



AGENDA
CITY COMMISSION
CITY HALL COMMISSION CHAMBERS
300 W. Plant Street

REGULAR MEETING

February 26, 2015

6:30 p.m.

CALL TO ORDER

Determination of a Quorum

Moment of Silence and Pledge of Allegiance

1. **APPROVAL OF MINUTES**

Regular Meeting of February 12, 2015

2. **SECOND READING AND PUBLIC HEARING OF PROPOSED ORDINANCE**

A. **Ordinance 15-21:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 6 OF THE WINTER GARDEN CITY CODE; PROVIDING FOR THE DEFINITION OF PACKAGE SALE VENDOR; PROVIDING FOR PACKAGE SALE VENDOR DISTANCE REQUIREMENTS AND RESTRICTIONS; PROVIDING FOR METHOD OF MEASUREMENT OF DISTANCES; PROVIDING FOR EXEMPTIONS IN CERTAIN CIRCUMSTANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE – City Attorney Ardaman

3. **REGULAR BUSINESS**

- A. Recommendation to approve request for qualification rankings and awarding the Annual Construction Services Contract to Hudson Site Construction, LLC; Dale Beasley Construction, Company; and T. D. Thomson Construction, Company – Assistant City Manager-Public Services Cochran
- B. Recommendation to approve request for qualification rankings and awarding Continuing Professional Engineering Services to Tetra Tech, Inc., Wantman Group, Inc., Reiss Engineering, Inc., and Neel-Schaffer, Inc. - Assistant City Manager-Public Services Cochran
- C. Recommendation to approve request for qualification rankings and awarding contract to Tetra Tech Engineering, Inc., for the design and permitting of the 1 MG potable water ground storage tank and the 2 MG reuse water ground storage tank - Assistant City Manager-Public Services Cochran
- D. Recommendation to approve final plat for Bradford Creek Phase II East subdivision – Community Development Director Williams
- E. **Resolution 15-01:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, DECLARING THE QUALIFYING RESULTS OF THE 2015 GENERAL ELECTION FOR DISTRICTS 2, 3 AND 4; AND THE CANDIDATES ELIGIBLE TO RUN FOR DISTRICT 4 TO BE HELD ON MARCH 10, 2015 – City Clerk Golden

4. **MATTERS FROM PUBLIC** (*Limited to 3 minutes per speaker*)
5. **MATTERS FROM CITY ATTORNEY** – Kurt Ardaman
6. **MATTERS FROM CITY MANAGER** – Mike Bollhoefer
7. **MATTERS FROM MAYOR AND COMMISSIONERS**

ADJOURN to a Regular Meeting on March 12, 2015 at 6:30 p.m. in City Hall Commission Chambers, 300 W. Plant Street, 1st floor

NOTICE: In accordance with Florida Statutes 286.0105, if any person decides to appeal any decision made by said body with respect to any matter considered at such meeting, he/she will need a record of the proceedings and, for that purpose, he/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. The City of Winter Garden does not prepare or provide such record.

Persons in attendance at the City Commission meeting are invited to stand during the moment of silence and Pledge of Allegiance. However, such invitation shall not be construed as a demand, order, or any other type of command. No person in attendance at the meeting shall be required to participate in or rise for any moment of silence that is offered or to rise for or recite the Pledge of Allegiance. You may remain seated within the City Commission Chambers or exit the City Commission Chambers and return upon completion of the moment of silence or Pledge of Allegiance if you do not wish to participate in or witness same in accordance with Resolution 14-05.

	Those needing assistance to participate in any of these proceedings should contact the City Clerk's Office at least 48 hours in advance of the meeting (407) 656-4111 x2254.		Help for the hearing impaired is available through the Assistive Listening System. Receivers can be obtained at the meeting from the Information Technology Department (407) 656-4111 x5455.
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CITY OF WINTER GARDEN

CITY COMMISSION REGULAR MEETING MINUTES

February 12, 2015

A **REGULAR MEETING** of the Winter Garden City Commission was called to order by Mayor Rees at 6:30 p.m. at City Hall, 300 West Plant Street, Winter Garden, Florida. A Moment of Silence and Pledge of Allegiance were given.

Present: Mayor John Rees, Commissioners Bob Buchanan, Kent Makin, and Robert Olszewski

Absent: Commissioner Colin Sharman

Also Present: City Manager Mike Bollhoefer, City Attorney Dan Langley, Assistant City Clerk Angee Grimmage, Assistant City Manager-Public Services Don Cochran, Community Development Director Ed Williams, Economic Development Director Tanja Gerhartz, Deputy Fire Chief Jose P. Gainza, Jr., Police Chief George Brennan, and Recreation Director Jay Conn

1. **APPROVAL OF MINUTES**

Motion by Commissioner Olszewski to approve the regular meeting minutes of January 22, 2015 as submitted. Seconded by Commissioner Buchanan and carried unanimously 4-0.

2. **FIRST READING AND PUBLIC HEARING OF PROPOSED ORDINANCES**

A. **Ordinance 15-19:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA REZONING APPROXIMATELY 0.26 ± ACRES LOCATED AT 30 WEST SMITH STREET AT THE SOUTHWEST CORNER OF SOUTH BOYD STREET AND WEST SMITH STREET FROM CITY R-2 RESIDENTIAL DISTRICT TO CITY R-NC RESIDENTIAL-NEIGHBORHOOD COMMERCIAL DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

B. **Ordinance 15-20:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA AMENDING THE FUTURE LAND USE MAP OF THE WINTER GARDEN COMPREHENSIVE PLAN BY CHANGING THE LAND USE DESIGNATION OF REAL PROPERTY GENERALLY DESCRIBED AS 0.26 ± ACRES LOCATED AT 30 WEST SMITH STREET AT THE SOUTHWEST CORNER OF SOUTH BOYD STREET AND WEST SMITH STREET FROM CITY LOW DENSITY RESIDENTIAL TO CITY RESIDENTIAL-NEIGHBORHOOD COMMERCIAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

Items 2.A and 2.B were pulled with no discussion.

C. **Ordinance 15-21:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 6 OF THE WINTER GARDEN CITY CODE; PROVIDING FOR THE DEFINITION OF PACKAGE SALE VENDOR; PROVIDING

FOR PACKAGE SALE VENDOR DISTANCE REQUIREMENTS AND RESTRICTIONS; PROVIDING FOR METHOD OF MEASUREMENT OF DISTANCES; PROVIDING FOR EXEMPTIONS IN CERTAIN CIRCUMSTANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

City Attorney Langley read Ordinance 15-21 by title only and stated that this item will create a separation between stores that are located within and outside the boundaries of the City of Winter Garden. This will effectively restrict the number of package sale vendors that can be located in the City. He stated that this ordinance is similar to that of Orange County and has been legally defended and upheld in court. The only major difference is that this will not only apply to package stores within the City's jurisdiction but those that are on the outskirts of the City. There is also language in this ordinance that allows existing package sale vendors to remain as legally conforming uses. This ordinance would not affect the livelihood of existing businesses.

Commissioner Makin asked if there was a package store in the county and someone wished to open one in the City, would it still be held within the proposed measure. Mr. Langley responded that is correct. Commissioner Makin asked if the City's limit was within the allowed measurement and the county wished to allow a package sale vendor, could it potentially still be along that County line. Mr. Langley responded yes, we cannot dictate what the county may do.

There was discussion that the County does not measure package sale vendors within City limits. The county does have a 5,000 foot rule, measured internally and to some extent prohibits some package sale vendors from locations close to the City. This would depend on the location of other vendors in the unincorporated areas.

Commissioner Olszewski clarified that this ordinance does not impact any current business, but applies to future businesses. Mr. Langley shared that a provision in Section 4 was specifically included that makes all existing package sale vendors legally conforming to this requirement. They will not be shut down by this ordinance.

Mayor Rees opened the public hearing; hearing and seeing none, he closed the public hearing.

Motion by Commissioner Buchanan to approve Ordinance 15-21 with the second reading and public hearing being schedule for February 26, 2015. Seconded by Commissioner Olszewski and carried unanimously 4-0.

3. **SECOND READING AND PUBLIC HEARING OF PROPOSED ORDINANCES**

- A. **Ordinance 15-01:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA PROVIDING FOR THE ANNEXATION OF CERTAIN ADDITIONAL LANDS GENERALLY DESCRIBED AS APPROXIMATELY 11.1 ± ACRES LOCATED AT 1205 EAST FULLERS CROSS ROAD ON THE NORTH SIDE OF EAST FULLERS CROSS ROAD, EAST OF NORTH WEST CROWN POINT ROAD

AND WEST OF EAST CROWN POINT ROAD INTO THE CITY OF WINTER GARDEN FLORIDA; REDEFINING THE CITY BOUNDARIES TO GIVE THE CITY JURISDICTION OVER SAID PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

- B. **Ordinance 15-02:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA AMENDING THE FUTURE LAND USE MAP OF THE WINTER GARDEN COMPREHENSIVE PLAN BY CHANGING THE LAND USE DESIGNATION OF REAL PROPERTY GENERALLY DESCRIBED AS 11.1 ± ACRES LOCATED AT 1205 EAST FULLERS CROSS ROAD ON THE NORTH SIDE OF EAST FULLERS CROSS ROAD, EAST OF NORTH WEST CROWN POINT ROAD AND WEST OF EAST CROWN POINT ROAD FROM ORANGE COUNTY PLANNED DEVELOPMENT – LOW DENSITY RESIDENTIAL TO CITY LOW DENSITY RESIDENTIAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE
- C. **Ordinance 15-03:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA REZONING APPROXIMATELY 11.1 ± ACRES LOCATED AT 1205 EAST FULLERS CROSS ROAD ON THE NORTH SIDE OF EAST FULLERS CROSS ROAD, EAST OF NORTH WEST CROWN POINT ROAD AND WEST OF EAST CROWN POINT ROAD FROM ORANGE COUNTY A-2 FARMLAND RURAL DISTRICT TO CITY R-1B RESIDENTIAL DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

City Attorney Langley read Ordinances 15-01, 15-02 and 15-03 by title only. Community Development Director Williams stated that this has been reviewed by the Planning and Zoning Board and staff, and approval is recommended. He described how the R-1B zoning was determined for this area by comparing R-1 and R-1B and taking into consideration the unusual configuration of the property. He reiterated that approval is recommended, subject to conditions as noted.

Commissioner Buchanan asked if Orange County has allowed the access to the West Orange Trail. Mr. Williams replied yes.

Mayor Rees opened the public hearing; hearing and seeing none, he closed the public hearing.

Motion by Commissioner Makin to adopt Ordinances 15-01, 15-02 and 15-03. Seconded by Commissioner Buchanan and carried unanimously 4-0.

- D. **Ordinance 15-16:** AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING ORDINANCE 14-37, THE CITY OF WINTER GARDEN FISCAL YEAR 2014-2015 BUDGET TO CARRY FORWARD PRIOR YEAR APPROPRIATIONS; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE

City Attorney Langley read Ordinance 15-16 by title only. City Manager Bollhoefer stated that this item was discussed at the last meeting and noted that he was available for any further questions.

Mayor Rees opened the public hearing; hearing and seeing none, he closed the public hearing.

Motion by Commissioner Makin to adopt Ordinance 15-16. Seconded by Commissioner Olszewski and carried unanimously 4-0.

4. **REGULAR BUSINESS**

A. **Recommendation to approve waiving special event fees and allowing alcohol sales for the Evening at the Pops event in Newton Park and Tanner Hall on March 14, 2015 with a rain date of March 29, 2015**

Recreation Director Conn stated that this request is from the Winter Garden Rotary Club for the 2015 Evening at the Pops event. It will be held March 14th with a rain date of March 29th. They are requesting to sell beer and wine in the park area in the confines of a restricted area.

Mr. Conn stated that the Rotary Club is also requesting a waiver of rental fees for the use of Tanner Hall and a waiver of the event permit fee. Staff recommends approval.

Mr. Conn shared that this has proven to be a well-managed and well attended event in the past.

Motion by Commissioner Buchanan to approve waiving special event fees and allowing alcohol sales for the Evening at the Pops event in Newton Park and Tanner Hall on March 14, 2015 with a rain date of March 29, 2015. Seconded by Commissioner Makin and carried unanimously 4-0.

B. **Recommendation to approve site plan, subject to Development Review Committee conditions, for a hockey training facility at 530 – 630 East Crown Point Road**

Community Development Director Williams displayed a site plan and rendering of the proposed building. He stated that this is a rather significant development in that area of the City and will spur additional development. It will have two rinks, offices, eating facilities, and will offer public skating opportunities.

Mr. Williams stated that this has been reviewed with all City Codes and staff is recommending approval, subject to conditions. He noted that representatives from the Solar Bears were in attendance to answer any questions.

