursuant to Subsection 163.3180(6), F.S~~. A summary of these records shall be submitted with the annual Capital Improvements Element update~~.~~ ~~(previously Policy 1.11.5; Ord. 2010-18; 10-25-10)~~

Policy 1.11.9: *Mobility Monitoring*. Monitor development activity and implementation of mobility strategies. The monitoring will include analysis and/or information for the following: ~~(Ord. 2010-18; 10-25-10)~~

a) The amount of development/redevelopment as a function of density, FAR, and percentage of mixed use. Other site planning performance criteria may be used as part of the evaluation such as building placement, parking location and number of spaces, connection to adjacent properties, proximity to transit stops/shelters, connection to adjacent sidewalk network, and provision of pedestrian, bicycle, and transit amenities.

b) The implementation of mobility strategies, programs, and policies as detailed below:

Mobility Strategy	Performance Measure*	Target*
Transportation Demand Management	Persons participating in ridesharing or vanpooling programs	3% annual increase of participants
	Number of businesses/employers offering flexible work schedules	5% annual increase of participants
	Number of improved and/or new bus shelters on LYNX routes	1 improved and/or new shelter each year
Transportation System Management	Number of intersections and/or signal improvements	1 per project generating greater than 5,000 net new daily trips
	Optimize signal synchronization	Annually coordinated with County
	Number of joint driveways and/or cross accesses or combined driveways	1 per redevelopment / development project
Pedestrian (Sidewalk) Enhancements	Amount of sidewalks added and/or expanded to the network	500 linear feet of sidewalk per year
	Linear feet of streetscaping/landscaping which enhances the pedestrian environment	500 linear feet per year
Bicycle Facilities Enhancement	Number of bicycle racks/lockers	1 bicycle rack/locker for every 20 vehicle parking spaces provided within the Town Center and GID
	Linear feet of bicycle lanes and related facilities	Bicycle lanes and related facilities including bicycle provisions at inersections as part of programmed street resurfacing and/or rehabilitation (where feasible)

* Performance measures and targets may be subject to further consideration (i.e. if these performance measures and targets cannot be supported by reasonable available data or additional measures are identified that may also be appropriate). The facilities and infrastructure for several of the targets are contingent upon development/redevelopment activity and associated developer contributions.

c) The effects of the mobility strategies, programs, and policies in accomplishing the objective of improved mobility for the multimodal transportation system with the City shall be monitored by the following performance measures, including, but not limited to:

Performance Measure*	Target*
Change in ridership, including boardings/alightings for LYNX routes	1% annual increase
Change in headways for LYNX routes	10-minute headway decrease every 5 years
Pick up Line Transit (change inridership will be reported in subsequent years after the implementation of the service)	Achieve 1st year ridership projections with a 3% annual increase
Proposed trip generation from redevelopment/new developments (based on mobility CMS application and TIAs) versus actual traffic counts on adjacent roadways	Achieve a 5% reduction in actual traffic counts versus trip generation projections
Change in daily and peak hour traffic volumes on SR 434 and SR 417	Achieve less than 1% annual increase
Change in traffic counts and queue length at the ramps SR 417	Achieve less than 1% annual increase in traffic counts and queue lengths

Policy 1.11.10: *Detail Traffic Analysis.* A detailed traffic analysis will be conducted every seven years in conjunction with the TCEA Monitoring Report as part of the City's EAR to provide information to the City and FDOT to evaluate the effectiveness of the City's mobility strategies. ~~(Ord. 2010-18; 10-25-10)~~

Objective 1.12: ***Transportation Funding.*** Transportation improvements and services will be funded from a mix of local, regional, and State agency road, pedestrian, bicycle, and transit programs by coordinating with these various agencies. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.12.1: *FDOT Work Program and MPO Five-Year Transportation Improvement Plan (TIP).* Seek funds from the Metropolitan Planning Organization (METROPLAN ORLANDO) or any similar agency to finance improvements to deficient roadways by programming eligible projects within the FDOT Work Program and MPO Five-Year TIP. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.12.2: *Seminole County Coordination.* Continue to jointly fund projects with Seminole County and where appropriate, consider advance funding or projects. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.12.3: *MPO Coordination.* Continue to participate in METROPLAN ORLANDO and its Transportation Technical Committee, Bicycle & Pedestrian Advisory Committee, and the Citizens Advisory Committee in order to include City-related improvements in the Metropolitan Orlando Urban Area Transportation Plan. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.12.4: LYNX Coordination. The City will continue to coordinate with LYNX regarding bus, bus rapid transit, and regional transit service to the adjacent cities of Longwood and Casselberry. ~~(Ord. 2010-18; 10-25-10~~)

Objective 1.13: ***Financing Strategies.*** User-based financing strategies are the preferred means to fund new transportation (including transit) improvements and programs, and will utilize new funding mechanisms, as they become available. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.13.1: *Impact Fees.* Continue to collect transportation impact fees for County and City facilities. The City shall periodically evaluate its impact fee program to determine whether fees appropriately represent improvement costs demanded by the impacts generated from new development. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.13.2: *Tax Increment Financing.* Use revenue from the tax increment finance district to fund needed multimodal transportation improvements within that district. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.13.3: *State Funds for Improvements and Services.* The City shall support changes to state legislation that enable local and regional governments to increase the revenue base for transportation improvements and services, including transit and pedestrian programs. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.13.4: *Federal and State Funds.* Coordinate with federal and state transportation and transit agencies to identify potential federal and state funds that may be eligible for transportation improvements and programs within Winter Springs. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.13.5: *Evaluate Alternative Funding Sources to Supplement Transit Funds.* Evaluate the feasibility of establishing special assessment districts, impact fees, or other alternative methods to fund ongoing operating, management and capital costs for transit serving Winter Springs. Any special City transit funding source is intended to augment but not supplant funds provided by LYNX, Seminole County, and other governments served by the same sub-regional transit systems. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.13.6: *Pursue Transportation Grants*: Coordinate annually with the Florida Department of Transportation (FDOT), METROPLAN ORLANDO, Seminole County, LYNX, the Federal Highway Administration (FHA) and the Federal Transit Authority (FTA) to identify federal and state transportation grant programs may be eligible to the City as a means to implement and advance improvements or programs proposed in the City's Multi-Modal Transportation Plan. ~~(Ord. 2010-18; 10-25-10)~~

EXHIBIT 3

HOUSING ELEMENT

CHAPTER III
HOUSING ELEMENT

A. GOALS, OBJECTIVES, AND POLICIES

GOAL 1: PROVISION OF HOUSING. To ensure an adequate supply of a wide range of housing types, at various levels of affordability, to accommodate the needs of the residents of Winter Springs.

Objective 1.1: ***Housing Supply.*** Assist the private sector to provide a sufficient number of appropriate housing units through the end of the planning period.

Policy 1.1.1: Include adequate amounts of land for housing on the Future Land Use Map to accommodate the City's projected population.

Policy 1.1.2: Ensure, through the Concurrency Management System, that necessary infrastructure capacity is in place for new dwelling units, population, and nonresidential development.

Policy 1.1.3: Revise ordinances, codes, regulations, and the permitting process to eliminate excessive requirements and to encourage private sector participation in meeting housing needs.

Policy 1.1.4: Encourage the development/redevelopment of property that will integrate diverse choices of housing.

Policy 1.1.5: Continue to assist developers of residential dwelling units by providing technical and administrative support regarding permitting and regulations to maintain a housing production capacity level sufficient to meet the demand. Technical assistance includes, but is not limited to, assistance meeting the development review requirements of the City and other regulatory agencies; assistance with the City's permitting process; referral to appropriate agencies for information and assistance in meeting infrastructure standards and requirements imposed by the City; and provision of data regarding housing needs and conditions.

Policy 1.1.6: Continue to allow mobile homes in certain residential zoning districts where adequate public facilities and services are available. Mobile home parks and co-ops should be located adjacent to areas with a comparable density of development or near small-scale convenience or neighborhood commercial activity, in areas accessible to arterial and collector roads; and they should be located within reasonable proximity to community facilities.

Policy 1.1.7: Continue to allow modular homes in residentially zoned areas, provided that such housing is compatible with surrounding development and meets applicable building code regulations.

Policy 1.1.8: Limit the development of housing with a density greater than 18 dwelling units per acre (dua), to the Town Center ~~and the U.S. 17-92~~

~~Community Redevelopment Area (C.R.A.) Corridor~~. Development of higher density housing must take reasonable and appropriate steps to minimize or eliminate adverse impacts to adjacent established residential neighborhoods through site layout, orientation of buildings, and a transition of densities. ~~(Cross Reference: See Future Land Use Element, Policy 1.4.2~~)

Policy 1.1.9: Higher density housing developments (9.1 dua and higher) shall be required to take reasonable and appropriate steps to ensure adequate property management techniques to ensure a safe and livable development at all times.

Policy 1.1.10: Amend the City's land development regulations to include criteria allowing multi-family housing in commercially zoned areas contingent on the developer preserving greenspace either onsite or elsewhere in the City.

Policy 1.1.11: Utilize Crime Prevention Through Environmental Design (CPTED) principles in order to increase the safety of housing developments. CPTED is a branch of situational crime prevention, which has as its basic premise that the physical environment can be changed or managed to produce behavioral effects that will reduce the incidence and fear of crime, thereby improving the quality of life, and enhancing profitability for business.

Policy 1.1.12: Continue providing or requiring the provision by developers of adequate supporting infrastructure, i.e. paved streets, sanitary sewer, drainage, potable water, etc., throughout the City to enhance and complement the housing stock.

Policy 1.1.13: Cooperate with private and nonprofit participants involved in the housing production process through the following activities:

- Investigate partnerships, if necessary, with private and nonprofit sector housing providers. Such investigation shall include a professional market analysis, cost benefit analysis, impact of the partnership on the private sector housing supply, and cost to taxpayers. Such partnership may include, but is not limited to, impact fee subsidies density bonuses, and workforce housing credits.

- Provide technical assistance, legislative updates, and pertinent housing construction information, and availability of housing construction incentives to the Seminole County building and contracting community.

Policy 1.1.14: Maintain a database of building permit activity organized to maintain a current inventory of new housing units by type and tenure characteristics.

Policy 1.1.15: Support the desired commercial activity and urban character desired for the Town Center by encouraging high density residential development subject to the Town Center District Code. ~~(Cross Reference: Future Land Use Element, Policy 2.2.6); (Ord. 2012-05)~~

Objective 1.2: ***Relocation.*** The City shall coordinate with the appropriate agencies to offer relocation assistance to City residents who are displaced by Federal, State, or local government programs and projects. The displacing agency shall be responsible for providing assistance, which includes, but is not limited to, financial means and methods.

Policy 1.2.1: When residents are displaced by City actions, through public development or redevelopment, attempt to ensure the residents are able to relocate to standard, affordable housing.

Policy 1.2.2: Require that zoning or structure use changes be evaluated as to their impact on the surrounding area.

Policy 1.2.3: Coordinate with appropriate agencies to prepare plans of action regarding relocation of residents, before programs are enacted that will create displaced households. Such plans shall include, but are not limited to, the following:

- Timing of the relocation,
- Assessment of the need for the program which will displace households,
- Costs associated with the displacement of such households, and
- Assessment of the household's needs and the impact of the relocation on the household, including:
    - Location and the effect of a new neighborhood location on the household's distance to job, schools, and social activities, and
    - Adequacy of public transit, if applicable, to serve the displaced household.

Objective 1.3: ***Very-Low, Low and Moderate-Income Households.*** The City shall encourage and attempt to assist the private sector in the provision of safe, clean and affordable housing for the special needs populations of the City, including the very low, low and moderate-income households.

Policy 1.3.1: Review and revise City land development regulations to remove undue constraints on the development of very-low, low and moderate-income housing projects, where such constraints are not supported by a valid concern for the health, safety, or welfare of the community.

Policy 1.3.2: Examine the need ~~by 2012~~ to amend the zoning ordinance to permit density increases for the development of very-low, low and moderate- income housing. Any such amendments will establish conditions under

which such increases may be permitted. These conditions may include but are not limited to: differences in density compared to adjoining properties, adequacy of infrastructure, buffers, project size, and percent of any development devoted to very-low, low and moderate-income housing.

~~**Policy 1.3.3:** Examine the need by 2012 to establish an Affordable Housing Trust Fund to assist very low and low-income families in the provision and maintenance of owner-occupied or locally managed rental housing.~~

Policy 1.3.34: Explore the need for a program of density/development bonuses in return for developer contributions to affordable housing.

Policy 1.3.45: Evaluate all infrastructure charges and fees to determine whether adjustments can be made for very-low, low and moderate-income housing projects. In addition, consideration should be given to providing funds to offset fees in situations where they cannot be reduced. The City should also encourage the County to assist in this effort as the provision of housing needs benefits the larger area as well as the City itself.

Policy 1.3.56: Promote the refurbishment of existing housing structures by providing incentives and/or credits to homeowners for "sweat equity" rehabilitation within neighborhoods in need, by defining the criteria for such incentives and/or credits in the City's Code of Ordinances.

Policy 1.3.67: Promote mixed use developments, which include provisions for a wide variety of housing types and prices, in large tract developments, except within the Greeneway Interchange District.

Policy 1.3.78: Continue allowing a wide range of housing types, such as cluster homes, single-family attached and zero lot line homes, through the Code of Ordinances.

Policy 1.3.89: Encourage developers to address the need for workforce housing where appropriate, by including workforce housing units in their developments. Additionally, encourage developers of single family detached units, where appropriate, to include residential units with accessory dwelling units (such as garage apartments). ~~(Cross Reference: See Future Land Use Element, Policy 2.2.7)~~

Policy 1.3.910: Efficiently plan and operate utility systems to provide for cost effective service operations.

Policy 1.3.101: Investigate means and methods for subsidization of impact fees to development that provide housing for low and moderate-income families. Include criteria and administrative rules for such subsidies in the City's land development regulations.

Policy 1.3.112: Coordinate the provision of affordable housing with other agencies and municipalities in the area.

Policy 1.3.123: Amend the City Code to address the following issues in the provision of affordable housing:

- Discourage the concentration of affordable housing units.
- Encourage the provision of compatible, integrated affordable housing within the older neighborhoods through redevelopment of existing units and inclusion of compatible accessory dwelling units.
- Establish a maximum size for new stand-alone housing developments.
- Require a strong, local management company for rental developments.

Policy 1.3.134: Continue to coordinate with Seminole County and review the research and guidelines developed under the Seminole County Workforce program to ensure coordination with this regional approach to address workforce housing needs.

Policy 1.3.145: Periodically review affordable housing statistics and amend this element when warranted.

Policy 1.3.156: Work with nonprofit groups and community organizations to provide for education on affordable housing topics such as available grant programs, rehabilitation, and maintenance to further engage very-low, low and moderate-income homeowners in the entire process from purchase and rehabilitation to maintenance, upkeep, and care of housing.

Objective 1.4: ***Special Needs Households***. The City shall ensure that adequate sites are available for special needs populations, such as the elderly and disabled.

Policy 1.4.1: Maintain standards for the location of community residential homes and special needs housing, including group homes, in accordance with applicable law. Such standards shall ensure compatibility and consistency with surrounding land uses.

Policy 1.4.2: Utilize the development review process to review any proposed projects or City Code amendments that impact housing for special need populations.

Policy 1.4.3: Continue to support organizations that assist elderly and handicapped citizens in finding decent, accessible, and affordable housing. Such support may include technical assistance and alternative design standards and code requirements.

Policy 1.4.4: Continue to ensure compliance with Federal and State laws on accessibility.

Policy 1.4.5: Address problems of housing for lower income elderly residents and other households with special housing needs, by allowing placement of retirement communities and elderly care facilities in areas of residential character as long as they are designed in a manner that is compatible with the character of the neighborhood and are consistent with the zoning code standards for the area as well as any applicable overlay districts.

Policy 1.4.6: Establish strict design compatibility guidelines to allow accessory dwelling units as a conditional use in single family zoning districts. ~~(Cross Reference: See Housing Element, Policy 2.4.7 and Future Land Use Element, Policy 1.1.6)~~

Policy 1.4.7: Work with programs that address elderly housing policies to educate private and nonprofit developers and encourage implementation of —Communities for a Lifetimell standards and universal design principles.

Policy 1.4.8: Explore attracting additional assisted living facilities (ALF) including studying potential locations, size requirements, market demand and timing, as well as potential partnerships and funding sources. Investigate the Elderly Housing Community Loan program, which provides loans of up to $750,000 to developers making substantial improvements to elderly housing.

Policy 1.4.9: Maintain a working relationship with the State of Florida Agency for Health Care Administration (AHCA), Seminole County Health agencies, and organizations with an interest in the housing of disadvantaged populations, including consideration of subsidy programs offered by these agencies.

Policy 1.4.10: Support programs that address elderly housing policies through the area Councils on Aging, and State and Federal efforts. Such support may include providing education to seniors on senior housing and other issues such as available medical, health, and community resources.

Policy 1.4.11: Identify additional programs, groups or other opportunities to link with nonprofit groups and community organizations with the purpose of providing for education to seniors, not only on senior housing, but also on issues such as medical, health, and community resources.

Objective 1.5: ***Energy Efficiency and Sustainability***. The City shall support sustainability and energy conservation in new housing development and redevelopment.

Policy 1.5.1: New construction, structure rehabilitation, and future developments shall be encouraged to implement Leadership in Energy and Environmental Design (LEED) principles established by the US Green Building Council (USGBC).

Policy 1.5.2: Develop a scale of incentives for the different levels of LEED Certification; i.e. a LEED Platinum rated project should receive a

greater incentive than one rated as LEED Silver. Consider incentives for buildings/developments that are determined to be LEED compliant.

Policy 1.5.3: Encourage the use of specific building options and elements available to meet the City's energy performance goals such as:

- Solar water heating;
- Energy-efficient appliances such as —Energy Star‖;
- Energy-efficient windows, doors and skylights;
- Low solar-absorption roofs, also known as —cool roofs‖;
- Enhanced ceiling and wall insulation;
- Reduced-leak duct systems;
- Programmable thermostats; and
- Energy-efficient lighting systems.

Policy 1.5.4: Encourage the use of cost-effective energy-efficient technologies. Facilitate and promote the use of cost-effective energy conservation, energy-demand management and renewable energy technologies in buildings and encourage energy performance which complies with the Florida Energy Efficient Code for Building Construction.

Policy 1.5.5: Identify specific building and landscaping options and elements available to meet the City's storm water management performance goals such as: ~~(Cross Reference: See Infrastructure Element, Policy 5.2.3; and Conservation Element, Policy 1.2.9)~~

- Greenroofs;
- Bio-swales;
- Permeable or porous pavers;
- Use of cisterns and rain barrels;
- Native species landscaping.

Policy 1.5.6: Runoff control shall be mandated for all construction sites to mitigate erosion and sediment or chemical discharges from construction activities.

GOAL 2: PRESERVATION. Encourage the preservation of decent, safe and sanitary housing for the present and future residents of the City.

Objective 2.1: ***Housing Units.*** The City shall continue to assist in extending the life of the existing housing stock, to stabilize neighborhoods and create community pride.

Policy 2.1.1: Continue applying the City's unsafe building abatement policy to reduce the amount of substandard housing and preserve the available housing stock.

Policy 2.1.2: Encourage very-low and low-income residents to apply for housing rehabilitation assistance individually or through the programs managed by the County.

Policy 2.1.3: Rehabilitation of existing buildings shall be in conformity with the Florida Building Code.

Policy 2.1.4: Maintain a database which identifies residential units that may be in need of rehabilitation or demolition.

Policy 2.1.5: The Code Enforcement division will coordinate with the building division to update the housing conditions database and conduct the necessary code enforcement inspections to keep the number of substandard and deteriorated units to a minimum.

Policy 2.1.6: Continue enforcing the International Property Management Code to address substandard and deteriorated housing conditions.

Policy 2.1.7: Continue to apply for housing rehabilitation grant funds and subsidy programs such as:

- Community Development Block Grant (CDBG) funds administered by the U.S. Department of Housing and Urban Development.
- Florida Neighborhood Housing Services grant administered by the Florida Department of Community Affairs. (Section 420.429, F.S.).
- Florida Small Cities CDBG Program Funds administered by the Florida Department of Community Affairs (Section 290.0401-290.049. F.S.).

Policy 2.1.8: Condemn and require demolition by the City's duly adopted procedure, those units that are determined by the City as unsuitable for rehabilitation. The City will adopt from time to time, certain property maintenance codes including, but not limited to the International Property Management Code, which delineates the procedures for condemnation and demolition of unsuitable units.

Objective 2.2: ***Neighborhoods.*** The City shall promote housing opportunities for new households in already established neighborhoods and insure the stabilization of all neighborhoods through the following policies, when applicable.

Policy 2.2.1: Identify neighborhoods that are in need of rehabilitation or are experiencing instability based on any and all of, but not limited to, the following criteria:

- Proliferation of crime,
- A large percentage of substandard housing units,
- Fragmentation of land uses, and
- Poor or deteriorating infrastructure, including water, sewer, and drainage systems and inadequate traffic and pedestrian systems.

Policy 2.2.2: Develop neighborhood plans, and implement programs, which strive to reduce or eliminate destabilizing neighborhood conditions, and include in such plans and programs activities which include, but are not limited to, greater levels of code enforcement, implementing neighborhood watch programs, "Safe Neighborhoods" programs, and Community Development Block Grant programs.

Policy 2.2.3: Provide for a high level of resident and owner participation in any plan or program implemented for the purpose of improving and/or stabilizing neighborhoods.

Policy 2.2.4: Investigate funding sources, for these plans and programs, which may include but are not limited to, special taxing districts, "Safe Neighborhoods Act" funding, and Community Development Block Grant Funding.

Policy 2.2.5: Promote and support home ownership within older neighborhoods by providing incentives and/or credits to homeowners for "sweat equity" rehabilitation within targeted neighborhoods.

Policy 2.2.6: Prohibit the expansion of noncompatible uses within residential neighborhoods.

Policy 2.2.7: Require adequate buffering and screening of residential neighborhoods from incompatible uses, which could adversely impact existing neighborhoods. Landscape buffering and transitional uses shall be utilized to further this policy.

Policy 2.2.8: Continue to require the implementation of the Town Center Code so that the concept of “eyes on the street” is maintained to ensure safe, pedestrian friendly streets.

Policy 2.2.9: Identify infrastructure deficits in existing neighborhoods and implementation strategies to mitigate them through partnerships, grant funding, or as part of capital budgeting.

Policy 2.2.10: Require an interconnected network of sidewalks in new residential developments to support walking and neighborhood friendliness.

Policy 2.2.11: Encourage property upgrades which enhance neighborhoods. ~~(Cross Reference: See Future Land Use Element, Policy 1.5.7)~~

Objective 2.3: ***Historic Preservation.*** As the housing stock begins to age, the City shall develop a process of identifying potential historic properties.

Policy 2.3.1: Identify buildings that have the potential to be historic or significant structures.

Policy 2.3.2: Establish standards for rehabilitation of historically significant structures.

Objective 2.4: ***Infill.*** The City shall promote infill development by supporting alternative development standards consistent with the existing zoning standards, where necessary and feasible.

Policy 2.4.1: Work to identify acceptable locations, priorities, and implementation strategies for potential infill development and redevelopment. Opportunities for residential, commercial, and mixed use shall be identified and categorized. The City will encourage mixed use and higher density and intensity development in priority infill development and redevelopment areas identified through these efforts. ~~(Cross Reference: See Future Land Use Element, Policy 1.4.8)~~

Policy 2.4.2: Maintain a vacant residential parcel map and database which includes location information, acreage, physical characteristics, utilities, zoning and ownership data. The vacant residential parcel map will be enhanced to identify infill and redevelopment opportunities.

Policy 2.4.3: Evaluate barriers to redevelopment and infill and create standards that will guide and support a strategic approach to redevelopment planning that will also help meet the projected shortfall in housing units.

Policy 2.4.4: Prioritize the creation of redevelopment and small area plans identified through the strategic review of infill development and redevelopment opportunities.

Policy 2.4.5: Make available the vacant land database and map to interested developers and/or builders.

Policy 2.4.6: Consider a system of impact fee credits or other incentives to be applied, when appropriate for infill development, recognizing that infill development makes use of existing infrastructure and combats urban sprawl.

Policy 2.4.7: Establish design compatibility guidelines to allow accessory dwelling units as a conditional use in residential districts to support development or redevelopment that integrates diverse choices of housing. ~~(Cross Reference: See Housing Element, Policy 1.4.6 and Future Land Use Element, Policy 1.1.6)~~

Policy 2.4.8: Implement neighborhood design standards and review criteria that encourage infill compatibility while allowing for increased density and/or mixed use.

Policy 2.4.9: Support the conversion of older residential homes fronting onto arterial roadways to live-work or commercial use with proper rehabilitation. ~~(Cross Reference: See Future Land Use Element, Policy 1.5.4)~~

EXHIBIT 4

INFRASTRUCTURE ELEMENT

CHAPTER IV
INFRASTRUCTURE ELEMENT

IV-A GOALS, OBJECTIVES AND POLICIES

SANITARY SEWER

GOAL 1: To provide an effective system of wastewater collection, treatment, and treated effluent disposal or reuse to meet the needs of all City residents and non-residential establishments within the City service area while protecting the environment and public health.

Objective 1.1: ***Existing Wastewater Treatment.*** The City shall correct existing deficiencies; ensure that the minimum Level of Service (LOS) for sanitary sewer is met; and, provide a level of treatment that meets the water quality standards for effluent limitations established by the FDEP.

Policy 1.1.1: Adopt LOS standards for sanitary sewer treatment at 65~~100~~ gallons per person per day.

Policy 1.1.2: Use the following peaking factors based upon the average design flow (ADF), when evaluating collection force main and lift station capacity: flows to 0.050 MGD ADF use a 3.5 factor, flows 0.050 to 0.250 MGD ADF use a 3.0 factor, and flows above 0.250 MGD ADF use a factor of 2.5.

Policy 1.1.3: Maintain an active sanitary sewer system mapping program and update the model annually to prioritize needed replacements.

Policy 1.1.4: Require all improvements and/or additions to sanitary sewer facilities to be compatible and adequate to meet the adopted LOS standards.

Policy 1.1.5: Require all land use amendments to include an analysis of the impact of such amendment on the adopted LOS standard and existing sanitary sewer facilities.

Policy 1.1.6: Plan construction of new sanitary sewer treatment facilities when capacity allocation of existing facilities is at seventy five percent (75%) of available capacity, and have new facilities ready for operation when capacity allocation of existing facilities is at ninety percent (90%) of available capacity.

Policy 1.1.7: Maintain a quarterly monitoring program to evaluate wastewater treatment efficiencies and submit quarterly operating reports to the FDEP documenting results, including data relating to average and maximum daily flows.

Policy 1.1.8: Maintain a quarterly groundwater monitoring program to evaluate groundwater quality and submit the results to FDEP.

Policy 1.1.9: Comply with bond covenants to ensure the maintenance and operations of facilities, and to provide recommendations for system maintenance and improvements.

Policy 1.1.10: Encourage continuing education of operating staff to ensure proficiency with respect to optimization of treatment and disposal processes.

Policy 1.1.11: Require that all City owned wastewater treatment plants be operated and maintained by State-certified operators. Allow trainees under the supervision of State-certified operators to be used, when allowed by regulatory requirements.

Objective 1.2: ***Future Wastewater Treatment.*** The City shall reserve sewer capacity and coordinate the extension of facilities and increased capacity for approved and vested developments.

Policy 1.2.1: Define regulations for sewer allocation vested rights and the period of vesting in the City's Code of Ordinances.

Policy 1.2.2: Ensure reserved capacity and adequate sanitary sewer facilities are in place with the impact of development, by requiring payment of applicable sewer service availability fees after a determination of concurrency and upon development approval prior to permit application, or allow payment of a reservation fee with subsequent payment of sewer service availability fees at time of permitting.

Policy 1.2.3: Implement the Schedule of Capital Improvements (SCI) to avoid future deficiencies and update the SCI annually in conjunction with the City's budgeting process.

Policy 1.2.4: Define the City's sewer service area by the corporate limits of the City and those other areas located outside the corporate limits, which are established by the City Commission by a written instrument. Require that property owners of properties located in unincorporated Seminole County execute and record an annexation agreement approved by the City Commission, before they are provided sanitary sewer service. Provide wholesale sanitary sewer service to other cities and Seminole County, as appropriate, feasible, and by written agreement.

Policy 1.2.5: Coordinate with the County and the FDOT to plan to provide all future sewer pipes and/or sleeves required for subsurface road placement.

Policy 1.2.6: Coordinate the utility and transportation planning efforts to take advantage of the most economical construction and maintenance costs possible when installing utility lines, roads and sewers.

Objective 1.3: ***Maximize Existing Facilities.*** The City shall maximize existing sanitary sewer facilities within its service area and shall promote compact efficient growth patterns.

Policy 1.3.1: Require new developments to connect to the central sanitary sewer system where available and to design and construct all sanitary sewer facilities in accordance with the City's Code of Ordinances.

Policy 1.3.2: Incorporate means and methods in the City's Code of Ordinances to ensure connection to the City's sanitary sewer system, where available, for those properties that lie within the service area.

Policy 1.3.3: Discourage development in the service area from utilizing septic tanks and prohibit the use of package wastewater treatment plants.

Policy 1.3.4: Require new development to extend the central sewer system at the developer's expense to service subject property.

Policy 1.3.5: Maintain adequate sanitary sewer service availability charges and user rates to ensure funding for new treatment, collection and effluent disposal systems.

Policy 1.3.6: The City shall periodically u~~U~~ndertake a utility rate structure study ~~in 2009~~ and make recommendation on appropriate adjustments for sewer rates. Update the rate study every five (5) years.

Objective 1.4: ***Septic Tanks.*** The City shall mandate connection to the central sewer system by ordinance, when available, for existing residences and commercial establishments, which are served by septic systems and are deemed to be detrimental to the health, safety, and welfare of the general public.

Policy 1.4.1: Sewer shall be deemed "available" pursuant to ordinance. ~~(Cross Reference: See Future Land Use Element, Policy 1.2.4)~~

Policy 1.4.2: Identify and map those areas within the City's service area, which are served by septic systems, and prioritize areas which may require central sewer service based on soil suitability, density, and environmental concerns. ~~(Cross Reference: See Future Land Use Element, Policy 1.2.5)~~

Policy 1.4.3: Prioritize and incorporate line extensions into the SCI to connect existing septic areas to the central sanitary sewer system. Require the participation of the existing residents and/or developers in the cost of the sewer main line extensions and explore all possible means of funding the line extensions and connections.

Policy 1.4.4: Coordinate with the Department of Environmental Protection ~~Seminole County Health Department~~ to ensure that where central sewer service is available, no new septic system permits shall be approved for any new development or for any existing systems which have been determined to be inoperable or detrimental to the health, safety and welfare of the general public.

Policy 1.4.5: The City shall consider within the next ten years, the feasibility of providing sanitary sewer services to residential subdivisions with development of more than 50 residential lots, whether built or unbuilt, with more than one onsite

sewage treatment and disposal system per 1 acre, as identified in the 2022 wastewater master plan; and identify location of the wastewater facility that would receive sanitary sewer flows after connection.

Objective 1.5: ***Effluent Disposal.*** The City shall continue to prevent the discharge of wastewater into state and local waters through the continued utilization and expansion of its reclaimed water system.

Policy 1.5.1: Maintain treatment facilities to provide for "unrestricted access" levels of treatment to allow for reuse of reclaimed water for irrigation of landscaped areas, as well as use in allowable industrial applications.

Policy 1.5.2: Follow the exclusive authority of SJRWMD to regulate consumptive use.

Policy 1.5.3: Require the installation of reclaimed water systems for all new development, which contain or abut existing or planned reclaimed water routes. Allow connection of the reclaimed system to the potable water system when reclaimed water is not provided until such time as reclaimed water becomes available.

Policy 1.5.4: Provide backup storage and disposal of excess reclaimed water (during wet periods) by the City's existing spray fields and percolation ponds.

Policy 1.5.5: Consider applying for permits to allow discharge of reclaimed water into wetlands during periods of "emergency".

Policy 1.5.6: Maintain a public awareness and education program regarding the use of reclaimed water.

POTABLE WATER

GOAL 2: To plan for and assure an adequate supply of excellent quality potable water to meet the needs of all City residents and non-residential establishments within the City and within the City's service area during the 2035 ~~2030~~- planning horizon.

Objective 2.1: ***Central System.*** Based upon adopted Level of Service (LOS) standards, analysis in the City's *Water Supply Plan* ~~–~~*2022* ~~*2007*~~, and the SJRWMD's *District Water Supply Plan* ~~*2005 and 2006 Addendum*~~*2020*, the City shall determine timing for upgrading the Central System (Supply and Treatment System) based on the following evaluation criteria:

Policy 2.1.1: Adopt LOS standards for potable water supply at 115 gallons (minimum) per person per day. ~~(Cross Reference: See Capital Improvement Element, Policy 1.2.1.d.)~~

Policy 2.1.2: Require total well capacity to equal or exceed the Maximum Day Demand (MDD), including design fire flow demand. *Maximum Day Demand (MDD) = Total Water Consumed, divided by 365 days, x Maximum Day Peak Factor (2.0).* ~~(Cross Reference: See Infrastructure Element, Policy 2.8.4)~~

Policy 2.1.3: Require that even with the largest well out of service, total well capacity will equal or exceed the Average Daily Demand (ADD). *Average Daily Demand (ADD) is the total water consumed during a calendar year divided by 365 days.*

Policy 2.1.4: Maintain the capacity of the aeration system equal to or greater than the Maximum Day Demand (MDD).

Policy 2.1.5: Use a peak factor of 1.1 GPM per equivalent residential connection (ERC) in the calculation of the system's ability to meet the LOS standard, when evaluating system pump capacity.

Policy 2.1.6: Rate the wellfield capacity at the average daily demand with the assumption that the largest well is out of service.

Policy 2.1.7: Require that any new wells be constructed to produce capacities between 1200 and 2400 gallons per minute.

Policy 2.1.8: Maintain a storage tank capacity of at least one-half (1/2) of the average daily consumption volume.

Policy 2.1.9: Provide water distribution system peak flow storage for the difference between peak flow and well flow for the duration of the fire flow, with a buffer of 10%. Fire flow is the flow of water required to fight a major fire. ~~(Cross Reference: See Infrastructure Element, Policy 2.8.4)~~

Policy 2.1.10: Maintain a minimum high service pump capacity at least equal to the maximum daily peak factor demand, assuming that the largest high service pump is out of service.

Policy 2.1.11: Maintain the water distribution system to be capable of delivering the peak hour flow (without fire demand) with a minimum residual pressure of twenty (20) pounds per square inch (psi).

Policy 2.1.12: Restrict the maximum velocity through any pipe to 8 feet per second.

Policy 2.1.13: Meet the Florida Department of Environmental Protection (FDEP) criteria of providing half the maximum daily flow for auxiliary power.

Objective 2.2: ***Operations & Maintenance***. The City will annually adopt programs and activities to maintain the central system.

Policy 2.2.1: Maintain the City's potable water treatment facilities in optimum condition by the implementation of a preventive maintenance program.

Policy 2.2.2: Review water fee methodology and user rates annually during the budget process to ensure adequate funding for treatment, storage and distribution facilities.

Policy 2.2.3: Undertake a utility rate structure study periodically ~~in 2009~~ and make recommendation on appropriate adjustments for water conservation rates for reclaimed water and potable water. Update the rate study every five (5) years.

Policy 2.2.4: Develop a system to review individual customer water meters to ensure proper readings of those meters.

Policy 2.2.5: Institute a replacement or "change out" schedule for meters in the field to ensure replacement when accuracies exceed the industry tolerance range. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 1)~~

Policy 2.2.6: Implement improvements and/or additions to potable water facilities as needed to correct LOS deficiencies, based upon data and analysis in the City's *Water Supply Plan* ~~2 0 2 2 2007~~, and the SJRWMD's *District Water Supply Plan* ~~2005~~2020.

Policy 2.2.7: Implement improvements and/or additions to potable water facilities which comply with, as a minimum, the standards recognized and approved by the Florida Department of Environmental Protection, specifically including the American Society of Civil Engineers and the American Water Works Association.

Objective 2.3: ***Future Demand.*** Based upon population projections and analysis in the City's *Water Supply Plan* ~~2007~~2022, the City shall ensure the supply and treatment of safe potable water through the ~~2030~~ 2035planning horizon to meet the adopted Level of Service (LOS) standards, as well as the requirements of both the City's Water Supply Work Plan, ~~(Exhibit IV-C-1)~~as amended and SJRWMD's *District Water Supply Plan* ~~*2005 and 2006 Addendum*~~2020. The City's consumptive use permit is pending approval with SJRWMD. Should the CUP process result in any changes to the City's projected water demand, the Water Supply Work Plan will be updated accordingly.

Policy 2.3.1: Review future demands to verify that there are no needs for future expansion of potable water facilities, based upon the adopted LOS and data and analysis in the City's *Water Supply Plan* ~~2007.~~2022

~~**Policy 2.3.2:** Cap the City's potable groundwater demand at 2013 levels and determine the most cost-effective option for augmenting this system with an alternative water source. Pursue cooperative efforts with SJRWMD, Seminole County, and other local jurisdictions, in providing cost-effective solutions. (Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 1, 5 & 6)~~

Policy 2.3.2~~3~~: Reevaluate the potable water system capacity and ensure that the central water system can meet LOS standards prior to issuance of a development order, if new development would result in a significant increase in population beyond current projections. ~~(Cross Reference: See Future Land Use Element, Policy 1.2.2)~~

Policy 2.3.34: Continue to monitor groundwater supply conditions in conjunction with the SJRWMD. ~~(Cross Reference: See Infrastructure Element Policy, 5.1.4, and Water Supply Work Plan [Exhibit IV-C-1], Item 1)~~

Policy 2.3.45: Encourage and require, as needed, the interconnection and looping of existing and proposed segments of the potable water distribution system.

Objective 2.4: ***Capital Improvements.*** The City shall plan capital improvements to meet future needs and projected deficiencies.

Policy 2.4.1: Maintain the mathematical model of the transmission system in the files for subsequent computer analysis to determine the water use demands.

Policy 2.4.2: Implement the five-year Schedule of Capital Improvements (SCI) for potable water facilities adopted in the Capital Improvements Element.

Policy 2.4.3: Review the SCI annually and adopt a City budget that prioritizes needed potable water improvements to meet the demands of future growth and approved developments.

Policy 2.4.4: Update the City's *Water Supply Plan, ~~2007~~ 2022* at intervals coinciding with the *District Water Supply Plan, ~~2005~~ 2020* updates, to ensure consistency between the State, regional, and local levels.

Policy 2.4.5: Evaluate the production, expansion capabilities, and life expectancy of the water treatment plants in each update to the *Water Supply Plan, ~~2007~~2022*.

Objective 2.5: ***Wells.*** The City shall evaluate water supply sources and quality considerations when developing new wells, as well as repairing or improving the existing central potable water system.