Mayor Rees noted that a traffic analysis was to be provided and asked when this would be done. Mr. Williams responded that this intersection may or may not need a light, or may need a light that would only be activated whenever there are large events. So it was agreed that the City would do a study with the applicant paying their fair share of that cost, but that is not being done at this time. They are, however, paying impact fees

associated with the development and that is more an access improvement. The study could show that a light may not be needed there because they do have several access points, but in an abundance of caution the issue will be analyzed.

Mayor Rees asked if there were any plans or had there been any discussion on the rest of the property. Mr. Williams indicated not at this time, but they do have substantial additional land for either expansion or for other uses.

Mayor Rees expressed that he hopes this will be for the people of West Orange as he knows several people driving to the Maitland facility.

Mr. Kevin T. Romeyk, representative for the Solar Bears, stated that their goal is not to discriminate but have it available for everyone. It would be for the team's use but their goal is to have a place for youth hockey.

Commissioner Buchanan asked if there was any thought given to installing double left hand turns at Plant and East Crown Point Road so people can easily get to State Road 429. Mr. Williams stated he believes this is being considered in the overall study the City is planning with Ocoee for that area.

There was discussion that additional improvements are needed in that area.

Commissioner Olszewski thanked Mr. Segal and the rest of the Orlando Solar Bears Hockey Club ownership group. He expressed his thought that this is an exciting project for the City.

Motion by Commissioner Buchanan to approve the site plan, subject to Development Review Committee conditions (*see attached Exhibit A*), for a hockey training facility at 530 – 630 East Crown Point Road. Seconded by Commissioner Makin and carried unanimously 4-0.

C. Recommendation to approve site plan for 1291 Winter Garden Vineland Road to add a building in the West Orange Business Center

Community Development Director Williams stated that the West Orange Business Center has been doing very well, filling to capacity and expanding into additional buildings. He noted that this is a site plan for an additional building on the project. It does not complete the development of the project as there are other pads available. This has been reviewed by staff for compliance with the City's code and approval is recommended, subject to the conditions provided.

Motion by Commissioner Makin to approve site plan for 1291 Winter Garden Vineland Road to add a building, as recommended by staff, in the West Orange Business Center. Seconded by Commissioner Olszewski and carried unanimously 4-0.

5. MATTERS FROM PUBLIC – There were no items.

6. **MATTERS FROM CITY ATTORNEY** - There were no items.

7. **MATTERS FROM CITY MANAGER** - There were no items.

8. **MATTERS FROM MAYOR AND COMMISSIONERS**

Commissioner Olszewski asked the City Manager about the lift station project on Ninth Street which is impacting the Regal Point Subdivision. He has received some reports from the homeowner's association and some of the residents about the smell. He has informed them that this is a permanent solution to deal with their issue. He asked if there was an update on a temporary mitigation for the smell that could be coming from the lift station.

City Manager Bollhoefer indicated that it is actually being checked and tests are being done through the pipes to determine the location of the source of the smell. Staff was sent out today and they have spoken to everyone. It appears that only one home is experiencing the odor. He further indicated that staff will be looking into this to determine where the smell may be coming from so that it can be addressed, but it should be a permanent fix.

Commissioner Buchanan announced that next Tuesday at Health Central, the Rotary Club will be having their annual blood screening. This is \$250 worth of blood screening for \$50 in advance and \$60 at the door.

Commissioner Makin shared that he has seen a lot of demolition going on around town, the building next door to City Hall and a facility down on Hennis Road. These projects are moving along pretty well.

Commissioner Makin asked if the City is still on target to complete the sewage treatment plant by the end of March. City Manager Bollhoefer responded yes.

The meeting adjourned at 6:52 p.m.

APPROVED:

Mayor John Rees

ATTEST:

City Clerk Kathy Golden, CMC

THE CITY OF WINTER GARDEN
CITY COMMISSION AGENDA ITEM

From: Ed Williams, Community Development Director

Via: City Manager Mike Bollhoefer

Date: February 16, 2015 **Meeting Date:** February 26, 2015

Subject: Package Sale Vendor Ordinance (15-21)

Issue: Whether to approve the attached proposed ordinance requiring 5,000 feet between package sale vendors.

Discussion:

The attached Ordinance provides for a 5,000 foot separation between package sale vendors, which is the same requirement that exists in unincorporated Orange County except the attached proposed ordinance requires the separation whether the package sale vendor is in the City or in unincorporated Orange County.

Recommended Action:

Staff recommends adoption of the attached proposed ordinance regarding package sale vendor distance requirements.

Attachment(s)/References:

Ordinance 15-21

AN ORDINANCE OF THE CITY OF WINTER GARDEN, FLORIDA, AMENDING CHAPTER 6 OF THE WINTER GARDEN CITY CODE; PROVIDING FOR THE DEFINITION OF PACKAGE SALE VENDOR; PROVIDING FOR PACKAGE SALE VENDOR DISTANCE REQUIREMENTS AND RESTRICTIONS; PROVIDING FOR METHOD OF MEASUREMENT OF DISTANCES; PROVIDING FOR EXEMPTIONS IN CERTAIN CIRCUMSTANCES; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to section 166.021, Florida Statutes, and section 2(b), Article VIII of the Florida Constitution, the City of Winter Garden ("City") has the power to exercise the City's home rule powers; and

WHEREAS, provisions of the Florida Beverage Law as set forth in chapters 561 through 568, Florida Statutes, including section 562.45(2)(a), Florida Statutes, recognize the authority of municipalities to enact ordinances regulating the location of businesses licensed under the Florida Beverage Law; and

WHEREAS, the City desires to amend Chapter 6 of the Winter Garden Code of Ordinances to provide for distance requirements between package sale vendors;

WHEREAS, the City finds it in the best interest of and for the health, safety, and welfare of the citizens of the City to restrict the number and locations of package sale vendors within the City limits.

BE IT ENACTED BY THE CITY OF WINTER GARDEN, FLORIDA:

SECTION I: Sec. 6-1. – Definitions. Section 6-1 is hereby amended to reflect the following changes (underlined text indicates additions):

Package Sale Vendor means a person or entity licensed pursuant to The Beverage Law [F.S. chs. 561-568] to sell alcoholic beverages regardless of alcohol content; however, a package sale vendor does not include: (i) a business operation, in regards to beer and malt beverages (as defined by F.S. § 563.01) and wine (as defined by F.S. § 564.01) for consumption off premises; or (ii) any bona fide hotel, motel or motor court in possession of a special license issued in accordance with F.S. § 561.20(2)(a)1.

SECTION II: Section 6-7 is hereby amended to reflect the following changes (~~strike through text~~ indicates deletions and underlined text indicates additions)::

~~Any violation of this chapter is a misdemeanor of the second degree and any person found guilty of violating this chapter shall be punished by a fine not exceeding \$500.00 or imprisonment for a term not exceeding 60 days. Each violation of any section of this chapter shall constitute a separate offense.~~

~~In addition, the city commission may, when it deems it to be in the public interest and following a public hearing, rescind the occupational license issued under [section 66-104](#) to any person convicted of a violation of this chapter or of any business whose agent is convicted of violating this chapter within the scope of his employment.~~

Sec. 6-7. – Package Sale Vendors.

- (a) Package sale vendor distance requirements established. For all those certain areas of land in the City that lie within five thousand (5,000) feet of a package sale vendor's place of business as established, located and licensed, regardless of whether such established place of business is located within or outside of the City, no other new relocated package sale vendor shall be permitted to open and/or start the business of package sales within that distance.
- (b) Package sales within distance requirements restricted. The purpose of creating the distance requirements mentioned in subsection (a) of this section is to provide and require that no package sale vendor which is located or proposes to locate in the City shall be permitted to operate at a new location within a distance of five thousand (5,000) feet of the location of any package sale vendor which is both pre-existing at the time of the package sale vendor's application to operate at the new location and is located in any area of the City.
- (c) Distance requirements not applied to renewal, change in name or ownership, or change in certain licenses. The distance requirements set forth in subsections (a) and (b) shall not be applied to the location of an existing package sale vendor when there is:
- (i) a renewal of an existing license;
 - (ii) a transfer in ownership;
 - (iii) a change in business name; or
 - (iv) a change in a state issued 4COP license for an existing package and lounge business to a 3PS license, and any decrease in the numerical designation of a state issued license which is of the same series (type); provided the physical location of the package sale vendor establishment does not change. No increase in the numerical designation of a series (type) of a state issued license which is the of the same series (type) shall be permitted at or for a location (new or existing) except in compliance with the provisions of Section 6-8.

(d) Measurement of distances. The distances provided in this section shall be measured by following the shortest route of ordinary pedestrian travel along the public thoroughfare from the proposed main entrance of a package sale vendor who proposes to operate the place of business and is licensed under The Beverage Law [F.S. chs. 561-568] to the main entrance of any other package sale vendor who is operating such business.

SECTION III. Section 6-8 is hereby added to the Code of Ordinances as follows (underlined text indicates additions):

Section 6-8. - Violations.

Any violation of this chapter is a misdemeanor of the second degree and any person found guilty of violating this chapter shall be punished by a fine not exceeding \$500.00 or imprisonment for a term not exceeding 60 days. Each violation of any section of this chapter shall constitute a separate offense.

In addition, the city commission may, when it deems it to be in the public interest and following a public hearing, rescind the occupational license issued under [section 66-104](#) to any person convicted of a violation of this chapter or of any business whose agent is convicted of violating this chapter within the scope of his employment.

SECTION IV. Existing Package Sale Vendor. Any package sale vendor that is established, located and licensed within 5,000 feet of another such package sale vendor as of the effective date of this Ordinance shall constitute a legal nonconformity. Further, any person and/or entity that on or before January 22, 2015 submitted to the City a complete application for a permit to operate a package sale vendor business within 5,000 feet of another package sale vendor and receives said permit from the City shall constitute a legal nonconformity.

SECTION V. INCONSISTENCY. If any Ordinances or parts of Ordinances are in conflict herewith, this Ordinance shall control to the extent of the conflict.

SECTION VI. SEVERABILITY. If any portion of this Ordinance is determined to void, unconstitutional, or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

SECTION VII. CODIFICATION. That Section I and Section II of this Ordinance shall be codified and made a part of the City of Winter Garden Code of Ordinances; that the Sections of this Ordinance may be renumbered or relettered to accomplish such intention; the word “*Ordinance*” may be changed to “*Section*”, “*Article*”, or other appropriate word.

SECTION VIII. This Ordinance shall become effective upon approval by the City Commission at its second reading.

FIRST READING AND PUBLIC HEARING _____, 2015.

SECOND READING AND PUBLIC HEARING _____, 2015.

APPROVED:

John Rees, Mayor/Commissioner

ATTEST:

Kathy Golden, City Clerk

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THE CITY OF WINTER GARDEN
CITY COMMISSION AGENDA ITEM

From: Don Cochran, Assistant City Manager – Public Services
Via: Mike Bollhoefer, City Manager
Date: February 18, 2015 **Meeting Date:** February 26, 2015
Subject: Annual Construction Services Contract

Issue: The City has received RFQ submittals for the Annual Construction Services Contract for Infrastructure Improvements (utility, stormwater, roadway construction, and emergency services). Projects assigned under this contract are not to exceed \$200,000.00 per project.

A total of four contractors presented RFQ submittals for this contract. Listed below are the contractors and their total rankings:

Contractors	Total Rankings
Barracuda Building Corp.	205
Hudson Site Construction, LLC	314
Dale Beasley Construction Co.	334
TD Thomson Construction Co.	343

As determined through the RFQ process, the three most qualified, responsible, and responsive contractors are as follows:

Hudson Site Construction, LLC
Dale Beasley Construction Co.
TD Thomson Construction Co.

Recommended Action:

Recommend approving the RFQ rankings and awarding the Annual Construction Services Contract to Hudson Site Construction, LLC; Dale Beasley Construction Co.; and TD Thomson Construction Co.

Attachments/References:

Spreadsheet showing the total points awarded during the RFQ ranking process

**ANNUAL CONSTRUCTION SERVICES CONTRACT
FOR INFRASTRUCTURE IMPROVEMENTS
(RFQ #15-101)**

TOTALS	OVERALL EXPERIENCE OF THE CONTRACTOR	PAST PERFORMANCE AND EXPERIENCE OF THE TEAM	PAST PERFORMANCE AND EXPERIENCE WITH OR IN THE CITY	ABILITY TO MEET TIME AND BUDGET REQUIREMENTS	COST PER LINE ITEM	LOCATION OF THE OFFICE AND PROXIMITY TO WINTER GARDEN	TOTAL POINTS
FIRMS	<i>80 POINTS MAX</i>	<i>80 POINTS MAX</i>	<i>80 POINTS MAX</i>	<i>60 POINTS MAX</i>	<i>80 POINTS MAX</i>	<i>20 POINTS MAX</i>	<i>400 POINTS MAX</i>
Barracuda Building Corp.	50	48	25	30	37	15	205
Hudson Site Construction, LLC	60	54	71	39	70	20	314
Dale Beasley Construction Co.	66	62	75	40	72	19	334
TD Thomson Construction Co.	71	67	78	40	67	20	343

THE CITY OF WINTER GARDEN
CITY COMMISSION AGENDA ITEM

From: Don Cochran, Assistant City Manager – Public Services

Via: Mike Bollhoefer, City Manager

Date: February 18, 2015 **Meeting Date:** February 26, 2015

Subject: Professional Engineering Services Contract

Issue: Staff has completed the Request for Qualifications process for the Continuing Professional Engineering Services contracts. A total of eight firms responded with submittals for this contract.

The firms were ranked on experience, past performance, budgetary requirements, location of office, and workload. The following four firms received the highest ranking using these criteria:

Tetra Tech Inc.
Wantman Group, Inc.
Reiss Engineering, Inc.
Neel-Schaffer, Inc.

The engineering services will be related to water, wastewater, stormwater, roadway and traffic control, and engineering design and construction services. The work will be performed on an as-needed basis. Compensation is based on an hourly fee schedule.

Recommended Action:

Recommend approving the RFQ rankings and awarding Continuing Professional Engineering Services contracts to:

Tetra Tech Inc.
Wantman Group, Inc.
Reiss Engineering, Inc.
Neel-Schaffer, Inc.

Attachments/References:

Spreadsheet showing the total points awarded during the RFQ ranking process

**CONTINUING SERVICES CONTRACTS FOR
PROFESSIONAL ENGINEERING SERVICES
(RFQ PS 15-100)**

TOTALS	OVERALL EXPERIENCE OF THE FIRM	PAST PERFORMANCE AND EXPERIENCE OF THE TEAM ASSIGNED TO WINTER GARDEN	ABILITY TO MEET TIME AND BUDGET REQUIREMENTS	EFFECT OF LEGAL ACTION AGAINST THE FIRM	LOCATION OF THE OFFICE AND PROXIMITY TO THE CITY OF WINTER GARDEN	PROJECT WORKLOAD OF THE FIRM	TOTAL POINTS
FIRMS	<i>80 POINTS MAX</i>	<i>80 POINTS MAX</i>	<i>80 POINTS MAX</i>	<i>80 POINTS MAX</i>	<i>40 POINTS MAX</i>	<i>40 POINTS MAX</i>	<i>400 POINTS MAX</i>
Tetra Tech, Inc.	67	75	62	55	34	30	323
Wantman Group, Inc.	64	58	52	60	39	29	302
Reiss Engineering, Inc.	60	53	56	65	32	30	296
Neel-Schaffer, Inc.	60	53	49	63	34	31	290
GAI Consultants, Inc.	62	52	55	54	34	30	287
CDM Smith, Inc.	67	55	42	52	33	30	279
Dewberry Bowyer-Singleton	62	49	52	49	34	31	277
Civil Engineering Group, Inc.	47	41	42	39	34	28	231

THE CITY OF WINTER GARDEN
CITY COMMISSION AGENDA ITEM

From: Don Cochran, Assistant City Manager – Public Services
Via: Mike Bollhoefer, City Manager
Date: February 19, 2015 **Meeting Date:** February 26, 2015
Subject: Approve Request for Qualifications for the Design and Permitting of a 1 MG Potable Water Tank and 2 MG Reuse Water Tank
Issue: Staff has completed the Request for Qualifications process for the design and permitting of a potable water tank and a reuse water tank. A total of three firms responded with submittals for this project.

The firms were evaluated on experience, past performance, budgetary requirements, location of office, and workload, and were ranked as follows:

Firms	Points Awarded
Tetra Tech Engineering, Inc.	345
Reiss Engineering, Inc.	309
GAI Consultants, Inc.	291

Staff has selected Tetra Tech, Engineering, Inc., as the most qualified engineering firm for this project.

Recommended Action:

Move to approve the RFQ rankings and award a contract to Tetra Tech Engineering, Inc., for the design and permitting of the 1 MG potable water tank and the 2 MG reuse water tank.

Attachments/References:

Ranking sheet

**PROFESSIONAL ENGINEERING SERVICES FOR DESIGN AND PERMITTING OF
1 MG POTABLE WATER TANK AND 2 MG REUSE WATER TANK
(RFQ PS 15-102)**

TOTALS	OVERALL EXPERIENCE OF THE FIRM	PAST PERFORMANCE AND EXPERIENCE OF THE TEAM	PAST PERFORMANCE AND EXPERIENCE WITH OR IN THE CITY	ABILITY TO MEET TIME AND BUDGET REQUIREMENTS	AFFECT OF LEGAL ACTION AGAINST THE FIRM	PROJECT WORKLOAD OF THE FIRM	LOCATION OF THE OFFICE AND PROXIMITY TO THE CITY OF WINTER GARDEN	TOTAL POINTS
FIRMS	80 POINTS MAX	80 POINTS MAX	80 POINTS MAX	60 POINTS MAX	60 POINTS MAX	20 POINTS MAX	20 POINTS MAX	400 POINTS MAX
Tetra Tech, Inc.	70	67	76	50	47	18	17	345
Reiss Engineering, Inc.	59	57	57	49	52	18	17	309
GAI Consultants, Inc.	58	54	52	48	46	17	16	291

THE CITY OF WINTER GARDEN
CITY COMMISSION AGENDA ITEM

From: Ed Williams, Community Development Director

Via: City Manager Mike Bollhoefer

Date: **February 19, 2015** **Meeting Date: February 26, 2015**

Subject: Final Plat
Bradford Creek Phase II (23.84 +/- Acres)

Issue: Consideration of Final Plat of 70 lots in the 23.84 +/- acre Bradford Creek East subdivision to be platted as Phase II. The Preliminary Plat of the Bradford Creek subdivision for a total of 118 lots was approved by the Planning and Zoning Board on March 4, 2013.

Discussion:

The applicant is requesting approval of Final Plat of 70 lots in the 23.84 +/- acre Bradford Creek East subdivision to be platted as Phase II. The subject property is located within the City of Winter Garden municipal limits, and carries a zoning designation of PUD (Planned Unit Development).

Recommended Action:

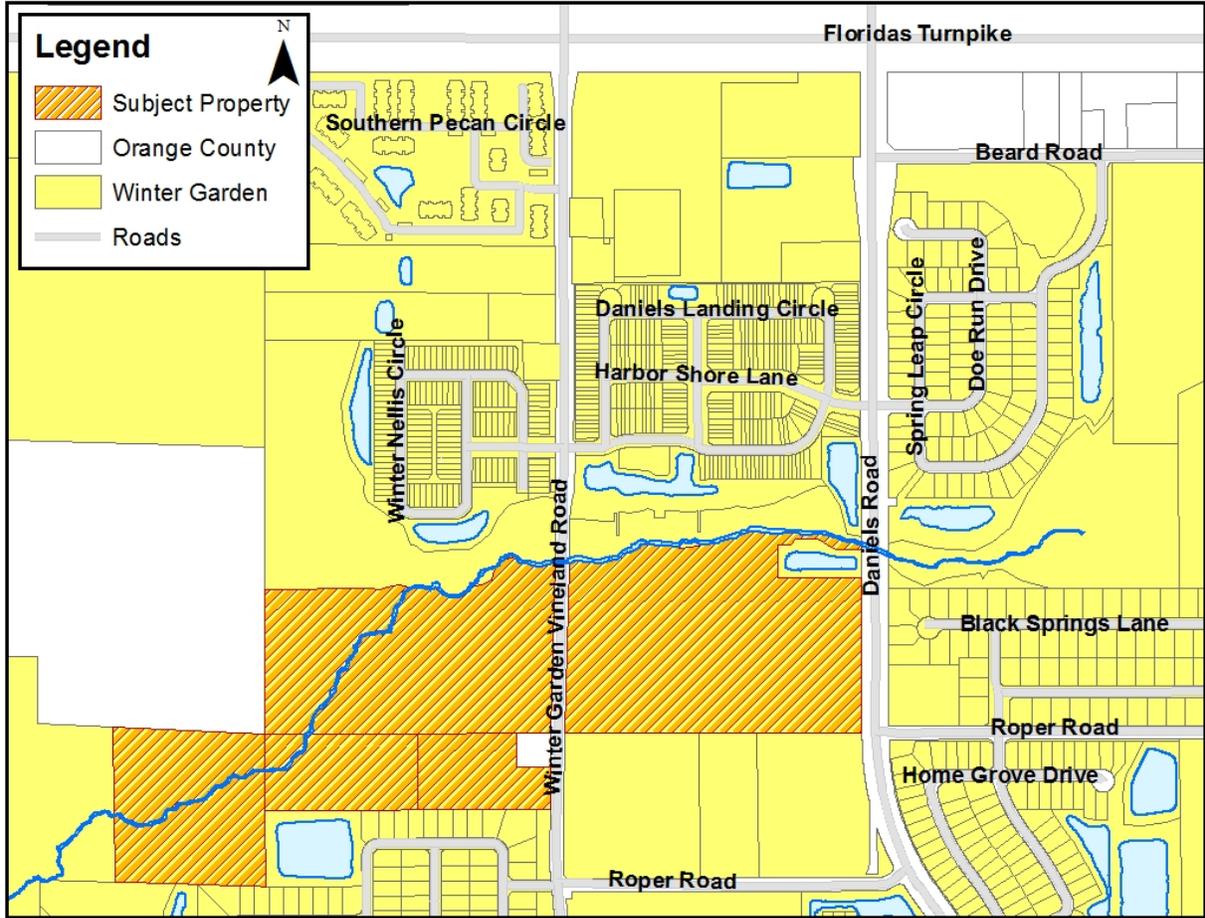
Staff recommends approval of the Bradford Creek Phase II Final Plat.
(See attached Staff Report)

Attachments/References:

Location Map
Staff Report
Final Plat

LOCATION MAP

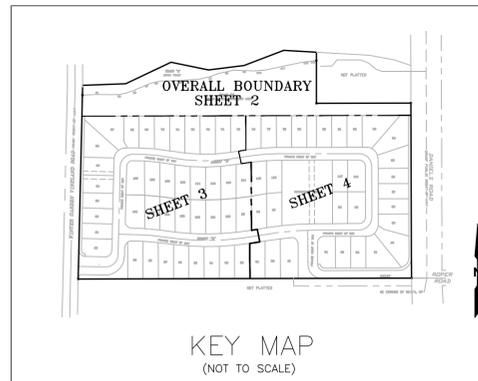
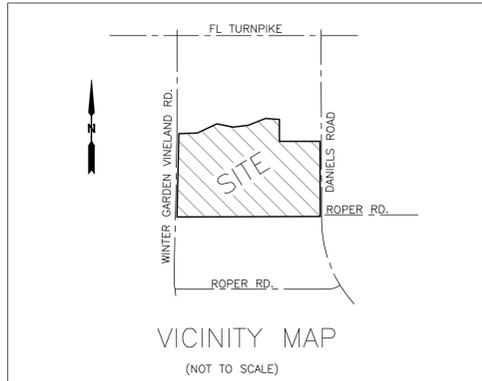
Bradford Creek Subdivision



BRADFORD CREEK – PHASE II

LOCATED IN SECTIONS 26, TOWNSHIP 22 SOUTH, RANGE 27 EAST
CITY OF WINTER GARDEN, ORANGE COUNTY, FLORIDA

Commence at the Northeast Corner of the Southeast 1/4 of the Southwest 1/4 of Section 26, Township 22 South, Range 27 East, thence run S 00°11'04" E, along the East line of the Southeast 1/4 of the Southwest 1/4 of said Section 26, a distance of 462.07 feet; thence run S 89°48'56" W, a distance of 60.00 feet to a point on the West right-of-way line of Daniels Road; thence run S 00°11'04" E, along said right-of-way line, a distance of 125.00 feet to the Point of Beginning; thence continue S 00°11'04" E along said West right-of-way line, a distance of 688.18 feet to the South line of the the Southwest 1/4 of said Section 26; thence run S 89°51'35" W along said South line of the Southwest 1/4, a distance of 1310.92 feet to the East right-of-way line of Winter Garden-Vineland Road; thence run N 01°20'42" E along said East right-of-way line, a distance of 753.61 feet; thence continue N 00°05'35" W along said East right-of-way line, a distance of 7.33 feet to the south line of Tract C, Daniels Landing, according to the plat thereof, as recorded in Plat Book 56, Pages 3 through 8, public records of Orange County, Florida; thence run along the South line of said Tract C the following six (6) courses and distances; thence N 87°38'32" E, a distance of 170.03 feet; thence N 64°41'30" E, a distance of 196.42 feet; thence S 78°31'55" E, a distance of 150.60 feet; thence N 83°00'49" E, a distance of 140.72 feet; thence N 68°55'57" E, a distance of 167.01 feet; thence S 86°44'52" E, a distance of 128.52 feet; thence S 00°11'04" E, a distance of 201.43 feet; thence run N 89°48'56" E, a distance of 371.50 feet to the aforesaid west right-of-way line of Daniels Road and the Point of Beginning.