Policy 2.5.1: Maintain a five hundred (500) foot minimum spacing between wells, where practicable. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 8; and Conservation Element, Policy 1.2.2)~~

Policy 2.5.2: Consider surrounding land uses when making the final selection of any well site. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 8)~~

Policy 2.5.3: Require well placement to have a 100-foot minimum setback from sewer lines. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 8)~~

Policy 2.5.4: Require a 200-foot minimum setback for well placement from septic tanks. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 8~~)

Policy 2.5.5: Conduct an investigation by a geohydrologist to estimate the recommended well size and depth, pumping capacity, casing length,

projected aquifer drawdown, and any other site specific considerations to be utilized in the final design. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 8~~)

Policy 2.5.6: Investigate and pursue the acquisition of property near Water Treatment Plant #2 and Water Treatment Plan #3, for future treatment needs and protection of wellfields. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 8)~~

Policy 2.5.7: Conduct a detailed analysis of potential well contamination sources.

Objective 2.6: ***Service Area.*** The City shall adopt a service area boundary for potable water and shall discourage leapfrog development and urban sprawl.

Policy 2.6.1: Define the City's potable water service area by the corporate limits of the City, except as otherwise established by the City Commission by written agreement.

Policy 2.6.2: Require before providing potable water service to properties located in unincorporated Seminole County, that the property owners receiving service execute and record an annexation agreement approved by the City Commission.

Policy 2.6.3: Provide or receive wholesale potable water service to or from other cities and Seminole County by written agreement.

Policy 2.6.4: Continue to be the provider of potable water to residents and nonresidential establishments within the City's service area except as otherwise established by the City Commission by written agreement.

Policy 2.6.5: Continue to maximize the efficient use of the City's potable water treatment facilities as a unified city water system.

Policy 2.6.6: Discourage urban sprawl by delineating a Service Area boundary. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 1)~~

- Require all new developments within the City's Service Area to connect to the City's existing centralized water supply/treatment facilities, except as otherwise established by the City Commission by written agreement.

- Provide service only to those areas included in the City's delineated Service Area, except as otherwise established by the City Commission by written agreement.

- Require new home construction to connect to City water service when it is available in an adjacent right-of-way.

- Prohibit reconnection to private well service in lieu of City potable water once connected to City service, except for irrigation purposes.

Objective 2.7: ***Reclaimed Water.*** When reviewing applications for development orders within the City limits, the City shall consider impact on the environment, including the ability to be served by the City's existing water facilities. The City shall maintain initiatives to conserve potable water resources, which ensure that existing level of service standards for potable water, do not increase more than twenty (20) gallons per person per day. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 1)~~

Policy 2.7.1: Maintain a progressive water rate structure to ensure conservation of potable water and to provide an incentive for the use of treated wastewater for irrigation purposes. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 3 & 7)~~

Policy 2.7.2: Maintain the reclaimed wastewater effluent program whereby wastewater is treated to standards consistent with Florida Department of Environmental Protection (FDEP) requirements for "unrestricted public access" irrigation of private and public areas. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 3)~~

Policy 2.7.3: Prohibit potable water for irrigation use in areas where reclaimed water is available for such irrigation. ~~(Cross Reference: See Infrastructure Element, Policy 1.5.2; and Water Supply Work Plan [Exhibit IV-C-1], Item 1 & 3)~~

Policy 2.7.4: Implement the five-year SCI for reclaimed water facilities adopted in the Capital Improvements Element. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 5)~~

Policy 2.7.5: Maintain the requirement that all new developments, which contain or abut existing or planned routes of the City's reclaimed water distribution system, connect to the reclaimed water system prior to occupancy. ~~(Cross Reference: See Infrastructure Element Policy 5.1.8; and Water Supply Work Plan [Exhibit IV-C-1], Item 3 & 4)~~

Policy 2.7.6: Maintain specific requirements for the use of low consumption plumbing devices in the Code of Ordinances. ~~(Cross Reference: See Infrastructure Element, Policy 5.1.6; Water Supply Work Plan [Exhibit IV-C-1], Item 1, 2 & 7; and Conservation Element, Policy 1.2.4)~~

Policy 2.7.7: Adhere to SJRWMD emergency water shortage restrictions.

Policy 2.7.8: Require fifty (50%) percent of the required landscaping area, as indicated in the Land Development Regulations to be Xeriscaping™ or site suitable native plant material. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 2 & 7)~~

Objective 2.8: ***Fire Protection.*** Provide adequate delivery and distribution of potable water to meet fire protection demand within the City and the City's service area.

Policy 2.8.1: Monitor, evaluate, repair and replace the existing water delivery and distribution system to ensure the system can deliver the needed gallon per minute flows to meet fire protection demands.

Policy 2.8.2: Maintain an active water system and fire hydrant mapping and numbering program.

Policy 2.8.3: Extend water distribution mains to areas within the City's service area and provide adequate fire protection service to residents and non-residential establishments located within the service area provided the residents/developers participate in the costs.

Policy 2.8.4: Provide fire flows in single family detached residential areas of 500 GPM at 20 psi residual pressure and fire flows in non-residential and multi-unit residential of 1,250 GPM at 20 psi residual pressure.

Policy 2.8.5: Provide a fire flow duration of 10 hours. (~~Cross Reference: See Infrastructure Element, Policy 2.8.4~~)

SOLID WASTE

GOAL 3: To provide efficient and safe Solid Waste disposal facilities and collection services on a regular basis for all City residents and commercial establishments within the City to protect the environment and public health.

Objective 3.1: ***Solid Waste Disposal.*** The City shall coordinate the disposal of solid waste throughout the planning horizon in a safe and efficient manner.

Policy 3.1.1: Adopt minimum LOS for municipal solid waste at 3.7 pounds per person per day, and utilize the LOS to plan for future demand.

Policy 3.1.2: Provide solid waste franchise administration and coordination of billing matters.

Policy 3.1.3: Contract or perform all solid waste disposal in a manner that complies with all applicable city, regional, state and federal solid waste disposal standards.

Policy 3.1.4: Mandate solid waste collection for all residential, commercial and industrial land uses within the City through the use of contracted haulers.

Policy 3.1.5: Continue to monitor complaints regarding residential and commercial solid waste collection by the contracted hauler to ensure that the most efficient, orderly, sanitary and environmentally sound service is being provided.

Policy 3.1.6: Ensure that the City's waste collection provider utilizes adequate equipment to maintain the City's LOS.

Objective 3.2: ***Recycling.*** The City shall require a reduction in municipal solid waste final disposal in landfill facilities by maintaining and promoting its recycling program.

Policy 3.2.1: Continue to have a collection process in place for curbside pickup of recyclable materials, as approved by Seminole County Solid Waste Division.

Policy 3.2.2: Continue to have a collection process in place for curbside pickup of yard waste.

Policy 3.2.3: Promote the efforts of Seminole County towards the reduction of the solid waste stream.

Policy 3.2.4: Endeavor to coordinate with Seminole County with respect to Solid Waste Management and Waste Recycling Programs.

Objective 3.3: ***Hazardous Waste.*** The City shall coordinate with the County to monitor and control the disposal of hazardous wastes in accordance with state law.

Policy 3.3.1: Help the County promote and support the County's Household Hazardous Waste Program.

DRAINAGE

GOAL 4: Provide a stormwater system of appropriate capacity to protect the life and property of the citizens of the City, as well as decreasing adverse environmental impacts attributable to stormwater runoff.

Objective 4.1: ***Flood Control.*** The City shall achieve and maintain the following adopted stormwater management Level of Service (LOS) standards that shall meet or exceed state and federal regulations for stormwater quality and quantity.

Policy 4.1.1: Adopt LOS standards as follows: Require new development and redevelopment to meet the following water quality and quantity standards.

- Water Quantity - At a minimum, the post-development peak discharge rate or discharge volume as applicable shall not exceed pre-development peak discharge rate or discharge volume for the design storm events identified in the City's Land Development Code. In addition, if downstream facilities (from the positive outfall of the development) are inadequate to convey the post-development peak discharge rates for the applicable design storm events, the development shall be required to accommodate its proportion of the discharge rates above

the downstream systems actual capacity.

- Water Quality - Stormwater treatment shall be required to serve the development through a stormwater treatment system which is site-specific; or serve sub-areas of the City and, if applicable, Seminole County. Regardless of the area served, the stormwater treatment system must provide a level of treatment which meets the requirements of the Florida Administrative Code (F.A.C.).

- Roadway construction - All public roadways within a development, and required as part of the development order, shall be designed and constructed to standards which do not allow any amount of water above the roadway during the following storm events for the following roadway types:

- Local Roadway – 25-year, 24-hour design storm event (8.6 inches of rainfall).

- Collector Roadway – 25-year, 24-hour design storm event (8.6 inches of rainfall).

- Arterial Roadway – 100-year, 24-hour design storm event (11.6 inches of rainfall).

Objective 4.2: ***Stormwater Master Plan.*** The City shall maintain, and utilize the Stormwater Master Plan and its updates which establish high water elevations, addresses existing deficiencies, and coordinates the construction of new and replacement facilities.

Policy 4.2.1: Maintain a detailed inventory and analysis of the existing drainage facilities within the City's municipal boundaries in the City's Stormwater Master Plan.

Policy 4.2.2: Maintain a digital map of the drainage facilities within the City and require new developments to provide copies of their stormwater design for incorporation into the City's database.

Policy 4.2.3: Utilize the expertise of a professional engineer to run models of the City's stormwater system based upon critical design storm events periodically on an as-needed basis and when necessary update the Stormwater Master Plan.

Policy 4.2.4: Include review of stormwater quality discharged into surface water bodies and recommendations for needed improvements in the Stormwater Master Plan.

Policy 4.2.5: Establish priorities for stormwater system replacements, ensuring correction of existing drainage facility deficiencies, and providing for future facility needs in the Stormwater Master Plan.

Policy 4.2.6: Include in the Stormwater Master Plan, a funding mechanism, or mechanisms, and schedules for completing the needed improvements.

Policy 4.2.7: Rely on the Stormwater Master Plan to prepare the City's annual budget for funding of stormwater facility replacement and deficiency upgrades.

Policy 4.2.8: Utilize the Stormwater Master Plan and other sources to annually update the five (5) year Schedule of Capital Improvements (SCI) to correct existing deficiencies and prepare for future stormwater demands. Other sources for the identification of 5-year SCI projects may include items such as damage reports from severe storm events and projects receiving special grant funding.

Objective 4.3: ***Flood Plain.*** The City shall restrict development within the 100-year flood plain to those uses, which will not adversely affect the capacity of the flood plain to store water.

Policy 4.3.1: Require compensating storage for flood water displaced by development below the elevation of the 100-year flood. Locate compensating storage within the same drainage sub-basin and below the 100-year base flood elevation and above the estimated seasonal high groundwater table elevation.

~~**Policy 4.3.2:** Require the finished floor elevation of all structures to be located a minimum of eighteen (18) inches above the 100-year flood elevation.~~

Policy 4.3.2~~3~~: Reserve the flood plain for conservation, open space and recreation uses to preserve the natural flow of runoff, where feasible.

Objective 4.4: ***Development Impacts.*** The City shall protect natural resources and the existing municipal stormwater network from the impacts of development and construction.

Policy 4.4.1: Review detailed calculations for new projects prepared by a registered professional engineer which show that retention and detention will be accomplished to meet the adopted LOS, and that there will be no negative impacts to downstream water quality or flow rates.

Policy 4.4.2: Review the characteristics and limitations of soil types for new projects with regard to percolation and infiltration.

Policy 4.4.3: Review the impacts of proposed topographical changes for new development.

Policy 4.4.4: Require that the impact from the proposed stormwater system will not have a detrimental effect on adjacent native vegetation or wetlands.

Policy 4.4.5: Require that erosion and sediment control practices be utilized to protect water bodies, wetlands and watercourses from siltation during construction activities.

Policy 4.4.6: Require the planting of littoral zone vegetation in stormwater ponds and/or lakes to provide a natural system for the uptake of nutrients and other constituents transported by stormwater runoff, where feasible.

Policy 4.4.7: Require adequate easements for stormwater system maintenance and conveyance.

Policy 4.4.8: Require new developments and redevelopment to handle upland flow, which presently discharges through the site.

Objective 4.5: ***Intergovernmental Coordination.*** The City of Winter Springs shall educate citizens and coordinate with applicable jurisdictions to address stormwater issues of mutual concern and to provide adequate LOS.

Policy 4.5.1: Develop the Stormwater Master Plan in coordination with Seminole County and regulatory agencies, such as the FDEP, SJRWMD, and FDOT.

Policy 4.5.2: Include in the Stormwater Master Plan process public participation review of the plan by affected citizens.

Policy 4.5.3: Coordinate with Lake Jesup Basin stakeholders regarding the restoration of Lake Jesup to remove its classification by FDEP as an impaired waterbody.

NATURAL GROUNDWATER AQUIFER RECHARGE

GOAL 5: To provide, maintain, and protect, the surficial and Floridan aquifers to ensure that recharge of the natural groundwater aquifer occurs in a manner which maintains sufficient quality and quantity of the public water supply to meet current and future demands.

Objective 5.1: ***Natural Recharge Protection and Conservation.*** The City shall coordinate with other agencies and adopt measures in the Code of Ordinances that will ensure preservation of natural recharge to the City's groundwater resources, as well as conservation of our potable water sources.

Policy 5.1.1: Adhere to regulations established by SJRWMD to protect areas of high recharge.

Policy 5.1.2: Explore the feasibility of a resource protection ordinance, which would provide incentives for developers to minimize impervious surfaces. ~~(Cross Reference: See Future Land Use, Policy 1.2.1; and Conservation Element, Policy 1.2.3)~~

Policy 5.1.3: Continue to coordinate with Seminole County, SJRWMD, and state and federal agencies to achieve regional aquifer recharge protection objectives.

Policy 5.1.4: Continue to cooperate with the SJRWMD in monitoring groundwater supply conditions and consumptive use review. ~~(Cross Reference: See Infrastructure Element, Policy 2.3.4; and Water Supply Work Plan [Exhibit IV-C-1], Item 1~~)

Policy 5.1.5: Continue to educate residents on the benefits of water conservation and expand the City's water conservation efforts.

Policy 5.1.6: Continue to require adherence to the energy standards of the Florida Building Code to encourage minimal use of potable water. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 1 & 2; and Infrastructure Element, Policy 2.7.6)~~

Policy 5.1.7: Continue to expand the City's reclaimed water system, to the extent possible, to increase availability for all development. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 3 & 5; and Conservation Element, Policy 1.2.5)~~

Policy 5.1.8: Require installation of non-potable water systems in new developments and encourage individual connection to its reclaimed water system for irrigation purposes. ~~(Cross Reference: See Infrastructure Element, Policy 2.7.5; and Water Supply Work Plan [Exhibit IV-C-1], Item 4 & 7)~~

Policy 5.1.9: Restrict irrigation hours to be at least as restrictive as SJRWMD's and require rain sensor devices or a switch that overrides the system when adequate rainfall has occurred. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 7)~~

Objective 5.2: ***Best Management.*** The City will recognize the underlying aquifer as a finite and delicate resource thereby necessitating the best management practices to promote conservation.

Policy 5.2.1: Adopt a local Waterwise ordinance and promote, through educational programs and publications, the use of Waterwise practices, which include low or no water landscaping, the use of solid waste compost, efficient irrigation systems, and the prohibition of non-native, invasive plant species, which will result in the conservation of water. ~~(Cross Reference: See Water Supply Work Plan [Exhibit IV-C-1], Item 2; and Conservation Element, Policy 1.2.6)~~

Policy 5.2.2: Require detention of stormwater runoff in the Code of Ordinances to maximize groundwater recharge.

Policy 5.2.3: Encourage provision of environmentally-friendly features such as "green roofs", cisterns, water gardens, porous pavement, and natural landscapes (with native plants), as appropriate. ~~(Cross Reference: See Conservation Element, Policy 1.2.9; and Housing Element, Policy 1.5.5)~~

Policy 5.2.4: Maintain a leak detection and repair program for its potable water utilities

EXHIBIT 5

CONSERVATION ELEMENT

CHAPTER V
CONSERVATION ELEMENT

A. GOALS, OBJECTIVES, AND POLICIES

GOAL 1: To protect, maintain, and conserve the natural resources of Winter Springs for continued environmental quality and the well-being of all citizens.

Objective 1.1: ***Air Quality.*** The City shall maintain and enhance air quality.

Policy 1.1.1: Obtain a revised list of any identified air pollution generators in the City from the Department of Environmental Protection on an annual basis.

Policy 1.1.2: The City of Winter Springs shall continue to abide by the guidelines of the Florida Department of Environmental Protection for air quality.

Policy 1.1.3: Continually incorporate land use and transportation strategies to reduce greenhouse gas emissions, in cooperation with the Metropolitan Planning Organization (MPO), Seminole County, and the adjacent municipalities. This shall include, but not be limited to, identification of land use densities and building intensities (critical mass) and transportation programs to promote viable multimodal transportation. Where densities and intensities are sufficient to support transit, the City shall support its implementation.

Policy 1.1.4: Continue to utilize the most fuel-efficient vehicles in their class or category, to the extent practical, as the City replaces vehicles within its fleet.

Policy 1.1.5: Participate in air quality public information programs and encourage alternative forms of transportation.

Objective 1.2: ***Groundwater Resources.*** The City shall, use best management techniques to conserve and protect groundwater resources for potable water usage.

Policy 1.2.1: Continue to adhere to the Florida Department of Environmental Protection's wellhead protection standards. ~~(Cross Reference: See Future Land Use Element, Policy 1.2.6)~~

Policy 1.2.2: Enforce the installation of water conserving devices in all new construction, such as water conserving commodes, showerheads, faucets, etc., as required by the Florida Building Code. Promote the use of water conservation systems, such as, but not limited to; Florida WaterStar Program, and the use of Florida Friendly Landscape design.

Policy 1.2.3: Continue to expand the City's water reclamation system to non-residential and residential uses, which may utilize large quantities of non-potable water and shall continue efforts to expand its wastewater reuse service areas.

Policy 1.2.4: Promote the use of best management techniques such as; the use of Florida native landscaping with the prohibition of nonnative, invasive plant species, "green roofs", cisterns, water gardens, porous pavement, as appropriate which will result in the conservation of water, educational programs and publications, the use of Waterwise and Water sense practices and products, and Florida WaterStar programs which include low or no water landscaping, the use of solid waste compost, efficient irrigation systems with rain sensor and Smart Watering Application Technologies. Restrictions should also be implemented into the City's code of ordinances, especially regarding nonnative invasive species. No invasive exotic (nonnative) species should be planted and those which are encountered on property maintained by the City must be removed. ~~(Cross Reference: See Infrastructure Element, Policy 5.2.1)~~

Policy 1.2.5: Reduce the City's dependence upon the Floridan aquifer through the implementation of the Water Supply Work Plan as adopted ~~in Resolution 2022-11.~~

Policy 1.2.6: Review and update the Water Supply Work Plan every 5 years within 18 months after the St. John's River Water Management District approves an updated regional water supply plan, which would be the latest Central Florida Water Initiative Regional Water Supply Plan (CFWI RWSP), or as needed, including a minimum 10-year planning period to ensure that projected potable water demands are considered. ~~(Cross Reference: See Intergovernmental Coordination Element, Policy 1.1.6)~~

Policy 1.2.7: To conserve potable water supplies, the City will consider adoption of regulations requiring water conservation devices in new developments and requiring low impact development (including landscape that is slow growing, drought tolerant, and water wise) for all developments, which shall encourage water conservation as well as decrease the use of potable water supplies for non- potable water uses.

Policy 1.2.8: The City shall consider innovative programs and water conservation practices and technology such as UF IFAS H2OSAV (Water Savings, Analytics & Verification) to evaluate water consumption patterns and the effectiveness of water conservation programs and devices for public and private development.

Policy: 1.2.9: The City shall assist customers to reduce their water use through outreach activities and supporting educational efforts, which shall include information regarding Florida Friendly Landscape, and the adoption of Smart Water Application Technology, whenever feasible.

Policy: 1.2.10: The City shall require new development in reclaimed water service areas to connect to the reclaimed water network and encourage existing development to connected where feasible.

Policy 1.2.11: The City shall adjust potable water level of service standards over time to account for per-unit demand reductions resulting from conservation measures and the increased availability of reclaimed water.

Policy 1.2.12 The City shall cooperate with SJRWMD during declared water shortage emergencies by conserving water resources and assisting with enforcement of water shortage emergency declaration, orders, and plans (Rule 40C-21, F.A.C., SJRWMD water shortage plan).

Objective 1.3: ***Surface Water.*** The City shall protect surface water from all known and identifiable pollution sources.

Policy 1.3.1: Require that run-off from new developments does not directly enter natural surface waters. Maintain provisions for on-site detention and retention in the City's Code of Ordinances.

Policy 1.3.2: Identify, on an annual basis, those components of the City's drainage system that may be contributing to the overall degradation of surface water quality, and develop a priority listing for the refurbishment and/or installation required and incorporate the priorities into the Capital Improvements Schedule.

Policy 1.3.3: Protect surface water bodies through implementation of the Lake Jesup Basin Management Action Plan, the City's Total Maximum Daily Loads (TMDL) Master Plan, and the conditions of the City's National Pollutant Discharge Elimination System NPDES permit. The Total Maximum Daily Load (TMDL) is a calculation of the maximum amount of a pollutant that a water body can receive and still meet water quality standards.

Policy 1.3.4: The City's Code of Ordinances shall include provisions for Low Impact Development (LID) practices to provide for site design, engineering, and stormwater management practices (i.e., retrofits; reduction of run-off; mitigation of flood impacts; and on-site absorption, capture, and reuse of rain water) that conserve and protect natural resource systems, reduce infrastructure costs, and mitigate potential environmental impacts. In general, the LID approach includes practices that:

- Encourage preservation of natural resources;
- Allow development in a manner that helps mitigate potential environmental impacts;
- Reduce cost of stormwater management systems;
- Use a host of management practices to reduce runoff; and
- Reduce pollutants into the environment.

Policy 1.3.5: Require that all projects include erosion and sediment control practices throughout the construction process in conformance with NPDES permit requirements and other state and local regulations; and protect areas susceptible to soil erosion and siltation after project completion by requiring seeding, sodding, or other control methods deemed effective by the City.

Policy 1.3.6: In new and redevelopment, encourage natural diversion of stormwater to recharge areas (e.g., through tree retention, bioswales, natural topographic features, etc.) rather than to surface waters to minimize the quantity, quality, and rate of stormwater flowing into surface waters, prevent environmentally destructive alterations, both qualitative and quantitative, and to ensure natural preservation and enhanced water quality.

Policy 1.3.7: Ensure that lands routinely using the application of fertilizers pesticides, herbicides and fungicides comply with the City's fertilizer ordinance, and that periodic monitoring takes place in soil and neighboring surface waters.

Policy 1.3.8: Encourage and educate residents and businesses on the importance of proper use of landscaping chemicals and best management practices application for effective conservation efforts.

Policy 1.3.9: Maintain a maintenance program for the public stormwater management system to ensure proper functioning and expected pollutant removal efficiency.

Policy 1.3.10: The City shall maintain standards for buffering and screening along surface waterbodies, as found in the Land Development Code. These standards shall include minimum planting areas or setbacks for trees, and other design standards such as the retention of ground cover, and the use of low impact development.

Policy 1.3.11 The above policies shall be applicable to Objectives 1.4 and 1.5.

Objective 1.4: ***Wetland Protection.*** Wetlands and the natural functions and values of wetlands shall be conserved and protected from activities, which alter their physical and hydrological nature. Land uses incompatible with the protection of wetlands shall be directed away from those areas. Implementation activities to ensure the protection and preservation of these areas shall be included within the Code of Ordinances.

Policy 1.4.1: Continue to protect the natural functions of wetlands through the Conservation Overlay on the Future Land Use Map and the Conservation Land Use category, as defined in the Future Land Use Element.

Policy 1.4.2: Review during the development review process with heightened scrutiny and as a priority for protection, environmental areas having regional significance as determined by the Johns River Water Management District (SJRWMD) and Florida Department of Environmental Protection (FDEP).

Policy 1.4.3: Preserve the natural upland buffer of wetlands, consistent with the SJRWMD's restrictions which require a fifteen (15) feet minimum buffer from the edge of wetlands with an average buffer required that is no less than twenty-five (25) feet. Where a wetland is unavoidably

impacted by development, the development shall be subject to the mitigation requirements of the pertinent regulatory agency.

Policy 1.4.4: Require, as needed, additional upland buffers to ensure the preservation of natural systems, and their possible use for treated effluent disposal and stormwater management systems. Such standards shall be included within the Code of Ordinances. Upland buffers should have equal protection as wetlands and use techniques such as minimum vegetation strip width, encroachment for hydrologic connection of drainage, extension of buffers, etc.

Policy 1.4.5: Require dedication (by or on behalf of the owner of the property) to the City and/or appropriate regulatory agency, a conservation easement (pursuant to Section 704.06, F.S.) for all post-development flood prone areas, preserved habitat (with agency approved management plan incorporated, if applicable for listed species), post-development upland buffers, and wetland areas (including created mitigation areas) as a limitation to future development and disturbance. These areas shall also be shown on the Future Land Use Map – as Conservation. The easement agreement shall include management requirements which help to preserve, restore, and/or maintain native ecosystems. The easement may require the periodic removal of nonnative, invasive plant material within the conservation area by the easement dedicator, to the extent practicable.

Policy 1.4.6: Incorporate existing isolated wetlands into development projects as appropriate, provided the wetlands remain protected and their natural functions are not impaired.

Policy 1.4.7: Apply the following mitigation measures if direct impact upon wetlands cannot be avoided:

- Mitigation will be allowed based upon demonstration of no net loss of wetland functions.
- Comply with the wetland protection standards of federal, state, regional, and county agencies.
- Minimize impacts through innovative design layouts.
- Compensate for impact by enhancing other degraded wetlands on-site, restore natural functions of other wetlands on-site, create new wetlands on-site, or perform off-site mitigation.

Policy 1.4.8: Encourage mitigation through restoration of degraded wetlands on-site.

Policy 1.4.9 The land development code shall provide for greater wetland protection and restoration measures and incentives for developers to incorporate wetlands into site design and prevent degradation or filling of these resources.

Objective 1.5: ***Flood Plains and Floodways.*** The City shall ensure long-range protection of functions of the remaining flood plains and floodways.

Policy 1.5.1: Protect access to floodways for stream management by requiring a drainage easement.

Policy 1.5.2: Maintain regulations against development within the flood plains and floodways in the City's Code of Ordinances to prevent flooding.

Policy 1.5.3: Require that there is no new net encroachment in the flood plain or floodways without compensating storage.

Policy 1.5.4: Require that no hazardous materials or wastes be stored within the 100-year flood plain.

Policy 1.5.5: Design new and replacement sanitary sewer systems to minimize or eliminate infiltration of floodwaters into the water supply systems and discharge from the systems into floodwaters.

Policy 1.5.6: Locate on-site waste disposal systems to avoid impairment to them or contamination from them during flooding.

Policy 1.5.7: Require new septic systems if allowed to be used under the City's sewer regulations to be located outside of the 100-year flood plain.

Objective 1.6: ***Wildlife and Listed Species Protection.*** The City shall appropriately use and protect wildlife and wildlife habitat.

Policy 1.6.1: Develop an ordinance containing provisions for the review of developments adjacent to lakes and wetlands and other natural areas for their impacts upon these natural systems.

Policy 1.6.2: Require as part of the development review process, that prior to development approval, proposed development must coordinate with all appropriate agencies and comply with the U.S. Fish and Wildlife Service and the Florida Fish and Wildlife Conservation Commission Rules as well as other applicable Federal and State laws regarding protection of endangered and threatened wildlife.

Policy 1.6.3: Protect endangered and/or threatened wildlife and environmentally sensitive areas by the following procedures:

a) Prohibit development within any established or proposed conservation or wildlife habitat easement; however, allow the transfer of development rights for the easement area.

b) Regulate the following activities in environmentally sensitive areas, or in areas with endangered and/or threatened wildlife to ensure that such areas are preserved:

1) The removal, excavation, or dredging of soil, sand, gravel, minerals, organic matter, or materials of any kind;

2) The changing of existing drainage characteristics,

sedimentation patterns, flow patterns, or flood retention characteristics;

3) The disturbance of the environmentally sensitive area's water level or water table by drainage, impoundment, or other means;

4) The dumping or discharging of material, or the filling of an environmentally sensitive area with material;

5) The placing of fill or the grading or removal of material that would alter topography;

6) The destruction or removal of plant life that would alter the character of an environmentally sensitive area or wildlife habitat; and

7) The conduct of an activity that results in a significant change of water temperature, a significant change of physical or chemical characteristics of environmentally sensitive area water sources, or the introduction of pollutants.

Objective 1.7: ***Biological Diversity.*** The City shall encourage the preservation of the rich biological diversity of the plant and animal life in the area.

~~**Policy 1.7.1:** Complete an area-wide evaluation by 2025,to identify regionally environmentally significant areas that should be set aside as protected conservation lands, protected by easements or other measures.~~

Policy 1.7.1~~2~~: Encourage with incentives, natural resource and open space protection and require sound land stewardship management practices to restore, preserve, and/or maintain native ecosystems within conservation areas.

Policy 1.7.2~~3~~: Require the use of Florida native, drought tolerant landscape material in all parks and at City facilities, where applicable based upon the use of the facility. This includes any linking pathways between parks and open spaces to interconnect the ecosystems throughout the city.

Policy 1.7.3~~4~~: Pursue grant funding for acquisition of properties identified as regionally ecologically significant.

Objective 1.8: ***Energy Conservation and Sustainability.*** The City shall support sustainability and encourage energy conservation in an effort to improve air quality, increase energy conservation, reduce non-renewable energy use, potable water use, and use of non-renewable or toxic materials, and to promote healthy lifestyles.

Policy 1.8.1: Encourage energy efficient land use patterns and other environmentally-friendly development practices through the Land development code (e.g. multimodal vertically integrated mixed-use development, LEED, Green Globes, Florida Green Building Coalition standards, Low Impact Development, Energy Star, WaterSense, Green Infrastructure and Florida Water Star).

Policy 1.8.2: Incorporate incentives in the City's Land Development Code and fee structure to encourage developers of subdivisions, site plans, and building plans to best use natural heating and cooling, natural light, solar energy, street lights, rainwater management, intelligent buildings/community design, as well as incorporation of the natural topography and native noninvasive vegetation.

Policy 1.8.3: Consider energy use, potential vehicle miles traveled (VMTs), multimodal options, existing infrastructure, and housing and employment options when making land use and infrastructure investment decisions and promote research and technical support to enhance the basis for decision-making concerning natural resources, sustainability practices, and resilience efforts.

Policy 1.8.4: Consider applying for Florida Green Building Coalition Local Government status.

Policy 1.8.5: Utilize sustainable practices in City operations and facilities such as recycling, purchase energy efficient, recycled, or otherwise "green" products (where available, practical and economical), energy efficient vehicles and maintenance practices.

Policy 1.8.6: Encourage community gardens in appropriate locations within existing and new residential subdivisions developments.

Policy 1.8.7: Encourage and support the development and implementation of alternative energy sources and technologies (e.g., solar electricity, floating solar facilities, rechargeable stations, renewable energy in power plants, etc.) to the extent that such projects are practical ~~and financially~~ feasible.

Policy 1.8.8: Educate the public on daily energy conservation practices and home energy saving methods and implementation options, and encourage participation in energy programs.

Policy 1.8.9: Consider conducting a municipal operations greenhouse gas inventory and develop emissions reductions strategies and goals according to inventory results.

Policy 1.8.10: Educate and encourage residents to properly recycle and use practical methods to reduce waste and reuse materials (e.g., food scraps, fabric, cardboard, etc.)

Policy 1.8.11: When directed and scheduled by the City Commission, the City shall, through collaboration with community input, develop a sustainability plan to identify appropriate and feasible mechanisms to achieve the reduction of the City's carbon footprint, provide for alternative energy sources,

promote conservation practices and other applicable strategies, measurements, goals and targets.

Policy 1.8.12: The City of Winter Springs shall coordinate with Seminole County Government and adjacent communities to identify, encourage, and implement renewable energy alternatives and other county-wide sustainability initiatives and sustainable growth patterns.

Policy 1.8.13: The City shall support increasing the number of car charging stations within the city limits as is feasible.

Objective 1.9: *Tree Protection & Canopy Expansion.* The City shall prioritize the protection of and expansion of the tree canopy in an equitable & sustainable manner.

Policy 1.9.1: Maintain Tree City USA status, making the commitment to managing and expanding public trees.

Policy 1.9.2: Require right-of-way street trees for new and redevelopment through the City's Land Development Code.

Policy 1.9.3: Incorporate Green Infrastructure techniques (e.g., rain gardens, tree boxes, bioswales, green streets and alleys, green parking, urban tree canopy, and land conservation) to reduce and treat stormwater at its source and provide environmental, social, and economic benefits through the City's Land Development Code.

Policy 1.9.4: Conserve energy through the mitigation of heat island effects by integrating strategies (e.g., green mitigation for parking space improvements and social gathering locations, tree gateways, building-integrated vegetation, shade canopies, reflective roofing) into the City's Land Development Code.

EXHIBIT 6

RECREATION AND OPEN SPACE

CHAPTER VI
RECREATION & OPEN SPACE ELEMENT

A. GOALS, OBJECTIVES, AND POLICIES

GOAL 1: To provide adequate open space, parks, and recreation facilities to enable high quality participation for all residents and visitors.

Objective 1.1: ***Level of Service Standards for Parks.*** To ensure that the City has an adequate acreage of park lands and open space, the City shall utilize Level of Service (LOS) standards.

Policy 1.1.1: Utilize the following LOS standards:

Total Overall Public Park and Recreation Land Acreage (including Open Space): Eight (8) acres per 1,000 residents. For purposes of implementing this policy, the City may utilize State and County park lands and trails that are located within the City's jurisdictional boundaries. This standard includes land with passive and active uses.

City Owned Open Space: Four (4) acres per 1,000 residents. Open space is defined as "undeveloped lands suitable for passive recreation or conservation".

Policy 1.1.2: Continue the Parks and Recreation Advisory Committee made up of residents who will work together to review parks and recreation facilities and programs and make appropriate recommendations to the City Commission.

Policy 1.1.3: Maintain an inventory of the location, size, condition and amenities available at each public park, recreation area and open space. This inventory shall be updated every year.

Policy 1.1.4: Implement and periodically update recreation guidelines and criteria for park sites and facilities based on industry standards and comparison with those of neighboring and comparable jurisdictions.

Policy 1.1.5: Rely upon the State of Florida and Seminole County park facilities and wilderness areas located within a 30-mile driving distance of the City for their value as regional resource-oriented facilities. These areas generally serve a population of over 100,000 and feature outdoor recreation resources and facilities that capitalize on and promote appreciation of the natural environment.

Policy 1.1.6: Rely upon private development to provide and maintain neighborhood parks in areas of new development. A neighborhood park is a facility that serves an entire neighborhood and which is located no more than

one-half (1/2) mile from the residents served. In cases where a greater distance cannot be avoided, a paved parking area shall also be provided. The size of a neighborhood park shall be dependent on the number of units served as described in the land development code, but shall not be less than one-half acre. Infill development of 20 units or less shall be exempt from this provision. Typical facilities provided in a neighborhood park often include a swimming pool, cabana or clubhouse with restrooms, playground area, paved multi-purpose court, picnic area, fitness trail, and/or open free play area. Open space may also be one component of the neighborhood park area.

Policy 1.1.7: Protect and enhance open space areas and natural features within existing City parks, and do not allow active recreational uses to unnecessarily encroach upon them.

Policy 1.1.8: Require preservation of ecologically sensitive open spaces in the Greeneway Interchange District and promote connectivity of these natural features for habitat continuity and sustainability. Additionally, require a network of public plazas with interconnected sidewalks to promote an urban pedestrian environment.

Policy 1.1.9: Pursue additional sites for active public recreational opportunities for current and future residents through land acquisition and/or public/private partnerships.

Policy 1.1.10: Acquire park land and develop appropriate facilities by utilizing a variety of funding sources as available, such as the general fund, grants, developer contributions, impact fees, and user fees, as well as creative funding solutions, such as special taxing districts, foundations, private donations, endowments, partnerships, and bond referendums.

Policy 1.1.11: Explore opportunities to provide public recreation access to Lake Jesup.

Policy 1.1.12: Perpetually hold in public ownership, for recreation and open space purposes, those lands owned by the City which are identified in this element on Map VI-1 ~~and Table VI-2~~.

Policy 1.1.13: Prior to the disposal of nonrecreational City-owned land or facilities, evaluate the potential use of such land or facilities for recreation, and whether such land or facilities are needed to maintain or enhance the City's recreation program.

Policy 1.1.14: Prior to the vacation of any right-of-way, evaluate the potential of the right-of-way for use as part of a future trail corridor or other alternative transportation linkage.

Policy 1.1.15: Periodically update and take action to implement the recommendations of the City of Winter Springs Parks and Recreation Master Plan.

Objective 1.2: ***Trails.*** Pursue the expansion of the existing Cross Seminole Trail system to include a network of City trails, thereby improving access for pedestrians and cyclists to schools, parks, open spaces, and businesses and for the additional public outdoor recreation opportunities trails provide.

Policy 1.2.1: Encourage public participation in planning and development of all phases of City's trail expansion program.

Policy 1.2.2: Partner with appropriate agencies to study and implement options for future coordinated provisions of a bike/trail network.

Policy 1.2.3: The City may follow Seminole County Trail development and maintenance guidelines.

Policy 1.2.4: Work with utility providers to co-locate trail easements in utility corridors.

Policy 1.2.5: Encourage homeowner associations whenever possible, to incorporate existing trails into the public trail system.

Policy 1.2.6: Acquire property or easements that can be integrated into the City's existing recreation and proposed trail network system as illustrated on Map VI-6: Conceptual Trails Network System.

Policy 1.2.7: Make providing trails a priority in the new planning horizon for the connectivity they provide to schools, parks, natural lands, and businesses.

Objective 1.3: ***Study of Recreation Preferences.*** The City shall determine the recreational preferences and needs of City residents.

Policy 1.3.1: Periodically survey organized leagues and primary users of active recreation facilities to determine participation rates and demand for services and to determine adjustments to active land use programming.

Policy 1.3.2: Identify demographic changes in the community and incorporate adjustments in recreation provision planning accordingly.

Policy 1.3.3: Reflect neighborhood input in specific park recreation plans.

Policy 1.3.4: Utilize national and regional park planning data trends to proactively adjust programmed park facilities.

Policy 1.3.5: Conduct the City-wide recreation survey every five years. The recreational needs survey shall inquire about recreational preferences in terms of facilities and recreational/educational programs, frequency of use of parks and recreational facilities, location of most frequently used facilities, willingness to pay user fees, location and age profile of respondents, household size, and travel method to preferred/most used parks and recreational facilities.

Policy 1.3.6: Reflect the results of the community's recreation preferences and needs in prioritizing funding expenditures for maintenance and capital improvements.

Objective 1.4: ***Park Maintenance.*** All City parks shall be maintained and improved in a manner that is consistent with the needs of the City residents, and which maximizes the potential of the individual recreational facilities.

Policy 1.4.1: Renovate and/or upgrade the City's parks and recreational facilities as needed to provide improved recreational opportunities.

Policy 1.4.2: Continue the user fee system for City recreation programs and facilities to offset the cost of maintaining and programming facilities, when appropriate. Except in the context of a City-County cooperative agreement, fee-based recreation programs shall be designed, administered and priced so as to give preference to City residents over non-City residents.

Objective 1.5: ***Accessibility.*** The City shall provide and maintain appropriate, operational park and recreation access for all segments of the City population.

Policy 1.5.1: Continue to provide adequate and appropriate automobile, bicycle and pedestrian access to all public parks and facilities.