NOTES:

- 1) BEARINGS SHOWN HEREON ARE BASED ON THE SOUTH LINE OF SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 22 SOUTH, RANGE 27 EAST, AS BEING S89°51'35"W (ASSUMED).
- 2) ALL LINES INTERSECTING CURVES ARE RADIAL UNLESS OTHERWISE NOTED AS (NR) = NON-RADIAL.
- 3) TRACT A IS A DITCH TRACT AND SHALL BE CONVEYED TO AND MAINTAINED BY THE BRADFORD CREEK OWNERS ASSOCIATION.
- 4) TRACT B IS A STORM WATER MANAGEMENT AREA AND SHALL BE CONVEYED TO AND MAINTAINED BY THE BRADFORD CREEK OWNERS ASSOCIATION. THE CITY OF WINTER GARDEN IS HEREBY GRANTED A NON-EXCLUSIVE DRAINAGE EASEMENT OVER, UNDER, ACROSS AND THROUGH TRACT B.
- 5) TRACT C IS A RECREATION TRACT AND SHALL BE CONVEYED TO AND MAINTAINED BY THE BRADFORD CREEK OWNERS ASSOCIATION.
- 6) TRACT D IS A DRAINAGE, UTILITY, INGRESS AND EGRESS TRACT AND SHALL BE CONVEYED TO AND MAINTAINED BY THE BRADFORD CREEK OWNERS ASSOCIATION.
- 7) TRACT E IS A RIGHT OF WAY TRACT AND SHALL BE CONVEYED TO AND MAINTAINED BY THE BRADFORD CREEK OWNERS ASSOCIATION.
- 8) TRACTS F, G AND H ARE WALL AND LANDSCAPE BUFFER AREAS AND SHALL BE CONVEYED TO AND MAINTAINED BY THE BRADFORD CREEK OWNERS ASSOCIATION.
- 9) THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS ENCUMBERING THE LANDS SHOWN ON THIS PLAT TO BE RECORDED IN OFFICIAL RECORDS OF ORANGE COUNTY, FLORIDA AND ALL SUBSEQUENT AMENDMENTS AND SUPPLEMENTS THERETO INDEPENDENTLY ESTABLISHES EASEMENTS OVER PORTIONS OF THE LANDS BEING PLATTED HEREUNDER.
- 10) ALL PLATTED UTILITY EASEMENTS SHALL ALSO BE EASEMENTS FOR THE CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES, PROVIDED, HOWEVER, NO SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES SHALL INTERFERE WITH THE FACILITIES AND SERVICES OF AN ELECTRIC, TELEPHONE, GAS OR OTHER PUBLIC UTILITY. IN THE EVENT A CABLE TELEVISION COMPANY DAMAGES THE FACILITIES OF A PUBLIC UTILITY, IT SHALL BE SOLELY RESPONSIBLE FOR THE DAMAGES. THIS PARAGRAPH SHALL NOT APPLY TO THOSE PRIVATE EASEMENTS GRANTED TO OR OBTAINED BY A PARTICULAR ELECTRIC, TELEPHONE, GAS OR OTHER PUBLIC UTILITY. FURTHER, SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE AND OPERATION SHALL COMPLY WITH THE NATIONAL ELECTRICAL SAFETY CODE AS ADOPTED BY THE FLORIDA PUBLIC SERVICE COMMISSION.
- 12) EACH OF THE OWNERS OF LOTS AS SHOWN ON THIS PLAT IS A MEMBER OF THE BRADFORD CREEK OWNERS ASSOCIATION (ASSOCIATION). THE ASSOCIATION IS REQUIRED TO MAINTAIN TRACTS A, B, C, D, E, F, G AND H. THE MEMBERS OF THE ASSOCIATION ARE ULTIMATELY RESPONSIBLE FOR PAYMENT OF THE COST TO MAINTAIN TRACTS A, B, C, D, E, F, G AND H AND ALL LOTS ARE SUBJECT TO ASSESSMENTS, LIENS AND FORECLOSURES FOR NON-PAYMENT.
- 13) THE LOTS WITHIN THIS SUBDIVISION ARE GOVERNED BY A MANDATORY HOMEOWNERS ASSOCIATION (I.E. BRADFORD CREEK OWNERS ASSOCIATION) REQUIRING THE PAYMENT OF FEES AND WITH THE POWER TO ASSESS THE LOTS. THE HOMEOWNERS ASSOCIATION IS THE OWNER OF AND/OR RESPONSIBLE FOR THE MAINTENANCE, REPAIR, AND REPLACEMENT OF ALL PRIVATE AREAS, DRAINAGE SYSTEMS, INCLUDING WITHOUT LIMITATION, THE RETENTION/DETENTION AREAS AND UNDERDRAINS, COMMON PROPERTIES, SCREENING WALLS, AND SUCH OTHER SUBDIVISION INFRASTRUCTURE NOT OTHERWISE DEDICATED TO THE PUBLIC USE OR THE CITY OF WINTER GARDEN, INCLUDING, WITHOUT LIMITATION, TRACTS A, B, C, D, E, F, G AND H AND THE IMPROVEMENTS THEREON. EVERY LOT OWNER WITHIN THIS SUBDIVISION IS REQUIRED TO BE A MEMBER OF THE HOMEOWNERS ASSOCIATION, AND IS SUBJECT TO ITS RULES AND REGULATIONS, INCLUDING, BUT NOT LIMITED TO THE CONDITIONS, COVENANTS, AND RESTRICTIONS PROVIDED FOR IN ITS DECLARATION, AND THE DEDICATIONS, RESTRICTIONS, AND RESERVATIONS, AS SET FORTH ON THIS PLAT. FAILURE TO PAY SUCH FEES OR ASSESSMENTS SHALL RESULT IN THE ATTACHMENT OF A LIEN ON THE PROPERTY OF THE OWNER WHICH FAILS TO PAY SUCH FEES OR ASSESSMENTS BY THE HOMEOWNERS ASSOCIATION, WHICH MAY RESULT IN THE FORECLOSURE OF SAID PROPERTY.
- 14) THE CITY OF WINTER GARDEN SHALL HAVE THE RIGHT, BUT NOT THE OBLIGATION, TO ACCESS, MAINTAIN, REPAIR, REPLACE AND OTHERWISE CARE FOR OR CAUSE TO BE CARED FOR, ANY AND ALL PORTIONS OF THE PROPERTY, INCLUDING WITHOUT LIMITATION ANY AND ALL PRIVATE AREAS, COMMON AREAS, DRAINAGE SYSTEMS, INCLUDING WITHOUT LIMITATION THE RETENTION/DETENTION AREAS AND UNDERDRAINS, COMMON PROPERTIES, SCREENING WALLS, TRACTS A, B, C, D, E, F, G AND H, AND THE IMPROVEMENTS THEREON, AND SUCH OTHER SUBDIVISION INFRASTRUCTURE NOT OTHERWISE DEDICATED TO THE PUBLIC USE OR THE CITY OF WINTER GARDEN (COLLECTIVELY, THE "FACILITIES AND LAND"). FURTHER, THE CITY OF WINTER GARDEN HAS THE RIGHT, BUT NOT THE OBLIGATION, TO CAUSE TO BE PREPARED ANY REPORT, STUDY, OR INSPECTION REQUIRED BY THE CODE OF ORDINANCES OF THE CITY OF WINTER GARDEN (THE "CODE") IF THE BRADFORD CREEK OWNERS ASSOCIATION FAILS TO OBTAIN SUCH REPORTS, STUDIES, OR INSPECTIONS REQUIRED BY THE CODE IN THE TIME PROVIDED. IN THE EVENT THE FACILITIES AND LAND (OR ANY PORTION THEREOF) ARE NOT MAINTAINED, REPAIRED, OR REPLACED IN ACCORDANCE WITH THE STANDARDS OF THE CITY OF WINTER GARDEN CODE OF ORDINANCES, GOOD ENGINEERING PRACTICES, OR BECOME A NUISANCE, OR THE REQUIRED REPORTS, STUDIES, OR INSPECTIONS ARE NOT OBTAINED IN THE TIME PROVIDED, OR IN THE EVENT THE CITY OF WINTER GARDEN EXERCISES THE AFOREMENTIONED RIGHT, EACH OF THE LOT OWNERS ON A PRO-RATA BASIS (I.E., PER LOT) SHALL BE RESPONSIBLE FOR PAYMENT OF THE COST OF SUCH MAINTENANCE, REPAIR, REPLACEMENT AND CARE PROVIDED BY THE CITY OF WINTER GARDEN OR THE CONTRACTORS AND AGENTS AND THE COST OF PREPARING SAID REPORTS, STUDIES, OR INSPECTIONS, PLUS ADMINISTRATIVE COSTS AND ATTORNEY'S FEES INCURRED BY OR FOR THE CITY OF WINTER GARDEN. THE CITY OF WINTER GARDEN SHALL HAVE A LIEN UPON EACH LOT TO SECURE THE PERSONAL OBLIGATION OF EACH LOT OWNER THEREOF FOR ANY UNPAID FEES AND COSTS RESULTING FROM THE FOREGOING. SUCH LIEN SHALL ALSO SECURE REASONABLE ATTORNEY'S FEES AND OTHER COSTS INCURRED BY THE CITY OF WINTER GARDEN INCIDENT TO THE COLLECTION OF SUCH FEES AND COSTS OF ENFORCEMENT OF SUCH LIEN. THE LIEN SHALL BE EVIDENCED BY A CLAIM RECORDED AMONG THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, AND SHALL BE EFFECTIVE FROM AND AS OF THE TIME OF SUCH RECORDING. THE CITY OF WINTER GARDEN MAY TAKE SUCH ACTION OR ACTIONS IT DEEMS NECESSARY TO COLLECT SAID FEES AND COSTS AS MAY BE PERMITTED BY LAW, INCLUDING, BUT NOT LIMITED TO, AN IN PERSONAL ACTION, LIEN, FORECLOSURE, OR SPECIAL ASSESSMENT. NEITHER THE RIGHTS PROVIDED FOR HEREIN NOR THE CITY'S EXERCISE OF SAID RIGHTS, SHALL IMPOSE ANY OBLIGATION ON THE CITY OF WINTER GARDEN TO MAINTAIN, REPAIR, REPLACE OR OTHERWISE CARE FOR THE FACILITIES AND LAND, OR ANY PORTION THEREOF, OR CAUSE TO BE PREPARED ANY STUDIES, REPORTS OR INSPECTIONS.