Policy 1.5.2: Design all public recreation facilities as barrier-free as possible to accommodate accessibility by the elderly, disabled and very young.

Policy 1.5.3: Continue to provide adequate parking space, including handicapped parking, and bicycle racks at recreation sites.

Policy 1.5.4: Continue to enhance the public's awareness of park and recreational programs and events through a variety of print and electronic media formats such as the City's website, brochures newsletters, etc.

Policy 1.5.5: Work to increase public awareness of the need for and benefits of healthy and active lifestyles.

Policy 1.5.6: Explore funding sources to provide assistance to low-income families to obtain scholarship opportunities to participate in recreation programs.

Objective 1.6: ***Private Parks and Recreation Facilities.*** The City shall encourage the preservation and use of private lands for park and recreation facilities and open space.

Policy 1.6.1: Require residential developments outside of the Town Center with over 20 units, to provide and maintain neighborhood recreational facilities. Standards for these facilities shall be described in the land development code.

Policy 1.6.2: Revise open space regulations for subdivisions and other new developments in the land development code.

Policy 1.6.3: Assess park and recreation impact fees to new residential development as a pro rata share of the costs required to expand or acquire capital facilities or equipment made necessary by the new construction from which the fees are collected or for principal payments on debt instruments for these facilities and services. ~~(Cross Reference: See Capital Improvements Element, Policy 1.4.4)~~

Policy 1.6.4: Encourage new developments falling within the planned trail network to provide public trail linkages either through or adjacent to their development.

Objective 1.7: ***Interagency Cooperation and Joint use of Facilities.*** The City shall continue coordination efforts with agencies and developers to provide quality development of recreation areas, and to avoid duplication of recreation facilities including provisions for joint use of facilities, to meet the recreation demands of the City's citizens.

Policy 1.7.1: Coordinate park and open space planning with adjacent jurisdictions.

Policy 1.7.2: Work with the Department of Environmental Protection and the Department of Transportation and other trail-related advocacy and support agencies for assistance in developing a local trail network with connectivity to the regional trail system.

Policy 1.7.3: Continue coordination with the Seminole County School Board, to allow the use of school board facilities by the general public. Parks and schools shall be collocated to the extent possible to optimize the shared use of facilities. ~~(Cross Reference: See Future Land Use Element, Policy 1.11.9)~~

Table VI - 1: Park and Open Space Acreage, Based on Level of Service Standards

Year	Population	Total Overall Parkland (1) (8 acres per 1,000 residents)			Open Space (2) (4 acres per 1,000 residents)		
		Existing Acreage	Required	Surplus/(Deficit)	Existing Acreage	Required	Surplus/(Deficit)
2017	35,050	402	280.40	121.60	169.91	140.20	29.71
2021	37,773	410.88	302.18	108.70	175.43	151.09	24.34
2025	39,551	410.88	316.41	94.47	175.43	158.20	17.23
2030	41,119	410.88	328.95	81.93	175.43	164.48	10.95
2035	42,994	410.88	343.95	66.93	175.43	171.98	3.45
2040	44,572	410.88	356.58	54.30	175.43	178.29	-2.86

Source: American Community Survey 2015-2019; Projections by Shimberg Center for Housing Studies, based on 2010 and 2020 U.S. Census data and population projections by the Bureau of Economic and Business Research, University of Florida. 1) Includes the total of all public parks and recreational lands including any State and County facilities within the City limits. Therefore the Cross Seminole Trail is included.

2) Includes the total of all city-owned open space. Some of this land is noted on subdivision plats as "park" but are undevelopable wetlands and are included on the Future Land Use Map - 2040 as "Recreation and Open Space". The remainder of the lands are conservation lands under the City's jurisdiction and are included on the Future Land Use Map – 2040 as "Conservation". Conservation lands owned by the St. John's River Water Management District are not included. The addition of the continued expansion of Central Winds Park (7.66 acres) will eliminate the 2040 deficit of 2.86 acres.

Map VI – 1: Inventory of Public Parks, Recreation Facilities and Open Space

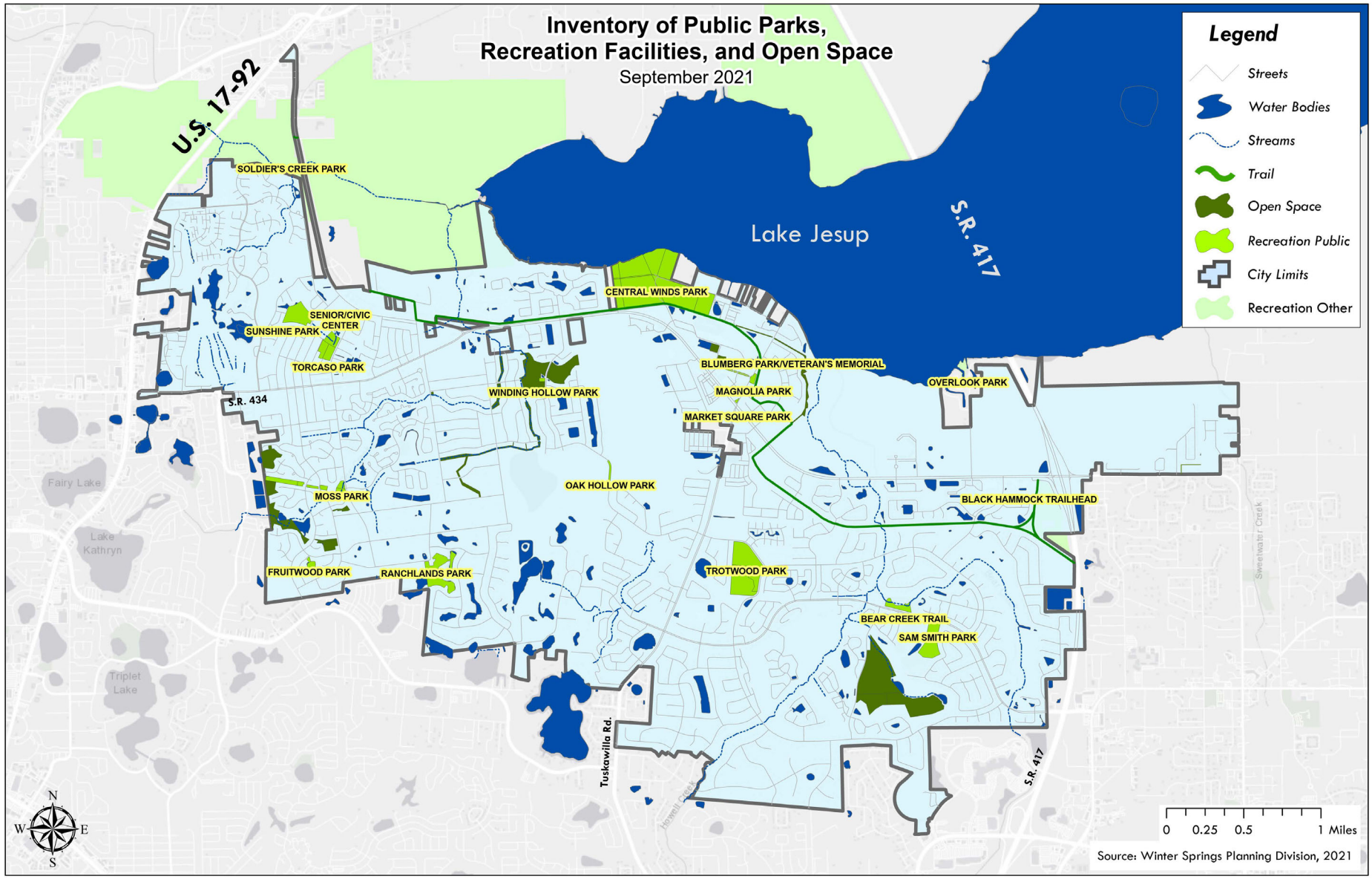


EXHIBIT 7

PUBLIC SCHOOL FACILITIES ELEMENT

CHAPTER VII
PUBLIC SCHOOL FACILITIES ELEMENT

A. GOALS, OBJECTIVES AND POLICIES

GOAL 1: ***Provide Quality Education.*** As a basic tenet of community life, it is the goal of the City to contribute to and maintain a high quality public school environment.

Objective 1.1: ***Level of Service Standards and Service Boundaries.*** The City shall cooperate with the Seminole County School Board (School Board) in their efforts to correct existing deficiencies and address future needs through implementation of adopted level of service standards and appropriate public school facility service area boundaries.

The level of service standard is a countywide standard, specified in the *2007 Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended January 2008 (2007 ILA),* wherein the following terms are used:

Permanent Florida Inventory of School Houses (FISH):- meaning the permanent facilities within the inventory of land, buildings and rooms in public educational facilities used by the Florida Department of Education, Office of Educational Facilities; and

Concurrency Service Area (CSA): A geographic unit promulgated by the School Board and adopted by local governments within which the level of service is measured when an application for residential development is reviewed for school concurrency purposes. The CSA coincides with groupings of school attendance zones within each school type based on adjacency.

Level of Service (LOS) Standard- meaning a standard established to measure utilization of capacity within a CSA. [Current LOS within a CSA is determined by dividing the full-time equivalent student count (FTE) for the Fall Semester at the same type of schools by the permanent FISH capacity of the same type of schools. Projected or future LOS is determined by the dividing the projected enrolled students at the same type of schools within a CSA by the planned permanent FISH capacity of the same type of schools.

Policy 1.1.1: *Adoption of Level of Service (LOS) Standards.* Adopt the following desired LOS standard for school capacity along with the other cities within Seminole County, the County, and the School Board to ensure that the capacity of schools is sufficient to support student growth: 100% of the aggregate permanent FISH capacity for each school type within each CSA.

Establish the following tiered LOS standard, to financially achieve the desired los standard:

	2008 - 2012	Beginning 2013
Elementary & Middle CSA	100% of Permanent FISH Capacity	100% of Permanent FISH Capacity
High School CSA	110% of Permanent FISH Capacity	100% of Permanent FISH Capacity

Policy 1.1.2: *Use of Level of Service (LOS) Standards.* Coordinate through the City's Concurrency Management System with the School Board and other local jurisdictions, to ensure that the LOS standards established for each school type are maintained.

Policy 1.1.3: *Use of Concurrency Service Area (CSA) Boundaries.* Apply school concurrency using CSA boundaries adopted by the School Board.

Policy 1.1.4: *CSAs for Each Type of School.* Recognize the CSA boundaries established by the School Board and as re-evaluated from time to time, based on clustered attendance zones for each school type (elementary, middle and high school), based on adjacency.

Policy 1.1.5: *CSA Boundary Changes.* Consider the modification from time to time, of CSA maps made at the determination of the School Board to maximize utilization of school capacity. Receive the proposed change request from the school board, as transmitted to the City and other local jurisdictions, with supporting data and analysis. Review and submit comments on the proposed modification to the School Board within forty-five (45) days.

Policy 1.1.6: *Coordination of School Board Capital Improvements Schedule and Potential CSA Boundary Changes.* Receive as identified in the *2007 ILA*, the School Board's annual update of its Capital Improvements Schedule of attendance zone changes, and when necessary, modifications to the CSA maps to provide maximum utilization of facilities, to the greatest extent possible.

Objective 1.2: ***Development Review Coordination to Achieve Concurrency.*** The City will coordinate its development review efforts with the School Board to achieve concurrency in all public school facilities.

Policy 1.2.1: *Development Review Process.* Withhold or condition the approval of any site plan, final subdivision, or functional equivalent for new residential units not exempted, until a School Capacity Availability Letter Determination (SCALD) has been issued by the School Board to the City indicating that adequate school facilities exist or until a mitigation agreement has been reached, pursuant to the availability standard specified in Subsection 163.3180~~(13)(e)~~, Florida Statutes. (

~~Cross Reference: See Capital Improvements Element, Policy1.7.6; and Intergovernmental Coordination Element, Policy 1.2.9)~~

Policy 1.2.2: *Adoption of School Concurrency Provisions into the City's Land Development Regulations.* Adopt school concurrency provisions into the City's land development regulations for the review of development approvals, consistent with the requirements of the *2007 ILA*.

Objective 1.3: ***Coordination of Existing and Future School Facility Planning with the Future Land Use Element and Development Approval Process.*** The City shall coordinate with the School Board during development approvals and changes to the City's Future Land Use Plan Map (FLUM) to help ensure the timely provision of public school facilities.

Policy 1.3.1: *Coordination of Comprehensive Plan Amendments and Facility Planning.* Consider the availability and future provision of school facility capacity, the provision of school sites and facilities within neighborhoods, the compatibility of land uses adjacent to existing schools and reserved school sites, the co-location of parks, recreation and neighborhood facilities with school sites and the linkage of schools, parks, libraries and other public facilities with bikeways, trails, and sidewalks for safe access during the review of proposed comprehensive plan land use map amendments.

Policy 1.3.2: *Site Sizes and Co-location in the City.* Work with the School District to identify sites for future educational facilities that meet the minimum standards of the School Board where possible and which are consistent with the provisions of the City's Comprehensive Plan. Support the School Board in efforts to use standards more appropriate to a built urban environment, when the size of available sites does not meet the minimum School Board standards. Work with the School Board to achieve co-location of schools with City facilities, to the extent feasible, as a solution to the problem of lack of sufficiently sized sites.

Policy 1.3.3: *Participation in Planning Technical Advisory Committee (PTAC).* Actively participate in the PTAC, as provided in the *2007 ILA*, for the purpose of discussing issues and formulating recommendations to the Public Schools Facilities Planning Committee (PSFPC) regarding coordination of land use and school facilities planning, including such issues as population and student projections, development trends, school needs, co-location and joint use opportunities, ancillary infrastructure improvements needed to support the schools, School Board Five-Year Capital Improvement Plan and the Public School Concurrency Program. ~~(Cross Reference: See Intergovernmental Coordination Element, Policy 1.2.7)~~

Policy 1.3.4: *Determining Impacts.* Determination of adequate school capacity will be the responsibility of the School Board.

Policy 1.3.5: *Notification of Submittal of Residential Applications.* Notify the school Board within 10 working days of receipt of any land use or development application having a residential component and transmit submitted subdivision plans and site plans to the School Board for their review.

Policy 1.3.6: *Notification of Meetings.* Provide the School Board with agendas of staff review, the Planning & Zoning Board/Local Planning Agency and the City Commission meetings.

Objective 1.4: ***Concurrency.*** The City shall require that public school facility capacity is available concurrent with the impacts of new residential development, as stated in ~~required by~~ Subsection 163.3180~~(13)(e)~~, Florida Statutes (F.S.)

Policy 1.4.1: *Timing of Concurrency Review.* Require that all new residential development be reviewed for school concurrency prior to development approval, as defined in the *2007 ILA*.

Policy 1.4.2: *Results of Concurrency Review*. Comply with the availability standards of Subsection 163.3180~~(13)(c)~~, F.S., and do not deny development approval due to failure to achieve the adopted LOS for public school facilities when the following occurs:

- Adequate school facilities are planned and will be in place or under construction within three (3) years of the development approval.
- The developer executes a legally binding commitment to provide mitigation proportionate to the demand for public school facilities consistent with the methodology in the *2007 ILA*.

Policy 1.4.3: *Residential Uses Exempt from the Requirements of School Concurrency*. Exempt the following residential uses from the requirements of school concurrency:

- All single family lots of record at the time the school concurrency implementing ordinance became effective.
- Any new residential development that has a preliminary plat (final subdivision) or site plan approval or the functional equivalent for a site specific development order prior to the commencement date of the School Concurrency Program.
- Any amendment to a previously approved residential development which does not increase the number of dwelling units or change the type of dwelling units.
- Any age restricted community with no permanent residents under the age of 18 (a restrictive covenant limiting the age of residents to 18 and older shall be required.)

Policy 1.4.4: *Use of Revenues Received Through Proportionate Share Mitigation*. Direct any revenues for proportionate share mitigation toward a school capacity improvement identified in the School Board's Five-Year Capital Improvement Plan.

Policy 1.4.5: *Proportionate Share Mitigation*. Consider in the event, that there is not available school capacity to support a development, that the School Board may entertain proportionate share mitigation options and, if accepted, enter into an enforceable and binding agreement with the developer to mitigate the impact from the development through the creation of additional school capacity.

A. Recognize when the anticipated student impacts from a proposed development cause the adopted LOS to be exceeded, the developer's proportionate share will be based on the number of additional student stations necessary to achieve the established LOS. Calculate the amount to be paid by the cost per student station for elementary, middle and high school as determined and published by the State of Florida.

B. Calculate a developer's proportionate share mitigation through the following methodology:

Proportionate Share = ([1]Development students - Available Capacity) x [2]Total Cost per student station

Where:

[1]Development students = those students from the development that are assigned to a CSA and have triggered a deficiency of the available capacity.

[2]Total Cost = the cost per student station as determined and published by the State of Florida.

C. Allow the applicant to enter a 90-day negotiation period with the School Board in an effort to mitigate the impact from the development through the creation of additional capacity. Upon identification and acceptance of a mitigation option deemed financially feasible by the School Board, the developer shall enter into a binding and enforceable development agreement with the School Board.

1. A mitigation contribution provided by a developer to offset the impact of a residential development must be directed by the School Board toward a school capacity project identified in the School Board's Five-Year Capital Improvement Plan. Capacity enhancing projects identified within the first three (3) years of the Five-Year Capital Improvement Plan shall be considered as committed in accordance with Section 9.5 of the *2007 ILA*.

2. If capacity projects are planned in years four (4) or five (5) of the School Board's Five-Year Capital Improvement Plan within the same CSA as the proposed residential development, the developer may pay his proportionate share to mitigate the proposed development in accordance with the formula provided in Section 12.7 (B) of the *2007 ILA*.

3. If a capacity project does not exist in the Capital Improvement Plan, the School Board will add a capacity project to satisfy the impacts from a proposed residential development, if it is funded through the developer's proportionate share mitigation contributions. Mitigation options may include, but are not limited to:

a. Contribution of land or payment for land acquisition suitable for and in conjunction with, the provision of additional school capacity; or

b. Mitigation banking based on the construction of a educational facility in exchange for the right to sell capacity credits; or

c. Provide modular or permanent student stations acceptable for use as an educational facilities; or

d. Provide additional student stations through the remodeling of existing buildings acceptable for use as an educational facility; or

e. Construction or expansion of permanent student stations at the impacted school within the CSA; or

f. Construction of an educational facility in advance of the time set forth in the School Board's Five-Year Capital Improvement Plan.

D. Recognize for mitigation measures (a) thru (f) above, that the estimated cost to construct the mitigating capacity will reflect the estimated future construction costs at the time of the anticipated construction. Improvements contributed by the developer shall receive school impact fee credit.

E. Apply an impact fee credit against the proportionate share mitigation total. Credits will be given for that portion of the impact fees that would have been used to fund the improvements on which the proportionate fair share contribution was calculated. The portion of impact fees available for the credit will be based on the historic distribution of impact fee funds to the school type (elementary, middle, high) in the appropriate CSA. Impact fee credits shall be calculated at the same time as the applicant's proportionate share obligation is calculated. Any school impact fee credit based on proportionate fair share contributions for a proposed development cannot be transferred to any other parcel or parcels of real property within the CSA.

F. Do not amend or refund a proportionate share mitigation contribution after final site plan or plat approval to reflect a reduction in planned or constructed residential density.

G. Recognize that any proportionate share mitigation must be directed by the School Board toward a school capacity improvement identified in the School Board's Five-Year Capital Improvement Plan.

H. Require upon conclusion of the negotiation period, that a second Determination Letter be issued. If mitigation is agreed to, the School Board shall issue a new Determination Letter approving the development subject to those mitigation measures agreed to by the local government, developer and the School Board. Prior to, site plan approval, final subdivision approval or the functional equivalent, the mitigation measures shall be memorialized in an enforceable and binding agreement with the local government, the School Board and the Developer that specifically details mitigation provisions to be paid for by the developer and the relevant terms and conditions. If mitigation is not agreed to, the Determination Letter shall detail why any mitigation proposals were rejected and why the development is not in compliance with school concurrency requirements. A SCALD indicating either that adequate capacity is available, or that there is not a negotiated proportionate share mitigation settlement following the ninety (90) day negotiation period as described in Section 12.7(B) of the *2007 ILA* constitutes final agency action by the School Board for purposes of Chapter 120, F.S.

Policy 1.4.6: *Appeal Process.* Recognize that a person substantially affected by the School Board's adequate capacity determination made as a part of the School Concurrency Process, may appeal such determination through the process provided in Chapter 120, F.S.

Policy 1.4.7: *Consideration of Adjacent Concurrency Service Areas.* Consider if the projected student growth from a residential development causes the adopted LOS to be exceeded in the CSA, that an adjacent CSA which is contiguous with and touches the boundary of the concurrency service areas within which the proposed development is located, be evaluated for available capacity. Conduct an adjacency evaluation review as follows:

1. In conducting the adjacency review, the School Board shall first use the adjacent CSA with the most available capacity to evaluate projected enrollment impact and, if necessary, shall continue to the next adjacent CSA with the next most available capacity in order to ensure maximum utilization of school capacity to the greatest extent possible.
2. Consistent with Rule 6A-3.0171, F.A.C., at no time shall the shift of impact to an adjacent CSA result in a total morning or afternoon transportation time of either elementary or secondary students to exceed fifty (50) minutes or one (1) hour, respectively. The transportation time shall be determined by the School Board transportation routing system and measured from the school to the center of the subject parcel/plat in the amendment application, along the most direct improved public roadway free from major hazards.

Objective 1.5: ***Procedure for Annual Update of Capital Improvements Element.*** The City shall amend its Capital Improvement Element (CIE) to include that portion of the adopted School Board's Five-Year Capital Improvement Plan which deals with capacity improvements.

Policy 1.5.1: *Annual Update of Capital Improvements Element.* Update on an annual basis, no later than December 1st of each year, the City's Capital Improvements Element to include that portion of the School Board's annual update of their financially feasible Five-Year Capital Improvement Plan related to capacity improvements. However, the City shall not have the obligation, nor the responsibility for funding or accomplishing the School Board Five-Year Capital Improvement Plan.

Policy 1.5.2: *Addition of New Financially Feasible Fifth Year Projects During Each Update.* Include with each annual update to the Capital Improvements Element a new fifth year with its financially feasible school capacity projects that have been adopted by the School District in its update of the Five-Year Capital Improvement Schedule.

Policy 1.5.3: *Compliance with Florida Statute in Timing of Capital Improvements Element Update.* Amend the City's Capital Improvements Element to reflect changes to the School District's Five-Year Capital Facilities Plan in compliance with timing requirements of Florida Statutes.

Objective 1.6: ***Ensuring Compatibility with Surrounding Land Uses, Encouraging Co-location with Appropriate City Facilities, Location in Proximity to Residential Areas to be Served and Function as a Community Focal Point.*** The City shall ensure compatibility of school facilities with surrounding land use through the development review process and shall encourage, to the extent feasible, co- location of new schools with compatible City facilities, and the location of school facilities to serve as community focal points.

Policy 1.6.1: *Allowable Locations of School Sites and Compatibility Standards.* Allow school sites within any land use designation in the City except Conservation and Industrial. ~~(Cross Reference Future Land Use Element, Policy 1.11.1).~~ Ensure compatibility with adjacent land uses will be ensured through the following measures:

- New school sites within the City must not be adjacent to any noxious industrial uses or other property from which noise, vibration, odors, dust, toxic materials, traffic conditions or other disturbances would have a negative impact on the health and safety of students.
- Public school sites shall be compatible with environmental protection, based on soils, topography, protected species and other natural resources on the site.
- An assessment of critical transportation issues, including provision of adequate roadway capacity, transit capacity and bikeways, shall be performed for proposed school sites prior to any development to ensure safe and efficient transport of students.
- New school sites must comply with the City's land development regulations and must minimize potential detrimental impacts on adjacent uses by providing sufficient on-site parking, sufficient internal vehicular circulation to ensure that unsafe stacking of vehicles on access roads does not occur, containment of off-site light spillage and glare, and reduction of off- site noise through compliance with the City's buffer requirements.
- New school sites for elementary and middle schools shall be located in close proximity to existing or anticipated concentrations of residential development. New school sites for high schools and specialized schools are suitable for other locations, due to their special characteristics.
- The development review process shall ensure that facilities such as sanitary sewer and potable water will be available at the time demanded by the new school site, and services such as public safety can also be provided.
- New school sites in shall have safe ingress and egress for pedestrians, bicycles, cars, buses, service vehicles and emergency vehicles. High schools should be located with access to collector or arterial roads, rather than relying solely on local roads.

Policy 1.6.2: *Co-Location and Community Focal Point.* Encourage to the extent feasible, the co-location of new school sites with appropriate City

facilities, recognizing that new schools are an essential component in creating a sense of community. Encourage, through the development review process, the location of new school sites so they may serve as community focal points. Enter into an interlocal agreement with the School Board where co-location takes place, to address shared uses of facilities, maintenance costs, vehicular and bicycle parking, supervision and liability issues, among other concerns.

Objective 1.7: ***Ensuring Provision of Necessary Infrastructure.*** There shall be coordination between the City and the School Board in the timely provision of infrastructure to support public school facilities.

Policy 1.7.1: *Maximizing Efficiency of Infrastructure.* Seek to maximize efficient use of existing infrastructure and avoid sprawl development by identifying future school sites that take advantage of existing and planned roads, potable water, sanitary sewer, parks, and drainage systems, during participation in the future school site identification process detailed in the *2007 ILA*.

Policy 1.7.2: *Safe Student Access.* Provide safe student access to school sites by coordinating the construction of new neighborhoods and residential developments, expansion of existing neighborhoods and developments and redevelopment or revitalization of existing neighborhoods and developments with Seminole County's safe road and sidewalk connection programs to school sites.

Policy 1.7.3: *Bicycle Access and Pedestrian Connection.* Coordinate bicycle access to public schools consistent with the Seminole County bicycle plan adopted by the metropolitan planning organization, METROPLAN ORLANDO. Revise the City's land development regulations, as needed to specify that performance standards for new residential developments adjacent to existing and proposed school sites other than age restricted developments, shall include pedestrian connections between the sidewalk network within the development and the adjacent school site.

Policy 1.7.4: *Coordination to Ensure Necessary Off-Site Improvements.* Work with the School Board, during the development review process for a proposed new school facility, to determine the party or parties responsibility for the financing, construction, operating, and maintaining of any needed off-site improvements, including but not limited to: signalization, installation of deceleration lanes, roadway striping for crosswalks, safe directional/warning signage and installation of sidewalks.

Consider a new development adjacent to or sharing an access road with an existing school or future school site, as mitigation of the traffic impacts of the development, for safe access to the school. Efforts may include, but are not limited to: developer striping of crosswalks, developer installation of sidewalks, payment for safe directional/warning signage, and payment for signalization.

Policy 1.7.5: *Inclusion of Provisions for School Buses.* Revise the City's land development regulations to require the inclusion of school bus stops and

turnarounds in new residential developments that are not age restricted.

Objective 1.8: ***Coordination with School Board and Cities.*** The City shall coordinate with the School Board and other local jurisdictions as specified by the procedures in the *2007 ILA* and provide information for emergency preparedness.

Policy 1.8.1: *Providing Data to the School Board.* Maintain data on the approved number of residential dwelling units by unit type and location and the corresponding number of units within each development that have received a certificate of occupancy (CO). Provide the data to the School Board annually by October 15th.

Policy 1.8.2: *Providing Representation.* Assign representatives to take part in committees and meetings, as specified by the *2007 ILA*. . Assign a staff representative to the PTAC, which shall meet as specified in the *2007 ILA*. Appoint an elected official or designee to the PSFPC, which shall meet as specified in the *2007 ILA*.

Policy 1.8.3: *Advising of Proposed Changes.* Provide notification in accordance with the *2007 ILA* to the School Board of proposed amendments to the Future Land Use Map - ~~2030~~ 2035 (FLUM), rezonings, developments of regional impact, and/or major residential or mixed use development projects that may increase residential densities, effect student enrollment, enrollment projections, or school facilities. Provide such notice within 10 working days of receipt of the application.

Policy 1.8.4: *Emergency Preparedness.* Continue to provide information needed by the School Board and local jurisdictions for emergency preparedness purposes.

EXHIBIT 8

INTERGOVERNMENTAL COORDINATION ELEMENT

CHAPTER VIII
INTERGOVERNMENTAL COORDINATION ELEMENT

A. GOALS, OBJECTIVES, AND POLICIES

GOAL 1: The City seeks to promote and implement stable working relationships with other governmental agencies to ensure efficient, effective, and thorough delivery of governmental services.

Objective 1.1: ***Coordination of Plans.*** The City shall coordinate its Comprehensive Plan with the ~~State Comprehensive Plan,~~ East Central Florida Regional Policy Plan, Seminole County Comprehensive Plan, and adjacent city comprehensive plans. ~~(Ord. 2007-22; 01-14-2008)~~

Policy 1.1.1: Coordinate with affected governmental agencies when developments requiring Chapter 380, Florida Statutes, review are within the City's jurisdiction.

Policy 1.1.2: Review the Seminole County and adjacent city comprehensive plans to determine the impact of those adopted plans on the future growth and development of the City whenever comprehensive plan changes are proposed by those jurisdictions.

Policy 1.1.3: Participate in the Regional Policy Plan review and update processes as mandated by state statute.

Policy 1.1.4: Transmit advance notification of requests for land use, zoning and development approvals to Seminole County, School Board and adjacent cities that may be affected, as required by the *Intergovernmental Planning Coordination Agreement of 1997*.

Policy 1.1.5: Coordinate with the resource protection efforts of the St. Johns River Water Management District (SJRWMD) for Lake Jesup and participate in the implementation efforts and development of strategies to improve water quality, such as the SJRWMD *2002 Middle St. Johns River Basin Surface Waters Improvement and Management (SWIM)* plan, the *2008 Lake Jesup Interagency Restoration Strategy*, and the 2010 *Lake Jesup Basin Management Action Plan*.

Policy 1.1.6: Update and coordinate the City's Water Supply Work Plan (Exhibit IV-B-1) with the *Seminole County's Water Supply Plan 2017*, *the ~~2015~~ 2020 Central Florida Water Initiative Regional Water Supply Plan (CFWI RWSP)* and the East Central Florida Regional Planning Council (ECFRPC)'s *Strategic Regional Policy Plan 2013*. ~~(Cross Reference: See Conservation Element, Policy 1.2.8)~~

Policy 1.1.7: Coordinate any proposed amendments to the City's Public School Facilities Element with the other local jurisdictions within Seminole County, so that the Element remains consistent with those of the other local jurisdictions and with the *2007 Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended January 2008*, as required by Florida Statute.

Policy 1.1.8: Actively participate in the Planning Technical Advisory Committee (PTAC), as provided in the *2007 Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended January 2008*, for the purpose of discussing issues and formulating recommendations to the Public Schools Facilities Planning Committee (PSFPC) regarding coordination of land use and school facilities planning (including such issues as population and student projections, development trends, school needs, co-location and joint use opportunities, ancillary infrastructure improvements needed to support the schools, School Board Five-Year Capital Improvement Plan and the Public School Concurrency Program). ~~(Cross Reference: See Public School Facilities Element, Policy 1.3.3)~~

Policy 1.1.9: Continue to use intergovernmental coordination committees such as the PTAC to ensure consistency between comprehensive planning programs and issues of adjacent municipalities and Seminole County.

Objective 1.2: ***Land Use and Housing Coordination.*** The City shall coordinate with affected governmental agencies and jurisdictions, including Seminole County, to aid in meeting the Goals, Objectives, and Policies of the Comprehensive Plan regarding land use planning and housing issues.

Policy 1.2.1: Identify and establish procedures by interlocal agreement with Seminole County for joint action regarding future joint planning areas, future annexations and compatible County and City land uses.

Policy 1.2.2: Seek to gain standing and representation on Seminole County Comprehensive Plan land use amendments which would prove inconsistent with the Future Land Use Element of the City's Comprehensive Plan.

Policy 1.2.3: Review the actions of other local governments as to the impact of such action on City LOS standards and mobility strategies. ~~(Ord. 2010-18, 10-25-10)~~

Policy 1.2.4: Continue collaborating on the regional Seminole Way initiative.

~~**Policy 1.2.5:** Continue to participate and coordinate joint planning and redevelopment activities in the US 17-92 Community Redevelopment Area (CRA) through intergovernmental coordination committees.~~

Policy 1.2.56: Coordinate with the School Board to provide planning for adequate sites and infrastructure for future public education facilities within the City, as described in the *2007 Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended January 2008*.

Policy 1.2.67: Coordinate with the School Board during pre-development program planning and school site selection activities, to co-locate schools, to the extent possible, with other public facilities, such as parks, libraries, and community centers.

Policy 1.2.78: Share information with the School Board regarding population projections, projections of development and redevelopment for the coming year, infrastructure required to support educational facilities, and amendments to future land use plan elements, consistent with the requirements of the *2007 Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended January 2008*.

Policy 1.2.89: Withhold development approvals for nonexempt properties having a residential component, until the School Board has reported either that school capacity is available or that mitigation has been reached. ~~(Cross Reference: See Public School Facility Element, Policy 1.2.1 and Capital Improvements Element, Policy 1.7.6)~~

Objective 1.3: *Transportation Coordination.* The City shall continue to coordinate its transportation planning and mobility strategies with affected governmental agencies and jurisdictions. ~~(Ord. 2010-18, 10-25-10)~~

Policy 1.3.1: Continue to coordinate with Florida Department of Transportation (FDOT) regarding issues associated with S.R. 434 including:

- A sufficient reduction in speed limit, as well as the potential for arterial reclassification, on S.R. 434 in the Town Center to better reflect the pedestrian-friendly environment being created in the Town Center. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.1.1.12 and 1.9.8)~~
- The potential for implementation of a policy constraint for S.R. 434 between U.S. 17-92 and Vistawilla to ensure that the highway will not be considered for widening. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.1.12 and 1.9.9)~~
- Pursue widening of S.R. 434 to 4-lanes east of S.R. 417 within the Greeneway Interchange District. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.2.14)~~
- Use of enhancement funding for streetscape and multimodal opportunities where appropriate.

Policy 1.3.2: Continue to actively participate in the METROPLAN ORLANDO Transportation Improvement Program (TIP) by submitting major projects for their inclusion in the program on an annual basis. ~~(Ord. 2010-18, 10-25-10)~~

Policy 1.3.3: Remain involved in regional transportation planning through continued participation in the METROPLAN ORLANDO Transportation Technical Committee, and through continued citizen participation on the METROPLAN ORLANDO Citizen Advisory Council.

Policy 1.3.4: Coordinate with METROPLAN ORLANDO to implement partnerships for Transportation Regional Incentive Program (TRIP) projects beneficial to the City.

Policy 1.3.5: Coordinate with the Department of Environmental Protection (DEP) Office of Greenways and Trails, METROPLAN ORLANDO, FDOT, Seminole County, and other agencies to study and implement options for the coordinated provision of a pedestrian and bicycle trail network.

Policy 1.3.6: Continue to coordinate in the ongoing development, monitoring and implementation of mobility strategies with Seminole County and the cities within Seminole County, to ensure the availability of multiple modes of transportation within the City. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.3.7: Promote the development of a bus rapid transit (BRT) line or light rail along S.R. 417 (Seminole Way) through interagency coordination with METROPLAN ORLANDO, Seminole County, LYNX, and the Florida Turnpike Enterprise to provide convenient, regional access to the City's Greenway Interchange District. ~~(Cross Reference: See Future Land Use Element, Policy 3.1.3) (Ord. 2010-18; 10-25-10)~~

Policy 1.3.8: Work with the School Board to maximize efficient use of existing and planned roads to avoid sprawl development, during participation in future school site selection as identified in the *2007 Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended January 2008*. ~~(Cross Reference: See Public School Facilities Element, Policy 1.7.1) (previously Policy 1.3.7; Ord. 2010-18; 10-25-10)~~

Objective 1.4: ***Infrastructure Coordination.*** The City shall coordinate the planning and provision of infrastructure and services with affected governmental agencies and jurisdictions, including the Seminole County School Board.

Policy 1.4.1: Continue coordination efforts with Seminole County to ensure that the County is able to provide adequate solid waste facilities to meet the City's needs.

Policy 1.4.2: Coordinate with the ~~Seminole County Health Department~~ Department of Environmental Protection to ensure that where central sewer service is available, no new septic system permits shall be approved for any new development or any existing systems which have been determined to be inoperable or detrimental to the health, safety and welfare of the general public.

Policy 1.4.3: Coordinate the City's drainage program with Seminole County through an interlocal agreement which, when necessary, to resolve conflicts and ensure cooperation on the following issues:

- Initiating conflict resolution procedures to resolve inconsistencies between the City's LOS standards for drainage and the County's adopted LOS standards, when necessary.
- Providing a method of fiscal responsibility for drainage systems which affect and serve primarily City residents, but which are under the jurisdiction of Seminole County.
- Providing a method of prioritization of needed improvements on those drainage systems which affect and serve primarily City residents, but which are under the jurisdiction of Seminole County or the FDOT.
- Determining jurisdictional authority for drainage systems which are "half in, half out" of the City limits.

Policy 1.4.4: Coordinate with the SJRWMD to ensure implementation of the *2015 Central Florida Water Initiative RWSP* and its subsequent updates. ~~(Cross Reference: See Conservation Element, Policy 1.2.9)~~

Policy 1.4.5: Work with the SJRWMD when alternative sources of providing potable water need to be evaluated.

Policy 1.4.6: Continue to pursue and assess the feasibility of interconnecting water supply facilities with other jurisdictions and seek to partner with adjacent cities in the development of the Lake Jesup Reclaimed Water Augmentation Facility.

Policy 1.4.7: Review the actions of other local governments as applicable, for their impact on City LOS standards. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.4.8: Determine jointly with the School Board the need for and timing of on- site and off-site improvements necessary to support proposed new or remodeled schools.

Policy 1.4.9: Seek to maximize efficient use of existing infrastructure and avoid sprawl development, by identifying future school sites that take advantage of existing potable water, sanitary sewer and drainage systems. ~~(Cross Reference: See Public School Facilities Element, Policy 1.7.1~~)

Objective 1.5: *Conservation Coordination.* The City shall coordinate with affected governmental agencies and jurisdictions, including the Seminole County School Board, to aid in meeting the Goals, Objectives, and Policies of the Comprehensive Plan regarding conservation planning. ~~(Ord. 2007-22, 01-14-2008)~~

Policy 1.5.1: Continue coordination with federal, state, regional, and private environmental agencies to ensure adequate technical support for all environmental issues in which the City requires technical expertise.

Policy 1.5.2: Coordinate with appropriate federal, state, regional, and private environmental agencies and organizations to encourage the preservation of biological diversity and greenspace in the area including completing an area-wide evaluation to identify environmentally significant pieces of land to prioritize for protection, as well as identification of funding sources and partnership opportunities. ~~(Cross Reference: See Conservation Element , Objective 1.7~~) Coordinate with the SJRWMD to designate priority open space areas for acquisition under the District's five-year land acquisition program.

Policy 1.5.3: Continue to participate and support programs and projects of State, Regional, and County agencies which seek to preserve environmentally sensitive lands, promote usable open space for all citizens, preserve habitats for listed wildlife species, protect groundwater and potable water supplies, and surface water quality, including participation in and support for programs such as the SWIM Program and wellfield protection programs sponsored by the SJRWMD.

Objective 1.6: *Parks and Recreation Coordination.* The City shall coordinate with affected governmental agencies and jurisdictions, including the Seminole County School Board, to aid in meeting the Goals, Objectives, and Policies of the Comprehensive Plan regarding parks and recreation planning.

Policy 1.6.1: Coordinate with Seminole County to recommend the provision of adequate land use acreage on the County's Future Land Use Map for park and recreational facilities within or in proximity to the City.

Policy 1.6.2: Continue to obtain and maintain interlocal agreements with the Seminole County School Board and Seminole County for the provision and maintenance of shared recreational facilities within the City.

Policy 1.6.3: Encourage the co-location of new school sites with City park and recreation facilities, to the extent feasible

EXHIBIT 9

CAPITAL IMPROVEMENTS ELEMENT

CHAPTER IX
CAPITAL IMPROVEMENTS ELEMENT

A. GOALS, OBJECTIVES, AND POLICIES

GOAL 1: Provide public facilities and services which protect and promote the public health, safety and general welfare of Winter Springs' residents in a sustainable manner and which support mobility strategies, while accommodating desired future growth and redevelopment at acceptable Levels of Service. ~~(Ord. 2010-18; 10-25-10)~~

Objective 1.1: ***Annual Review***. The City shall annually review and modify its Capital Improvements Element to ensure ~~the financial feasibility and~~ timely provision of capital facilities needed to maintain Level of Service (LOS) standards and to guide the City's capital and operating expenditures on mobility toward achieving the stated goal of mobility and reduction of the City's level of greenhouse gases emissions The Annual Review shall be presented to the City Commission annually during the first quarter of each calendar year. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.1.1: Identify capital projects needed to meet existing deficiencies, to accommodate desired future growth and to replace obsolete or worn-out facilities in a five-year Schedule of Capital Improvements (SCI) (Table IX-1). The SCI shall identify funding sources and shall be reviewed and updated annually in order to maintain a continual five-year priority and outline of capital projects planned for implementation.

Policy 1.1.2: Include the first year of the SCI in the capital budget as part of the annual budgeting process, along with any other capital improvements that are identified in the City's Capital Improvements Program.

Policy 1.1.3: Define capital projects as those projects identified within the other elements of the Comprehensive Plan that are necessary to meet established LOS and to support mobility strategies, increase the capacity or efficiency of existing infrastructure, replace failing infrastructure or enhance facilities and infrastructure that generally have a cost exceeding $50,000. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.1.4: Include and fund capital projects for the following facilities and infrastructure in the SCI:

- Transportation (Mobility Strategies) ~~(Ord. 2010-18; 10-25-10)~~
- Stormwater Management (Drainage)
- Sanitary Sewer
- Solid Waste
- Potable Water
- Parks and Recreation

Policy 1.1.5: Update the SCI to maintain consistency with the Water Supply Work Plan, which is herein adopted as an exhibit by reference ~~(Exhibit IV-B-1~~).

Policy 1.1.6: Update the SCI on an annual basis, or eliminate, defer, or delay the construction for any facility listed in the five-year SCI by ordinance without an amendment to the Comprehensive Plan. Transmit a copy of the ordinance to the State Land Planning Agency ~~Florida Department of Economic Opportunity~~ following Commission approval. ~~(Ord. 2012-14)~~

Policy 1.1.7: Allow corrections and modifications of costs and revenue sources in the SCI to be made by ordinance, in addition to annual updates, without an amendment to the City's Comprehensive Plan. Transmit a copy of the ordinance to the State Land Planning Agency ~~Florida Department of Economic Opportunity~~ following Commission approval. ~~(Ord. 2012-14)~~

Objective 1.2: ***Level of Service (LOS) and Mobility Strategies.*** The City shall utilize Level of Service (LOS) criteria and mobility strategies defined in the various elements of this Plan when determining the timing and funding of capital projects and to assist in determining a fair share that a development should contribute to the achievement of mobility strategies. The City must demonstrate that the LOS standards will be achieved and maintained by the end of the five-year planning period. A deficiency is a facility of service that does not meet (is operating below) the adopted Level of Service (LOS) standard. Within the citywide TCEA, mobility strategies as detailed in the Multimodal Transportation Element shall apply, which include Quality/Levels of Service (Q/LOS) for monitoring purposes. The City shall annually monitor evaluate whether conditions that trigger the need to alter Q/LOS standards (as identified in the Multimodal Transportation Element) have been achieved. If so, necessary improvements shall be included in capital or operating budgets and within the Capital Improvements Element. (Ord. 2010-18; 10-25-10)

Policy 1.2.1: Adopt LOS standards and mobility strategies for facilities and infrastructure as follows:

a) Transportation (Mobility Strategies)- Within the citywide TCEA, mobility strategies and standards (as detailed in the Multimodal Transportation Element) shall apply. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.1.1) (Ord. 2010-18; 10-25-10)~~

b) Sanitary Sewer- 100 gallons per person per day. ~~(Cross Reference: See Infrastructure Element, Policy 1.1.1.)~~

c) Solid Waste- 3.7 pounds per person per day~~. (Cross Reference: See Infrastructure Element, Policy 3.1.1.)~~

d) Potable Water- 115 gallons (minimum) per person per day. ~~(Cross Reference: See Infrastructure Element, Policy 2.1.1.)~~

e) Stormwater Management- ~~(Cross Reference: See Infrastructure Element, Policy 4.1.1.)~~

1) Water Quantity - The post-development peak discharge rate or discharge volume as applicable shall not exceed the pre-development peak discharge rate or discharge volume for the design storm events identified in the City's Land Development Code. Each development shall accommodate its proportion of basin runoff rate above the downstream systems actual capacity.

2) Water Quality - Stormwater treatment system which meets the requirements of the Florida Administrative Code (F.A.C.) and which is site-specific or serve sub-areas of the City.

3) Roadway construction - All public roadways within a development shall be designed and constructed to standards which do not allow any amount of water above the roadway centerline during the following storm events for the following roadway types:

i. Local Roadway – 25-year, 24-hour design storm event (8.6 inches of rainfall).

ii. Collector Roadway – 25-year, 24-hour design storm event (8.6 inches of rainfall).

iii. Arterial Roadway – 100-year, 24-hour design storm event (11.6 inches of rainfall).

f) Parks- 8 acres (total public park and recreation land acreage, including open space) per 1,000 residents. The City may utilize State and county park lands and trails that are located within the City's jurisdictional boundaries. This standard includes both passive and active recreation lands. ~~(Cross Reference: See Recreation and Open Space Element, Policy 1.1.1)~~

City Owned Open Space- 4 acres per 1,000 residents. Open space is defined as "undeveloped lands suitable for passive recreation or conservation". ~~(Cross Reference: See Recreation and Open Space Element, Policy 1.1.1)~~

g) School Capacity- as established by the Seminole County School Board- 100% of the aggregate permanent Florida Inventory of School Houses (FISH) capacity for each school type within each Concurrency Service Area, except for high schools which are established at 110% of the current aggregate permanent FISH capacity for 2008-2012 in order to financially achieve the desired LOS. ~~(Cross Reference: See Public School Facilities Element, Policy 1.1.1.)~~

Policy 1.2.2: Evaluate proposed land use amendments to determine the compatibility of those amendments with the adopted LOS standards, mobility strategies, and with available funding for implementing improvements that would be necessary pursuant to such land use amendments. ~~(Ord. 2010-18, 10-25-10)~~

Policy 1.2.3: Consider the following thresholds to target initiation and budgeting of construction and/or purchase of capital facilities to meet projected future needs based on adopted LOS standards: ~~(Ord. 2010-18, 10-25-10~~)

- Sewer – 80% of available capacity is being utilized including any capacity that has been expressly reserved for a specific period of time pursuant to a written agreement approved by the City Commission.

- Water – 80% of available capacity is being utilized including any capacity that has been expressly reserved for a specific period of time pursuant to a written agreement approved by the City Commission.

  Stormwater – Adoption of Total Maximum Daily Loads (TMDL) Master Plan.

- Recreation and Open Space – Park lands when 95 % of available land area is utilized or when 90 % of the population exists in areas in need of new park acreage.

Policy 1.2.4: Maintain records which allow for an annual evaluation of the City's mobility strategies. Information is to include the acreage of development/redevelopment by land use, density, and FAR; the percentage of mixed use; and an updated inventory of bicycle, pedestrian and transit facilities and reduction in sidewalk gaps between facilities. In addition, the City shall monitor its connectivity index by TCEA Zone to ascertain any increase realized. Other site planning performance criteria may also be included as part of the TCEA evaluation such as, building placement, parking location and number of spaces, connection to adjacent properties, and proximity to transit stops/shelters. Performance Measures and Targets may be subject to further consideration if they cannot be supported by reasonably available data or additional measures are identified that may also be appropriate. ~~(Cross Reference: See Multimodal Transportation Element, Policy 1.11.9) (Ord. 2010-18; 10-25-10)~~

Objective 1.3: ***Capital Improvement Evaluation.*** Capital projects shall be evaluated to determine if they meet the prioritization criteria and consistency with adopted Level of Service (LOS) standards and/or public need.

Policy 1.3.1: Direct the Community Development Department–Planning Division to oversee the coordination of the Capital Improvements Element annual update. Consider the annual update as a 10-month process that is required to ensure that necessary facilities and infrastructure to meet LOS standards are incorporated into the budgeting process.

Policy 1.3.2: Require Capital Project Request Forms to be prepared by the Community Development Department–Planning Division and distributed to City departments prior to the budget workshop each year. ~~(Ord. 2012-14)~~

Policy 1.3.3: Require project requests to be prepared with a description of how the project achieves or maintains LOS or how it will implement the Comprehensive Plan. Include a detailed cost analysis, with estimated costs for design, construction, land acquisition, and annual operating and maintenance costs.

Policy 1.3.4: Prioritize project requests for capital projects according to the following criteria:

- Whether the project eliminates a public hazard;
- Whether the project is necessary to meet established LOS;
- Whether the project increases the efficiency of existing facilities or infrastructure;
- Whether the project represents a logical extension of facilities within the urban service area to accommodate desired future growth;
- Whether the project implements the policies of the Comprehensive Plan as they pertain to concurrency requirements;
- Whether the project contributes to the completion of one or more of the goals identified in the City's most recently adopted Strategic Plan; ~~(Ord. 2012-14)~~
- Whether the project is coordinated with major projects of other agencies; and
- Whether the project is mandated by the State or Federal government.

Policy 1.3.5: Require project requests to be evaluated by the Finance Department to determine each project's impact on the City budget ~~and the financial feasibility of the project~~. Evaluate each project's funding options, the effect of the improvement on future revenues, and the effect of the improvement on operation and maintenance costs.

Policy 1.3.6: Require the Community Development Department to evaluate the timing, location, and service area for each project request and determine the project's consistency with the Winter Springs Comprehensive Plan.

Policy 1.3.7: Include key staff in an internal Capital Improvements Element coordination workshop, as part of the annual budget review process, to discuss project requests and staff's findings. ~~(Ord. 2012-14~~)

Objective 1.4: ***New Development to Bear a Proportionate Cost.*** New development shall bear a proportionate cost of public facility improvements in order to maintain adopted level of service (LOS) standards and mobility strategies. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.4.1: Evaluate all development order applications as to the impact of the development on capital facilities and the operation and maintenance of those facilities. The evaluation shall include, but not be limited to, the following:

- Expected capital costs, including the installation of new facilities required that are related to the development.

- Expected operation and maintenance costs associated with the new facilities required by the development.
- Anticipated revenues the development will contribute, including impact fees, user fees, and future taxes.

Policy 1.4.2: Guarantee the timely installation of capital improvements required to meet LOS and mobility strategies which are to be funded by a developer, in an enforceable development agreement, interlocal agreement, or other enforceable agreement. Execute such agreements under the City's constitutional home rule power as authorized in Chapter 166, Florida Statutes or as otherwise authorized by law. ~~(Ord. 2010-18; 10-25-10~~)

Policy 1.4.3: Require a development agreement and/or development to proceed in more than one phase, when appropriate, to ensure that LOS standards are maintained and mobility strategies implemented. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.4.4: Continue to use impact fees to assess new development a pro rata share of the costs required to expand or acquire capital facilities or equipment made necessary by the new construction from which the fees were collected or for principal payments on debt instruments for these facilities and services.

Policy 1.4.5: Require new developments to be responsible for installing all internal potable and reclaimed water and sewer systems, vehicular, bicycle, and pedestrian circulation systems, and internal recreation/open space facilities within their development. Connecting internal systems to designated major potable and reclaimed water and sewer trunk systems and vehicular, bicycle, and pedestrian circulation network is the financial responsibility of the developer. ~~(Cross Reference: See Multi-Modal Transportation Element, Policies 1.5.3; 1.5.4; and 1.5.13) (Ord. 2010-18, 10-25-10)~~

Objective 1.5: ***Funding Sources***. The City shall pursue adequate funding of capital projects identified in the Schedule of Capital Improvements (SCI). The School District retains the responsibility for financing and constructing school facilities.

Policy 1.5.1: Demonstrate that funds for the Capital Improvements Element are either funded or unfunded. Consider committed revenue sources as: ad valorem taxes, approved bonds, secured grants, state and federal funds, tax revenue, impact fees, service charges and developer contributions (included within an enforceable development agreement). ~~(Ord. 2012-14)~~

Policy 1.5.2: Allow planned revenue sources to include the City's intent to increase the level or amount of a revenue source, which is contingent on ratification by public referendum. Amend the Capital Improvements Element if the referendum fails, to include policies which identify alternative funding sources or take other actions as needed to make the SCI ~~financially feasibility~~achievable while meeting concurrency.

Policy 1.5.3: Include projects which are relied upon to satisfy LOS standards even when funded by sources outside the City. Include those funds as the revenue source within the SCI.

Policy 1.5.4: Any funding for capital improvement projects provided by a developer shall be guaranteed in an enforceable development agreement or interlocal agreement or other enforceable agreement. Reflect the agreement in the SCI as the revenue source, if the capital improvement is necessary to serve the development within the 5-year period. ~~(Ord. 2012-14)~~

Policy 1.5.5: Consider the following criteria in selecting sources to finance public facilities:

Utilize to the extent possible, the following sources (listed in order of priority and preference) to finance public facilities:

- Grants or other intergovernmental sources
- Developer contributions (inclusive of dedicated land and impact fees)
- User revenues (inclusive of charges for services, local option gas tax, etc.)
- Sales tax (local option infrastructure surtax)
- Proceeds of Debt Instruments
- Ad valorem property taxes

Policy 1.5.6: Continue to participate in METROPLAN ORLANDO to ensure funding distribution for transportation projects and mobility strategies identified in the SCI. ~~(Ord. 2010-18, 10-25-10)~~

Policy 1.5.7: Apply state revenue sharing motor fuels tax funds for traffic related maintenance and capital improvement projects.

Policy 1.5.8: Reserve the net proceeds of the Seminole County Local Option Gasoline Tax (LGTX) specifically for traffic related maintenance and capital improvement projects, after payment of existing bond obligations.

Policy 1.5.9: Reserve total proceeds from the Seminole County Local Option Sales Tax (1CTX) for authorized capital projects.

Policy 1.5.10: Reserve funds collected from Impact Fees for growth related capital outlays.

Reserve proceeds from the Stormwater Utility Fund (SUF) for stormwater management operating needs and capital projects.

Maintain a reserve account restricted for sanitary sewer related capital projects.

Policy 1.5.11: Reserve a portion of funds collected from the Utility Enterprise Fund (UEF) to complete sanitary sewer and potable water capital projects.

Policy 1.5.12: Continue to contain provisions for all new developments to provide parks and recreation lands and/or facilities and/or fees-in-lieu-of as specified in the Recreation and Open Space Element.

Objective 1.6: ***Debt Management.*** The City shall manage debt issuance and obligations according to sound public fiscal management principles so that the City is able to provide needed capital improvements and maintain services at adopted levels of service (LOS).

Policy 1.6.1: Consider the following as criteria for managing debt financing:

The City does not have legal debt limits or utilize specific debt ratios such as the limitation on the use of revenue bonds as a percent of total debt; the maximum ratio of total debt service to total revenue; and the maximum ratio of outstanding capital indebtedness to property tax base. Instead each debt issuance is evaluated on an individual basis giving consideration to the following factors:

- Type of facility being financed;
- Significance of the annual debt service requirement;
- Favorable impact to the City;
- Economic capacity of the City;
- Overlapping debt which depends on the same economic base; and
- Projected City growth rate.

Policy 1.6.2: Manage debt with the goal of maintaining or enhancing the City's credit rating so as to lower total borrowing costs.

Policy 1.6.3: Do not utilize long-term debt to fund current and ongoing operations;

Allow the use of short-term debt to allow the City to meet its cash flow requirements or to provide increased flexibility in financing programs;

Allow debt to be issued for renovations, updates, modernizations and rehabilitations provided the expenditures extend the useful life of the capital asset;

Require capital financed through the use of long-term debt to be financed for a period not to exceed the expected useful life of the asset.

Policy 1.6.4: Utilize external bond counsel for all debt issues and competitively bid all bonds issued by the City unless the City approves a negotiated sale.

Policy 1.6.5: Evaluate the use of revenue bonds as a debt instrument, based on the following criteria:

- A five (5) year projection of committed and/or planned revenues related to the capital project being financed shall be prepared and updated annually as a part of the SCI update.

- On an annual basis, the City will restrict, for enterprise operations, the amount of cash as required by bond covenants for the purpose of ensuring adequate repair and/or replacement of capital facilities.

Policy 1.6.6: Evaluate the use of tax revenues as a pledge for the repayment of debt, based on the following criteria:

- A five (5) year projection of committed and/or planned revenues related to the capital project being financed shall be prepared and updated annually as a part of the SCI update.

- The City may use long term capital lease payments on lease purchases for capital projects identified within this element, provided adequate debt service requirements are provided.

Policy 1.6.7: The impact of principal and interest revenue bond payments on the operation and maintenance of the affected utility and/or department will not require deferring current maintenance of existing infrastructure.

Policy 1.6.8: Budget cash restricted due to bond and grant covenants in accordance with the terms of the covenants.

Policy 1.6.9: Competitively bid investment of escrow funds for advance refunding if it is expected that bids will result in a lower cost and the required securities are available in the market.

Objective 1.7: *Concurrency Management*. The City shall continue to operate a Concurrency Management System for the review of all proposed developments within the City. As part of the City's Concurrency Management System, the City will help facilitate school concurrency review by the School Board and shall rely upon the School Board to determine and report to the City if school capacity is available.

The concurrency evaluation system shall measure the potential impact of any proposal for a development permit or order upon the City's multimodal transportation network and the established minimum acceptable levels of service (LOS) for public schools, sanitary sewer, solid waste, drainage, potable water, and parks and recreation facilities, unless the development permit or order is exempt from the review requirements of this section. No development permit or order which contains a specific plan of development, including densities and intensities of development, shall be issued unless adequate public facilities are available to serve the proposed development as determined by the concurrency evaluation set forth in this section. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.7.1: *Facilities Inventory and Reporting*. Maintain an inventory of the bicycle and pedestrian facility network, and the available capacity of roads, potable water, and sanitary sewer facilities for purposes of concurrency management and mobility evaluation. The City shall coordinate with LYNX to determine the operating LOS for transit within the City as a part of its LOS monitoring. ~~(Ord. 2010-18; 10-25-10)~~

Policy 1.7.2: Maintain an inventory of public parks and acreage within the City's Geographic Information Systems mapping software, for purposes of evaluating concurrency.

Policy 1.7.3: Require the Community Development Department- Planning Division in conjunction with the Public Works/Utility Department and Parks and Recreation Department to evaluate and report on current capacity within each public facility category, including any encumbrances or deficiencies as part of the annual update to the Capital Improvements Element. Identify any public facilities that will require improvements to maintain adopted LOS.

Policy 1.7.4: Require the Utility Department to maintain data on current water supply demand and permitted capacity and supply this data to the Planning Division on an as-needed basis for evaluation of proposed future land use map amendments. ~~(Cross Reference: See Future Land Use Element, Policy 1.3.4.)~~

Policy 1.7.5: Withhold a development order unless it can be determined that adequate water supplies and associated public facilities and services are available. Consider public facility and service availability as sufficient if the public facilities and services for a development are phased, or the development is phased so that the public facilities and those related services which are deemed necessary by the City to operate the facilities necessitated by the development are available concurrent with the impacts of that development. ~~(Cross Reference: See Future Land Use Element Policy 1.3.4.)~~

Policy 1.7.6: Withhold the approval of any site plan, final subdivision or functional equivalent which includes new residential units not exempted by the *current Seminole County School Board Interlocal Agreement for Public School Facility Planning and School Concurrency As Amended* until the School Board has reported that there is school capacity available or a mitigation agreement has been reached. Notwithstanding the availability of school capacity, the City Commission may also establish and consider school location and other school related factors in its land use decisionmaking process regarding any residential site plan, final subdivision or functional equivalent. ~~(Cross Reference: See Public School Facility Element, Policy 1.2.1 and Intergovernmental Coordination Element, Policy 1.2.9)~~

Policy 1.7.7 Notwithstanding the level of service standards established under the Concurrency Management System, the City may also withhold approval of any development permit for any project that does not comply with other applicable requirements of law.

Table IX – 1: City of Winter Springs Five-Year Schedule of Capital Improvements (SCI) FY ~~2021/22 – 2025~~2024/~~26~~25-2029/

Project Name	LOS Purpose	Funding Source	Description / Justification	Location	Ranking Score	Year 1 2021/2022	Year 2 2022/2023	Year 3 2023/2024	Year 4 2024/2025	Year 5 2025/2026	TOTALS (Years 1-5)	Comprehensive Plan Reference
LOS: PARKS & RECREATION												
Lake Jessup Overlook	FUTURE	CF301/CF302/CF303	Expansion consistent with recreational needs of residents to include but not limited to, pickleball facility, meeting space, additional parking and Event Center.	CWP	5	$ 3,058,500					$ 3,058,500	ROS 1.1.11, FLUE 1.3.3; ROS 1.5;
Torcaso Park	FUTURE	PIMF/CF 303	Torcaso Park expansion consistent with recreational needs of residents, including new pavilion, pier, and updated sidewalks	Torcaso Park	5	$ 450,000					$ 450,000	ROS 1.4; ROS 1.4.1; FLUE 1.3.3; HE 2.2.11; CIE 1.1.3
Trotwood Park	REPLCMT	CF-303	Pond and Landscape renovations	Trotwood Park	8	$ 50,000					$ 50,000	ROS 1.4; ROS 1.4.1; CIE 1.1.3
Land Acquisition	FUTURE	1CTX	TBD land acquisition for multi use trail projects	TBD	8			$ 555,969			$ 555,969	ROS 1.1.10, FLUE 1.3.3; ROS 1.5;
TOTAL EXPENSE						**$ 3,558,500**	**$ -**	**$ 555,969**	**$ -**	**$ -**	**$ 4,114,469**	
TOTAL REVENUE						**$ 500,000**	**$ -**	**$ 500,000**	**$ -**	**$ -**	**$ 1,000,000**	

Project Name	LOS Purpose	Funding Source	Description/ Justification	Location	Ranking Score	Year 1 2021/2022	Year 2 2022/2023	Year 3 2023/2024	Year 4 2024/2025	Year 5 2025/2026	TOTALS (Years 1-5)	Comprehensive Plan Reference
LOS: POTABLE WATER												
WTP #3 Electrical Upgrades	REPLCMT	UEF	Water Treatment Plant #3 standy by power connection upgrades	WTP #3	2	$ 400,000					$ 400,000	CIE 1.1.3; IE IV.C.3, FLUE 1.3.1
WTP #2 & WTP #3 Storage Tank	REPLCMT	UEF	Water Treatment Plant #2 and Water Treatment Plant #3 storage tank rehab	WTP #2 & WTP #3	5		$ 100,000				$ 100,000	IE IV.C.7, FLUE 1.3.1
Water Line Restoration	REPLCMT	UEF	Annual reline portions of systems	City Wide	3	$ 250,000	$ 1,158,000	$ 704,000	$ 704,000	$ 704,000	$ 3,520,000	IE.IV.C.5, FLUE 1.3.1; HE 1.12
WTP#1 Esthetics	EXISTING	UEF	Water Treatment Plant 1 project to reduce taste and odor caused by hydrogen sulfide in the wells	WTP #1	2	$ 250,000					$ 250,000	IE IV.C.7, FLUE 1.3.1
WTP#1 Header Replacement	REPLCMT	UEF	WTP #1 design and chemical feed header replacement	WTP#1	2	$ 1,000,000					$ 1,000,000	IE IV.C.4; FLUE 1.3.1
TOTAL EXPENSE						**$ 1,900,000**	**$ 1,258,000**	**$ 704,000**	**$ 704,000**	**$ 704,000**	**$ 5,270,000**	
TOTAL REVENUE						**$ 3,900,000**	**$ 3,997,500**	**$ 4,097,438**	**$ 4,199,873**	**$ 4,304,870**	**$ 20,499,681**	

Project Name	LOS Purpose	Funding Source	Description/ Justification	Location	Ranking Score	Year 1 2021/2022	Year 2 2022/2023	Year 3 2023/2024	Year 4 2024/2025	Year 5 2025/2026	TOTALS (Years 1-5)	Comprehensive Plan Reference
LOS: RECLAIMED WATER												
Reclaim Expansion	REPLCMT	UEF / GRT	Reclaimed Expansion (ie Tuskawilla Crossing)	City Wide	3	$ 2,000,000	$ 1,000,000	$ 1,000,000	$ 1,000,000	$ 1,000,000	$ 6,000,000	IE IV.B.B.1.d.5; CIE 1.1.3
Plant Rehab	REPLCMT	UEF	Lake Jessup Reclaim Water Augmentation Plant Rehab	Reclaim Plant	3	$ 250,000					$ 250,000	IE IV.B.B.1.d.5; CIE 1.1.3
TOTAL EXPENSE						**$ 2,250,000**	**$ 1,000,000**	**$ 1,000,000**	**$ 1,000,000**	**$ 1,000,000**	**$ 6,250,000**	
TOTAL REVENUE						**$ 435,000**	**$ 445,875**	**$ 457,022**	**$ 468,447**	**$ 480,159**	**$ 2,286,503**	

Project Name	LOS Purpose	Funding Source	Description/Justification	Location	Ranking Score	Year 1 2021/2022	Year 2 2022/2023	Year 3 2023/2024	Year 4 2024/2025	Year 5 2025/2026	TOTALS (Years 1-5)	Comprehensive Plan Reference
LOS: SANITARY SEWER												
Sewer Line Restoration	REPLCMT	UEF	Annual reline of portions of system.	City Wide	3	$ 250,000	$ 1,334,000	$ 792,000	$ 792,000	$ 792,000	$ 3,960,000	FLUE 1.3.1; CIE 1.3.3; IE IV.B.B.1; HE 1.12
Bypass Pump Replacement	REPLCMT	UEF	Bybass Pumps at Lift Stations (50)	City Wide	3	$ 400,000	$ 400,000	$ 400,000	$ 400,000	$ 400,000	$ 2,000,000	IE IV.B.B.1.d.3; CIE 1.6.1; FLUE 1.3.1
Lift Station #7 Upgrades	REPLCMT	UEF	Major maintenance to master pump station.	Lift Station #7 - S. Edgemon Avenue	4	$ 150,000	$ 2,200,000				$ 2,350,000	IE IV.B.B.1.d.3; CIE 1.6.1; FLUE 1.3.1
Lift Station 1E Upgrades	REPLCMT	UEF	Major maintenance to master pump station.	Lift Station 1E	4	$ 100,000					$ 100,000	IE IV.B.B.1.d.3; FLUE 1.3.1
Waste Water Plant Updgrades	REPLCMT	UEF	Emergency Plant Upgrades, continued rehab to plants until replacement necessary	WWTP #1 & WWTP #2	1	$ 1,777,000					$ 1,777,000	IE IV.B.B.1.d.1-2; FLUE 1.3.1;
Replacement of WWTP	REPLCMT	ARPA/BND	Replacement of Waste Water Treatment Plant that is at end of useful life	TBD	1	$ 2,500,000		$ 25,000,000			$ 27,500,000	IE IV.B.B.1.d.1-2; FLUE 1.3.1;
Replacement of WWTP	REPLCMT	GRT/BND	Replacement of Waste Water Treatment Plant that is at end of useful life	TBD	1		$ 1,700,000			25,000,000	$ 26,700,000	IE IV.B.B.1.d.1-2; FLUE 1.3.1;
TOTAL EXPENSE						$ 5,177,000	$ 5,634,000	$ 26,192,000	$ 1,192,000	$ 26,192,000	$ 64,387,000	
TOTAL REVENUE						$ 14,640,000	$ 14,806,000	$ 6,976,150	$ 7,150,554	$ 7,329,318	$ 50,902,021	

Project Name	LOS Purpose	Funding Source	Description/ Justification	Location	Ranking Score	Year 1 2021/2022	Year 2 2022/2023	Year 3 2023/2024	Year 4 2024/2025	Year 5 2025/2026	TOTALS (Years 1-5)	Comprehensive Plan Reference
LOS: STORMWATER												
Culvert Upsizing	EXISTING	SUF	Shore Rd and Alton Culvert Upsizing	Shore Rd. / Alton	2	$ 76,000	$ 550,000				$ 626,000.00	IE IV E.B.3; CIE 1.1.3
Land	FUTURE	SUF	Local Conveyance Holiday Ln, Sailfish & Lido Rd.	Holiday Ln. / Lido Rd	9			$ 42,000	$ 360,000		$ 402,000.00	IE IV .E.B.1; CIE 1.1.8
Facilities	FUTURE	SUF	Storage and Treatment Facility	TBD	8				$ 282,000		$ 282,000.00	IE IV .E.C.2; CIE 1.1.3
Bank Stabilization	FUTURE	SUF	Shore and Bank Stabilization Murphy to Moss & Hacienda Village	Murphy, Moss, & Hacienda Village	5		$ 100,000	$ 945,000			$ 1,045,000.00	IE IV .E.B.1

Bank Stabilization	FUTURE	SUF	Shore and Alton Bank Stabilization	Shore Rd/Alton	5	$ 50,000	$ 400,000				$ 450,000.00	IE IV .E.B.1
Stormwater Pipe Relining and Replacement	REPLACE	SUF	Reline or Replace Failing Storm Piping	City Wide	3	$ 50,000	$ 50,000	$ 50,000	$ 50,000		$ 200,000.00	CIE 1.1.3; FLUE 1.3.1; HE 1.1.9
TOTAL EXPENSE						**$ 176,000**	**$ 1,100,000**	**$ 1,037,000**	**$ 692,000**	**$ -**	**$ 3,005,000**	
TOTAL REVENUE						**$ 1,176,000**	**$ 1,176,000**	**$ 1,176,000**	**$ 1,176,000**	**$ 1,176,000**	**$ 5,880,000**	

Project Name	LOS Purpose	Funding Source	Description / Justification	Location	Ranking Score	Year 1 2021/2022	Year 2 2022/2023	Year 3 2023/2024	Year 4 2024/2025	Year 5 2025/2026	TOTALS (Years 1-5)	Comprehensive Plan Reference
LOS: TRANSPORTATION												
Bridge Replacement	REPLCMT	1CTX/LGTX	Bridge Replacement / Long Term Maintenance	Sheoah Blvd, Murphy Rd, Gee Creek, TBD Based on Priority	1	$ 1,275,000	$ 1,200,000	$ 1,200,000	$ 250,000	$ 250,000	**$ 4,175,000**	CIE 1.1.3 TE 1
Resurfacing-	REPLCMT	1CTX	Major maintenance; Refurbishes existing streets so that transportation network is maintained.	City Wide	2	$ 1,000,000	$ 1,000,000	$ 1,000,000	$ 1,000,000	$ 1,000,000	**$ 5,000,000**	CIE 1.3.1; FLUE 1.3.1;TE 1
Traffic Calming	EXISTING	1CTX	Traffic Calming Upgrades	City Wide	2	$ 100,000	$ 100,000	$ 100,000	$ 100,000	$ 100,000	**$ 500,000**	HE 1.1.9; CIE 1.3.1; FLUE 1.3.1
Intersection Improvements at SR 434 and Michael Blake Blvd.	FUTURE	TIMF	New traffic signal and related intersection improvements	Town Center	3	$ 500,000					**$ 500,000**	HE 1.1.9; CIE 1.3.1; FLUE 1.3.1
Intersection Improvements at SR 434 and Integra Entrance Road	FUTURE	TIMF	New traffic signal and related intersection improvements	SR 434 at Integra 360 Entrance	8	$ 330,000					**$ 330,000**	HE 1.1.9; CIE 1.3.1; FLUE 1.3.1; TE 1
Town Center Sidewalk Improvements	FUTURE	LGTX	New sidewalks in the Town Center District and Pedestrian Bridge	Town Center	7		$ 475,000				**$ 475,000**	TE 1; TE 1.2; CIE 1.3.1; CIE 1.6.1; FLUE 1.3.1;
Sidewalk Improvements Howell Creek	FUTURE	1CTX	New Sidewalks and Pedestrian Bridge at Winter Springs Blvd and Howell Creek	Winter Spgs Blvd/ Howell Creek	8		$ 500,000				**$ 500,000**	FLUE 1.3.1; TE 1.2
Sidewalks	FUTURE	LGTX	Safety improvement; Improves City collector streets with the addition of sidewalks to increase safety of pedestrians in cooperation with Seminole County.	City Wide	2	$ 50,000	$ 50,000	$ 75,000	$ 75,000	$ 75,000	**$ 325,000**	FLUE 1.3.1; TE 1.2
Right Turn Deceleration Lane on SR 434 at Winding Hollow Blvd.	FUTURE	LGTX	Addresses future deficiency of SR 434 by adding a deceleration lane to ensure adequate movement of people and goods. Grant funded for right-of-way acquisition and construction.	SR 434 at Winding Hollow Blvd.	8	$ 550,000	$ 100,000				**$ 650,000**	CIE 1.3.1; FLUE 1.3.1; TE 1; TE 1.2
Right Turn Deceleration Lane on SR 434 at City Hall	FUTURE	LGTX	Addresses future deficiency of SR 434 by adding a deceleration lane to ensure adequate movement of people and goods.	SR 434 & City Hall Entrance	8			$ 500,000			**$ 500,000**	TE 1; TE 1.2; CIE 1.3.1;FLUE 1.3.1;
Right Turn Deceleration Lane on SR 434 at Tuscora Drive	FUTURE	TIMF	Addresses future deficiency of SR 434 by adding a deceleration lane to ensure adequate movement of people and goods.	SR 434 & Tuscora Drive	8		$ 250,000				**$ 250,000**	TE 1; TE 1.2; CIE 1.3.1; FLUE 1.3.1;
TOTAL EXPENSE						**$ 3,805,000**	**$ 3,675,000**	**$ 2,875,000**	**$ 1,425,000**	**$ 1,425,000**	**$ 13,205,000**	
TOTAL REVENUE						**$ 2,332,000**	**$ 2,332,000**	**$ 2,332,000**	**$ 532,000**	**$ 532,000**	**$ 8,060,000**	

L E G E N D:

Funding Sources:		Funding Sources:	
1CTX	One Cent Sales Tax (Road Improvement Fund) - 121	LGTX	Local Option Gas Tax (Transportation Improvement
ARPA	American Rescue Plan Act	PIMF	Park & Rec Impact Fee Fund
BND	Bonds	R&R	Utility Renewal & Replacement Fund
CF-301	1999 Construction Capital Project Fund - 301	SUF	Stormwater Utility Enterprise Fund
CF-303	Construction Fund - 303	TIMF	Transportation Impact Fee Fund
GNF	General Fund	UCF	Utility Construction Fund
GRT	Grants & CDBG (Comm Dev Block Grant)	UEF	Utility Enterprise Fund

Introduction

This memorandum provides supporting Data and Analysis for the necessary amendments to the Winter Springs Comprehensive Plan to maintain consistency with current Florida Statutes. One such significant change is extending the plan's horizon year from 2025 to 2035 – establishing the minimum 10-year planning period. This report demonstrates that Winter Springs has successfully accounted for its projected 2035 population within its updated comprehensive plan.

1. Population

Winter Springs' population grew from an estimated 38,342 residents in 2020 to 39,097 in 2023. This growth represents a 2.0% increase in population over three years, whereas the overall population of Seminole County grew 3.4% during the same time frame. Seminole County outpaced Winter Springs' growth by 1.4%. This slower growth in Winter Springs is expected to continue into the next decade, as it approaches buildout capacity, and can be seen in Table 1 below. Based on the updated projections, the City expects to add 4,370 new residents between 2023 and 2035. The sources and methodology used to develop population projection for the City of Winter Springs through the 2035 planning horizon are explained in Attachment A.

Table 1. Projected Population for the City of Winter Springs

Year	Permanent	Seasonal	Total
2025	39,945	301	40,246
2030	41,776	315	42,091
2035	43,141	325	43,467

Sources: American Community Survey 2018-2022; BEBR 2023-2024.

Section 163.3177(1)(f)3, Florida Statutes, mandates that comprehensive plans be based upon the jurisdiction's permanent and seasonal population projections, reflective of Winter Springs' proportional share of the total county population. These projections are to be considered when determining land use designations for the coming 10-year planning period. The comprehensive plan for Winter Springs satisfies the Florida Statutes mandate by basing updated components around these projections. The population projections used in this report project a 2035 population that is 1,489 higher than the projection used in the City's 2024 Potable Water Supply Update. This is due to differences in the way that future development was considered in the methodologies of each projection.

2. Land Use

The Carrying Capacity analysis provides a means to understand the ability of the future land use map to accommodate future growth. This tool requires a close examination of the spatial relationship between existing land uses, environmentally significant features, and future land use map designations and how that interacts with population placement. In order to successfully utilize this analysis, the City conducted the following four-step process:

1. Identified generalized existing land use designations (as in, low-density residential, commercial, vacant, etc.) by utilizing the Department of Revenue (DOR) use codes included within the latest Seminole County Property Appraiser's parcel data to assign

an existing land use designation for each property within the City. The result of this effort is shown on Map 1.

2. Removed all lands not possessing a 'vacant' existing land use designation, because they are less likely to be developed for future residential activities compared to currently vacant properties.
3. Removed the acreage of lands which contain wetlands (as determined by the latest St. Johns River Water Management (SJRWMD) Wetlands shapefile), because these lands are not considered suitable for future residential activities.
4. Finally, calculated the carrying capacity of the developable vacant land by assuming that each remaining property will develop to the maximum density permitted by its underlying FLUM designation.

The results of this analysis are shown in **Table 2**.

2.1. Assumptions

For this analysis, it was assumed that each vacant parcel would be developed to the highest density allowed by its FLUM designation. Winter Springs understands this may not be the reality of each parcel in the future, but this is a vital assumption that must be made for the carrying capacity analysis to understand the absolute maximum number of residents the City can accommodate based on the future land use designations. This analysis also applies a development factor of 85% across all FLUM designations to account for stormwater, open space, and infrastructure requirements. Additionally, a 2.46 persons per household has been applied to convert the number of dwelling units to population.