- 15) THE HOMEOWNERS' ASSOCIATION, AS OWNER OF THE SUBDIVISION INFRASTRUCTURE NOT OTHERWISE DEDICATED TO THE PUBLIC USE OR THE CITY OF WINTER GARDEN, COMMON PROPERTIES, AND AMENITIES, AND THE INDIVIDUAL LOT OWNERS TO EXTENT OF THEIR INTEREST IN THE FOREGOING, SHALL RELEASE, DEFEND, INDEMNIFY AND HOLD THE CITY OF WINTER GARDEN, OTHER GOVERNMENTAL ENTITIES AND PUBLIC UTILITIES HARMLESS FROM ANY AND ALL COSTS, EXPENSES, SUITS, DEMANDS, LIABILITIES, DAMAGES, INJURIES (INCLUDING DEATH), OR OTHERWISE INCLUDING ATTORNEY'S FEES AND COSTS OF SUIT, IN CONNECTION WITH THE REASONABLE USE OF SAID SUBDIVISION INFRASTRUCTURE, COMMON AREAS, OR AMENITIES, OR SAID PARTIES' MAINTENANCE THEREOF, OR SAID PARTIES' EXERCISE OF RIGHTS PERMITTED IN THE DECLARATION OF THE HOMEOWNERS' ASSOCIATION, THIS PLAT, OR AS OTHERWISE PERMITTED BY LAW.
- 16) A NON-EXCLUSIVE SIDEWALK, DRAINAGE AND UTILITIES EASEMENT IS HEREBY DEDICATED TO THE BRADFORD CREEK OWNERS ASSOCIATION, INC. OVER THAT STRIP OF LAND 12.00 FEET WIDE AT THE FRONT OF ALL LOTS AND TRACTS ABUTTING TRACT E (PRIVATE RIGHT-OF-WAY). FURTHER, A NON-EXCLUSIVE UTILITIES EASEMENT IS HEREBY DEDICATED TO THE CITY OF WINTER GARDEN OVER THAT SAME STRIP OF LAND 12.00 FEET WIDE AT THE FRONT OF ALL LOTS AND TRACTS ABUTTING TRACT E (PRIVATE RIGHT-OF-WAY) AND OVER TRACT E (PRIVATE RIGHT-OF-WAY). NO UTILITIES OR OTHER IMPROVEMENTS SHALL BE PERMITTED TO CONFLICT OR INTERFERE WITH THE CITY OF WINTER GARDEN'S UTILITY IMPROVEMENTS WITHIN SAID UTILITY EASEMENT AREAS. THE CITY OF WINTER GARDEN SHALL ONLY BE RESPONSIBLE FOR THE MAINTENANCE OF UTILITIES IT ACCEPTS AND/OR INSTALLS WITHIN THE AFORESAID UTILITIES EASEMENTS.
- 17) EXCEPT AS OTHERWISE SHOWN OR NOTED HEREON, A 5.00 FOOT WIDE DRAINAGE AND UTILITIES EASEMENT IS HEREBY DEDICATED TO THE BRADFORD CREEK OWNERS ASSOCIATION, INC. OVER THE SIDE YARDS OF ALL LOTS.
- 18) EXCEPT AS OTHERWISE SHOWN OR NOTED HEREON, A 10.00 FOOT WIDE DRAINAGE AND UTILITIES EASEMENT IS HEREBY DEDICATED TO THE BRADFORD CREEK OWNERS ASSOCIATION, INC. OVER THE REAR YARDS OF ALL LOTS.
- 19) VEHICULAR ACCESS RIGHTS ALONG TRACTS G, AND H TO WINTER GARDEN VINELAND ROAD, ARE CONTROLLED BY AND DEDICATED TO THE CITY OF WINTER GARDEN, FLORIDA.
- 20) VEHICULAR ACCESS RIGHTS ALONG TRACT F TO DANIELS ROAD, ARE CONTROLLED BY AND DEDICATED TO THE CITY OF WINTER GARDEN, FLORIDA.
- 21) THERE IS HEREBY GRANTED AND DEDICATED TO THE CITY OF WINTER GARDEN AND OTHER PUBLIC SERVICE AND EMERGENCY SERVICE PROVIDERS, A NON-EXCLUSIVE EASEMENT OVER AND THROUGH TRACT E (PRIVATE RIGHT-OF-WAY) AND ANY OTHER PRIVATELY OWNED INTERNAL ROADS, ALLEYS, PAVED AREAS AND SIDEWALKS FOR VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS ACCESS FOR THE PURPOSE OF PROVIDING PUBLIC AND EMERGENCY SERVICES TO THE SUBDIVISION, INCLUDING BUT NOT LIMITED TO, POSTAL, FIRE PROTECTION, POLICE PROTECTION, EMERGENCY MEDICAL TRANSPORTATION, CODE ENFORCEMENT, GARBAGE, UTILITIES AND OTHER PUBLIC AND EMERGENCY SERVICES.
- 22) THE WALL EASEMENT SHOWN HEREON IS HEREBY DEDICATED TO THE BRADFORD CREEK OWNERS ASSOCIATION, INC. AND THE ASSOCIATION SHALL BE RESPONSIBLE FOR MAINTAINING THE WALL WITHIN THE EASEMENT.
- 23) THE 30.00 FOOT UTILITY EASEMENT LOCATED BETWEEN LOTS 64 AND 65 IS A NON-EXCLUSIVE AND PRIVATE AND IS HEREBY DEDICATED TO THE BRADFORD CREEK HOMEOWNER'S ASSOCIATION AND THE CITY OF WINTER GARDEN.

SHEET INDEX:

- SHEET 1 OF 4 – LEGAL DESCRIPTION, DEDICATION, NOTES
- SHEET 2 OF 4 – OVERALL PLAT BOUNDARY INFORMATION TRACT A & B
- SHEET 3 OF 4 – LOT AND STREET PLAT DETAIL
- SHEET 4 OF 4 – LOT AND STREET PLAT DETAIL

NOTICE:
This plat, as recorded in its graphic form, is the official depiction of the subdivided lands described herein and will in no circumstances be supplanted in authority by any other graphic or digital form of the plat. There may be additional restrictions that are not recorded on this plat that may be found in the public records of this county.

ATLANTIC SURVEYING, INC.
308 S. DILLARD STREET
WINTER GARDEN, FLORIDA 34787
(407) 656-4993/FAX (407) 656-4437
LICENSED BUSINESS #6915

PLAT BOOK PAGE

SHEET 1 OF 4

**BRADFORD CREEK – PHASE II
DEDICATION**

KNOW ALL MEN BY THESE PRESENTS, THAT THE ENTITY NAMED BELOW, BEING THE OWNER ("OWNER") IN FEE SIMPLE OF THE LAND DESCRIBED IN THE FOREGOING CAPTION TO THIS PLAT, HEREBY DEDICATES SAID LANDS AND PLAT FOR THE USES AND PURPOSES THEREIN EXPRESSED, INCLUDING THE PLAT NOTES. ALL THE STREETS CREATED BY THIS PLAT ARE PRIVATELY OWNED AND MAINTAINED FOR THE USE AND ENJOYMENT OF THE OWNERS WITHIN THE SUBDIVISION AND ARE NOT PART OF THE MUNICIPAL OR COUNTY ROAD SYSTEMS.

IN WITNESS WHEREOF, THE OWNER HAS CAUSED THESE PRESENTS TO BE SIGNED AND ATTESTED TO BY THE OFFICER NAMED BELOW AND ITS CORPORATE SEAL TO BE AFFIXED HERETO ON _____, A.D. 2014.

Witnesses: STANDARD PACIFIC OF FLORIDA,
a Florida general partnership

By: Standard Pacific of Florida GP, Inc.
a Delaware corporation,
its Managing General Partner

Print Name _____

By: _____
Jay Claude Lewis II, President

Print Name _____

STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me on _____, 2014, by Jay Claude Lewis, II, as President of Standard Pacific of Florida, GP, Inc., a Delaware corporation, the managing general partner of Standard Pacific of Florida, a Florida general partnership, on behalf of the corporation and general partnership. He is personally known to me.

Notary Public, State of Florida

QUALIFICATION AND STATEMENT OF SURVEYOR AND MAPPER

KNOW ALL MEN BY THESE PRESENTS, this plat was prepared under the direction and supervision of the undersigned, a professional surveyor and mapper, and complies with all of the survey requirements of Chapter 177, Florida Statutes. The lands depicted herein are located in the City of Winter Garden, Orange County, Florida.

DATE: _____
STEVEN E. BLANKENSHIP, P.S.M. #5361
ATLANTIC SURVEYING, INC., Licensed Business #6915
308 S. Plant Street, Winter Garden, FL 34787

CERTIFICATE OF APPROVAL BY MUNICIPALITY

I HEREBY CERTIFY, that on _____ the foregoing plat was approved by the City Commission of Winter Garden, Florida.

MAYOR OF WINTER GARDEN

ATTEST: _____
CITY CLERK

CERTIFICATE OF COUNTY COMPTROLLER

I HEREBY CERTIFY, that the foregoing plat was recorded in the Orange County Records on _____ as File No. _____

COMPTROLLER OF ORANGE COUNTY, FLORIDA

CERTIFICATE OF REVIEW BY CITY SURVEYOR

THIS PLAT HAS BEEN REVIEWED FOR CONFORMITY WITH CHAPTER 177, FLORIDA STATUTES.

CITY SURVEYOR

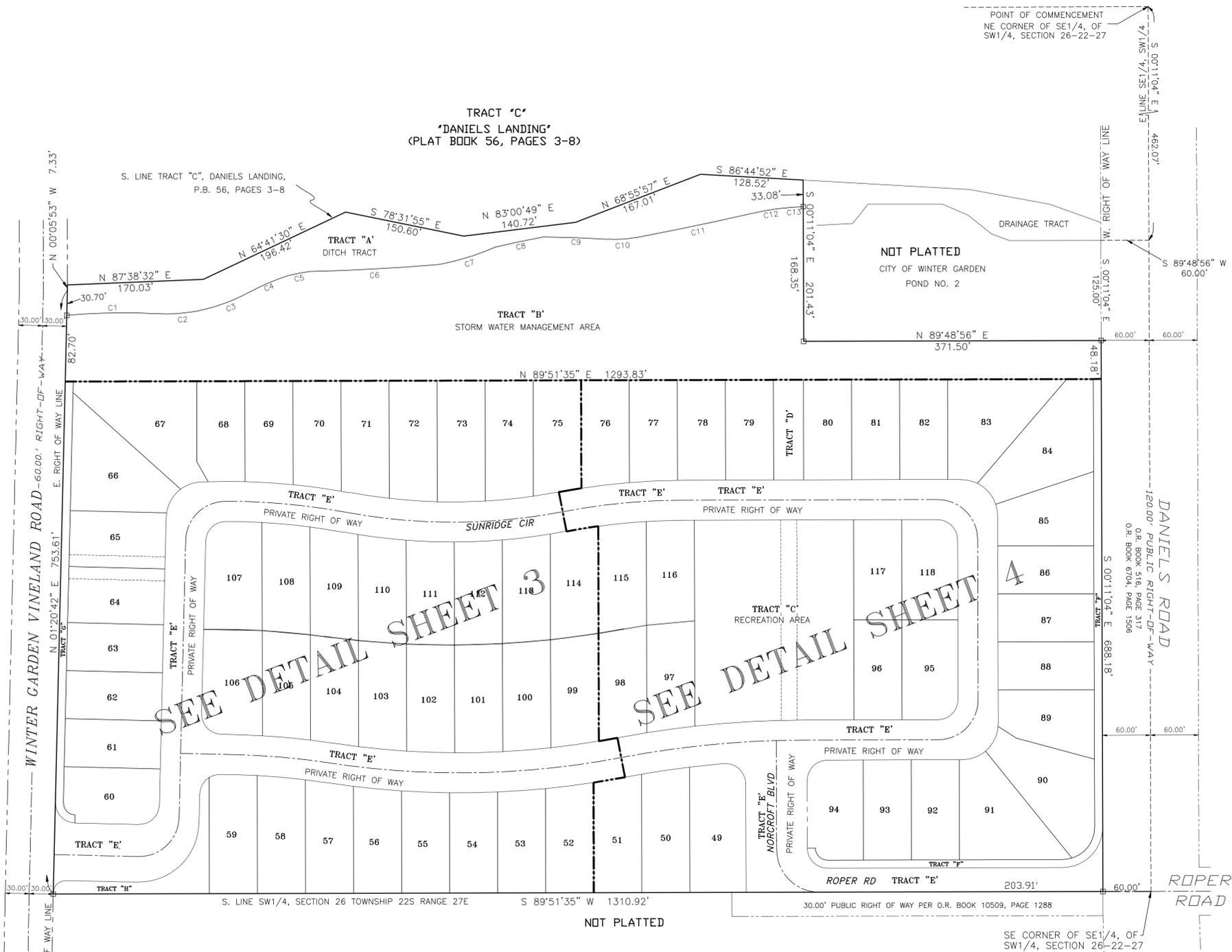
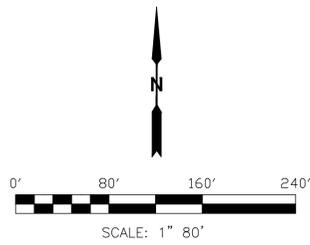
NAME: _____
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA REGISTRATION NUMBER: _____

BRADFORD CREEK - PHASE II

LOCATED IN SECTION 26, TOWNSHIP 22 SOUTH, RANGE 27 EAST
CITY OF WINTER GARDEN, ORANGE COUNTY, FLORIDA

PLAT BOOK PAGE

SHEET 2 OF 4



CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	789.64'	113.79'	113.69'	N 89°01'32" E	08°15'23"
C2	200.25'	60.71'	60.48'	N 84°28'05" E	17°22'17"
C3	234.85'	59.16'	59.01'	N 68°33'57" E	14°26'00"
C4	272.38'	50.52'	50.44'	N 66°39'44" E	10°37'34"
C5	274.01'	28.29'	28.28'	N 75°55'24" E	05°54'57"
C6	2533.86'	162.32'	162.29'	N 86°50'48" E	03°40'14"
C7	314.43'	73.36'	73.20'	N 72°49'12" E	13°22'07"
C8	1215.19'	61.98'	61.97'	N 78°06'23" E	02°55'20"
C9	1624.59'	80.35'	80.34'	S 87°51'43" E	02°50'02"
C10	145.18'	35.79'	35.70'	N 86°29'36" E	14°07'23"
C11	3487.71'	152.17'	152.16'	N 78°10'55" E	02°30'00"
C12	263.98'	40.68'	40.64'	N 81°20'50" E	08°49'49"
C13	1520.44'	19.22'	19.22'	N 86°07'28" E	00°43'27"

NOTICE:
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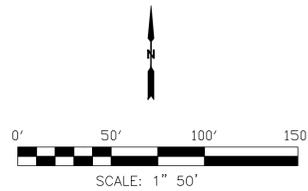
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BRADFORD CREEK - PHASE II