Table 2. Carrying Capacity

	All Parcels		Vacant Parcels		Vacant Lands with Wetland Features	Remain. Vacant Land	Max. Res. Share for Rem. Vacant Land	Max. Permitted Density	Carrying Capacity [1]
	(ac)	(%)	(ac)	(%)	(ac)	(ac)	(%)	(du/ac)	(Units)
FUTURE LAND USE MAP									
Commercial	313.4	3.75%	112.4	1.34%	35.1	77.3	0%	0	0
Conservation	1,238.9	14.82%	191.2	2.29%	186.4	4.8	0%	0	0
Greeneway Interchange District	296.1	3.54%	9.7	0.12%	8.8	0.9	25%	21	4
High Density Res.	221.8	2.65%	1.3	0.02%	0.0	1.3	100%	21	22
Industrial	126.7	1.52%	4.0	0.05%	0.0	4.0	0%	0	0
Industrial (County)	9.1	0.11%	0.0	0.00%	0.0	0.0	0%	0	0
Low Density Res.	2,559.0	30.62%	92.9	1.11%	39.4	53.5	100%	3.5	159
Medium Density Res.	915.3	10.95%	34.3	0.41%	11.8	22.6	100%	9	173
Mixed Use	114.8	1.37%	2.9	0.03%	0.0	2.9	75%	12	22
Public/Semi-Public	487.5	5.83%	108.4	1.30%	33.3	75.1	0%	0	0
Recreation	529.5	6.34%	190.4	2.28%	60.6	129.8	0%	0	0
ROW	0.1	0.00%	0.0	0.00%	0.0	0.0	0%	0	0
Rural Residential	959.6	11.48%	71.3	0.85%	7.9	63.4	100%	1	54

	All Parcels		Vacant Parcels		Vacant Lands with Wetland Features	Remain. Vacant Land	Max. Res. Share for Rem. Vacant Land	Max. Permitted Density	Carrying Capacity [1]
	(ac)	(%)	(ac)	(%)	(ac)	(ac)	(%)	(du/ac)	(Units)
Suburban Estate (county)	7.8	0.09%	0.0	0.00%	0.0	0.0	100%	1	0
DEVELOPMENTS OF REGIONAL IMPACT									
Town Center District (Urban Central Business District)	577.6	6.91%	136.8	1.64%	76.4	60.4	N/A	-	2,195
Total Residential Units	**8,357.2**	**100.0%**	**955.6**	**11.43%**	**459.6**	**496.0**			**2,629**
2035 Carrying Capacity									**6,467 Residents[2]**
Projected Increase in New Residents by 2035									**4,370 Residents[3]**
Carrying Capacity Surplus/(Deficit)									**2,097 Residents**

[1]Determined using the following formula: Developable Land x Maximum Permitted Density x Maximum Residential Share x Development Factor (85%)
[2]Assuming an average household size of 2.46
[3]Based upon Winter Springs population projections as shown in Appendix A.

Sources: Seminole County Property Appraiser, 2024; St. Johns River Water Management District, 2023

As provided in **Table 2** above, the City's inventory of vacant land has enough capacity (according to the maximum density permitted by each FLUM designation) to accommodate the City's projected population growth through the 2035 planning horizon with a surplus of **2,097** residents. However, a significant portion of this capacity relies on the assumption that the Town Center District will reach its maximum threshold of development of 4,000 residential units. With an average household size of 2.46 and 60.4 acres of available land within the Town Center District, the remainder of the Town Center District will need to be developed at a density of 14.8 DU/AC to reach its maximum residential allowance.

3. Housing Inventory

Winter Springs has slowly been approaching buildout over the last decade. As such, this projected increase of just over 4,000 new residents is unlikely to significantly increase the housing supply in the City, though the growth will need to refocus on the form of new housing products. This change will mean relying less on single-family detached units that currently permeate in Winter Springs and focusing on more multifamily options of varying densities.

The projected demand for housing within Winter Springs through the 2035 planning horizon is shown below in **Table 3**.

Table 3. Housing Demand

Year	Permanent Population		Seasonal Population		Total Population	
	Projected Residents	Housing United Needed [1]	Projected Residents	Housing Units Needed [1]	Projected Residents	Housing Units Needed [1]
2025	39,945	16,238	301	122	40,246	16,360
2030	41,776	16,982	315	128	42,091	17,110
2035	43,141	17,537	325	132	43,467	17,670

[1] Assuming an average of 2.46 persons per household (for how this number was derived, see Attachment A).

Source: Florida Housing Data Clearinghouse, 2024.

A more detailed analysis on how this demand will impact housing supply, diversity, and affordability is provided below.

3.1. Description of Housing Inventory

The most recent American Community Survey estimated a total 15,925 housing units in 2022, meaning Winter Springs will need to allow for the construction of 1,745 more units by 2035 (a 10.96% increase). To effectively accommodate this projected housing demand, the Winter Springs Comprehensive Plan:

- Incentivizes development through a streamlined permitting process that eliminates excessive requirements;
- Encourages developers to include workforce housing units in developments, or in the case of single-family detached housing units, encourages the inclusion of accessory dwelling units;
- Promotes renovation of existing housing structures through various incentives/credits for "sweat equity" from homeowners in neighborhoods in need, as defined by the City's Code of Ordinances; and
- Ensures the provision of necessary supporting infrastructure for increased capacity.

The City anticipates including additional housing during Winter Springs' 2050 Comprehensive Plan Update.

3.2. Housing Affordability

Although supply likely possesses the biggest influence on keeping local housing costs affordable, the accompanying expenses, such as utility payments, property taxes, insurance, and homeowners' associations or condominium fees can increase the barrier to entry for potential homeowners or renters. These expenses make finding an affordable place to live within the City particularly challenging for very low-, low-, or moderate-income households making below the area median income (AMI). As such, the City will need to continue working with housing developers to increase Winter Springs' inventory of assisted (also known as subsidized) residential units. A list of the City's current assisted housing inventory is provided in **Table 4** below.

Table 4. Assisted Housing Inventory

Name	Program(s) Provided [1]	Target Population	Year Built	Ownership Type	Subsidy End	HUD/RD Rental Assistance Units [2]	Assisted Units [3]	Total Units [4]
Adding DD Units in Seminole County	Legislative Appropriation	Persons with Disabilities	1980	Non-profit	2027	-	6	6
Moss Park	Housing Credits 9% [5]	Families	2012	For-profit	2062	-	89	99
Total						0	95	105

[1] Includes programs administered by the U.S. Department of Housing and Urban Development (HUD), U.S. Department of Agricultural and Rural Development (RD), Florida Housing Finance Corporation (Florida Housing), and Local Housing Finance Authorities (LHFA)
[2] Number of units receiving monthly rental assistance from the U.S. Department of Agriculture (USDA), RD, or HUD
[3] Number of units with rent and/or income restrictions
[4] Total number of units in development, which may include property management units

[5] The Low-Income Housing Tax Credit Program – 9% provides a dollar-for-dollar tax credit over ten years against federal tax liability

Source: Florida Housing Data Clearinghouse, 2024.

As shown above, there are currently 95 assisted housing units within the City of Winter Springs. As the City's population grows, so will the demand for subsidized units within the community. To meet that growing need, the City continues to encourage developers to include subsidized units in the community.

The Winter Springs aims to increase affordability through the 2035 horizon by:

- Revising land development regulations to remove undue constraints on development of very low, low, and moderate-income housing projects;
- Incentivizing developer contributions to affordable housing through density/development bonuses, as well as subsidization of impact fees for developments;
- Evaluating all infrastructure charges and fees to determine adjustments for very low-, low-, or moderate-income housing projects;
- Amending the Land Development Regulations to encourage integrated affordable housing with older neighborhoods and establish a maximum size for stand-alone houses; and
- Working with nonprofit groups and community organizations to provide education on affordable housing topics such as grant programs, rehabilitation, and maintenance.

3.3. Housing Diversity

In tandem with developing assisted housing units, diversifying the type of homes seen in Winter Springs will improve the affordability of the local housing market. As shown below in **Table 5**, the City's current housing inventory is disproportionately weighted towards single family residences (78%), with few multi-family residences (19%) and even fewer mobile homes (3%).

Table 5. Housing Diversity

Housing Type	Unit Count
Single Family (Detached or Attached)	12,900
Multi-family (two or more units)	3,110
Mobile Home	518
Total	**16,528**

Source: Florida Housing Data Clearinghouse, 2024.

Winter Springs has naturally seen a decrease in single family housing over the past few years as the City reaches buildout. Although, as seen in **Table 5** above, the difference between single family and multifamily housing units is stark. Winter Springs will continue to identify and implement measures to decrease this gap in housing type, to create lower-cost, alternative housing options for its current and future residents. These options can include more 'missing-middle housing' products like duplexes, triplexes, quadplexes, or they can include accessory dwelling units (ADU) or garage apartments.

Some examples of Winter Springs' commitment to diversifying housing options are as follows:

- Coordinate development/redevelopment of property in a way that will integrate diverse choices of housing;

- Permit housing with a density greater than 18 dwelling units per acre (dua) in the Town Center and along U.S. 17-92; and
- Encourage developers to include workforce housing units in developments, or in the case of single-family detached housing units, encourage the inclusion of accessory dwelling units.

4. Transportation

Winter Springs' residents are heavily dependent on automobile transport for most daily tasks and trips. This auto centric behavior is partially due to the suburban development pattern that is common in Seminole County communities and the extensive roadway network that works to move these residents through the community.

4.1. Description of Public Transit

LYNX provides public transit service in Winter Springs. LYNX is the regional transit provider for Seminole, Orange, and Osceola counties. Bus route 434 is the only route within Winter Springs' City limits, providing public transportation along State Road 434. Route 434 runs on a 1-hour frequency in both directions, with multiple stops in Winter Springs.

Routes 103 and 47 run west and east of Winter Springs, respectively, and Route 434 serves as a crosstown east-west connection for the two. Route 103 operates on US 17-92, running at a 20-minute frequency in both directions with multiple stops near Winter Springs.

LYNX offers regional connectivity to Winter Springs' residents between these three counties, allowing students, senior citizens, and persons with disabilities to ride at no charge. **Map 3** shows the proximity of the LYNX Bus Routes in and near the City boundary.

4.2. Projected Need

Because the entirety of Winter Springs is a Transportation Concurrency Exception Area (TCEA), the efficiency of the City's transportation system is measured using Quality/Level of Service (Q/LOS). This designation is the City's way of taking transportation alternatives into consideration when assessing the ability to satisfy mobility needs, reduce congestion, and achieve a healthier urban center. Q/LOS can help identify areas needing multimodal improvements and guide capital improvement planning for future transportation. The current LOS for Winter Springs' roadways is shown on **Map 4**.

The adopted Roadway Q/LOS standards, which are applicable to all TCEA zones, are shown on **Map 5**. If a roadway performs below the minimum LOS standards, it is considered failing. The adopted LOS for all roadways can be found in the City's comprehensive plan and are as follows:

Limited Access Highways	D
Arterials	E
Collectors	D
Local Roads	D

Some roadways are projected to fall below their adopted LOS standard as a result of the City's anticipated population growth through 2035. This analysis is conducted as a matter of evaluating congestion on the roadway network and not for determining future mitigation or concurrency requirements of new development. The projected LOS for 2035 can be found in **Map 6** and in **Table 6** below.

Table 6. Adopted LOS & Projected LOS (2035)

Road	From/To	Adopted LOS	2024 LOS	2035 Projected LOS
SR 434	SR-15/600/US-17/92 to Timberlane Trl	E	C	C
SR 434	Tuskawilla RD to Tuscora Dr	E	C	C
SR 434	CR-427/Ronald Reagan to SR-15/600/US-17/92	E	C	C
SR 434	Tuscora Dr to N/A	E	C	C
SR 434	Timberlane Trl to SR-419	E	C	C
SR 434	Shore Rd to Tuskawilla Rd	E	D	F
Seminole Pkwy	Bridge No-770056 to N/A	D	C	D
SR 419	US-17/92/SR-15/600 to from SR-434	D	C	F
Winter Springs Blvd	Tuskawilla Rd to SR 426	E	D	D
Tuskawilla Rd	SR-426 to SR-419/SR-434	D	C	F

Source: Florida Department of Transportation, 2024; 2020.

Several transportation improvement projects are currently planned or underway within Winter Springs, which will help meet the mobility demands of the projected population into the next decade. These planned improvements, along with a general description of their status, are listed below in Table 7 and shown spatially in **Map 7**.

Table 7. Planned Transportation Improvements Impacting Winter Springs

Roadway	Section	Improvement
Future Trails within Power Line Corridors	SR 434 to Shepard Road	Shared Use Path
East Church Avenue	N Ronald Reagan Blvd to US 17/92	Complete Street
SR 434	Rangeline Road to US 17/92	Complete Street
SR 417	SR 434 to Lake Mary Blvd / CR 427	Widen to 8 Lanes
SR 417 / Seminole Expressway	Aloma Avenue to SR 434	Widen to 8 Lanes
SR 434	Franklin Street to SR 417	Complete Street
Winter Park Drive	Seminola Blvd to SR 434	Complete Street

Source: 2045 MetroPlan Orlando Cost Feasible

In addition to these improvements, the City will continue to evaluate further opportunities to improve alternative transportation options through the 2035 planning horizon.

4.3. TCEA Evaluation

Policy 1.11.9 provides monitoring performance measures for evaluating the effectiveness of the TCEA. These evaluation measures are broken down into four categories which are summarized below.

Transportation Demand Management

The City does not operate a transportation demand management program. However, through the recent advent of rideshare services (e.g., Lyft and Uber) there has been a significant increase in ridesharing in the City. There is no other information regarding employers or businesses operating vanpooling or ridesharing services nor is the information regarding businesses offering flexible work schedules. Since the COVID-19 pandemic, many firms and

local businesses that operate in office locations offer flexible schedules and remote work opportunities.

Figure 1. Mobility Performance Measures

Mobility Strategy	Performance Measure*	Target*
Transportation Demand Management	Persons participating in ridesharing or vanpooling programs	3% annual increase of participants
	Number of businesses/employers offering flexible work schedules	5% annual increase of participants
	Number of improved and/or new bus shelters on LYNX routes	1 improved and/or new shelter each year
Transportation System Management	Number of intersections and/or signal improvements	1 per project generating greater than 5,000 net new daily trips
	Optimize signal synchronization	Annually coordinated with County
	Number of joint driveways and/or cross accesses or combined driveways	1 per redevelopment / development project
Pedestrian (Sidewalk) Enhancements	Amount of sidewalks added and/or expanded to the network	500 linear feet of sidewalk per year
	Linear feet of streetscaping/landscaping which enhances the pedestrian environment	500 linear feet per year
Bicycle Facilities Enhancement	Number of bicycle racks/lockers	1 bicycle rack/locker for every 20 vehicle parking spaces provided within the Town Center and GID
	Linear feet of bicycle lanes and related facilities	Bicycle lanes and related facilities including bicycle provisions at inersections as part of programmed street resurfacing and/or rehabilitation (where feasible)

Transportation System Management

The City works with the County in optimizing signal synchronization within the City through Intelligent Transportation System technologies. There have been no redevelopment activities to allow for joint driveways. No new intersections have been warranted based on new development.

Pedestrian Enhancements

Most new sidewalk and streetscape improvements are installed by developers as they build their projects. With the number of new developments that have occurred within the Town Center over the last decade, staff conservatively estimates that over 4 miles of new sidewalk and streetscape improvements have been installed. Both of those estimates exceed the target of 500 linear feet per year.

Bicycle Facilities Enhancements

The City has facilitated the installation of or installed 43 bike parking spaces in the City over the last 10 years, with the vast majority being in the Town Center and installed as part of the development process.

5. Utilities

The City of Winter Springs owns, operates, and maintains its own public water, wastewater, and reclaimed water utility systems. The utility service areas for water and sewer are shown on **Maps 8** and **9**, respectively. A description of these services, as well as solid waste and drainage, is provided below. Accompanying the description is a discussion of how the City's projected growth is anticipated to impact these systems. The City also maintains a water wholesale agreement with Seminole County and an emergency interconnect with the City of Casselberry.

5.1. Water System

In 2023, Winter Springs provides potable water to over 39,000 residents, averaging a distribution of 4.667 million gallons daily (mgd). There are also interlocal wholesale agreements with private wells and surrounding cities to provide potable water to select areas within the City limits.

The St. Johns River Water Management District (SJRWMD) issued the current consumptive water use permits (CUPs) for Winter Springs. These CUPs permitted Winter Springs to withdraw an annual 4.14 mgd from the City's eight raw groundwater wells for potable water use. Currently, the City is exceeding their CUP for groundwater withdrawals. Both the City and the SJRWMD are aware of this and are working together to remedy the issue to meet current and future demand.

Winter Springs has an adopted LOS standard of 115 gallons per capita per day (gpcd) to maintain an adequate level of water to service its residents. This LOS standard is based on the conservation goal set by The Central Florida Water Initiative (CFWI), which is expected to retain Winter Springs' CUP beyond 2030. The City's projected performance, based upon its current and anticipated population through 2035, is identified in **Table 8**.

Table 8. Projected Water Demand

Year	Projected Total Residents	Projected Water Demand (MGD)
2025	40,246	4.63
2030	42,091	4.84
2035	43,467	4.99

Source: Winter Springs Water Supply Work Plan, 2022.

As displayed in the table above, the projected demand for potable water by 2035 is 4.99 mgd, which is over 800,000 gallons per day more than the groundwater consumption allowed (4.14 mgd). To meet demands beyond the permitted allocation, the City is expanding its reclaimed system to offset future potable uses while also prioritizing water conservation. The City is also coordinating closely with the water management district on a collaborative approach to reduce consumptive use.

5.2. Reclaimed Water System

Winter Springs owns and operates two wastewater treatment facilities, one reclaimed augmentation facility and one reclaimed booster pump station. The two wastewater facilities, the West and the East Water Reclamation Facilities (WRF), are FDEP-permitted and have a combined 5.0 million gallons of reclaimed storage capacity. The Lake Jesup Augmentation Station holds 0.25 million gallons in reclaimed storage capacity and the Oak Forest Reclaimed Water Storage and Pumping Facility has a 3.0-million-gallon storage

capacity. **Table 9** summarizes the reclaimed water flows, as well as the total reclaimed water storage capacities.

Table 9. Reclaimed Water Capacity

Facility	2020 Reclaimed Water Flows (MGD AADF)	Total Reclaimed Water Storage Capacity (MGD)
West WRF	1.04	2.0
East WRF	0.56	3.0
Lake Jesup Augmentation Station	-	0.25
Oak Forest Reclaimed Water Storage and Pumping Facility	-	3.0
Total	**1.60**	**8.25**

Source: Winter Springs Water Supply Plan, 2022.

According to the 2022 Winter Springs Water Supply Plan, the City's expansion projects will offset the potential deficit projected in 2035 by 0.37 mgd, which will not provide enough capacity to meet the future demand.

5.3. Sanitary Sewer System

The City maintains approximately 136,000 linear feet of force mains that convey wastewater to two WRFs, the West and East WRFs. The East WRF had an issued permit from the Florida Department of Environmental Protection (FDEP) for an annual average daily flow (AADF) of 2.012 mgd that is valid through 2027. The West WRF has a FDEP permit for an AADF of 2.070 mgd that is valid through July 2029.

Table 10. Current Wastewater Capacity by Provider

Provider	Permitted Capacity (mgd)
East WRF	2.012
West WRF	2.070
Total	4.082

Source: City of Winter Springs Wastewater and Reclaimed Water Master Plan, 2022.

Winter Springs' current adopted LOS for wastewater is 100 gallons per person per day; however, this is being updated to 65 gallons per person per day to align with the demand identified in the 2022 Wastewater and Reclaimed Water Master Plan. Based on this updated LOS standard, Winter Springs will need an estimated 2.83 mgd capacity to accommodate the 2035 projected population, as shown in **Table 11** below. The two WRFs will have sufficient capacity to serve this demand at their current permitted capacities.

Table 11. Projected Wastewater Demand

Year	Projected Total Residents	Projected Wastewater Demand (MGD)
2025	40,246	2.62
2030	42,091	2.74
2035	43,467	2.83

5.4. Solid Waste System

The collection, disposal, and recycling of solid waste is imperative to the protection of public health and sanitation of the community. Waste Pro handles solid waste collection services in the City.

Winter Springs' current adopted LOS for solid waste is 3.7 pounds per capita per day. **Table 12** provides the projection of solid waste demand according to the population growth forecasted by 2035. Winter Springs is projected to meet this solid waste LOS standard through 2035.

Table 12. Projected Solid Waste Demand

Year	Projected Total Residents	Projected Solid Waste Demand (MPD)
2025	40,246	0.149
2030	42,091	0.156
2035	43,467	0.161

Source: Winter Springs, 2024.

Seminole County operates two solid waste facilities – the Osceola Road Solid Waste Management Facility (OLF) and the Central Transfer Station (CTS). Winter Springs contracts garbage collection service for its residential, commercial, and industrial customers. Seminole County also operates a "Class I" landfill facility, permitted through the Florida Department of Environmental Protection (FDEP). The CTS is located near Winter Springs, off State Road 419 and collects approximately 80% of the County's waste. The City contracts with Waste Pro, a private hauler, that provides solid waste collection and recycling services. The landfill is anticipated to have sufficient capacity beyond 2035.

5.5. Drainage System

There have not been significant changes in flooding conditions throughout Winter Springs based on recent rain events. The adopted LOS standards for drainage facilities for each new development is that, at the minimum, post-development discharge rate or volume shall not exceed pre-development peak discharge rate or volume.

As for roadway construction, all public roadways shall be designed with stormwater management facilities to accommodate the following 24-hour duration storm events:

Local Roadway	25-year, 8.6 inches of rainfall
Collector Roadway	25-year, 8.6 inches of rainfall
Arterial Roadway	100-year, 11.6 inches of rainfall

6. Parks

The City of Winter Springs provides a variety of recreational opportunities for all residents, from mini-parks and playgrounds/tot lots for children to shaded walking trails and therapy pools for the older population.

6.1. Description of Parks System

Winter Springs' park system boasts 233.09 acres of combined community, neighborhood, and mini parks, categorized in **Table 13** below.

Community Parks typically serve four to six neighborhoods nearby and are categorized as "ride to" parks because of their proximity to major arterial roads. The regionally popular Central Winds Park is a community park that attracts visitors from all over Seminole County and Central Florida for civic festivals and special events.

Neighborhood parks are considered “walk to” parks that a nearby neighborhood can access without encountering major traffic. These parks have a range of sizes, from two to ten acres each.

Miniparks are smaller facilities that serve a more concentrated population and span a minimum of 0.5 acres each, primarily offering passive recreation opportunities and small playgrounds.

All of these parks combined include both active and passive programming for the community and surrounding areas, and their maintenance is a high priority for Winter Springs.

Table 13. Existing Park Acreage by Type

Park Type	Acreage
Mini	23.16
Neighborhood	67.51
Community	160.78
Total	**251.45**

Source: Winter Springs Parks and Recreation, 2021.

Winter Springs also owns and maintains 450.35 acres of open space for passive recreational use and conservation purposes. Additionally, there are conservation lands owned and maintained by the County and other management bodies that are inside the City limits, offering more opportunities for passive recreational activities for residents. **Table 14** includes these acreages by the managing agency responsible for maintaining these lands.

Table 14. Existing Conservation Acreage by Owner

Owner	Acreage
Winter Springs	450.35
Seminole County	61.66
SJRWMD [1]	252.41
Total	**764.42**
[1] St. John’s River Water Management District	

Source: Winter Springs GIS Department, 2024.

Map 10 illustrates the entire park system for Winter Springs, as well as conservation lands.

6.2. Projected Need

In 2008, Winter Springs redefined its adequate level of service (LOS) for parks and recreation in response to public encouragement for additional greenspace. Winter Springs created an additional LOS for Open Space that is 4 acres per 1,000 residents. The City defines open space as City-owned “undeveloped lands suitable for passive recreation or conservation.”

Table 15 combines the City-owned and operated open space and conservation lands to calculate projected demand through the 2035 planning horizon. Winter Springs is set to have a 276.48-acre surplus of open space by 2035.

Table 15. Projected Demand for City-Owned Open Space

Year	Current/Projected Residents	Open Space (4 acres per 1,000 residents)		
		Demand	Acreage	Surplus/(Deficit)

2025	40,246	160.98	450.35	289.37
2030	42,091	168.36	450.35	281.99
2035	43,467	173.87	450.35	276.48

Source: Winter Springs GIS Department, 2024; FNAI, 2023.

Prior to 2008, the LOS for total overall parkland in Winter Springs was 5 acres per 1,000 residents. When the residents advocated for an increase in parkland, the City increased its LOS to 8 acres per 1,000 residents. The City includes the acreage of State and County park lands, trails, and conservation areas that are located within City limits for purposes of calculating the current LOS.

Table 16 shows the combined City, State, and County owned parklands and shows that the existing supply will exceed the projected demand by 354.06 acres through the 2035 planning horizon.

Table 16. Projected Demand for Total Overall Parkland and Open Space

Year	Current/Projected Residents	Total Overall Parkland (8 acres per 1,000 residents)		
		Demand	Acreage	Surplus/Deficit
2025	40,246	321.97	701.80	379.83
2030	42,091	336.73	708.80	365.07
2035	43,467	347.74	701.80	354.06

Source: Winter Springs GIS Department, 2023; Winter Springs Parks and Recreation, 2021.

Conclusion

Several statutory changes have been made since the Winter Springs' Comprehensive Plan was last updated. The Comprehensive Plan update will take those changes into account and update references to agencies and statutes to be accurate. These changes will satisfy compliance with the current Florida Statutes and the Florida Administrative Code. Winter Springs, through the 2035 Comprehensive Plan Update, will continue to work with the community to develop its new vision and roadmap its future.

Future Land Use Map Series

The City has determined that only the future land use map needs updating at this time. The changes as described below.

- The first of these proposed changes is adjusting the boundary between Commercial and Conservation on a 200+ acre parcel (31-20-31-5BB-0000-0010) on the north side of State Road 434. Staff, in conjunction with the property owner, have noted that the boundary between Commercial and Conservation future land uses has shifted over the past 30 years without any explanation. Staff has agreed to correct the error.
- The other proposed change to the future land use map is to remove several properties that were incorrectly identified as being in the City when they are actually in unincorporated Seminole County.

The City proposes no specific changes to the densities or intensities contained in the future land use categories. The purpose of the map update is to clean up scrivener errors, update property designations that were inadvertently left off the map, and include the new horizon date (2035) in the title of the map. Additional changes to the map series are anticipated following the 2050 Vision update that is forthcoming. None of the other maps presented in this data memorandum are proposed to be adopted and only serve as supplemental information for the preparation of this analysis.

Maps

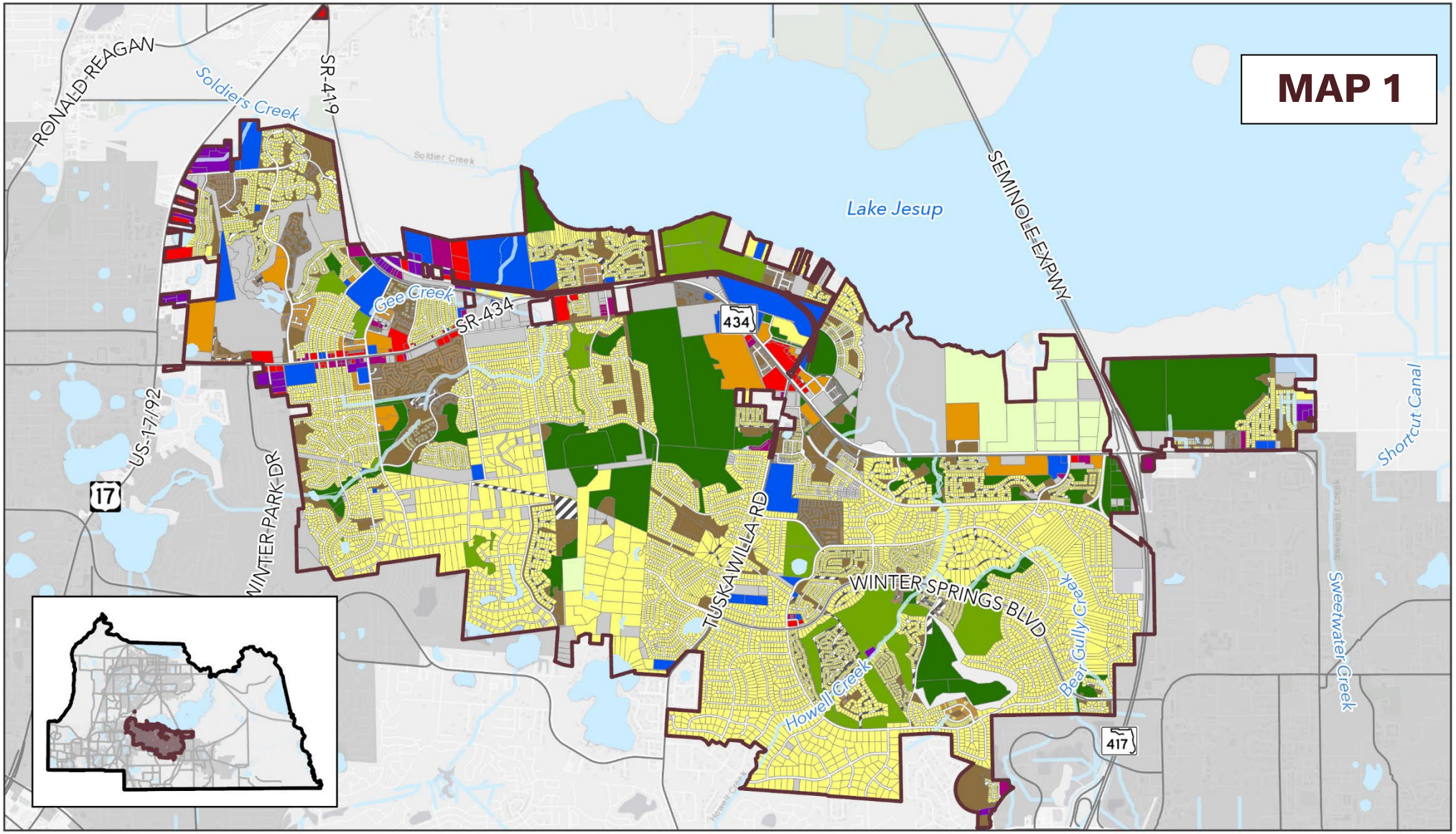
1. Generalized Existing Land Use
2. Future Land Use (2035 on Map)
3. LYNX Bus Routes (Public Transit)
4. Roadway Current Level of Service
5. Roadway Adopted Level of Service
6. Projected Roadway Performance (2035)
7. Planned Transportation Improvements
8. Water Service Area
9. Sewer Service Area
10. Recreation & Open Space Facilities

Attachments

A. Population Projections Report

EXISTING LAND USE

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Major Roadway
- Neighboring Municipality

Existing Land Use

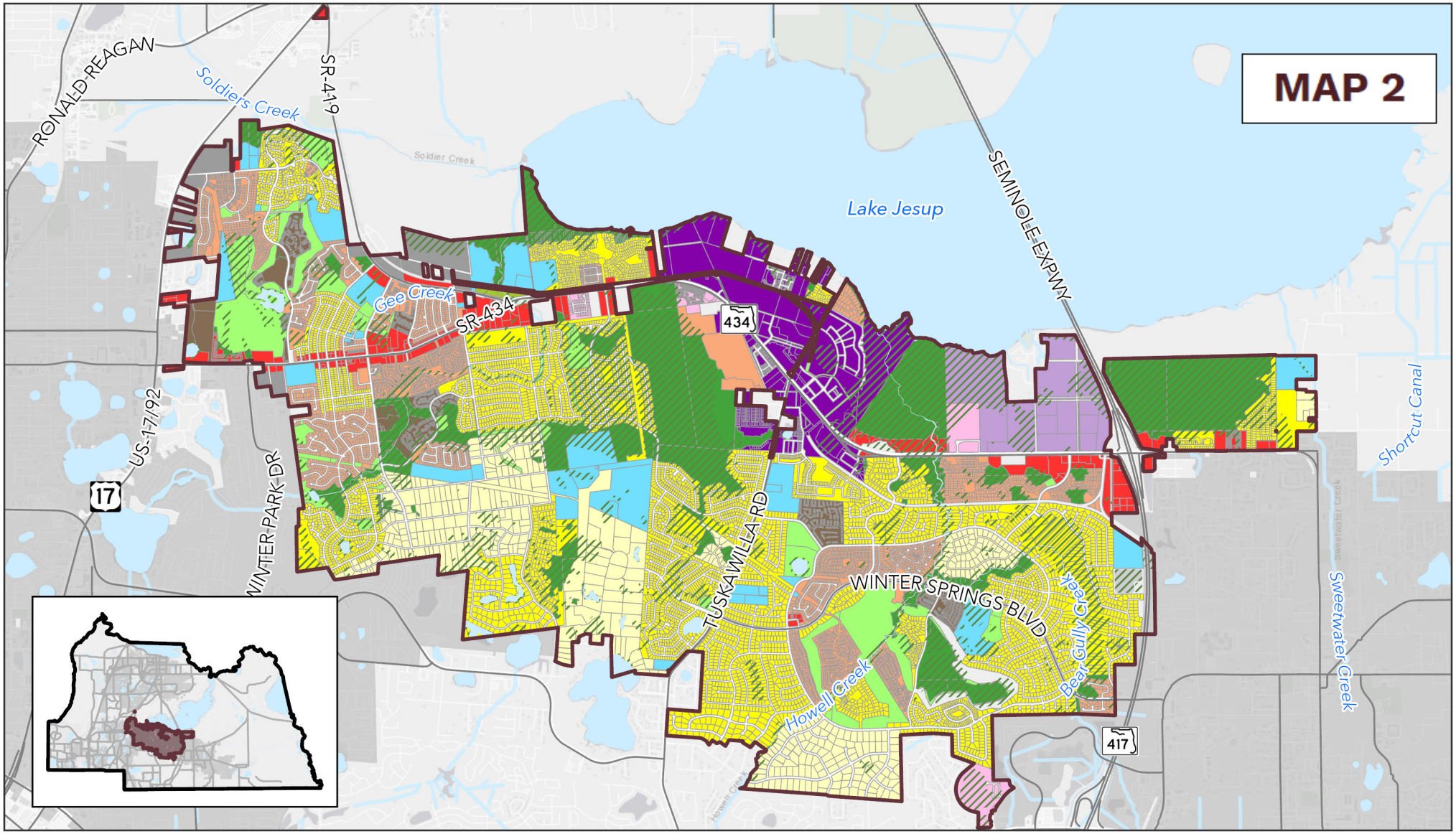
- Agriculture
- Commercial
- Conservation
- Industrial
- Multi-family
- Office / Professional
- Public / Institutional
- Recreational Common Area
- Recreation
- Right of Way
- Single Family Residence
- Vacant
- Water

0 2,500 5,000

1 inch = 4,500 feet

FUTURE LAND USE

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Major Roadway
- Neighboring Municipality
- Conservation Overlay

Future Land Use

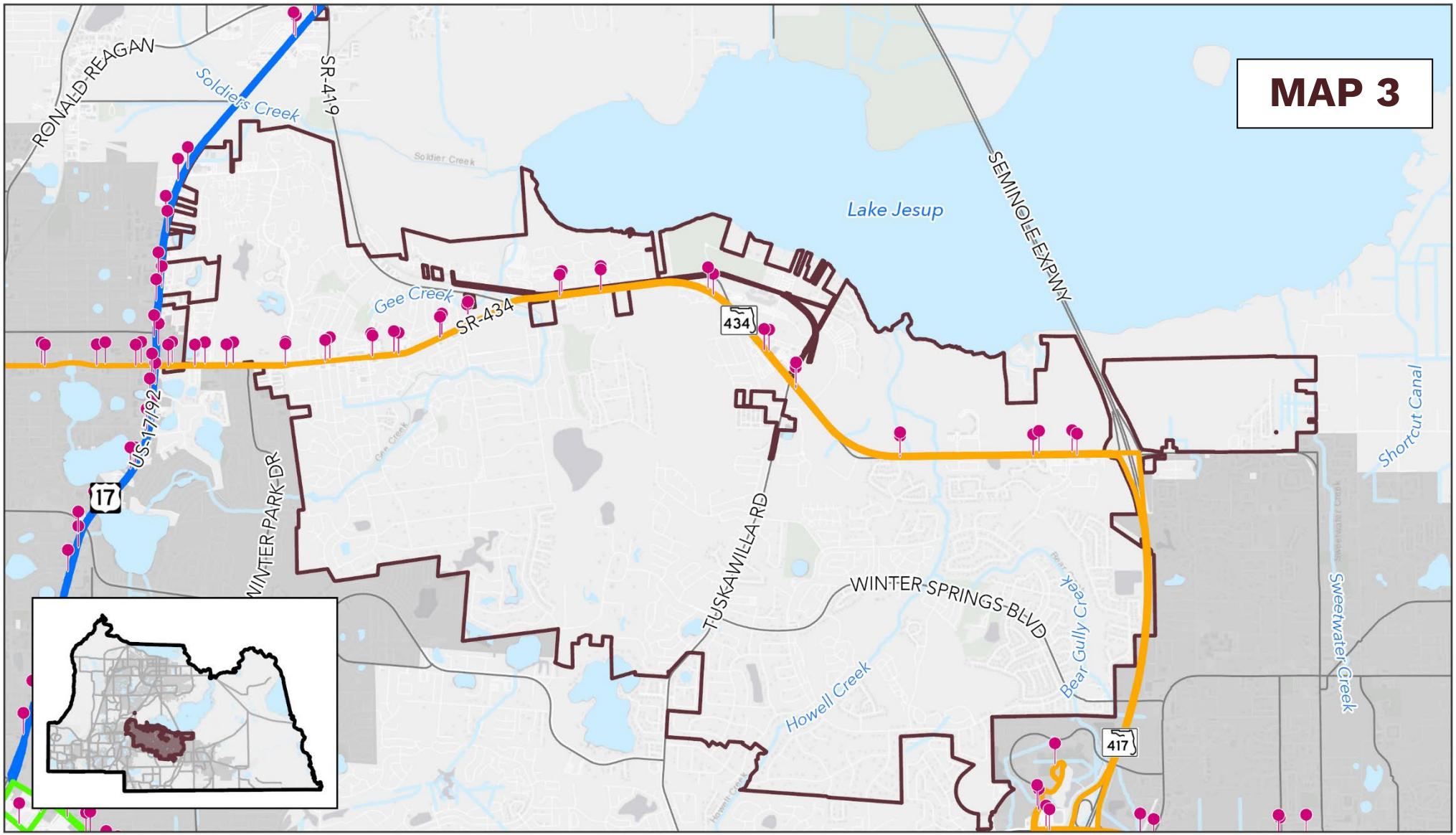
- Commercial
- Conservation
- Greenway Interchange District
- High Density Residential
- Industrial
- Low Density Residential
- Medium Density Residential
- Mixed Use
- Public / Semi-Public
- Recreation
- Rural Residential
- Suburban Estate (County)
- Town Center District

0 2,500 5,000

1 inch = 4,500 feet

TRANSIT

2035 Comprehensive Plan



Legend

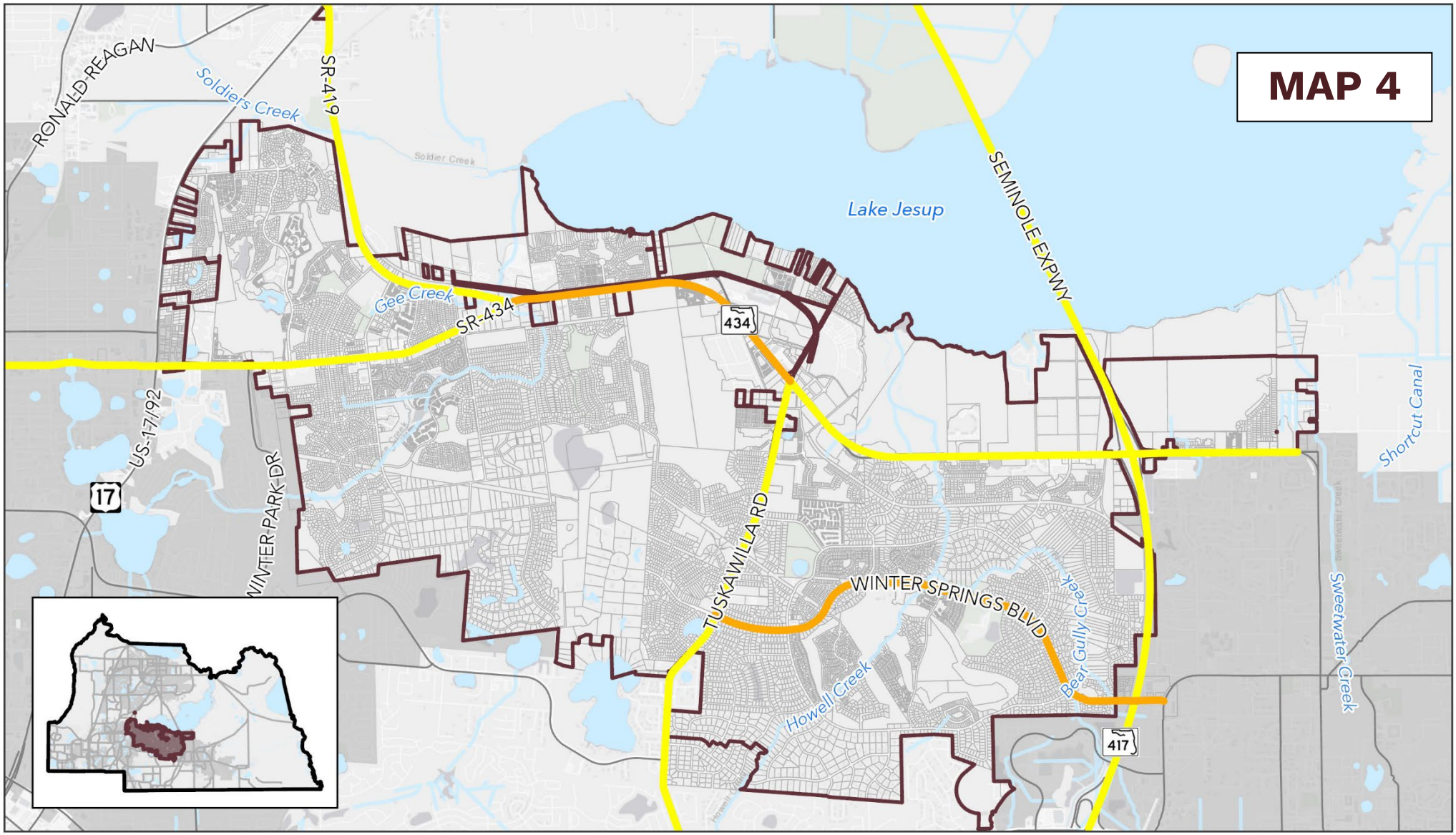
- City of Winter Springs
- Major Roadway
- Neighboring Municipality
- Route 103
- Route 112
- Route 434
- LYNX Bus Stop

0 2,500 5,000

1 inch = 4,500 feet

CURRENT LOS (2023)

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Parcel
- Major Roadway
- Neighboring Municipality
- Stream
- Waterbody

Current LOS

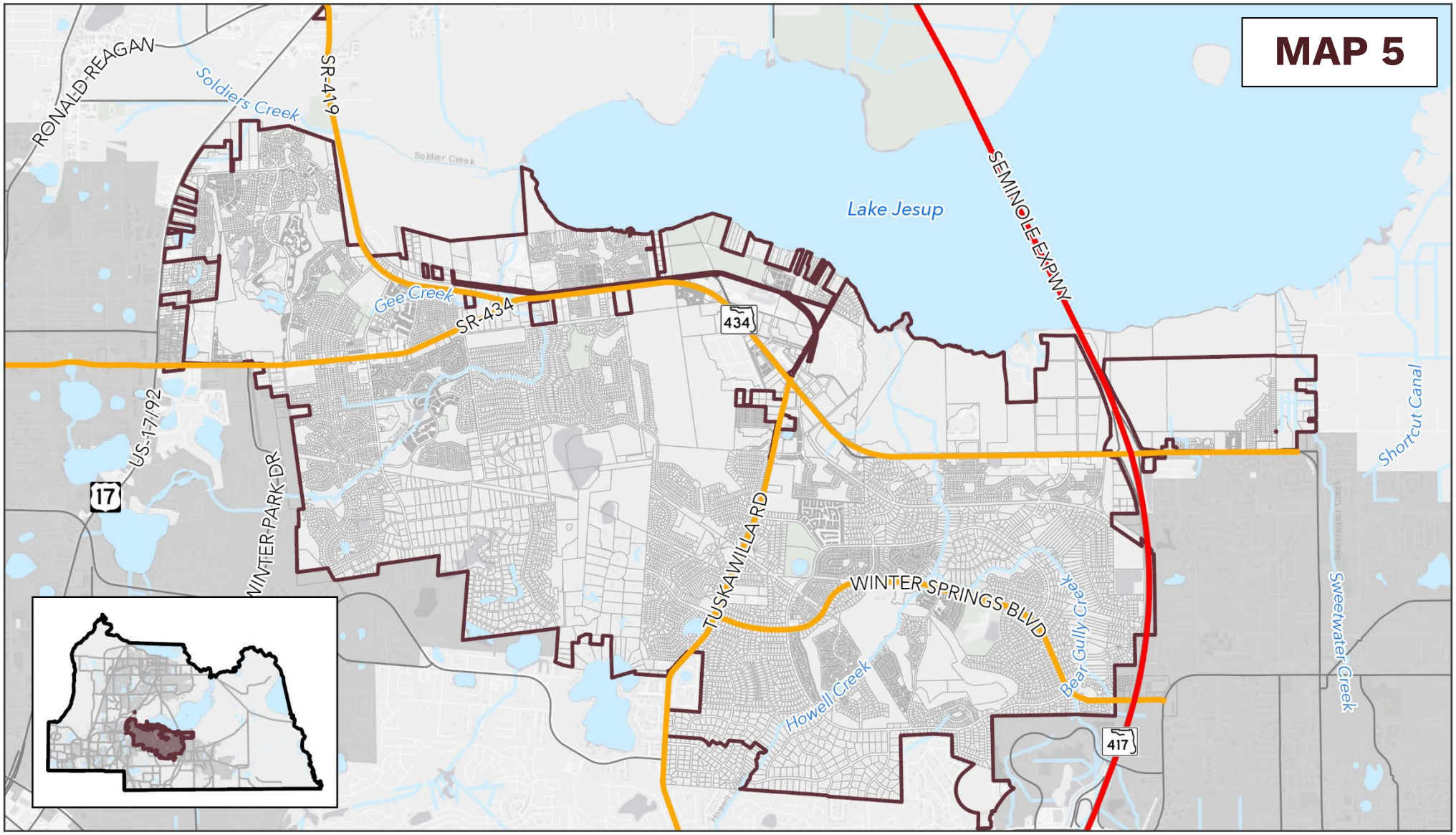
- LOS C
- LOS D

0 2,500 5,000

1 inch = 4,500 feet

ADOPTED LOS

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Parcel
- Major Roadway
- Neighboring Municipality
- Stream
- Waterbody

Adopted LOS

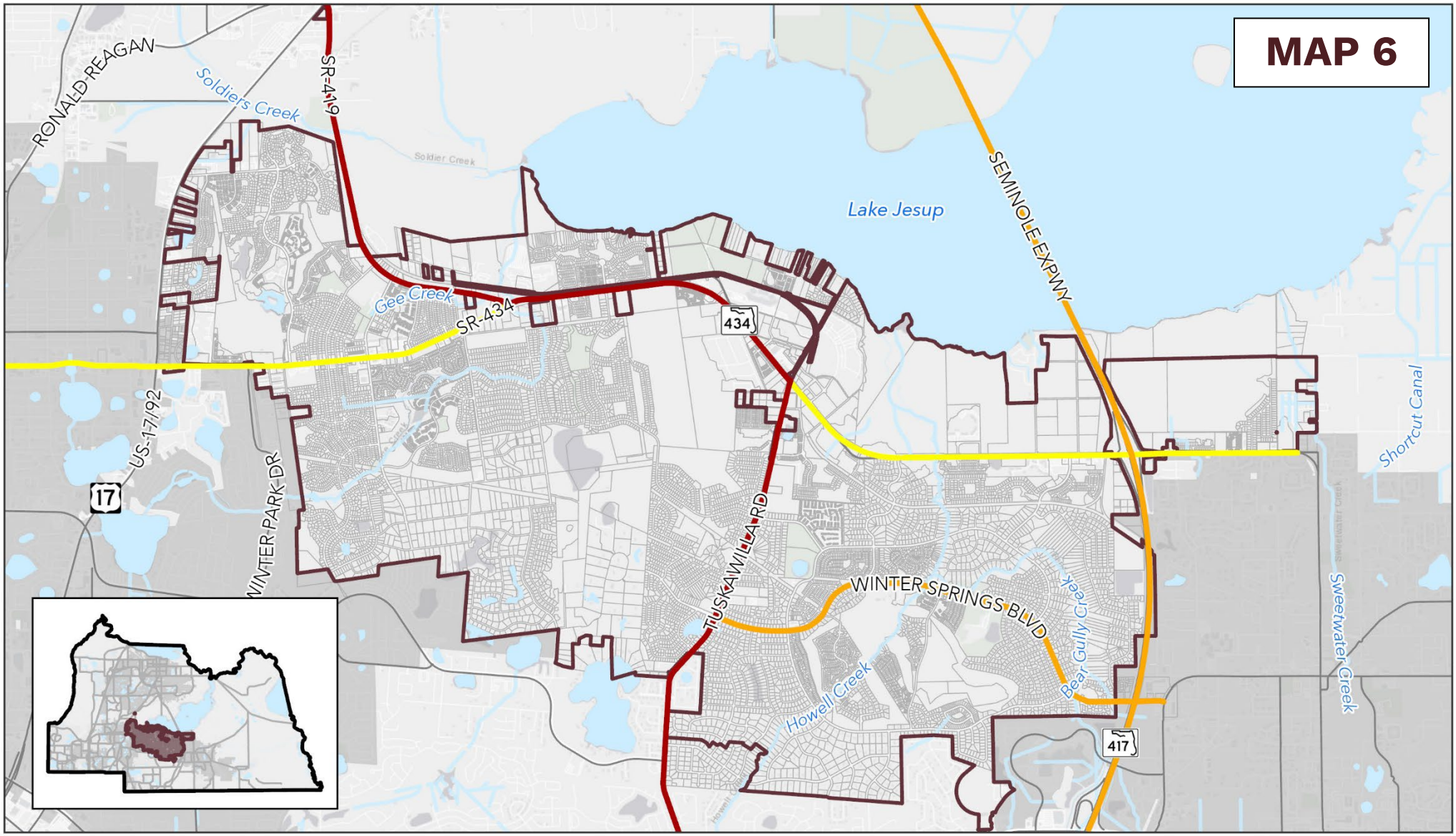
- LOS D
- LOS E

0 2,500 5,000

1 inch = 4,500 feet

PROJECTED LOS 2035

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Parcel
- Major Roadway
- Neighboring Municipality
- Stream
- Waterbody

Projected LOS in 2035

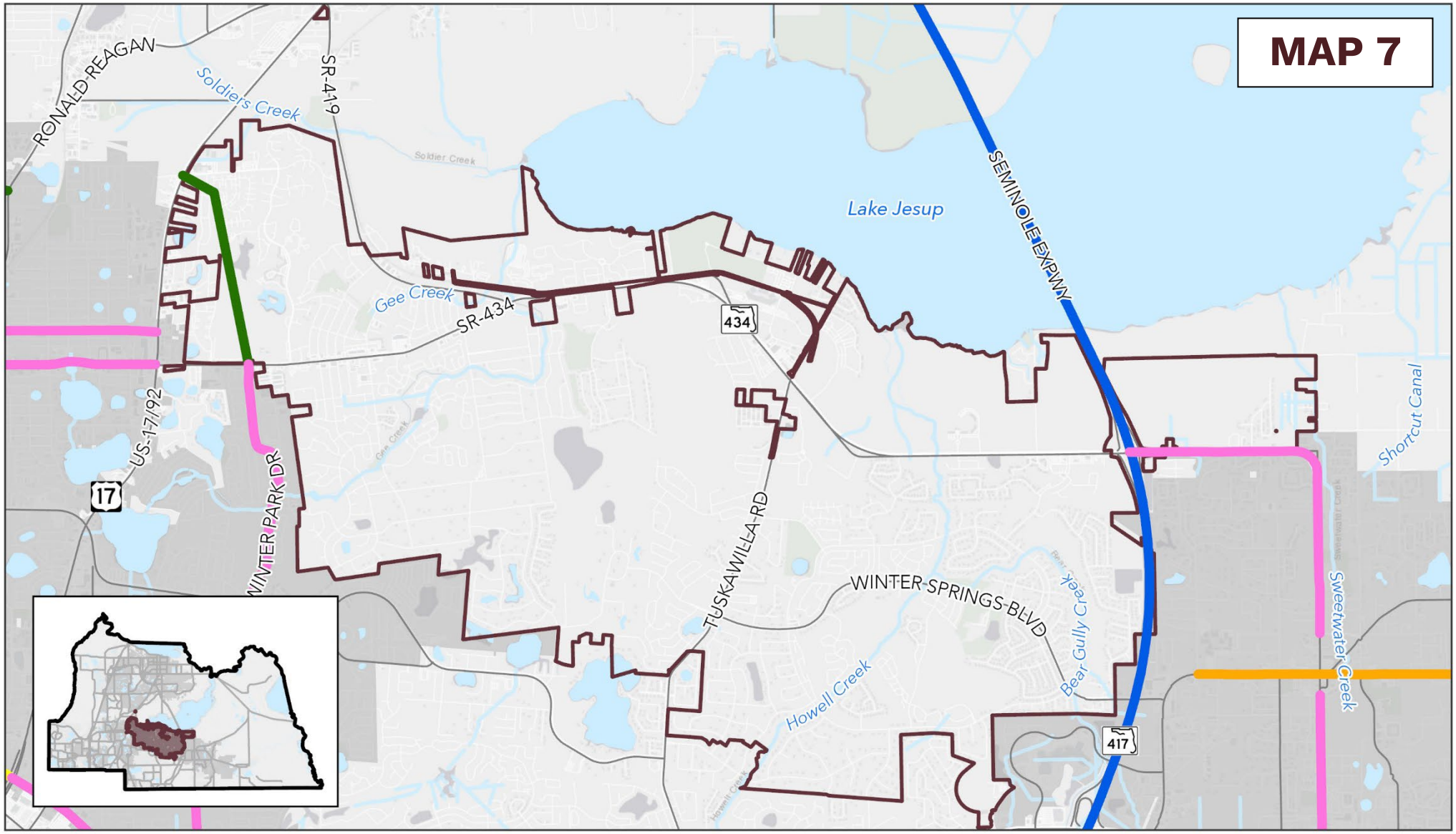
- LOS C
- LOS D
- LOS F

0 2,500 5,000

1 inch = 4,500 feet

PLANNED TRANSPORTATION IMPROVEMENTS

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Major Roadway
- Neighboring Municipality

Project Type

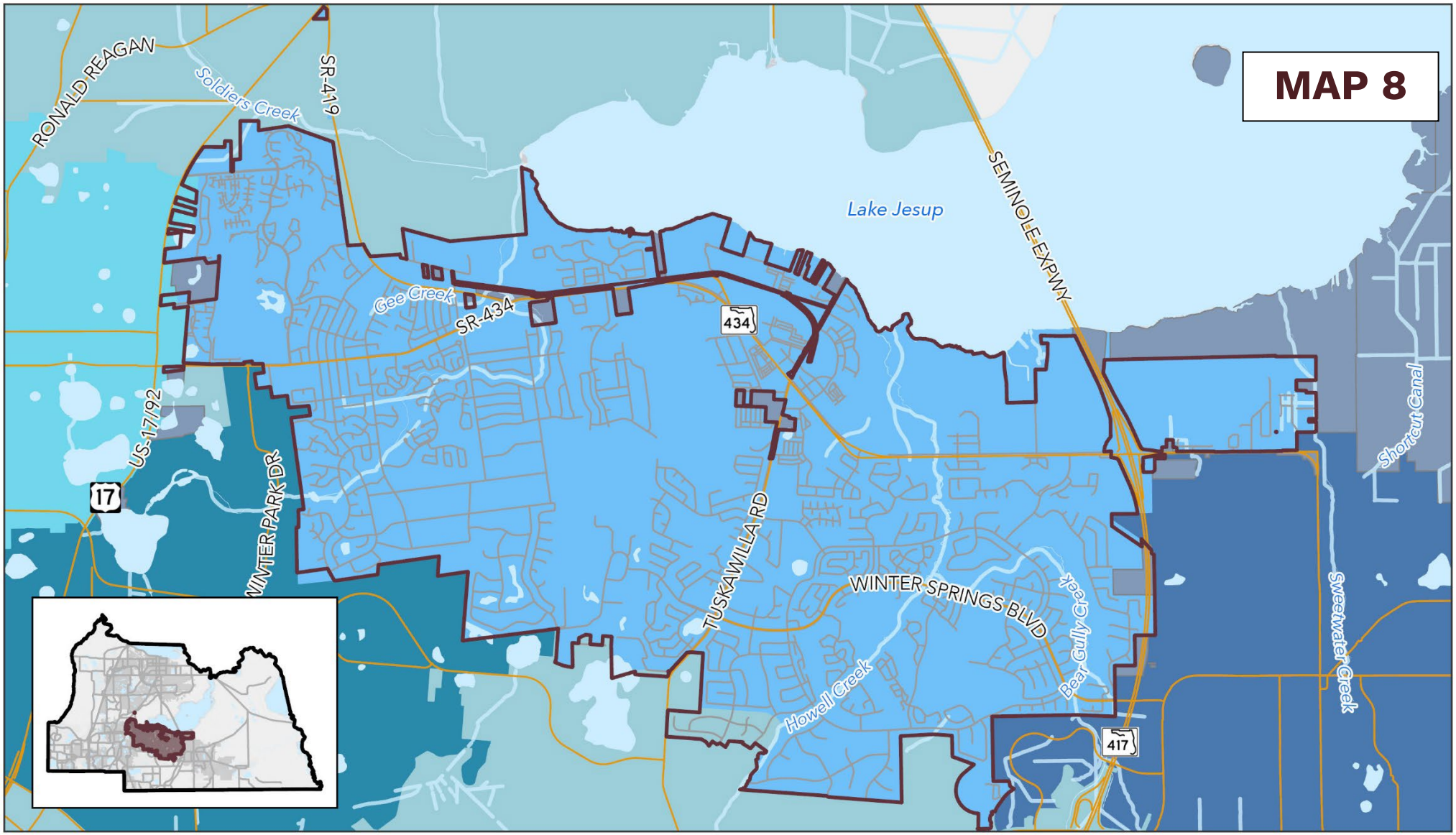
- Complete Streets
- Operational / Safety
- Shared Use Path
- Sidewalk
- Widen from 2 to 4 lanes
- Widen to 8 Lanes

0 2,500 5,000

1 inch = 4,500 feet

WATER SERVICE AREA

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Neighboring Municipality
- Major Roadway
- Streets
- Waterbody

Water Service Area

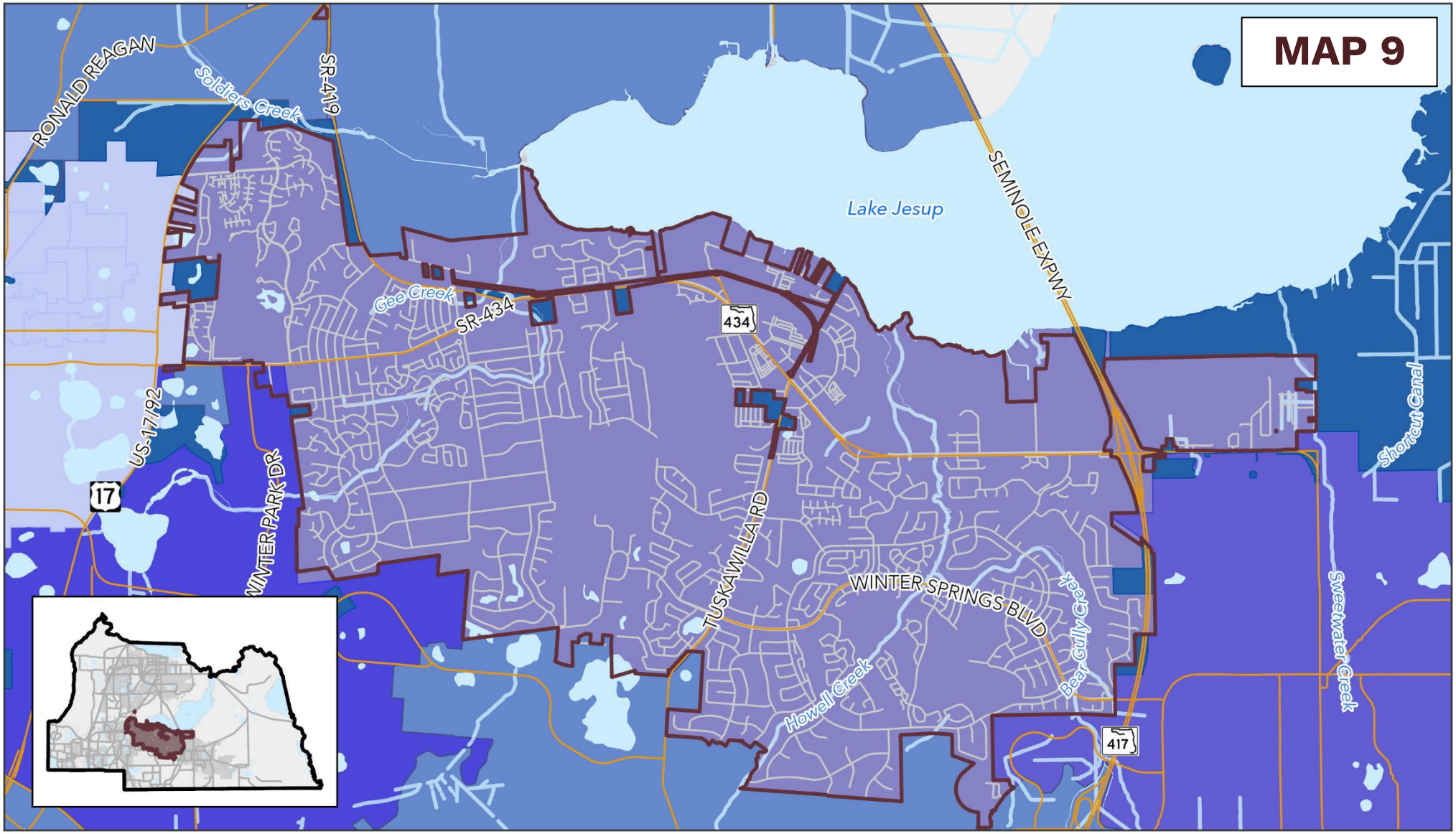
- Winter Springs
- Casselberry
- Longwood
- Oviedo
- Seminole County Utilities
- Not Available

0 2,500 5,000

1 inch = 4,500 feet

SEWER SERVICE AREA

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Neighboring Municipality
- Major Roadway
- Streets
- Waterbody

Sewer Service Area

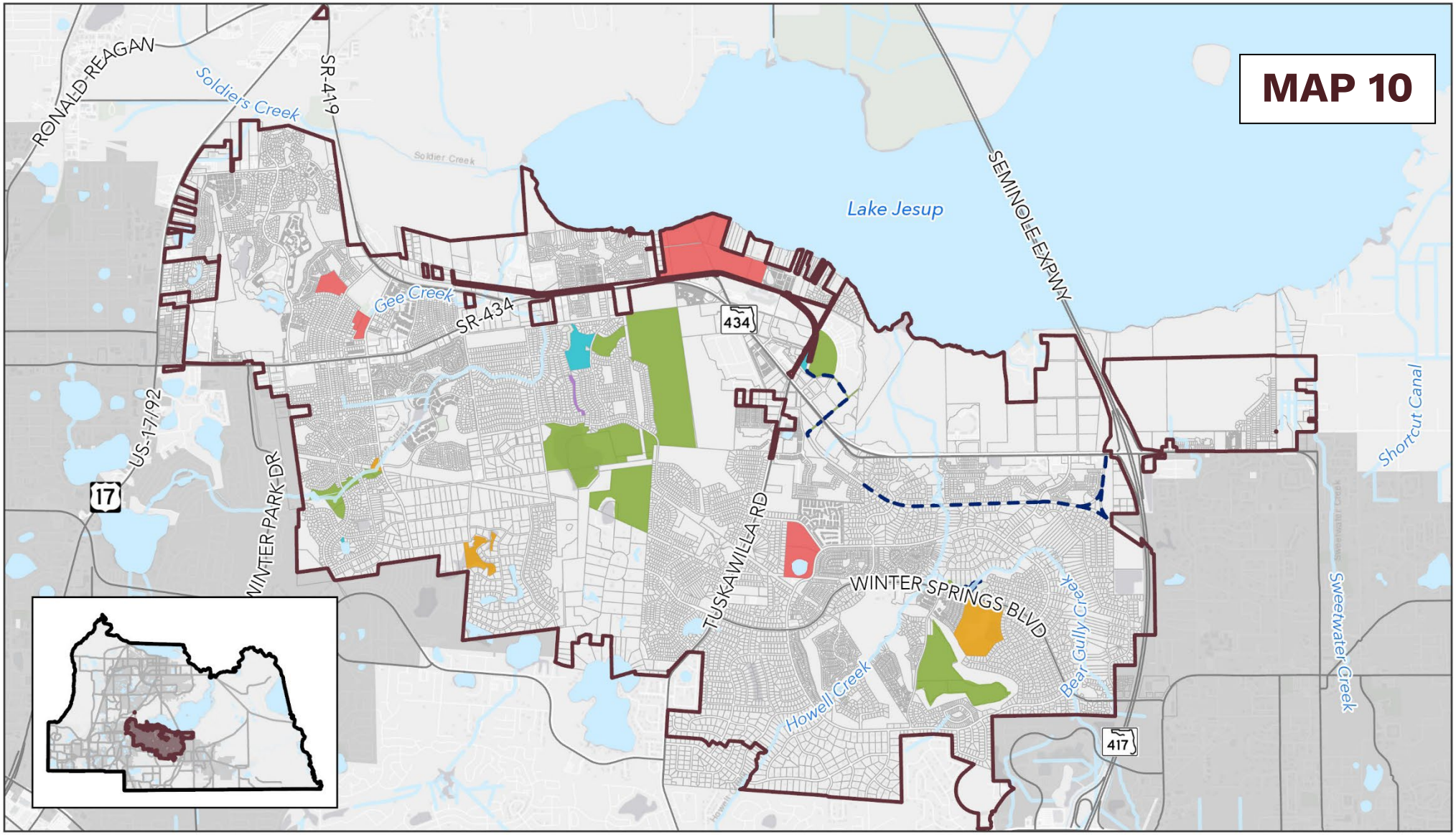
- City of Winter Springs
- City of Casselberry
- City of Longwood
- City of Oviedo
- Unserviced
- Seminole County Utilities

0 2,500 5,000

1 inch = 4,500 feet

RECREATION & OPEN SPACE

2035 Comprehensive Plan



Legend

- City of Winter Springs
- Neighboring Municipality
- Major Roadway
- Trails
- Waterbody
- Conservation

Park Type

- Community
- Mini
- Neighborhood
- Open Space

0 2,500 5,000

1 inch = 4,500 feet

Winter Springs 2050 Comprehensive Plan Update

City Commission

EAR-Based Amendments Hearing

August 26, 2024



Project Team

Project Team



Chris Dougherty, AICP

Project Manager



Gabriela Castro, AICP

Deputy Project Manager



Patricia Tyjeski, AICP

Principal-in-Charge



Jessica Hays

GIS Specialist/Planner



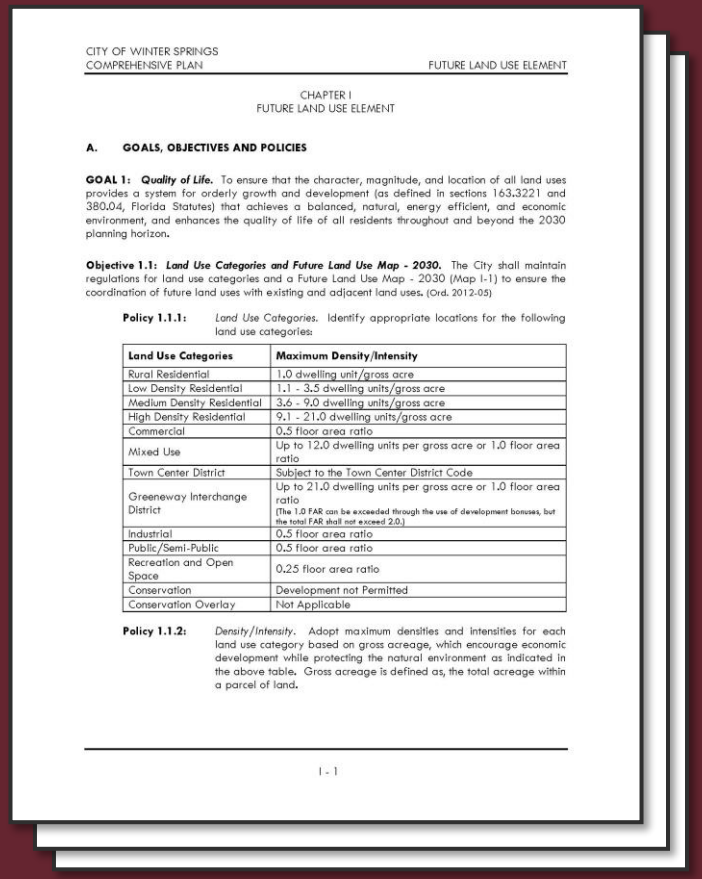
Dianne Kramer

Principal Emeritus

Amendment Process & Summary

2

Amendment Process



CITY OF WINTER SPRINGS
COMPREHENSIVE PLAN — FUTURE LAND USE ELEMENT

CHAPTER I
FUTURE LAND USE ELEMENT

A. GOALS, OBJECTIVES AND POLICIES

GOAL 1: ***Quality of Life.*** To ensure that the character, magnitude, and location of all land uses provides a system for orderly growth and development (as defined in sections 163.3221 and 380.04, Florida Statutes) that achieves a balanced, natural, energy efficient, and economic environment, and enhances the quality of life of all residents throughout and beyond the 2030 planning horizon.

Objective 1.1: ***Land Use Categories and Future Land Use Map - 2030.*** The City shall maintain regulations for land use categories and a Future Land Use Map - 2030 (Map I-1) to ensure the coordination of future land uses with existing and adjacent land uses. (Ord. 2012-05)

Policy 1.1.1: *Land Use Categories.* Identify appropriate locations for the following land use categories:

Land Use Categories	Maximum Density/Intensity
Rural Residential	1.0 dwelling unit/gross acre
Low Density Residential	1.1 - 3.5 dwelling units/gross acre
Medium Density Residential	3.6 - 9.0 dwelling units/gross acre
High Density Residential	9.1 - 21.0 dwelling units/gross acre
Commercial	0.5 floor area ratio
Mixed Use	Up to 12.0 dwelling units per gross acre or 1.0 floor area ratio
Town Center District	Subject to the Town Center District Code
Greeneway Interchange District	Up to 21.0 dwelling units per gross acre or 1.0 floor area ratio (The 1.0 FAR can be exceeded through the use of development bonuses, but the total FAR shall not exceed 2.0.)
Industrial	0.5 floor area ratio
Public/Semi-Public	0.5 floor area ratio
Recreation and Open Space	0.25 floor area ratio
Conservation	Development not Permitted
Conservation Overlay	Not Applicable

Policy 1.1.2: *Density/Intensity.* Adopt maximum densities and intensities for each land use category based on gross acreage, which encourage economic development while protecting the natural environment as indicated in the above table. Gross acreage is defined as, the total acreage within a parcel of land.

I - 1

EAR-Based Amendments

Amendments intended to address recent changes in **Florida Statutes**

Required to be updated at least **every seven (7) years**

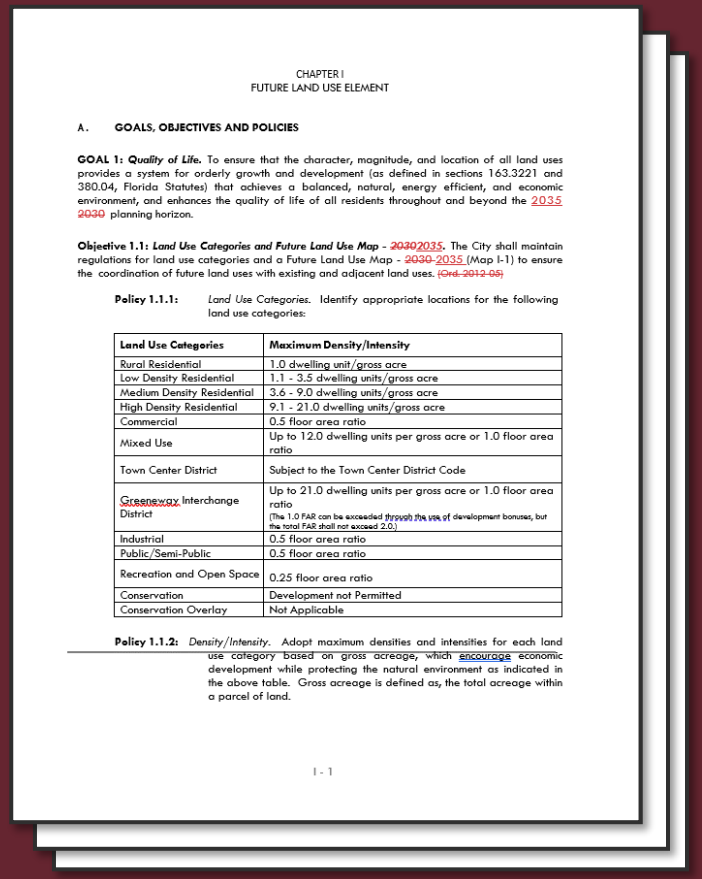
Updates the Plan through the **2035** planning horizon

Updates on nine **(9)** out of **(10)** elements

Amendment Summary

- revised references
- updated map series
- reflected statutory changes

Amendment Summary



CHAPTER I
FUTURE LAND USE ELEMENT

A. **GOALS, OBJECTIVES AND POLICIES**

GOAL 1: ***Quality of Life.*** To ensure that the character, magnitude, and location of all land uses provides a system for orderly growth and development (as defined in sections 163.3221 and 380.04, Florida Statutes) that achieves a balanced, natural, energy efficient, and economic environment, and enhances the quality of life of all residents throughout and beyond the 2035 ~~2030~~ planning horizon.

Objective 1.1: ***Land Use Categories and Future Land Use Map - ~~2030~~2035.*** The City shall maintain regulations for land use categories and a Future Land Use Map - ~~2030~~ 2035 (Map I-1) to ensure the coordination of future land uses with existing and adjacent land uses. ~~(Ord. 2012-05)~~

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Conservation	Development not Permitted
Conservation Overlay	Not Applicable

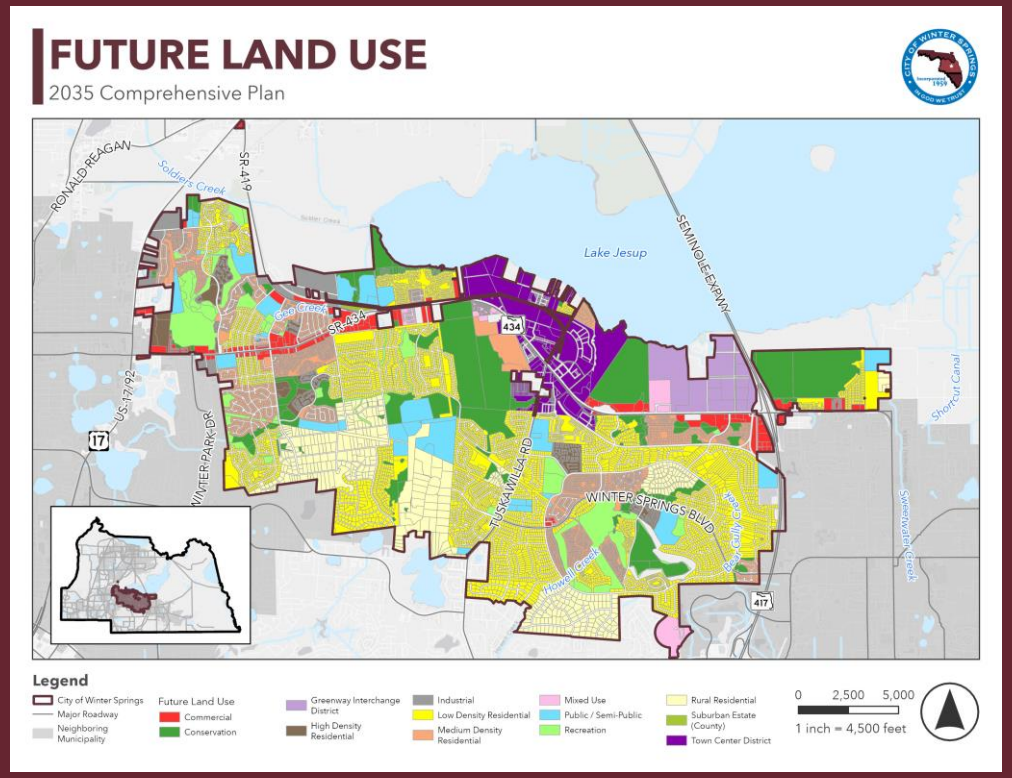
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I - 1

revised references

- **Planning Horizon** (i.e., 2035 ~~2030~~)
- **Agency Names** (i.e., ~~Department of Community Affairs~~ State Land Planning Agency)
- **Florida Statues** (i.e., Section 163.3164(51~~0~~), F.S.)
- **Removed CRA and DRC references** (City no longer has CRA or DRC)
- **Removed duplicative policies and policies incorporated in Land Development Code**
- **Revised wastewater LOS to reflect Wastewater Master Plan**

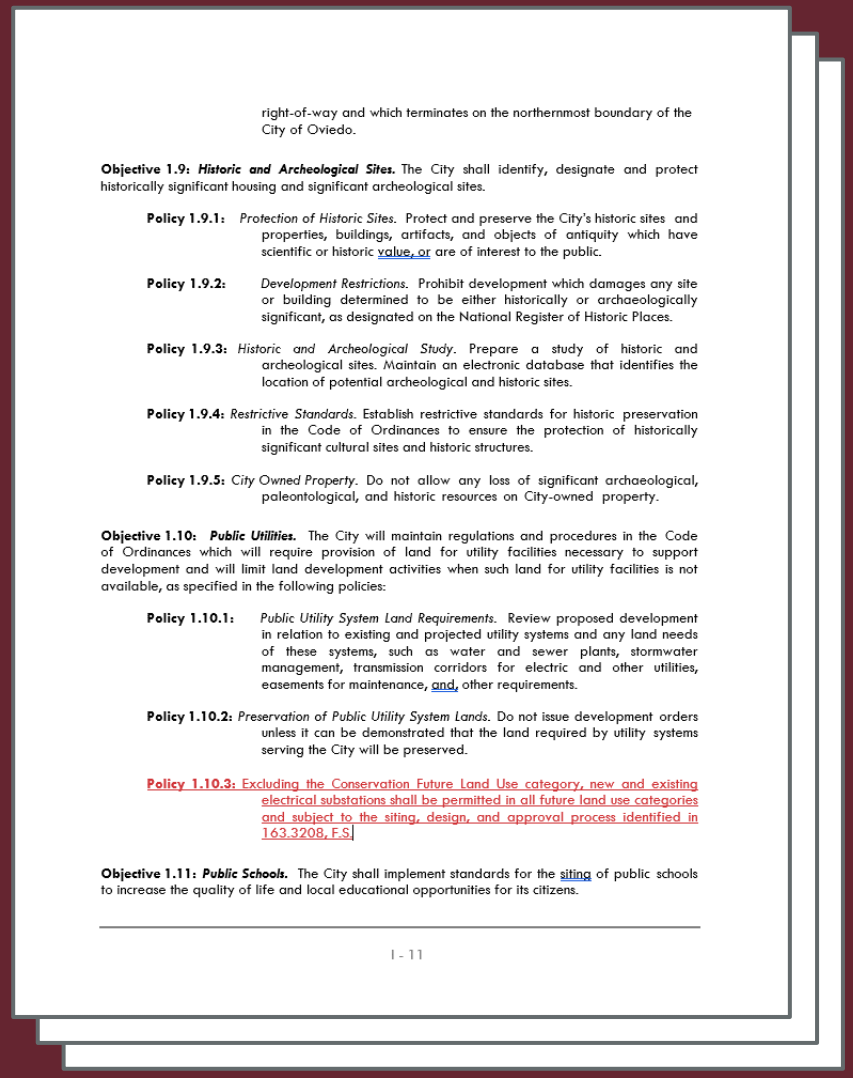
Amendment Summary



updated map series

- **Incorporated new Planning Horizon** (as needed)
- **Presented latest available data** (i.e., Planned Transportation Improvements)

Amendment Summary



right-of-way and which terminates on the northernmost boundary of the City of Oviedo.