LOCATED IN SECTIONS 26, TOWNSHIP 22 SOUTH, RANGE 27 EAST
CITY OF WINTER GARDEN, ORANGE COUNTY, FLORIDA

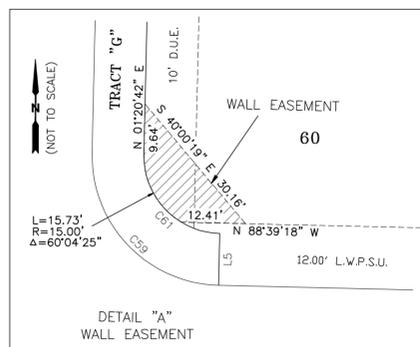
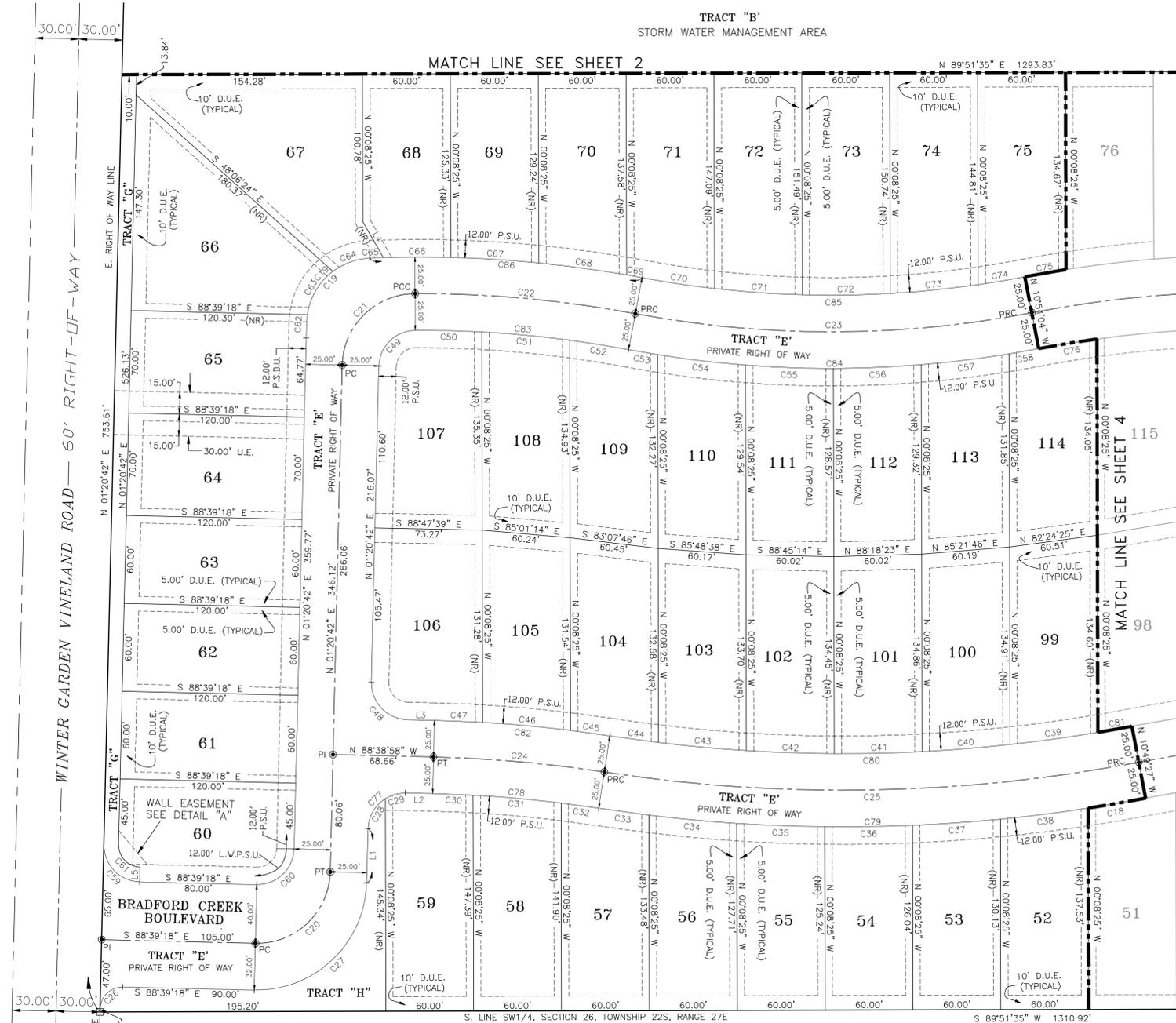
PLAT BOOK PAGE

SHEET 3 OF 4



- LEGEND:**
- = SET 4"x4" CONCRETE MONUMENT "ASI LB 6915 PRM", BEING A PERMANENT REFERENCE MONUMENT
 - = SET NAIL AND DISC "ASI LB6915" PERMANENT CONTROL POINT
 - O.R. = OFFICIAL RECORDS BOOK
 - P.S.D.U. = PEDESTRIAN, SERVICE & UTILITY EASEMENT
 - L.W.P.S.U. = LANDSCAPE, WALL, PEDESTRIAN, SERVICE & UTILITY EASEMENT
 - U.E. = UTILITY EASEMENT
 - D.U.E. = DRAINAGE AND UTILITY EASEMENT
 - PC = POINT OF CURVE
 - PT = POINT OF TANGENCY
 - NT = NON TANGENT
 - PI = POINT OF INTERSECTION
 - PCC = POINT OF COMPOUND CURVE
 - PRC = POINT OF REVERSE CURVE
 - ↔ = CHANGE IN DIRECTION ALONG RIGHT-OF-WAY LINES

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C18	1100.00'	39.77'	39.77'	S 80°12'42" W	02°04'18"
C19	45.00'	67.78'	61.55'	N 44°29'43" E	86°18'03"
C20	50.00'	78.54'	70.71'	S 46°20'42" W	90°00'00"
C21	50.00'	77.18'	69.75'	N 45°34'07" E	88°26'49"
C22	800.00'	151.19'	150.97'	S 84°47'37" E	10°49'42"
C23	725.00'	272.32'	270.73'	S 89°51'35" W	21°31'17"
C24	910.00'	117.12'	117.04'	S 84°57'44" E	07°22'26"
C25	1075.00'	366.78'	365.01'	S 88°57'01" W	19°32'56"
C26	15.00'	23.56'	21.21'	N 46°20'42" E	90°00'00"
C27	75.00'	117.81'	106.07'	S 46°20'42" W	90°00'00"
C28	25.00'	24.85'	23.84'	N 29°48'57" E	56°56'30"
C29	25.00'	14.43'	14.23'	N 74°49'07" E	33°03'50"
C30	885.00'	27.64'	27.64'	S 87°45'17" E	01°47'21"
C31	885.00'	60.26'	60.25'	S 84°54'34" E	03°54'05"
C32	885.00'	26.00'	26.00'	S 82°07'02" E	01°41'00"
C33	1100.00'	34.58'	34.58'	N 82°10'34" W	01°48'05"
C34	1100.00'	60.28'	60.27'	N 84°38'48" W	03°08'24"
C35	1100.00'	60.06'	60.05'	N 87°46'51" W	03°07'41"
C36	1100.00'	60.01'	60.00'	S 89°05'32" W	03°07'33"
C37	1100.00'	60.14'	60.14'	S 85°57'47" W	03°07'58"
C38	1100.00'	60.46'	60.45'	S 82°49'19" W	03°08'57"
C39	1050.00'	60.56'	60.55'	S 82°07'00" W	03°18'17"
C40	1050.00'	60.19'	60.18'	S 85°24'40" W	03°17'04"
C41	1050.00'	60.02'	60.01'	S 88°41'27" W	03°16'31"
C42	1050.00'	60.05'	60.04'	N 88°01'59" W	03°16'36"
C43	1050.00'	60.28'	60.27'	N 84°45'01" W	03°17'21"
C44	1050.00'	33.54'	33.54'	N 82°11'26" W	01°49'49"
C45	935.00'	27.05'	27.05'	S 82°06'15" E	01°39'27"
C46	935.00'	60.27'	60.26'	S 84°46'47" E	03°41'37"
C47	935.00'	33.01'	33.01'	S 87°38'16" E	02°01'23"
C48	25.00'	39.27'	35.35'	N 43°39'08" W	89°59'40"
C49	25.00'	38.59'	34.87'	N 45°34'07" E	88°26'49"
C50	775.00'	45.44'	45.43'	S 88°31'41" E	03°21'34"
C51	775.00'	60.29'	60.28'	S 84°37'11" E	04°27'27"
C52	775.00'	40.73'	40.73'	S 80°53'07" E	03°00'41"
C53	750.00'	20.11'	20.11'	N 80°08'52" W	01°32'10"
C54	750.00'	60.46'	60.44'	N 83°13'30" W	04°37'07"
C55	750.00'	60.06'	60.05'	N 87°49'43" W	04°35'19"
C56	750.00'	60.06'	60.05'	S 87°34'58" W	04°35'19"
C57	750.00'	60.45'	60.44'	S 82°58'46" W	04°37'05"
C58	750.00'	20.57'	20.57'	S 79°53'05" W	01°34'17"
C59	25.00'	39.27'	35.36'	N 43°39'18" W	90°00'00"
C60	25.00'	39.27'	35.36'	S 46°20'42" W	90°00'00"
C61	15.00'	23.56'	21.21'	N 43°39'18" W	90°00'00"
C62	45.00'	5.24'	5.24'	N 04°40'49" E	06°40'14"
C63	45.00'	35.29'	34.39'	N 30°29'00" E	44°56'08"
C64	45.00'	27.25'	26.83'	N 70°17'54" E	34°41'41"
C65	825.00'	9.26'	9.26'	N 87°58'02" E	00°38'35"
C66	825.00'	46.13'	46.13'	N 89°53'27" E	03°12'15"
C67	825.00'	60.14'	60.13'	S 86°25'07" E	04°10'36"
C68	825.00'	60.59'	60.58'	S 82°13'35" E	04°12'29"
C69	825.00'	10.70'	10.70'	S 79°45'03" E	00°44'34"
C70	700.00'	50.07'	50.06'	N 81°25'43" W	04°05'53"
C71	700.00'	60.18'	60.16'	N 85°56'26" W	04°55'33"
C72	700.00'	60.02'	60.00'	S 89°08'24" W	04°54'47"
C73	700.00'	60.31'	60.29'	S 84°12'55" W	04°56'12"
C74	700.00'	32.35'	32.35'	S 80°25'23" W	02°38'53"
C75	825.00'	28.50'	28.50'	N 80°05'20" E	01°58'47"
C76	775.00'	40.27'	40.27'	N 80°35'16" E	02°58'39"
C77	25.00'	39.27'	35.36'	N 46°20'52" E	90°00'20"
C78	885.00'	113.90'	113.82'	S 84°57'44" E	07°22'26"
C79	1100.00'	375.31'	373.49'	S 88°57'01" W	19°32'56"
C80	1050.00'	358.25'	356.52'	S 88°57'01" W	19°32'56"
C81	1050.00'	23.62'	23.62'	S 79°49'12" W	01°17'19"
C82	935.00'	120.33'	120.25'	S 84°57'44" E	07°22'26"
C83	775.00'	146.47'	146.25'	S 84°47'37" E	10°49'42"
C84	750.00'	281.71'	280.06'	S 89°51'35" W	21°31'17"
C85	700.00'	262.93'	261.39'	S 89°51'35" W	21°31'17"
C86	825.00'	186.82'	186.42'	S 85°52'01" E	12°58'29"



LINE	BEARING	DISTANCE
L1	N 01°20'42\"	37.05'
L2	S 88°38'58\"	18.65'
L3	N 88°38'58\"	18.66'
L4	S 29°37'52\"	28.18'
L5	N 01°20'42\"	10.00'

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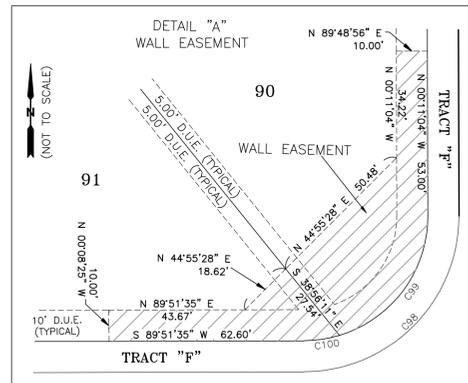
ATLANTIC SURVEYING, INC.
308 S. DILLARD STREET
WINTER GARDEN, FLORIDA 34787
(407) 656-4993/FAX (407) 656-4437
LICENSED BUSINESS #6915