Objective 1.9: *Historic and Archeological Sites.* The City shall identify, designate and protect historically significant housing and significant archeological sites.

Policy 1.9.1: *Protection of Historic Sites.* Protect and preserve the City's historic sites and properties, buildings, artifacts, and objects of antiquity which have scientific or historic value, or are of interest to the public.

Policy 1.9.2: *Development Restrictions.* Prohibit development which damages any site or building determined to be either historically or archaeologically significant, as designated on the National Register of Historic Places.

Policy 1.9.3: *Historic and Archeological Study.* Prepare a study of historic and archeological sites. Maintain an electronic database that identifies the location of potential archeological and historic sites.

Policy 1.9.4: *Restrictive Standards.* Establish restrictive standards for historic preservation in the Code of Ordinances to ensure the protection of historically significant cultural sites and historic structures.

Policy 1.9.5: *City Owned Property.* Do not allow any loss of significant archaeological, paleontological, and historic resources on City-owned property.

Objective 1.10: *Public Utilities.* The City will maintain regulations and procedures in the Code of Ordinances which will require provision of land for utility facilities necessary to support development and will limit land development activities when such land for utility facilities is not available, as specified in the following policies:

Policy 1.10.1: *Public Utility System Land Requirements.* Review proposed development in relation to existing and projected utility systems and any land needs of these systems, such as water and sewer plants, stormwater management, transmission corridors for electric and other utilities, easements for maintenance, and, other requirements.

Policy 1.10.2: *Preservation of Public Utility System Lands.* Do not issue development orders unless it can be demonstrated that the land required by utility systems serving the City will be preserved.

Policy 1.10.3: Excluding the Conservation Future Land Use category, new and existing electrical substations shall be permitted in all future land use categories and subject to the siting, design, and approval process identified in 163.3208, F.S.

Objective 1.11: *Public Schools.* The City shall implement standards for the siting of public schools to increase the quality of life and local educational opportunities for its citizens.

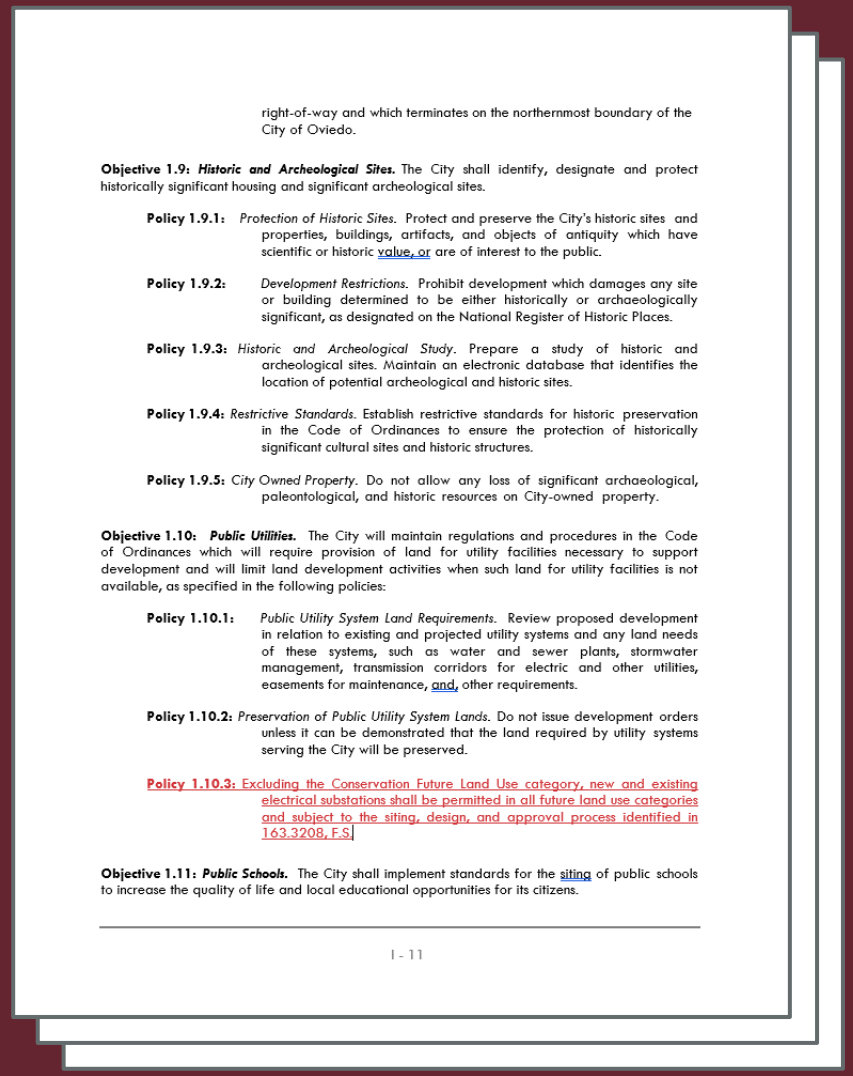
I - 11

reflected statutory changes

- **Substation Preemption (§163.3208, F.S.)**
  Significantly limits ability of local governments to regulate the development of new/existing electrical substations.

- **Floating Solar Facility Preemption (§163.32051, F.S.)**
  Requires local governments to permit floating solar facilities in 'all appropriate land use categories' and limits special setback/buffering requirements for such facilities.

Amendment Summary



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Objective 1.11: *Public Schools.* The City shall implement standards for the siting of public schools to increase the quality of life and local educational opportunities for its citizens.

I - 11

reflected statutory changes

- **Financial Feasibility (§163.3177(2), F.S.)**
  Deletes the requirement for financial feasibility of the schedule of capital improvements.

- **Septic to Sewer (§163.3177, F.S.)**
  Requires local governments to address the feasibility of providing sanitary sewer services to residential subdivisions of 50 lots or greater with more than one onsite sewage treatment and disposal system per 1 acre

Next Steps & Project Timeline

3

Next Steps

1) City Commission Hearing (Transmittal 8/26)
2) Transmit Amendments to State Agencies (Expedited Review)
3) City Commission Adoption Hearing
4) Send Notification Letter stating the Comprehensive Plan is consistent with Florida Statutes (September 1st)

Project Timeline

Phase 1

- May 2024 — EAR Project Kickoff
- Mid July 2024 — EAR Matrix, Amendments and Data & Analysis Due
- July 2024 – Nov. 2024 — Adoption Process

Phase 2

- Aug. 2024 — Vision & Comprehensive Plan Kickoff
- Nov. 2024 – Feb. 2025 — Public Workshops
- Dec. 2024 – Mar. 2025 — Vision Summary & Recommendations
- Oct. 2024 – Mar. 2025 — Updating Data & Analysis
- Jan. – Mar. 2025 — Updating GOPs
- Apr. – June 2025 — Adoption Process



Thank You!

CLASSIFIED

To place an ad:
- ORLANDOSENTINEL.COM/ADVERTISE
- CALL 407-420-5160 FROM 9 A.M. TO 6 P.M. MONDAY THROUGH FRIDAY

Orlando Sentinel

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To place your classified ad, visit OrlandoSentinel.com/advertise or Call
407-420-5160

Telephone hours Monday–Friday 9 a.m.–6 p.m.

Deadlines

Sunday	**1 p.m.** Thursday
Thursday	**1 p.m.** Tuesday
Friday	**1 p.m.** Wednesday
Saturday	**1 p.m.** Thursday

Additional public notices can be found online at classifieds.orlandosentinel.com and floridapublicnotices.com

Legal Classified Deadlines

Sunday	**1 p.m.** Thursday
Monday	**1 p.m.** Friday
Tuesday	**12 p.m.** Monday
Wednesday	**12 p.m.** Tuesday
Thursday	**1 p.m.** Tuesday
Friday	**1 p.m.** Wednesday
Saturday	**1 p.m.** Thursday

Email your ad to us

Ads can also be emailed to us using the addresses listed below. Or, you can place your ad online at orlandosentinel.com/advertise

Obituaries & In-Memoriams:
notices@orlandosentinel.com

Legal:
classified_legal@orlandosentinel.com

Recruitment:
recruitment@orlandosentinel.com

LegalNotices

Advertisements for Bid

REQUEST FOR PROPOSALS

Proposals are hereby solicited by the City of Winter Springs, Florida for Central Winds Park Pickleball Complex Sponsorship

City Bid No. RFP 08-24-04 LH

Sealed bids must be received by September 20, 2024, at 2:00 PM at the Winter Springs City Hall, 1126 East State Road 434, Winter Springs, FL 32708. Bid opening will be immediately following the bid registration in City Hall, City Commission Chambers.

The Bidding Documents may be downloaded in PDF format from the Demand Star tool, and the City's website at:
https://www.winterspringsfl.org/rfps

The project consists of the following:

The City of Winter Springs is seeking a sponsor or sponsors for the Central Winds Park Pickleball complex consistent with the information included with the bid package.

All questions regarding the bid should be directed to Stuart MacLean, Procurement Manager by email to smaclean@winterspringsfl.org. The City of Winter Springs reserves the right to reject any or all bids, with or without cause, to waive technicalities and minor irregularities, or to accept bids that best serve the interest of the City.
8/16/2024 & 8/23/2024 7680969

REQUEST FOR QUALIFICATIONS
COLLEGE OF CENTRAL FLORIDA
PURCHASING DEPARTMENT
3001 SW College Road, Ocala FL 34474

RFQ 24-1 Architectural and Engineering Services for the Criminal Justice Instructional Center

RFQ Documents will be available on Friday August 16, 2024

College of Central Florida is seeking a Request for Qualifications from Architectural and Engineering firms interested in providing professional services for the design and construction of an educational facility using the CM at Risk Delivery method. Interested firms may obtain the RFQ documents from the College Purchasing website:

https://www.cf.edu/about-cf/cf-at-a-glance/departments-directory/purchasing/

For solicitation Inquiries please email: Tony Denis or Jonathan Melo at Purchasing@cf.edu

CF will provide written answers to questions relating to this RFQ in the form of written addendum which will be uploaded to the CF Purchasing website noted above. All Statements of Qualifications must be hand delivered by courier or in person in a sealed package.

Qualifications will be accepted until:
Date: Friday September 27th 2024
Time: 2:00 PM
Location: CF Ocala Campus, Purchasing
Department, Building 1, Room 109

An Equal Opportunity College

August 16th, 23rd and 30th, 2024
8/16/24, 8/23/24, 8/30/24 7680973

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Ideal For
- Anniversaries
- Weddings
- Engagements
- Birthdays
- Births
- Graduation and Other Celebrations

OrlandoSentinel.com/celebration

Orlando Sentinel MEDIA GROUP

Public Hearing Notices

NOTICE OF PUBLIC HEARING CITY OF WINTER SPRINGS

NOTICE IS HEREBY GIVEN THAT THE CITY COMMISSION WILL CONSIDER THE ADOPTION OF THE FOLLOWING:

ORDINANCE NO. 2024-11

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, SEMINOLE COUNTY, FLORIDA, SETTING FORTH AMENDMENTS TO THE CITY OF WINTER SPRINGS COMPREHENSIVE PLAN BASED ON THE CITY'S EVALUATION AND APPRAISAL OF THE COMPREHENSIVE PLAN PURSUANT TO SECTION 163.3191, FLORIDA STATUTES; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; INCORPORATION INTO THE COMPREHENSIVE PLAN; LEGAL STATUS OF THE COMPREHENSIVE PLAN AMENDMENTS; SEVERABILITY; AND AN EFFECTIVE DATE.

THE PLANNING & ZONING BOARD / LOCAL PLANNING AGENCY

PUBLIC HEARING

WILL BE HELD ON MONDAY, AUGUST 26, 2024 AT 5:00 P.M. OR SOON THEREAFTER IN THE COMMISSION CHAMBERS LOCATED AT WINTER SPRINGS CITY HALL 1126 EAST STATE ROAD 434 WINTER SPRINGS, FLORIDA

THE CITY COMMISSION FIRST READING

PUBLIC HEARING

WILL BE HELD ON MONDAY, AUGUST 26, 2024 AT 6:30 P.M. OR SOON THEREAFTER IN THE COMMISSION CHAMBERS LOCATED AT WINTER SPRINGS CITY HALL 1126 EAST STATE ROAD 434 WINTER SPRINGS, FLORIDA

THE CITY COMMISSION RESERVES THE RIGHT TO POSTPONE OR CONTINUE THE PUBLIC HEARING ON THIS ORDINANCE AT THIS MEETING WITHOUT FURTHER NOTICE.

The proposed ordinance may be obtained by interested parties Between 8 a.m. and 5 p.m., Monday through Friday, at the City's Clerk's Office, located at 1126 E. SR 434, Winter Springs, Florida. For more information, call (407) 327-1800 #253. Persons with Disabilities needing assistance to participate in any of these proceedings should call (407) 327-1800 #227, 48 hours in Advance of the meeting. This is a public hearing, and interested Parties are advised that they may appear at the meeting and be heard with respect to the proposed ordinance. If you decide to appeal any recommendation or decision made by the City Commission with respect to any matter considered at this meeting, you will need a record of the proceedings, and for such purposes, you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is based.
8/16/2024 7680130

NOTICE

NOTICE is hereby given that the Board of County Commissioners of Seminole County, Florida, intends to hold a public hearing to consider the enactment of an ordinance entitled:

AN ORDINANCE AMENDING CHAPTER 220, PURCHASING CODE, OF THE SEMINOLE COUNTY CODE BY REPEALING CHAPTER 220 IN ITS ENTIRETY AND ADOPTING A NEW CHAPTER 220 ESTABLISHING DEFINITIONS AND EXCEPTIONS TO THE PURCHASING ORDINANCE AND PURCHASING POLICY; PROVIDING FOR THE BOARD OF COUNTY COMMISSIONERS TO WAIVE REQUIREMENTS OF THE PURCHASING CODE; LIMITING COMMUNICATIONS DURING THE PROCUREMENT PROCESS; ESTABLISHING PROTEST PROCEDURES; PROVIDING FOR SUSPENSION AND DEBARMENT PROCEDURES; PROVIDING FOR CONTRACT CLAIMS, AND SOURCE SELECTION AND CONTRACT FORMATION PROCEDURES AND REQUIREMENTS; PROVIDING FOR CODIFICATION IN THE SEMINOLE COUNTY CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

at 1:30 p.m. or as soon thereafter as possible, at its regular meeting on August 27, 2024, at the Seminole County Services Building, 1101 East 1st Street, Board of County Commissioners Chambers, Sanford, Florida. The proposed ordinance may be inspected by the public at the office of the Clerk of the Board of County Commissioners, Room 2204, Seminole County Services Building. Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. Persons are advised that, if they decide to appeal any decision made at this hearing, they will need a record of the proceedings, and, for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

For additional information regarding this notice contact Steve Koontz, (407) 665-7120.

Persons with disabilities needing assistance to participate in any of these proceedings should contact the Human Resources Division ADA Coordinator 48 hours in advance of the meeting at (407) 665-7940.
8/16/24 7680816

Public Hearing Notices

NOTICE OF PUBLIC HEARING ORANGE COUNTY HOUSING FINANCE AUTHORITY RESIDENTIAL RENTAL PROJECTS

Notice is hereby given that the Orange County Housing Finance Authority (the "Authority") will conduct a public hearing concerning the proposed issuance by the Authority of its not to exceed $34,373,650.36 Multifamily Housing Revenue Bonds, 2024 Series [to be designated] (Huntington Reserve Apartments) (the "Bonds"). The proceeds of the Bonds would be used to finance the acquisition and rehabilitation the residential rental project listed below for persons of low, middle and moderate income:

PROJECT/LOCATION
Huntington Reserve Apartments
2000 Rosecliff Circle
Sanford, Florida, 32773

NO. OF UNITS
168

OWNER
Huntington Reserve
Preservation, Ltd.

The public hearing will be held at the following time and location:

TIME
10:00 AM.
Monday, August 26, 2024

LOCATION
Reflections County Annex
520 W Lake Mary Boulevard,
Sanford, FL 32773

Interested persons are invited to submit written comments or present oral comments at the hearing regarding the proposed issuance of the Bonds. Written comments should be received by the Authority on or before Wednesday, August 21, 2024. Oral comments will be limited to no more than 3 minutes per person. Written comments or notice of intent to present oral comments should be directed to:

Orange County Housing Finance Authority
2211 E. Hillcrest Street
Orlando, Florida 32803
Attention: Executive Director

SECTION 286.0105, FLORIDA STATUTES STATES THAT IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY A BOARD, AGENCY, OR COMMISSION WITH RESPECT TO ANY MATTER CONSIDERED AT A MEETING OR HEARING, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS, AND THAT, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.
8/16/2024 7682254

Notice of Administration

NOTICE TO CREDITORS
IN THE CIRCUIT COURT IN AND FOR SEMINOLE COUNTY, FLORIDA
PROBATE DIVISION
CASE NUMBER: 2024-CP-001164

IN RE: ESTATE OF ESTATE OF MARY LEE
Deceased

TO ALL PERSONS HAVING CLAIMS OR DEMANDS AGAINST THE ABOVE ESTATE:

The administration of the estate of Mary Lee, deceased whose date of death was June 12, 2024, is pending in the Circuit Court for Seminole County, Florida, Probate Division, the address of which is Juvenile Justice Center, 190 Eslinger Way, Sanford, FL 32773. The names and addresses of the personal representative and the personal representative's attorney are set forth below.
ALL INTERESTED PERSONS ARE NOTIFIED THAT:
All creditors of the decedent and other persons having claims or demands against decedent's estate on whom a copy of this notice is served within three months after the date of the first publication of this notice must file their claims with this Court ON OR BEFORE THE LATER OF THREE MONTHS AFTER THE DATE OF THE FIRST PUBLICATION OF THIS NOTICE OR THIRTY DAYS AFTER THE DATE OF SERVICE OF A COPY OF THIS NOTICE ON THEM.
All other creditors of the decedent and persons having claims or demands against the decedent's estate must file their claims with this court WITHIN THREE MONTHS AFTER THE DATE OF THE FIRST PUBLICATION OF THIS NOTICE.
ALL CLAIMS, DEMANDS AND OBJECTIONS NOT SO FILED WITHIN THE TIME PERIODS SET FORTH IN FLORIDA STATUTES SECTION 733.702 WILL BE FOREVER BARRED.

The date of the first publication of this Notice is 6/16/2024

Personal Representative:
Fred Alan Lee1210 Harding Street
Winter Park, FL 32789

Attorney for Personal Representative:
Arti Ajit Hirani, of
Meenakshi A. Hirani, P.A.
Florida Bar No.: 168645
2265 Lee Road, Suite 109
Winter Park, Fl. 32789
(407) 599-7199
Email: arti.hirani@hiranilaw.com
8/16/2024 & 8/23/2024 7680232

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Fictitious Name

NOTICE UNDER FICTITIOUS NAME

TO WHOM IT MAY CONCERN: Notice is hereby given that the under signed pursuant to the "Fictitious Name Statute, Chapter 865.09, Florida Statutes, will register with the Division of Corporations, Department of State, State of Florida upon receipt of this notice. The fictitious name, to-wit:
Aventon Lake Conway
under which (I am) (we are) engaged in business at 4757 Hoffner Avenue Orlando, FL 32812 That the (party) (parties) interested in said business enterprise is as follows:
Aventon Hoffner 2 Owner, LLC
1555 Palm Beach Lakes Blvd., Suite 700, West Palm Beach, FL 33401
Dated at Orlando, Orange County , Florida, 8/14/24

7680745 8/16/24

NOTICE UNDER FICTITIOUS NAME

TO WHOM IT MAY CONCERN: Notice is hereby given that the under signed pursuant to the "Fictitious Name Statute, Chapter 865.09, Florida Statutes, will register with the Division of Corporations, Department of State, State of Florida upon receipt of this notice. The fictitious name, to-wit:
The Digital Butterfly
under which (I am) (we are) engaged in business at 2220 Tall Oak Dr That the (party) (parties) interested in said business enterprise is as follows:
Leilani Batty
2220 Tall Oak Dr
Dated at Winter Garden, Orange County , Florida, 8/9/2024

7680909 8/16/24

Sale Notices

CLAIM OF LIEN NOTICE
You and each of you are hereby notified on September 4 th, 2024 at 10:00 am, the vehicle (s) described below will be sold. Location 6512 Old Cheney Hwy. Orlando, Fl. 32807, Orange County
- 2002 CHEV 1GNSKBKL2LR243676
8/16/24 7670653

NOTICE
On 8/26/24 at 8:00AM Empire towing LLC will hold an auction at 952 N US HWY 1792 longwood fl 32750 vehicle vin: WDBRF64J71F069065 2001 Mercedes
8/16/2024 7680025

NOTICE OF PUBLIC SALE
Notice is hereby given that PODS Enterprises, LLC, located at 7133 Municipal Dr, Orlando, FL 32819, will sell the contents of certain containers at auction to the highest bidder to satisfy owner's lien. Auction will be held online at www.StorageTreasures.com starting on September 3, 2024 and ending on September 10, 2024. Contents to be sold may include general household goods, electronics, office & business equipment, furniture, clothing and other miscellaneous property. Contents to be sold are stored by the following persons: Marie Oubina (7314ZBX, 8089B82); Helene Shearer (696B39); Barbara Cabone (399B107); Robert Gimbel (112B94); Krenare Gervalla (42A17); Kathy Kosich (238A4); Mwannesi Wade (32205BX).
8/16/2024 & 8/23/2024 7680112

CLAIM OF LIEN NOTICE
You and each of you are hereby notified on September 14 th, 2024 at 10:00 am, the vehicle (s) described below will be sold. Location 6512 Old Cheney Hwy. Orlando, Fl. 32807, Orange County
- 2018 FORD 2FMPK4J91JBB35061
- 2019 DODG 2C4RDGEG1KR557664
- 2011 JEEP Vin #1J4RR6GT8BC589021
8/16/24 7670653

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Miscellaneous Legals

NOTICE OF AGENCY ACTION TAKEN BY THE ST. JOHNS RIVER WATER MANAGEMENT DISTRICT

Notice is given that the following permit was issued on October 27, 2023:

The City of Orlando, 400 South Orange Avenue, Orlando, Florida 32801, permit# 78001-1. The project is located in Orange County, Section 4, Township 22 South, Range 29 East. The permit authorizes a surface water management system on 0.99 acres for construction and operation of a stormwater management system known as Lake Fairview Park Improvements. The receiving water body is Lake Fairview.

A person whose substantial interests are or may be affected has the right to request an administrative hearing by filing a written petition with the St. Johns River Water Management District (District). Pursuant to Chapter 28-106 and Rule 40C-1.1007, Florida Administrative Code (F.A.C.), the petition must be filed (received) either by delivery at the office of the District Clerk at District Headquarters, P.O. Box 1429, Palatka FL 32178-1429 (4049 Reid St, Palatka, FL 32177) or by e-mail with the District Clerk at Clerk@sjrwmd.com, within fourteen (14) days of the District depositing the notice of intended District decision in the mail (for those persons to whom the District mails actual notice), within fourteen (14) days of the District emailing notice of intended District decision (for those persons to whom the District emails actual notice), or within fourteen (14) days of newspaper publication of the notice of intended District decision (for those persons to whom the District does not mail or email actual notice). A petition must comply with Sections 120.54(5)(b)4. and 120.569(2)(c), Florida Statutes (F.S.), and Chapter 28-106, F.A.C. The District will not accept a petition sent by facsimile (fax). Mediation pursuant to Section 120.573, F.S., is not available.

A petition for an administrative hearing is deemed filed upon receipt of the complete petition by the District Clerk at the District Headquarters in Palatka, Florida during the District's regular business hours. The District's regular business hours are 8 a.m. – 5 p.m., excluding weekends and District holidays. Petitions received by the District Clerk after the District's regular business hours shall be deemed filed as of 8 a.m. on the next regular District business day. The District's acceptance of petitions filed by e-mail is subject to certain conditions set forth in the District's Statement of Agency Organization and Operation (issued pursuant to Rule 28-101.001, Florida Administrative Code), which is available for viewing at www.sirwmd.com. These conditions include, but are not limited to, the petition being in the form of a PDF or TIFF file and being capable of being stored and printed by the District. Further, pursuant to the District's Statement of Agency Organization and Operation, attempting to file a petition by facsimile (fax) is prohibited and shall not constitute filing.

The right to an administrative hearing and the relevant procedures to be followed are governed by Chapter 120, Florida Statutes, Chapter 28-106, Florida Administrative Code, and Rule 40C- 1.1007, Florida Administrative Code. Because the administrative hearing process is designed to formulate final agency action, the filing of a petition means the District's final action may be different from the position taken by it in this notice. **Failure to file a petition for an administrative hearing within the requisite time frame shall constitute a waiver of the right to an administrative hearing. (Rule 28-106.111, F.A.C.).**

If you wish to do so, please visit http://www.sirwmd.com/noticeofrights/ to read the complete Notice of Rights to determine any legal rights you may have concerning the District's intended decision(s) on the permit application(s) described above. You can also request the Notice of Rights by contacting the Director of Office of Records and Regulatory Support, 4049 Reid St., Palatka, FL 32177-2529, tele. no. (386) 329-4570.

7682365 8/16/2024

Closing of Medical Office

NOTICE
Effective Sept. 1, 2024, Dean Behner, MD, will no longer be providing care at WellMed / Optum. Patients of Dr. Behner may continue care at WellMed / Optum. Patients can obtain copies of their medical records at:
WellMed at Apopka
125 S. Park Ave.
Apopka, FL 32703
Phone: 1-407-886-1171
Optum – Park Avenue
202 N. Park Ave.
Apopka, FL 32703
Phone: 1-407-889-4711
Optum – Apopka
2226 E. Semoran Blvd.
Apopka, FL 32703
Phone: 1-407-880-0011
8/9/,8/16,/8/23,8/30/2024 7668774

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eteddybair@yahoo.com

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5bd,1g lot, gated, 3,150 **571-296-7010**

Rooms for Rent

SANFORD 14,46,MALL
gated,1g,hm,pri ba,730+, **5712967010**

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PUBLIC HEARINGS AGENDA ITEM 401

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

Second Reading and Adoption of Ordinance 2024-07: Amendments to Chapter 6, Buildings and Building Regulations

SUMMARY

During the past year, staff has noticed that various language in Chapter 6, Buildings and Building Regulations, was causing confusion and unnecessary rigidity for applicants hoping to put up a fence, accessory structure, or screen enclosure. In hopes of alleviating some of those issues, staff is proposing a variety of small changes to Chapter 6 to provide clarity and consistency regarding certain requirements.

FUNDING SOURCE

n/a

RECOMMENDATION

Staff recommends that the City Commission hold a Public Hearing and approve the Second Reading and Adoption of Ordinance 2024-07.

ORDINANCE NO. 2024-07

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, FLORIDA; AMENDING CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS, OF THE CITY OF WINTER SPRINGS CODE OF ORDINANCES TO CLARIFY REQUIREMENTS RELATED TO ACCESSORY BUILDINGS EXCEEDING A CERTAIN SIZE; MODIFY SETBACKS FOR SCREEN ENCLOSURES/ROOMS; MODIFY REGULATIONS RELATED TO CONSTRUCTION MATERIALS FOR FENCES AND WALLS AND REQUIRED DISTANCE FROM PROPERTY LINES; CORRECTING SCRIVENOR'S ERRORS; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; INCORPORATION INTO THE CODE; SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City is granted the authority, under Section 2(b), Article VIII, of the State Constitution, to exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, the City Commission desires to adopt miscellaneous amendments to Chapter 6, related to Buildings and Building Regulations, including those regarding accessory buildings over 240 square feet in size, setbacks for screen enclosures/rooms, and construction materials and placement of fences; and

WHEREAS, pursuant to the Florida Community Planning Act and the City Code, the City's Planning & Zoning Board/Land Planning Agency has reviewed and recommended adoption of this Ordinance at a duly held public meeting; and

WHEREAS, the City Commission of the City of Winter Springs, Florida, hereby finds this Ordinance to be in the best interests of the public health, safety, and welfare of the citizens of Winter Springs; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, SEMINOLE COUNTY, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** The foregoing recitals are hereby fully incorporated herein by this reference as legislative findings and the intent and purpose of the City Commission of the City of Winter Springs.

Section 2. **Code Amendment.** Chapter 6 – Buildings and Building Regulations, of the City Code is hereby amended as follows: (underlined type indicates additions to the City Code and ~~strikeout~~ type indicates deletions, while asterisks (* * *) indicate a deletion from this Ordinance of text existing in Chapter 6. It is intended that the text in Chapter 6 – Buildings and Building Regulations denoted by the asterisks and set forth in this Ordinance shall remain unchanged from the language existing prior to adoption of this Ordinance):

CHAPTER 6 – BUILDINGS AND BUILDING REGULATIONS

* * *

ARTICLE III. – BUILDING CONSTRUCTION STANDARDS

* * *

Sec. 6-84. Accessory buildings.

(a) *General.* Accessory building means a detached, subordinate structure, the use of which is clearly incidental to, customarily associated with, and related to the principal structure or use of the land, and which is located on the same lot as the principal structure or use. Accessory buildings shall include storage buildings, toolhouses, private, detached garages, bathhouses (used in conjunction with swimming pool) and similar uses. No more than two (2) accessory buildings shall be allowed on any single lot. Accessory dwelling units (ADUs) shall be subject to section 6-85 of this Code and are not subject to the provisions of this section.

(b) *Height and size restrictions.* The maximum height of an accessory building shall be twelve (12) feet measured from ground level. The maximum size of any structure shall be two hundred forty (240) square feet.

(1) Detached, accessory buildings may exceed twelve (12) feet in height or the maximum size of two hundred forty (240) square feet, provided the city manager or designee determines that each of the following criteria is satisfied:

a. The accessory building does not exceed one-third (⅓) of the air-conditioned square footage area of the principal structure;

b. The accessory building <u>shall replicate the design of the principal structure by use of similar exterior wall materials and colors</u> ~~is compatible and harmonious with the principal structure and the surrounding land uses and structures~~;

c. The accessory building will not adversely impact land use activities in the immediate vicinity;

d. The height of the proposed accessory building does not exceed the height of the principal structure; and

e. The accessory building shall meet the requirements of the applicable zoning district including setback and maximum lot coverage.

* * *

Sec. 6-86. Screen enclosures/rooms.

(a) *Definition.* For purposes of this section, the term "screen enclosure" shall mean an enclosure consisting entirely of screen mesh, except for minimum essential structural framework required for its support. The term "screen room" shall mean an enclosure consisting of walls

of insect screening with or without removable vinyl or acrylic wind break panels, and a roof of insect screening, plastic, aluminum or similar lightweight material.

(b) *Setbacks.* The screen enclosure/room shall meet all code requirements for front and side yard setbacks which are applicable to the subject property. Notwithstanding any other applicable rear setback requirement, the screen enclosure/room shall not be located any closer than ~~seven (7)~~ six (6) feet from the rear property line of the subject property. On lakefront property, no screen enclosure/room shall be located any closer than twenty-five (25) feet from the shoreline, as determined by the existing or established high-water control level.

* * *

ARTICLE V. – FENCES, WALLS, HEDGES

* * *

Sec. 6-187. Construction materials.

All fences and walls must have reasonably uniform or complimentary materials and design. Fences and walls constructed within the city shall ~~conform to~~ be constructed of one (1) of the following:

(a) Wood fences constructed of rot-and termite-resistive species of wood or chemically pressure-treated to resist rot and termite ~~attack~~ damage. Wood fences shall be constructed to have the "finished" side facing outward from the property unless otherwise approved by the Community Development Department

(b) ~~Street~~ Steel posts and wire fabric fences with fabric of a minimum of eleven gauge galvanized or other non-corrodible metal.

(c) Ornamental iron.

(d) Ventilated concrete, stone, or masonry.

(e) Decorative PVC or aluminum, structurally sound to maintain spans.

* * *

Sec. 6-191. Corner lots.

(a) In order to ensure visibility and safety for pedestrians, and to provide clear sight lines for traffic entering an intersection, no fence, wall or other visual obstruction shall be erected, within twenty-five (25) feet of the intersecting property line corner adjacent to the street intersection corners.

(b) When the side of the ~~principle~~ principal structure on a corner lot faces a road right-of-way on which adjacent dwellings have frontage, then any fence located on the corner lot shall be

subject to the height limitations set forth in section 6-190(a) to permit a clear field of visibility for pedestrians and/or vehicles entering or exiting the adjacent property.

* * *

Sec. 6-193. ~~Distance from property line.~~ Reserved

~~Fences, walls or other visible obstructions must be at least three (3) inches from property lines, except adjacent property owners may connect or otherwise attach their respective fences and walls in order to eliminate any gap or space between the fences and walls. The property owner's mutual written consent must be provided on a form acceptable to the city prior to the city permitting any such connection or attachment.~~

*** * ***

Section 3. Repeal of Prior Inconsistent Ordinances and Resolutions. All prior inconsistent ordinances and resolutions adopted by the City Commission, or parts or ordinances and resolutions in conflict herewith, are hereby repealed to the extent of the conflict.

Section 4. Incorporation into Code. This Ordinance shall be incorporated into the Winter Springs City Code and any section or paragraph, number or letter, and any heading may be changed or modified as necessary to effectuate the foregoing. Grammatical, typographical, and like errors may be corrected and additions, alterations, and omissions, not affecting the construction or meaning of this ordinance and the City Code may be freely made.

Section 5. Severability. If any section, subsection, sentence, clause, phrase, word, or provision of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 6. Effective Date. This Ordinance shall become effective upon adoption by the City Commission of the City of Winter Springs, Florida, and pursuant to City Charter.

ADOPTED by the City Commission of the City of Winter Springs, Florida, in a regular meeting assembled on the _____ day of_____, 2024.

_____

Kevin McCann, Mayor

ATTEST:

_____

Christian Gowan, City Clerk

APPROVED AS TO LEGAL FORM AND SUFFICIENCY FOR THE CITY OF WINTER SPRINGS ONLY:

_____

Anthony A. Garganese, City Attorney

Legal Ad:
First Reading:
Legal Ad:
Second Reading:

NOTICE OF PUBLIC HEARING CITY OF WINTER SPRINGS NOTICE IS HEREBY GIVEN THAT THE CITY COMMISSION PROPOSE TO CONSIDER THE FOLLOWING: ORDINANCE NO. 2024-07

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, FLORIDA; AMENDING CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS, OF THE CITY OF WINTER SPRINGS CODE OF ORDINANCES TO CLARIFY REQUIREMENTS RELATED TO ACCESSORY BUILDINGS EXCEEDING A CERTAIN SIZE; MODIFY SETBACKS FOR SCREEN ENCLOSURES/ROOMS; MODIFY REGULATIONS RELATED TO CONSTRUCTION MATERIALS FOR FENCES AND WALLS AND REQUIRED DISTANCE FROM PROPERTY LINES; CORRECTING SCRIVENOR'S ERRORS; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; INCORPORATION INTO THE CODE; SEVERABILITY AND AN EFFECTIVE DATE.

CITY COMMISSION FIRST READING PUBLIC HEARING WILL BE HELD ON MONDAY, AUGUST 12, 2024 AT 6:30 P.M. OR SOON THEREAFTER IN THE COMMISSION CHAMBERS LOCATED AT WINTER SPRINGS CITY HALL 1126 EAST STATE ROAD 434 WINTER SPRINGS, FLORIDA

CITY COMMISSION SECOND READING/ADOPTION PUBLIC HEARING WILL BE HELD ON MONDAY, AUGUST 26, 2024 AT 6:30 P.M. OR SOON THEREAFTER IN THE COMMISSION CHAMBERS LOCATED AT WINTER SPRINGS CITY HALL 1126 EAST STATE ROAD 434 WINTER SPRINGS, FLORIDA

THE CITY COMMISSION RESERVES THE RIGHT TO POSTPONE OR CONTINUE THE PUBLIC HEARING ON THIS ORDINANCE AT THIS MEETING WITHOUT FURTHER NOTICE.

The proposed ordinance may be obtained by interested parties between 8 a.m. and 5 p.m., Monday through Friday, from the office of the City Clerk, located at 1126 E. SR 434, Winter Springs, Florida. For more information, call (407) 327-1800 #237. Persons with disabilities needing assistance to participate in any of these proceedings should contact the Employee

Relations Department Coordinator, 48 hours in advance of the meeting at (407) 327-1800, #236. This is a public hearing. Interested parties are advised that they may appear at the meeting and be heard with respect to the proposed ordinance. If you decide to appeal any recommendation or decision made by the City Commission with respect to any matter considered at this meeting, you will need a record of the proceedings, and for such purposes, you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is based.

8/05/2024 7661911

PUBLIC HEARINGS AGENDA ITEM 402

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

Second Reading of Ordinance 2024-08: Amendments to Chapter 20, Zoning

SUMMARY

The Ordinance proposes to adopt a variety of "housekeeping" items to Chapter 20, Zoning, of the City Code. Existing language pertaining to noticing requirements for certain projects was causing confusion, and staff proposed changes to better clarify the requirements surrounding noticing requirements and community workshops. Staff also feels that the explanation of design requirements for large footprint buildings along SR 434 was poorly worded, and new language explaining the requirements was drafted. Additionally, staff has found a number of scriveners errors to correct throughout Chapter 20.