BRADFORD CREEK - PHASE II

LOCATED IN SECTIONS 26, TOWNSHIP 22 SOUTH, RANGE 27 EAST
CITY OF WINTER GARDEN, ORANGE COUNTY, FLORIDA

PLAT BOOK PAGE

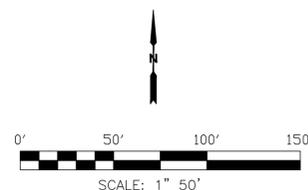
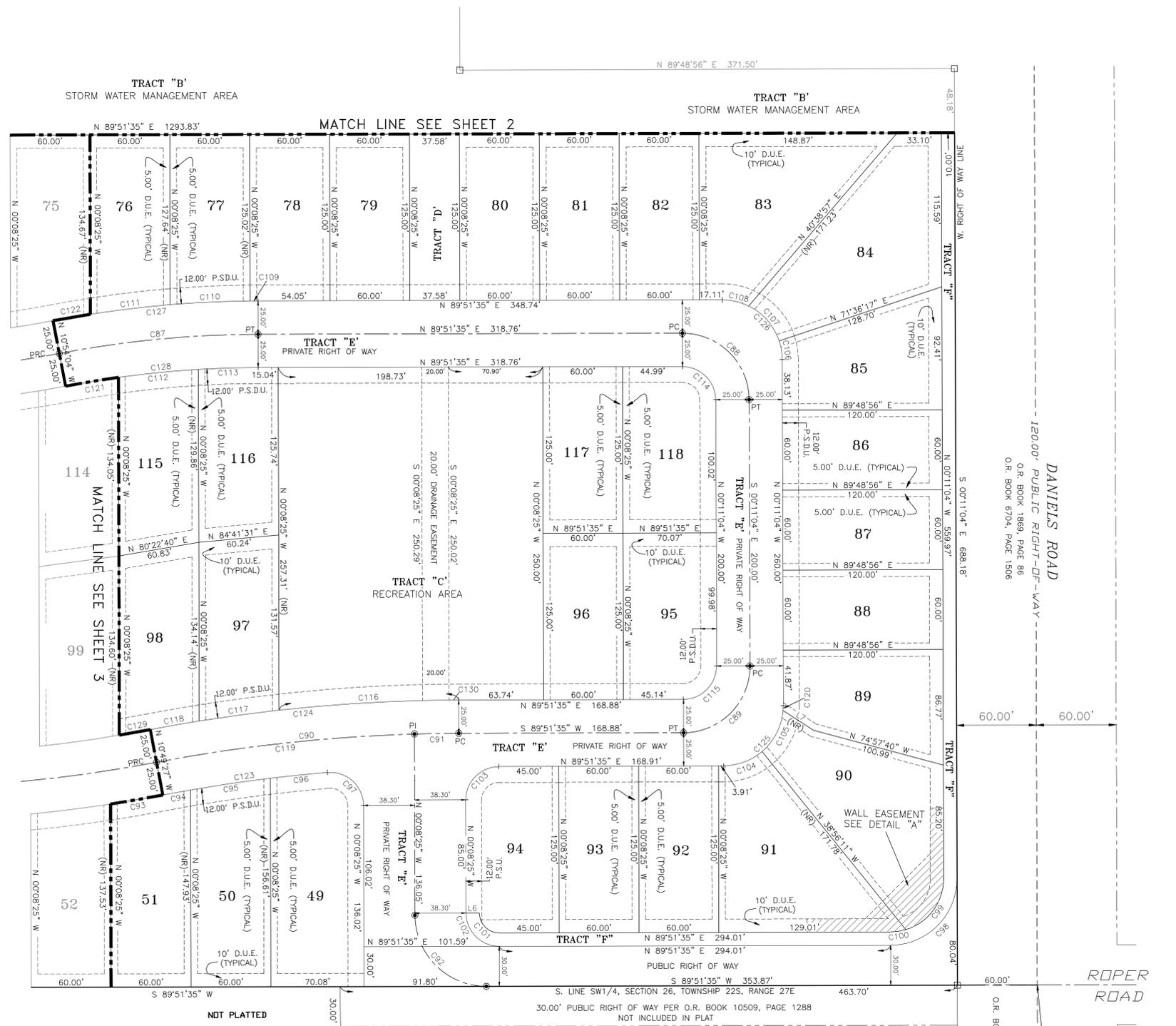
SHEET 4 OF 4



- LEGEND:**
- = SET 4"x4" CONCRETE MONUMENT "ASI LB 6915 PRM", BEING A PERMANENT REFERENCE MONUMENT
 - = SET NAIL AND DISC "ASI LB 6915" PERMANENT CONTROL POINT
 - CCR = CERTIFIED CORNER RECORD
 - O.R. = OFFICIAL RECORDS BOOK
 - P.S.D.U. = PEDESTRIAN, SERVICE, DRAINAGE & UTILITY EASEMENT
 - L.W.P.S.D.U. = LANDSCAPE, WALL, PEDESTRIAN, SERVICE, DRAINAGE & UTILITY EASEMENT
 - D.U.E. = DRAINAGE AND UTILITY EASEMENT
 - PC = POINT OF CURVE
 - PT = POINT OF TANGENCY
 - NT = NON TANGENT
 - PI = POINT OF INTERSECTION
 - PCC = POINT OF COMPOUND CURVE
 - PRC = POINT OF REVERSE CURVE
 - ↔ = CHANGE IN DIRECTION ALONG RIGHT-OF-WAY LINES

LINE	BEARING	DISTANCE
L6	N 89°51'35" E	10.00'
L7	N 57°13'00" W	27.06'

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C87	800.00'	150.25'	150.03'	N 84°28'46" E	10°45'39"
C88	50.00'	78.50'	70.68'	S 45°09'45" E	89°57'21"
C89	50.00'	78.58'	70.74'	S 44°50'15" W	90°02'39"
C90	1225.00'	228.43'	228.10'	S 84°31'04" W	10°41'03"
C91	1225.00'	33.31'	33.31'	N 89°04'51" E	01°33'29"
C92	53.50'	84.04'	75.66'	N 45°08'25" W	90°00'00"
C93	1100.00'	39.77'	39.77'	S 80°12'42" W	02°04'18"
C94	1200.00'	21.12'	21.12'	N 79°40'48" E	01°00'30"
C95	1200.00'	60.63'	60.62'	N 81°37'54" E	02°53'41"
C96	1200.00'	43.25'	43.25'	N 84°06'41" E	02°03'54"
C97	25.00'	41.33'	36.78'	S 47°29'53" E	94°42'57"
C98	50.00'	78.58'	70.74'	S 44°50'15" W	90°02'39"
C99	40.00'	51.19'	47.77'	S 36°28'52" W	73°19'52"
C100	40.00'	11.67'	11.63'	S 81°30'12" W	16°42'47"
C101	15.00'	23.56'	21.21'	N 45°08'25" W	90°00'00"
C102	25.00'	39.27'	35.36'	N 45°08'25" W	90°00'00"
C103	25.00'	39.27'	35.36'	N 44°51'35" E	90°00'00"
C104	45.00'	31.48'	30.84'	S 69°49'06" W	40°04'57"
C105	45.00'	35.58'	34.66'	S 27°07'30" W	45°18'17"
C106	45.00'	14.30'	14.24'	S 09°17'24" E	18°12'39"
C107	45.00'	35.73'	34.80'	S 41°08'29" E	45°29'32"
C108	45.00'	20.62'	20.44'	S 77°00'50" E	26°15'09"
C109	825.00'	5.95'	5.95'	N 89°39'11" E	00°24'47"
C110	825.00'	60.07'	60.05'	N 87°21'39" E	04°10'18"
C111	825.00'	60.42'	60.41'	N 83°10'37" E	04°11'47"
C112	775.00'	60.30'	60.28'	N 84°18'19" E	04°27'28"
C113	775.00'	44.98'	44.97'	N 88°11'49" E	03°19'32"
C114	25.00'	39.25'	35.34'	S 45°09'45" E	89°57'21"
C115	25.00'	39.29'	35.37'	S 44°50'15" W	90°02'39"
C116	1250.00'	135.26'	135.19'	N 86°45'35" E	06°11'59"
C117	1250.00'	60.54'	60.53'	N 82°16'21" E	02°46'29"
C118	1250.00'	37.30'	37.29'	N 80°01'50" E	01°42'34"
C119	1225.00'	195.12'	194.91'	N 83°44'19" E	09°07'54"
C120	45.00'	3.66'	3.66'	S 02°08'39" W	04°39'25"
C121	775.00'	40.27'	40.27'	N 80°35'16" E	02°58'39"
C122	825.00'	28.50'	28.50'	N 80°05'20" E	01°58'47"
C123	1200.00'	125.00'	124.94'	N 82°09'35" E	05°58'06"
C124	1250.00'	233.09'	232.75'	N 84°31'04" E	10°41'02"
C125	45.00'	70.72'	63.66'	S 44°50'15" W	90°02'39"
C126	45.00'	70.65'	63.62'	S 45°09'45" E	89°57'21"
C127	825.00'	154.94'	154.72'	N 84°28'46" E	10°45'39"
C128	775.00'	145.55'	145.34'	N 84°28'46" E	10°45'39"
C129	1050.00'	23.62'	23.62'	S 79°49'12" W	01°17'19"
C130	1250.00'	7.17'	7.17'	N 89°41'44" E	00°19'42"



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ATLANTIC SURVEYING, INC.
308 S. DILLARD STREET
WINTER GARDEN, FLORIDA 34787
(407) 656-4993/FAX (407) 656-4437
LICENSED SURVEYOR #6915

DANIELS ROAD
120.00' PUBLIC RIGHT-OF-WAY
O.R. BOOK 1869, PAGE 86
O.R. BOOK 6704, PAGE 1506

ROPER ROAD
SE CORNER OF SE1/4, OF SW1/4, SECTION 26-22-27 CCR #66535, #77249 FOUND 6"x6" CONCRETE MONUMENT NO IDENTIFICATION
O.R. BOOK 6608, PAGE 2300

CITY OF WINTER GARDEN

PLANNING & ZONING DIVISION

300 West Plant Street - Winter Garden, Florida 34787-3011 • (407) 656-4111

STAFF REPORT

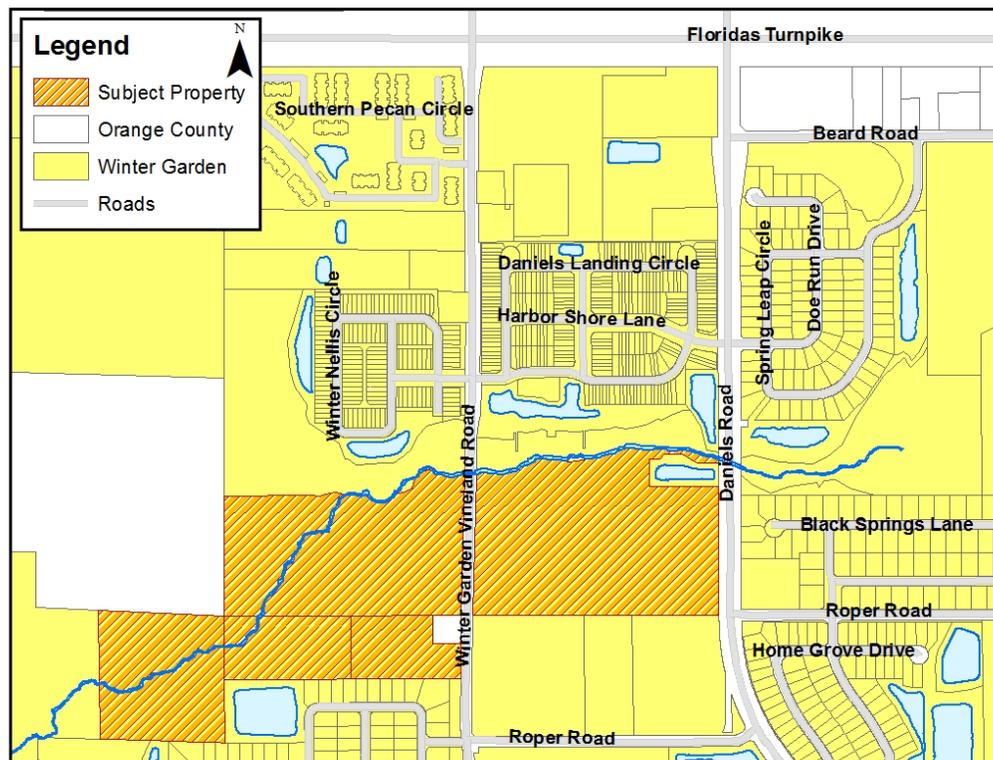
TO: PLANNING AND ZONING COMMITTEE
PREPARED BY: LAURA SMITH, SENIOR PLANNER
DATE: FEBRUARY 28, 2013
SUBJECT: PRELIMINARY PLAT
420 & 421 Winter Garden Vineland Road (63.06+/- ACRES)
PARCEL ID # 26-22-27-0000-00-019 34-22-27-0000-00-014
26-22-27-0000-00-018 35-22-27-0000-00-004
35-22-27-0000-00-002

APPLICANT: J & WB, Inc, Ed. Bradford Family Trust, & Ann Reaves McFadden Trust

INTRODUCTION

The purpose of this report is to evaluate the proposed project for compliance with the City of Winter Garden Code of Ordinances and Comprehensive Plan.

The subject property, located north of Roper Road on the east and west side of Winter Garden Vineland Road and on the west side of Daniels Road, is approximately 63.06± acres. The map below depicts the location of the subject property within the City of Winter Garden municipal limits.



EXISTING USE

The parcel of the subject property located on the east side of Winter Garden Vineland Road is presently vacant and does not contain any structures. The parcels of the subject property located on the west side of Winter Garden Vineland Road contains 5 total structures: 1, 232 square foot commercial office building, 3,714 square foot warehouse building, 2,596 square foot warehouse building, 875 square foot shed, and a 1,216 square foot single family residential structure.

ADJACENT LAND USE AND ZONING

The properties located to the north are The Orchards a townhome community zoned PUD, and Daniels Landing a townhome community zoned R-3. The properties located to the south are Black Lake Park a single family residential community zoned PUD, 2 vacant unimproved parcels zoned R-1, and Serenades by Sonata a memory care/assisted living facility zoned PUD which is currently under construction. The property to the east is Cobblestone a single family residential community zoned R-1. The property to the west is a 36.1 acre vacant unimproved parcel located in unincorporated Orange County zoned A-1.

PROPOSED USE

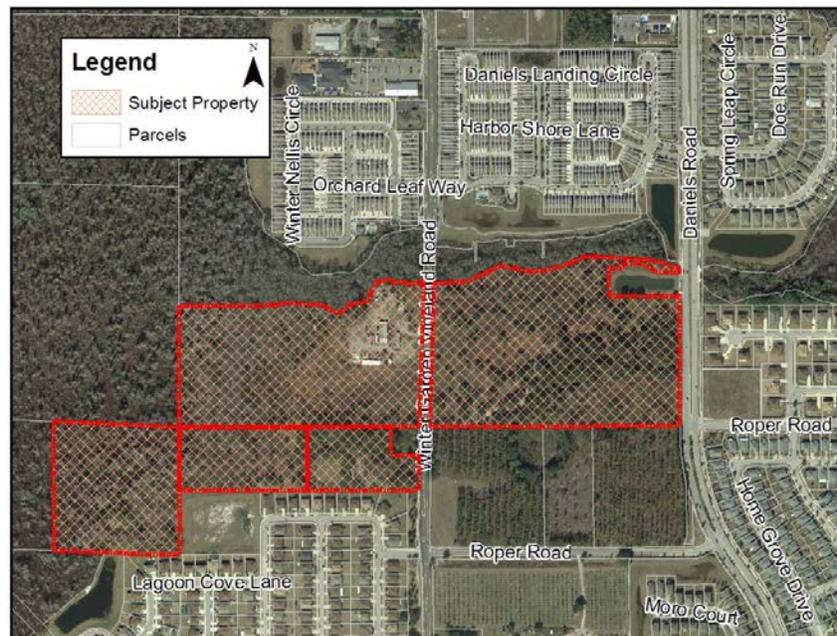
The applicant is requesting preliminary plat approval to move forward with development plans and the final plat. The preliminary plat will subdivide Bradford Creek PUD, a 63.06 ± acre PUD into 118 lots, 2 community parks, common open space, roadway and stormwater tracts.

SUMMARY

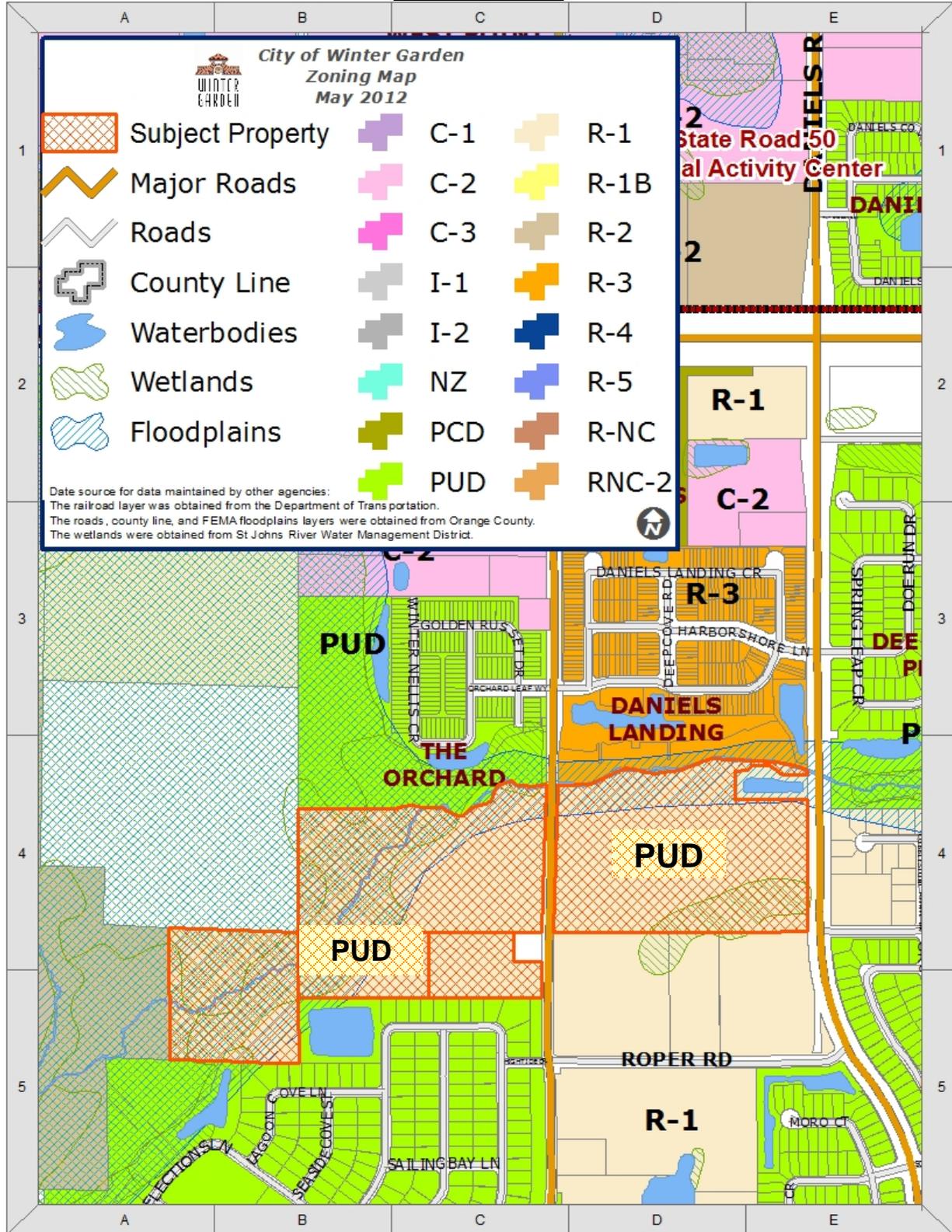
City Staff recommends conditional approval of the proposed Preliminary Plat. Conditional approval of the Preliminary Plat will allow the owner to proceed with development plans as well as the final plat.

MAPS

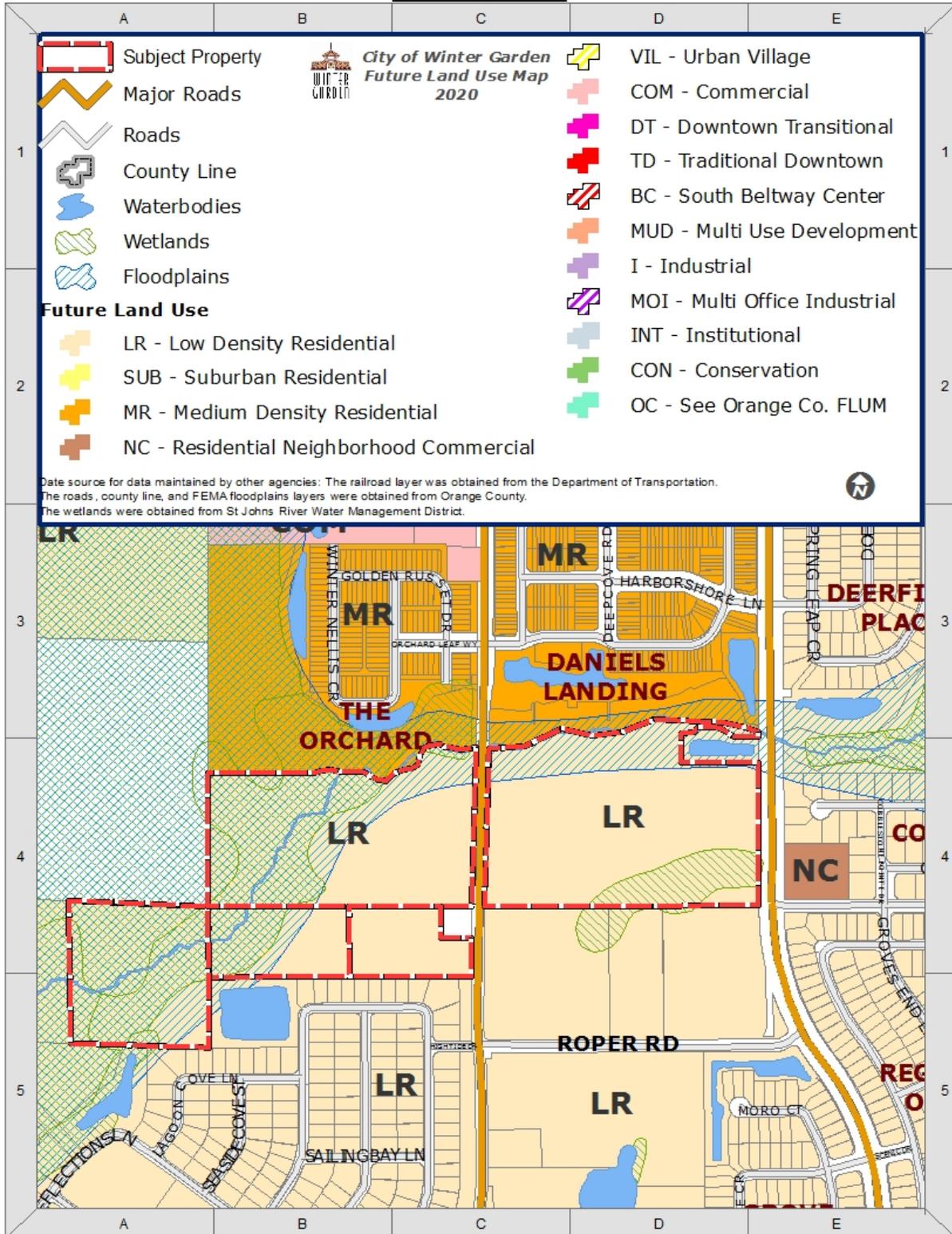
AERIAL PHOTO BRADFORD CREEK SUBDIVISION



ZONING MAP
Bradford Creek



**FUTURE LAND USE MAP
 Bradford Creek**



END OF STAFF REPORT

RESOLUTION 15-01

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA, DECLARING THE QUALIFYING RESULTS OF THE 2015 GENERAL ELECTION FOR DISTRICTS 2, 3 AND 4; AND THE CANDIDATES ELIGIBLE TO RUN FOR DISTRICT 4 TO BE HELD ON MARCH 10, 2015

WHEREAS, at noon on January 27, 2015, qualifying for the 2015 General Election closed in accordance with the Charter and Ordinances of the City of Winter Garden and the State of Florida Election Code; and

WHEREAS, the City Clerk, as the election registration official for the City of Winter Garden, has declared that at the close of the qualifying period at 12:00 noon on January 27, 2015, two individuals have qualified as candidates for City Commission District 4, one individual has qualified as a candidate for Commissioner District 2 and one individual has qualified as a candidate for Commissioner District 3; and

WHEREAS, pursuant to § 41 and § 43 of the City Charter and § 2-251 of the City Code, an election is to be held on March 10, 2015 to determine the person elected as the City Commissioner for District 4.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF WINTER GARDEN, FLORIDA:

Section 1. Adoption of Representations. The foregoing “Whereas” clauses are hereby ratified and confirmed as being true and the same are hereby made a specific part of this Resolution.

Section 2. Authorization of General Election. The City Commission also recognizes and finds that:

- (1) One (1) resident, **Bob Buchanan**, has timely qualified as an unopposed candidate for election to the office of City Commissioner for **District 2** and is thereby duly elected to serve a three-year term commencing after the general election results have been certified; and
- (2) One (1) resident, **Robert “Bobby” Olszewski**, has timely qualified as an unopposed candidate for election to the office of City Commissioner for **District 3** and thereby duly elected to serve a three-year term commencing after the general election results have been certified; and
- (3) Two (2) residents, **David Kassar** and **Colin Sharman** have timely qualified as candidates for election to the office of City Commissioner for **District 4**;

ADOPTED at a regular meeting of the City Commission of the City of Winter Garden, Florida, held on this 26th day of February, 2015.

John Rees, Mayor

ATTEST:

Kathy Golden, CMC, City Clerk