FUNDING SOURCE

RECOMMENDATION

Staff recommends that the City Commission hold a Public Hearing and approve the Second Reading and Adoption of Ordinance 2024-08.

ORDINANCE NO. 2024-08

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, FLORIDA; AMENDING CHAPTER 20, ZONING, OF THE CITY OF WINTER SPRINGS CODE OF ORDINANCES TO MODIFY AND ADD NEW DEFINITIONS; MODIFY LAND USE PROCEDURES RELATED TO NOTICING, APPLICATIONS REQUIREMENTS, AND COMMUNITY WORKSHOPS; ADJUST THE TRANSECT STANDARDS WITHIN THE TOWN CENTER DISTRICT; CLARIFY ANIMALS THAT MAY BE KEPT IN CERTAIN RESIDENTIAL ZONING DISTRICTS; CLARIFY THE REQUIREMENTS FOR NEW BUILDINGS WITHIN THE SR 434 CORRIDOR OVERLAY DISTRICT; CORRECTING SCRIVENERS ERRORS; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; INCORPORATION INTO THE CODE; SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City is granted the authority, under Section 2(b), Article VIII, of the State Constitution, to exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, the City Commission desires to adopt multiple miscellaneous updates to the City's zoning regulations, including those related to notices, application requirements, and community workshops; Transect standards within the Town Center District; animals that may be kept in certain residential zoning districts; and requirements for new buildings within the State Road 434 Corridor Overlay District; and

WHEREAS, pursuant to the Florida Community Planning Act and the City Code, the City's Planning & Zoning Board/Land Planning Agency has reviewed and recommended adoption of this Ordinance at a duly held public meeting; and

WHEREAS, the City Commission of the City of Winter Springs, Florida, hereby finds this Ordinance to be in the best interests of the public health, safety, and welfare of the citizens of Winter Springs; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, SEMINOLE COUNTY, FLORIDA, AS FOLLOWS:

Section 1. **Recitals.** The foregoing recitals are hereby fully incorporated herein by this reference as legislative findings and the intent and purpose of the City Commission of the City of Winter Springs.

Section 2. **Code Amendment.** Chapter 20 - Zoning, of the City Code is hereby amended as follows: (underlined type indicates additions to the City Code and ~~strikeout~~ type indicates deletions, while asterisks (* * *) indicate a deletion from this Ordinance of text existing in Chapter 20. It is intended that the text in Chapter 20 – Zoning denoted by the asterisks and set

forth in this Ordinance shall remain unchanged from the language existing prior to adoption of this Ordinance):

CHAPTER 20 – ZONING

ARTICLE I. – IN GENERAL

* * *

Sec. 20-1. – Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Accessory building. A building which is clearly incidental or subordinate ~~to and customarily utilized adjacent to and in connection with~~ in area, extent or purpose to a principal building or principal use located on the same lot and which contributes to the comfort, convenience, or necessity of the occupants of the principal structure or principal use served. Accessory buildings may include a detached garage, shed, gazebo, storage building, cabana or bathhouse (used in conjunction with a swimming pool), or similar use. ~~When an accessory building is attached to a principal structure by a breezeway, passage or otherwise, it shall become a part of the principal structure and shall be subject to the required setbacks of the principal structure. (Also see section 6-84. Accessory buildings.)~~

* * *

Breezeway. A covered passageway which connects a principal structure and a proposed addition. No breezeway may exceed thirty five (35) feet in length.

* * *

ARTICLE II. – ADMINISTRATION

DIVISION 1. – PROCEDURE; LAND USE DECISIONS

*** * ***

Sec. 20-28. Due process; special notice requirements.

(a) All applicants shall be afforded minimal due process as required by law, including the right to receive notice, be heard, present evidence, cross-examine witnesses, and be represented by a duly authorized representative.

(b) Within five (5) business days of filing with the city or as soon as practicable, applications filed under this division shall be publicly posted on the city's website on a web page reserved for identifying pending land use applications.

(c) In addition to any notice requirements provided by state law, all public hearings under this division shall be publicly noticed for at least seven (7) calendar days prior to any required

planning and zoning board hearing and at least twenty (20) calendar days prior to any required city commission hearing unless otherwise provided by subsections (e) and (f). Said notice shall include the address of the subject property, matter to be considered and the time, date and place of the hearing. The notice shall be posted in the following manner:

(1) Posting the affected property on a sign form provided by the city.

(2) Posting at city hall.

(3) Except where otherwise specified in the Code of Ordinances, notifying ~~Notifying~~, by U.S. mail, all owners of real property adjacent to and within approximately five hundred (500) feet of the subject property based on the information contained in the property appraiser's or similar property database. In addition, all neighborhood homeowner's associations registered with the city and located within one-half-mile of the property shall likewise be provided notice by U.S. mail. Said mailing shall only be required for the initial public hearing and shall not be required for hearings that are continued to a date certain by the planning and zoning board or city commission.

(4) Posting on the city's website and social media platform.

The notice requirements set forth in subsections (1), (2), (3), and (4) above are hereby deemed to be courtesy notices. The failure to provide such courtesy notices shall not be a basis of appealing any decision made under this division.

(d) All public hearings under this division at which the city commission will render a final decision regarding site plans, rezonings, variances, conditional uses, waivers, certain limited administrative waivers, and administrative appeals shall be scheduled a minimum of fourteen (14) calendar days following the planning and zoning board's public hearing on the application, except in circumstances where the city commission determines that the planning and zoning board has not made a recommendation on an application within a reasonable period of time and considers an application without the planning and zoning board's recommendation.

(e) Public hearings initially noticed as required by this section and then continued by the planning and zoning board or city commission may be continued to a date certain without compliance with the minimum seven (7) and twenty (20) calendar day requirement.

(f) Applications regarding an existing single-family home shall be publicly noticed for at least seven (7) calendar days prior to any required planning and zoning board or city commission hearing, and shall not require posting of the affected property.

*** * ***

Sec. 20-29. Applications.

(a) The city manager or the city manager's designee is hereby authorized to prepare applications in furtherance of this division. At a minimum, applications for conceptual plan review shall require payment of an applicable application fee adopted by the city commission. Applications for non-binding conceptual plan review shall contain the information required by subparagraphs (1) through (6), site layout and building elevation designs in schematic or sketch form, and such other preliminary information deemed

necessary by the applicant or city staff to describe the development concept and the potential on- and off-site impacts of the proposed development. Additionally, all applications for site plans, rezonings, variances, conditional uses, waivers, and binding development agreements including binding conceptual plan approval, shall be accompanied by the applicable application fee adopted by the city commission and shall contain the following information which shall be considered by the city when evaluating the applicable review criteria:

(1) A general description of the relief sought under this division.

(2) A brief explanation, with applicable supporting competent substantial evidence and documents, as to why the application satisfies the relevant criteria set forth in this division.

(3) The name(s) of the owner(s) of the particular real property.

(4) If the applicant is other than all of the owners of the particular property, written consent signed by all owners of the particular real property shall be attached.

(5) The legal description of the particular real property, accompanied by a certified survey or that portion of the map maintained by the Seminole County Property Appraiser reflecting the boundaries of the particular real property.

(6) The current and future land use and the zoning designations on the real property.

(7) For all new commercial development, new residential subdivisions of ten (10) or more lots, <u>new multi-family residential development,</u> conditional uses, waiver, variance, existing commercial buildings being altered by fifty (50) percent or greater of the original floor area or seating capacity and requiring a modified site plan, or development agreements processed under section 20-28.1 of the City Code, or as otherwise deemed applicable by the city to relevantly and competently examine an application for compliance with the City Code and the effect and impact the proposed use will have on neighborhood and surrounding properties, applicants shall be required to submit with the application the following information except as provided by subsection (11):

   a. A current up-to-date tree survey and tree preservation and landscape plan;

   b. A site plan, drawn to scale, which shall indicate:

      1. Building elevations illustrating all side of structures, floor plans, locations and orientations, and landscape areas;

      2. Ingress and egress, emergency access, parking locations and number of spaces, sidewalks and pedestrian and vehicle circulation within the site;

      3. If applicable, stacking/queuing of vehicles, drop off zones, truck/delivery areas, bike rack locations, and connections to adjacent properties;

      4. Paved surfaces, materials and location(s);

      5. Site location diagram and legal description;

      6. Signage;

      7. Wetland and floodplain boundaries;

8. Screening, buffering and lighting plans; and

9. Such other relevant information regarding the proposed site.

c. A parking analysis, prepared by a duly qualified expert, justifying the proposed parking solution;

d. An economic fiscal impact report, prepared by a duly qualified expert, in compliance with the requirements set forth in the city's comprehensive plan and Code, if applicable and required by the city;

e. A traffic study and analysis, prepared by a duly qualified expert, regarding both the estimated impact of the proposed project on the neighborhood and surrounding properties and the established level of service on affected roads;

f. A stormwater management plan;

g. A noise study to analyze current and proposed noise levels as well as methods of sound attenuation, if applicable and required by the city.

(8) If a residential development is proposed, a school concurrency letter from the school district, if applicable, and the proximity and transportation routes of the proposed development to the elementary, middle and high schools assigned by the school district.

(9) If the proposed development has the potential to discharge noxious odors or pollutants, an odor or pollution study, prepared by a duly qualified expert, regarding the proposed project's estimated odor or pollutant impact on the neighborhood, surrounding properties and the environment.

(10) Other reasonable supporting documents to indicate intentions and/or any other items reasonably required by the city to determine whether or not the proposed development is in compliance with the city's comprehensive plan and Code.

(11) The application requirements set forth in subsection (7) shall only apply to existing single-family homes, conditional uses, waivers, ~~and~~ variances, and new multi-family residential development of ten (10) units or less if the city determines that such information is necessary for the city to relevantly and competently evaluate an application for compliance with the City Code and the effect and impact the proposed application will have on neighborhood and surrounding properties using applicable review criteria.

(12) Application requirements for administrative appeals are governed by section 20-35 of the City Code.

(b) Incomplete applications will not be processed and presented to the planning and zoning board and city commission, or if inadvertently presented to said board and city commission, the board and city commission may require the applicant to complete the application if deemed necessary before proceeding with final review of the application. Applicants will be provided written notice of incomplete applications and be afforded a reasonable opportunity to sufficiently complete an application before an incomplete application is deemed rejected and returned by the city staff. If an application is deemed incomplete and the applicant fails to complete it within ninety (90) days of written notice from the city, the city shall have the

right, by providing written notice to the applicant, to deem the application withdrawn by the applicant. Extensions of time may be granted by the city for good cause shown. Applications deemed withdrawn shall not be processed and the application fee shall be deemed forfeited. Withdrawn applications may be refiled in complete form and payment of the applicable application fee.

(c) All site plans, rezonings, variances, conditional uses, waivers, limited administrative waivers, and appeals approved herein shall be binding on the use of the property. As a condition of approval by the city commission, all development projects requiring a community workshop pursuant to section 20-29.1 of the City Code, shall be required to be memorialized in a binding development agreement which shall be executed by the city and property owner. If the applicant is a developer, the developer shall be required to execute the binding development agreement subject to closing and acquiring the property. The agreement shall be recorded against the property so that the terms and conditions of approval related to the development project or conditional use shall run with the land.

Sec. 20-29.1. Community workshop requirements.

(a) For all new commercial development, new residential subdivisions of ten (10) or more lots, conditional uses (except for accessory dwelling units), existing commercial buildings being altered by fifty (50) percent or greater of the original floor area or seating capacity and requiring a modified site plan, or development agreements processed under section 20-28.1 of the City Code, the applicant shall be responsible for conducting a community workshop to inform neighboring property owners of the proposed application and answer questions relevant to the proposed application. At a minimum, preliminary demonstrative concept plans, development schedules, and specifications of the proposed development project such as land uses, size and height of buildings, intensity and density, new roads, and other primary features and amenities shall be presented to the public. The workshop shall be held in a location identified by the applicant and approved by the city, which shall be generally near the subject property, and shall be held in a facility that is ADA compliant. At the applicant's expenses, the city shall provide notification by mail to all owners of property located within five hundred (500) feet of the subject property and to all neighborhood homeowner's associations registered with the city and located within one-half-mile of the property. ~~The city manager or designee shall provide mailing labels to the applicant.~~ The city shall mail these notices with proper postage at least twenty (20) calendar days before the workshop date~~, and provide proof of same to the city manager or designee~~. The city shall also publish notice on the city's website and social media platform at least twenty (20) calendar days before the date of the workshop. The community workshop shall take place at least thirty (30) days prior to the application being presented to the planning and zoning board for review.

(b) The workshop date and time shall be scheduled in coordination with the city and shall start between 6:00 p.m. and 8:00 p.m. on a weekday or with the approval of the city manager or designee between 9:00 a.m. and 5:00 p.m. on a weekend. All required workshops shall be held after the submittal of the application warranting the community workshop but at least thirty (30) days prior to the application being presented to the planning and zoning board for review. ~~prior to submittal of the application with the exception that applications~~ Applications for a non-binding and preliminary review, without a development agreement,

under section 20-28.1 shall not require a workshop. The applicant shall be required to schedule an additional workshop if ~~the initial workshop has occurred more than six (6) months prior to submittal of the application, or~~ the applicant's initially proposed plans have substantially and materially changed from the initial workshop or the city commission determines that an additional workshop is required before making a final decision on any related application.

*** * ***

ARTICLE III. – ESTABLISHMENT OF DISTRICTS

DIVISION 12. – TOWN CENTER DISTRICT CODE

*** * ***

Sec. 20-325. Transect standards.

*** * ***

T3 (Suburban Zone)

(2) *Dimensional requirements.* Applications are subject to standard administrative provisions in section 20-321 of this Code.

Lot Design Guidelines	
Lot orientation	
Lot width	30 ft. min., 100 ft. max.
Lot depth	50 ft. min., 175 ft. max.
Lot coverage (building footprint)	60% max.~~, or 4,000 sf. max. footprint~~
~~Principle~~ Principal building setbacks ~~(from property line)~~	
Front	10 ft. min. ~~(from front property line)~~
Rear	3 ft. min. ~~(from rear property line)~~ 6 ft. max.
Side***	0 ft. or 3 ft. min. ~~(from side property line)~~
Frontage buildout*	40% minimum at setback
Accessory building setbacks	
Front	20 ft. min. + building setback ~~(from front property line)~~
Rear	3 ft. min. ~~(from rear property line)~~
Side	0 ft. or 3 ft. min. ~~(from side property line)~~
Building height****	
~~Principle~~ Principal	3 stories max~~— 1 story minimum~~**
Accessory	2 stories maximum
Private frontages	
Common yard	Permitted
Porch & fence	Permitted
Terrace/light court	Prohibited

Forecourt	Prohibited
Stoop	Prohibited
Shopfront, awning & balcony	Permitted
Gallery	Prohibited
Arcade/~~colonade~~ colonnade	Permitted

* Irregularly shaped lots may vary from the frontage buildout standard upon recommendation of the Development Review Committee (DRC).

** There shall be a one-foot minimum raised first floor height above the sidewalk for residential uses.

***Side setbacks may be zero (0) feet for townhome lots. All other lot types shall maintain a three-foot side setback.

****Height is generally limited by the number of stories, not the overall height, in order to provide for a variety of building heights. Buildings shall have no more than 16-foot floor to floor heights.

*** * ***

T4 (General Urban Zone)

(2) *Dimensional requirements.* Applications are subject to standard administrative provisions in section 20-321 of this Code.

Lot Design Guidelines	
Lot orientation	
Lot width	18 ft. min., 90 ft. max.
Lot depth	50 ft. min., 150 ft. max.
Lot coverage	70% max
~~Principle~~ Principal building setbacks ~~(from property line)~~	
Front	4 ft. min.—18 ft. max ~~(from front property line)~~
Rear	3 ft. min. ~~(from rear property line)~~
Side	0 ft. or 3 ft. min. ~~(from side property line)~~
Frontage buildout (building footprint)	60% minimum at setback
Accessory building setbacks	
Front	20 ft. min. + building setback ~~(from front property line)~~
Rear	3 ft. min. ~~(from rear property line)~~
Side	0 ft. or 3 ft. min. ~~(from side property line)~~*
Building height***	
~~Principle~~ Principal	2 stories min., 4 max.**
Accessory	2 stories max.

Private frontages	
Common yard	Permitted
Porch and fence	Permitted
Terrace/light court	Permitted
Forecourt	Permitted
Stoop	Permitted
Shopfront, awning and balcony	Permitted
Gallery	Permitted
Arcade/~~colonade~~ colonnade	Permitted

* Side setbacks may be zero (0) feet for large mixed-use building lot, mixed-use building lot, small mixed-use building lot, townhome lot, and apartment building lot. All other lot types shall maintain a three-foot side setback.

** First floor height (finished floor) shall be a minimum of twenty-four (24) inches above sidewalk grade for residential uses.

***Height is generally limited by the number of stories, not the overall height, in order to provide for a variety of building heights. Buildings shall have no more than 16-foot floor to floor heights, except that first floors may be up to 20 feet.

*** * ***

T5 (Urban Center Zone)

(2) *Dimensional requirements.* Applications are subject to standard administrative provisions in section 20-321 of this Code.

Lot Design Guidelines	
Lot orientation	
Lot width	18 ft. min., 180 ft. max.
Lot depth	30 ft. min., 160 ft. max.
Lot coverage	100% max.
~~Principle~~ Principal building setbacks ~~(from property line)~~	
Front/~~principle~~ principal plane	25 ft. 50 ft. max ~~(from front property line)~~. The minimum required front setback shall be the average of the front setback of the two developed lots abutting each side of the property. When one or more of the abutting lots is vacant, the next developed lot on the same block shall be used. When there is only one abutting lot on the same block face, it shall be used in this calculation.
Rear	15 ft. minimum ~~(from rear property line)~~

Side	5 ft. min, 100 ft. max. ~~(from side property line)~~
Frontage buildout	20% min. (at front setback)
Accessory building setbacks	
Front	20 ft. min. + building setback ~~(from front property line)~~
Rear	15 ft. min. ~~(from rear property line)~~
Side	5 ft. min. ~~(from side property line)~~
Building height__**__	
~~Principle~~ Principal	2 stories min., 5 stories max.*
Accessory	2 stories min.
Private frontages	
Common yard	Prohibited
Porch and fence	Permitted
Terrace/light court	Permitted
Forecourt	Permitted
Stoop	Permitted
Shopfront, awning and balcony	Permitted
Gallery/arcade/colonade	Permitted

* First floor height (finished floor) shall be a minimum of twenty-four (24) inches above sidewalk grade for residential uses.

** Height is generally limited by the number of stories, not the overall height, in order to provide for a variety of building heights. Buildings shall have no more than 16-foot floor to floor heights, except that first floors may be up to 20 feet.

*** * ***

ARTICLE V. – SUPPLEMENTAL DISTRICT REGULATIONS

DIVISION 1. – GENERALLY

*** * ***

Sec. 20-413. Animals.

No one shall keep the following animals in R-1, R-1A and R-1AA residential zone areas: Horses, cows, pigs, chickens, geese, goats or any other fowl or livestock~~, other than household pets~~.

*** * ***

DIVISION 2. – MOTOR VEHICLES

Sec. 20-431. Parking, storage or maintenance of certain vehicles prohibited in residentially zoned districts.

In order to protect and promote the public health, safety and welfare, and among other purposes, to provide light, safety from fire, safety from other damages and to protect property owners from certain general nuisances associated with the unregulated parking, storage or maintenance of certain vehicles, the parking, storage or maintenance of certain vehicles as herein specified in the areas herein specified are prohibited except as herein provided:

*** * ***

(3) *Definitions.* As used in this section, the following words are to be interpreted as having their commonly accepted meanings as well as the following specific definitions. If the two (2) definitions are in conflict, the definition provided herein is to prevail:

*** * ***

i. *Residentially zoned districts.* Any residential district as identified in Chapter 20, Article III ~~sections 20-101, 20-121, 20-141, 20-161, 20-181, and 20-206~~. Such districts to include but not be limited to: ~~R-U~~, R-1AAA, R-C1, R-1AA, R-1A, R-1 and R-3.

*** * ***

ARTICLE VI. – S.R. 434 CORRIDOR OVERLAY DISTRICT

*** * ***

DIVISION 2. – GENERAL DESIGN STANDARDS FOR NEW DEVELOPMENT AREA

*** * ***

Sec. 20-464. Building height.

Proposed buildings greater that three (3) stories in height shall require conditional use review and permit. However, no building shall exceed five (5) stories in height. For the purpose of these design standards, building height shall be measured from ground level to the highest point of the coping of a flat roof or the mean height level between eaves and ridge for gable, hip or gambrel roofs. Cupolas, spires, domes, pinnacles, chimneys, penthouses and similar architectural features may be erected to a height greater than any limit prescribed in this Code provided, each feature does not exceed six hundred (600) square feet in area and does not extend more than thirty (30) feet above the designated height limit. Building height is measured as the vertical distance from the lowest point on the tallest side of the structure to the top of the cornice, eave or similar architectural feature. Subject to aesthetic review approval, buildings greater than three (3) stories must have a building step-back consisting of an architectural design element that is applied to each story above three (3) stories of the development. A step back requires that any portion of a building above three (3) stories is further pushed-in towards the center of the property for purposes of reducing the scale of the building and enhancing its aesthetic character

while exposing and emphasizing the ground-level elements of a structure, increasing views of surroundings areas, and increasing solar and wind pass through. A step back required under this section shall be no less than five (5) feet in depth.

*** * ***

Sec. 20-468. Large footprint buildings.

Buildings with a footprint greater than twenty thousand (20,000) square feet should be built with the following special limitations:

(a) Where practical, buildings shall include doors and windows facing the right-of-way and shall also incorporate unique fenestration and architectural elements to create a more aesthetically pleasing façade and to prevent large blank walls. ~~should have the appearance of being wrapped in a liner of smaller buildings with doors and windows facing the right-of-way or parking area.~~ This will be a primary consideration for staff as aesthetic review for buildings are considered pursuant to Chapter 9, Article XII of this Code.

(b) To encourage use by pedestrians and decrease the need for solely auto-oriented patronage, large-footprint buildings must provide a connected system of walkable street frontages to adjacent buildings and outparcels.

(c) Where possible, loading docks, service areas and trash disposal facilities shall not face rights-of-way or residential areas. Where it is not possible to meet this requirement, adequate buffering/screening shall be provided.

*** * ***

Section 3. Repeal of Prior Inconsistent Ordinances and Resolutions. All prior inconsistent ordinances and resolutions adopted by the City Commission, or parts or ordinances and resolutions in conflict herewith, are hereby repealed to the extent of the conflict.

Section 4. Incorporation into Code. This Ordinance shall be incorporated into the Winter Springs City Code and any section or paragraph, number or letter, and any heading may be changed or modified as necessary to effectuate the foregoing. Grammatical, typographical, and like errors may be corrected and additions, alterations, and omissions, not affecting the construction or meaning of this ordinance and the City Code may be freely made.

Section 5. Severability. If any section, subsection, sentence, clause, phrase, word, or provision of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, whether for substantive, procedural, or any other reason, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 6. Effective Date. This Ordinance shall become effective upon adoption by the City Commission of the City of Winter Springs, Florida, and pursuant to City Charter.

ADOPTED by the City Commission of the City of Winter Springs, Florida, in a regular meeting assembled on the _____ day of_____, 2024.

_____
Kevin McCann, Mayor

ATTEST:

_____
Christian Gowan, City Clerk

APPROVED AS TO LEGAL FORM AND SUFFICIENCY FOR THE CITY OF WINTER SPRINGS ONLY:

_____
Anthony A. Garganese, City Attorney

Legal Ad:
First Reading:
Legal Ad:
Second Reading:

Public Hearing Notices

NOTICE OF PUBLIC HEARING CITY OF WINTER SPRINGS NOTICE IS HEREBY GIVEN THAT THE CITY COMMISSION PROPOSE TO CONSIDER THE FOLLOWING: ORDINANCE NO. 2024-08

ORDINANCE NO. 2024-08 AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF WINTER SPRINGS, FLORIDA; AMENDING CHAPTER 20, ZONING, OF THE CITY OF WINTER SPRINGS CODE OF ORDINANCES TO MODIFY AND ADD NEW DEFINITIONS; MODIFY LAND USE PROCEDURES RELATED TO NOTICING, APPLICATIONS REQUIREMENTS, AND COMMUNITY WORKSHOPS; ADJUST THE TRANSECT STANDARDS WITHIN THE TOWN CENTER DISTRICT; CLARIFY ANIMALS THAT MAY BE KEPT IN CERTAIN RESIDENTIAL ZONING DISTRICTS; CLARIFY THE REQUIREMENTS FOR NEW BUILDINGS WITHIN THE SR 434 CORRIDOR OVERLAY DISTRICT; CORRECTING SCRIVENERS ERRORS; PROVIDING FOR THE REPEAL OF PRIOR INCONSISTENT ORDINANCES AND RESOLUTIONS; INCORPORATION INTO THE CODE; SEVERABILITY AND AN EFFECTIVE DATE.

CITY COMMISSION FIRST READING PUBLIC HEARING WILL BE HELD ON MONDAY, AUGUST 12, 2024 AT 6:30 P.M. OR SOON THEREAFTER IN THE COMMISSION CHAMBERS LOCATED AT WINTER SPRINGS CITY HALL 1126 EAST STATE ROAD 434 WINTER SPRINGS, FLORIDA

CITY COMMISSION SECOND READING/ADOPTION PUBLIC HEARING WILL BE HELD ON MONDAY, AUGUST 26, 2024 AT 6:30 P.M. OR SOON THEREAFTER IN THE COMMISSION CHAMBERS LOCATED AT WINTER SPRINGS CITY HALL 1126 EAST STATE ROAD 434 WINTER SPRINGS, FLORIDA

THE CITY COMMISSION RESERVES THE RIGHT TO POSTPONE OR CONTINUE THE PUBLIC HEARING ON THIS ORDINANCE AT THIS MEETING WITHOUT FURTHER NOTICE.

The proposed ordinance may be obtained by interested parties between 8 a.m. and 5 p.m., Monday through Friday, from the office of the City Clerk, located at 1126 E. SR 434, Winter Springs, Florida. For more information, call (407) 327-1800 #237. Persons with disabilities needing assistance to participate in any of these proceedings should contact the Employee Relations Department Coordinator, 48 hours in advance of the meeting at (407) 327-1800, #236. This is a public hearing. Interested parties are advised that they may appear at the meeting and be heard with respect to the proposed ordinance. If you decide to appeal any recommendation or decision made by the City Commission with respect to any matter considered at this meeting, you will need a record of the proceedings, and for such purposes, you may need to ensure that a verbatim record of the proceedings is made upon which the appeal is based.

8/05/2024 7661917

REGULAR AGENDA ITEM 500

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

Discussion on City Manager Candidates

SUMMARY

Timeline of City Manager Search/Selection Process

- February 27, 2023: The Commission accepted the retirement of City Manager Shawn Boyle and appointed Phil Hursh to serve as the Interim City Manager. Commission further directed Staff to bring back an item related to the procurement of a City Manager and options for a national search.
- May 22, 2023: The City Commission approved $66,000 for third party recruitment, interviews, and background checks and authorized the Interim City Manager and City Attorney to prepare and execute any contracts consistent with the agenda item.
- June 5, 2023: Letter of Engagement executed between the City of Winter Springs and Korn Ferry to conduct the search for the next City Manager. (Attached)
- August 14, 2023: Discussion on City Manager selection process, Commission agreed applications should be open until September 29, 2023.
- September 11, 2023: City Commission reviewed a draft interview matrix provided by Korn Ferry and amended the list to a final product of 19 questions.
- September 25, 2023: City Commission adopted the interview questions and further agreed that candidates would be invited to one of two scheduled Workshop meetings. Furthermore, the Commission agreed to schedule a Special Meeting for October 30, 2023 to discuss candidates and next steps.
- September 29, 2023: Application Deadline for City Manager candidates.
- October 17, 2023: City Manager Candidate Interviews held via Zoom.
- October 21, 2023: City Manager Candidate Interviews held via Zoom.
- October 30, 2023: Upon review of tallied scores, the Commission voted 4-1 to approve the top two candidates, Mr. Dale Dougherty and Mr. Christopher Miller, to be brought down for in-person interviews.
- October 31, 2023: Dale Dougherty removes his name from consideration.
- November 16, 2023: City Commission agreed to draft itinerary provided by Korn Ferry for in-person interview.
- November 20, 2023: In-person meetings with Mr. Christopher Miller.
- December 11, 2023: The Commission voted 3-2 on the motion to hire Christopher Miller as City Manager, falling short of the four (4) votes required by the City Charter.
- January 8, 2024: The Commission voted 3-2 to terminate the agreement with Korn Ferry and directed Staff to reach out to four search firms (Torch Group,

Slavin Management Consultants, S Renee Narloch & Associates, and Baker Tilly US LLP) and present further information at the next scheduled Commission Meeting.

- January 22, 2024: City Commission directed Staff to prepare a Request for Proposal for Executive Search Firms
    - January 27, 2024: RFP 01-24-01 WS Executive Search Service released to the market with March 1, 2024 due date
- March 11, 2024: City Commission reviewed and scored the four (4) proposals submitted in response to RFP 01-24-01 WS Executive Search Service from ActOne, Netsynk, Inc., S. Renee Narloch & Associates, and Slavin Management Consultants. Scores were finalized and submitted to the City Clerk
- March 25, 2024: The City Commission voted 5-0 to award RFP 01-24-01 WS Executive Search Service to Slavin Management Consultants.
- April 8, 2024: Mr. Bob Slavin appeared via Zoom to answer questions and the City Commission vote 5-0 to approve the Search Services Agreement with Slavin Management Consultants.
- June 10, 2024: Mr. Slavin appeared remotely before the Commission and discussed the recruitment profile, noted a first review date of applications on July 19, 2024.
- August 26, 2024: Commission scheduled to conduct three interviews with candidates

This agenda item is an opportunity to discuss the current status of the search and provide further direction to Mr. Slavin and City Staff.

FUNDING SOURCE

RECOMMENDATION

N/A

REGULAR AGENDA ITEM 501

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

Appointment Opportunities for City Boards and Committees

SUMMARY

The City Clerk Department wishes to inform the City Commission of the following vacancies:

Per Section 2-41(e) of the City Code*, *"If any commissioner fails to appoint a member within thirty (30) days after a vacancy occurs or a term expires, that seat shall be filled by a majority vote of the commission."

CURRENT VACANCIES:

- **Planning & Zoning Board/LPA**
  - Seat Five: Term Expires July 31, 2028
- **Tuscawilla Lighting and Beautification District Advisory Committee**
  - Seat Two: Term Expires July 31, 2028
  - Seat Four: Term Expires July 31, 2028
- **Veteran and Veteran Families Advisory Committee**
  - At-Large Appointment

FUNDING SOURCE

N/A

RECOMMENDATION

Staff recommends the City Commission make any appointments they deem pertinent.

2024-2025 FLC LEGISLATIVE POLICY PROCESS

The Florida League of Cities' (FLC's) Charter and Bylaws specify that the League shall engage only on legislation that pertains directly to "municipal affairs." "Municipal affairs" refers to issues that directly pertain to the governmental, corporate and proprietary powers to conduct municipal government, perform municipal functions, render municipal services, and raise and expend revenues. Protecting Florida's cities from egregious, far-reaching attacks on Home Rule powers will always be the top priority.

Each year, municipal officials from across the state volunteer to serve on the League's legislative policy committees. Appointments are a one-year commitment and involve developing the League's Legislative Platform. The Legislative Platform addresses priority issues of statewide interest that are most likely to affect daily municipal governance and local decision-making during the upcoming legislative session.

Policy committee members also help League staff understand the real-world implications of proposed legislation, and they are asked to serve as advocates throughout the year. To get a broad spectrum of ideas and to better understand the impact of League policy proposals on rural, suburban and urban cities of all sizes, it is ideal that each of Florida's cities be represented on one or more of the legislative policy committees.

There are currently five standing legislative policy committees:

DEVELOPMENT, CODE COMPLIANCE, AND REDEVELOPMENT COMMITTEE: This committee addresses development, redevelopment, housing, community planning, zoning, eminent domain, property rights, short-term rentals, code enforcement, building and fire code, building permitting, and concurrency management.

FINANCE AND TAXATION COMMITTEE: This committee addresses general finance and tax issues, fees, assessments, infrastructure funding, local option revenues, pension issues, revenue sharing, franchise fees, Communications Services Tax (CST), and ad valorem.

INTERGOVERNMENTAL RELATIONS, MOBILITY, AND EMERGENCY MANAGEMENT COMMITTEE: This committee addresses transportation, municipal roads, traffic safety, municipal airports, drones, vertiports, ports, telecommunications, broadband, use of public rights-of-way, parking, signage, emergency management, homelessness, charter counties, annexation, ethics for public officers and employees, elections, special districts, and general preemptions.

FLC FLORIDA LEAGUE OF CITIES | LOCAL VOICES MAKING LOCAL CHOICES

MUNICIPAL OPERATIONS COMMITTEE: This committee addresses government operations, municipal service delivery, cybersecurity, technology, public safety, public meetings, public records, public property use and management, procurement, personnel, insurance, collective bargaining, workers' compensation, liability, and sovereign immunity.

UTILITIES, NATURAL RESOURCES, AND PUBLIC WORKS COMMITTEE: This committee addresses coastal management, environmental permitting, hazardous and toxic wastes, recycling, solid waste collection and disposal, stormwater, wastewater treatment and reuse, water management, water quality and quantity, resiliency, brownfields, and municipal utilities.

Due to Sunshine Law issues, only one elected official per city can be represented on a legislative policy committee, but a city could have an elected and a non-elected city official on each of the five policy committees. Appointments are made by the League president based upon a city official's support and advocacy of the Legislative Platform and participation at meetings, Legislative Action Days and other legislative-related activities.

The Florida Legislature convenes the 2025 Legislative Session on March 4. The League's legislative policy committee meetings commence in October 2024 and meet three times. No new issues will be considered by a legislative policy committee after the second committee meeting. At the last meeting, each of the five policy committees adopts ONE legislative priority. In addition, a legislative policy committee may, but is not required to, recommend ONE policy position related to other relevant issues. The policy position must satisfy the same criteria for legislative priorities. Priority and policy position statements are capped at 75 words. Recommended legislative priorities and policy positions will be considered by the Legislative Committee. If favorably considered by the Legislative Committee, they will be considered by the general membership. If adopted by the general membership, the policy priorities and policy positions may be published as the League's Legislative Platform and communicated to legislators and others, as appropriate.

The Legislative Committee is composed of:

- Each legislative policy committee chair and the chairs of the other standing committees
- The president of each local and regional league
- The presidents of several other municipal associations
- Chairs of the municipal trust boards
- Several at-large members appointed by the League president.

2024 Legislative Policy Committee Meeting Dates

- October 4, 2024, 10:00 a.m. to 2:00 p.m. at the Hilton Orlando, 6001 Destination Parkway, Orlando, FL 32819.
- November 8, 2024, 10:00 a.m. to 2:00 p.m. at the Hilton Orlando, 6001 Destination Parkway, Orlando, FL 32819.
- December 5, 2024, during the FLC Legislative Conference at the Hilton Orlando, 6001 Destination Parkway, Orlando, FL 32819.

If you are interested in serving or learning more, please contact Mary Edenfield at 850.701.3624 or *medenfield@flcities.com*.

What is an FLC legislative policy committee?

- Policy committees help set the Legislative Platform for the Florida League of Cities (FLC) and Florida's municipalities in advance of the next legislative session.
- The five policy committees include the Development, Code Compliance, and Redevelopment Committee; Finance and Taxation Committee; Intergovernmental Relations, Mobility, and Emergency Management Committee; Municipal Operations Committee; and Utilities, Natural Resources, and Public Works Committee.
- Committees are made up of municipal officials from across the state.

Have there been any changes to the legislative policy committees this year?

- Yes! The League shifted some issues among committees to better match each committee's scope. Also, the names of four committees were changed to better represent their focus.
- Before signing up for a committee, carefully review each of the committee descriptions found in the *2024-2025 FLC Legislative Policy Committee Process* document.

When and how do I sign up for a policy committee?

- Sign-up opens in June each year.
- To sign up, contact Mary Edenfield at *medenfield@flcities.com* for the sign-up link or go to *flcities.com*.
- The FLC President makes the committee appointments, and appointments are announced in August after the FLC Annual Conference.

Can I serve on more than one policy committee?

- No. All committees meet simultaneously.

When are the meetings, and is there a virtual option?

- Committee meetings take place in person in Orlando in October, November, and December during the FLC Legislative Conference.
- There is no virtual meeting option; meetings are in person.

How do I submit a policy issue for a committee to consider?

- If you want a committee to consider an issue as a League priority, contact the committee staff person before the October or November policy committee meeting.
    - **David Cruz**, FLC Legislative Counsel, staffs the Development, Code Compliance, and Redevelopment Committee.
    - **Charles Chapman**, Legislative Consultant, staffs the Finance and Taxation Committee.
    - **Jeff Branch**, FLC Senior Legislative Advocate, staffs the Intergovernmental Relations, Mobility, and Emergency Management Committee.
    - **Sam Wagoner**, FLC Legislative Advocate, staffs the Municipal Operations Committee.
    - **Rebecca O'Hara**, FLC Deputy General Counsel, staffs the Utilities, Natural Resources, and Public Works Committee.
- No new issues can be presented after the November meeting.

What can I expect at each meeting?

- First meeting in October: Discussions begin regarding potential priorities and policy positions.
- Second meeting in November: Discussions continue, and the committee may narrow down the list of considerations.
- Final meeting in December: The committee votes on one priority and one optional policy position, finalizing the text for the priority/policy position statements.

When will I get the meeting agenda?

- Meeting packets containing the agenda and related materials will be emailed to committee members one week before the meeting.
- You should bring a printed copy or your device to the meeting.
- Meeting packets are also available on *flcities.com* under the Advocacy tab.

Does FLC cover any meeting expenses?

- The League provides breakfast and lunch on the meeting date.

FLC FLORIDA LEAGUE OF CITIES | LOCAL VOICES MAKING LOCAL CHOICES

REGULAR AGENDA ITEM 502

CITY COMMISSION AGENDA | AUGUST 26, 2024 REGULAR MEETING

TITLE

New Business

SUMMARY

Pursuant to Sec 2-27 (c)(2) of the City Code, "Unless otherwise determined by the city commission, each regular agenda shall have a new business section, in the order on the agenda approved by the city commission, which allows the mayor, any city commissioner, city manager or city attorney an opportunity to raise, if necessary, new issues not on the agenda that require discussion and potential future direction by the city commission. The new business section shall not be used to present items requiring prior public notice or hearing, for reports allowed under subsection (m), or be used as a substitute for timely placing items on the agenda prior to the agenda packet being distributed or as an add-on item as required by subsection (b). The city commission will not take final action on any new business item that is considered a major initiative and/or initiative that would ordinarily require significant city staff research. Persons introducing new business items are encouraged to provide background information regarding the item prior to or at the meeting in the same manner as permitted for reports under subsection (m)(4)."

FUNDING SOURCE

RECOMMENDATION

Staff recommends the Mayor and Commission bring forward any new business they wish to have placed on a future agenda.