

**AGENDA REQUEST FORM**  
**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**

Meeting Date <b>8/19/08</b>	<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%; text-align: center; padding: 5px;">Open Agenda Yes    <input checked="" type="checkbox"/>    No</td> <td style="width:50%; text-align: center; padding: 5px;">Time Certain Request Yes    <input type="checkbox"/>    No    <input checked="" type="checkbox"/></td> </tr> </table>	Open Agenda Yes <input checked="" type="checkbox"/> No	Time Certain Request Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Agenda Item Number <b>A-11</b>
Open Agenda Yes <input checked="" type="checkbox"/> No	Time Certain Request Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			

**TITLE:**  
 Resolution in Support of School Impact Fee Waiver for Lots 15, 16, 17, & 18 of "Harlem", According to the Plat Thereof as Recorded in Plat Book 18, Page 13 - Broward County, Florida. Located East of Northeast 3rd Avenue between Northeast 36th Street and Northeast 35th Court in the City of Oakland Park. Proposed by Habitat for Humanity of Broward, Inc., a Registered 501(c)(3) Not for Profit Entity

**REQUESTED ACTION:**  
 Adopt Resolution #09-14 which states that the School Board does not oppose action by the Broward County Board of Commissioners under provisions of the Broward County Land Development Code, waiving approximately \$19,096 in school impact fees due for the construction of 4 very low income single family units (1 three bedroom or less and 3 four or more bedrooms) on Lots 15, 16, 17, & 18 of "Harlem", according to the Plat thereof as Recorded in Plat Book 18, Page 13 - Broward County, Florida.

**SUMMARY EXPLANATION AND BACKGROUND:**  
 The proposed development will consist of 4 very low income single family units (1 three bedroom or less and 3 four or more bedrooms), which will provide affordable housing for very low income individuals as defined in Division 6 of the Broward County Land Development Code Definitions. Therefore, as proposed, the 4 very low income single family units are eligible for consideration of a school impact fee waiver as cited under Section 5-184(b)(4) of the Broward County Land Development Code. Under this Section, a school impact fee waiver can be granted based on percentages in the following manner: Very Low Income - 100 percent and Low Income - 100 percent.  
  
 The Broward County Community Development Division certified the proposed development as 4 very low income single family units (1 three bedroom or less and 3 four or more bedrooms). Based on the current school impact fee ordinance (Ordinance 2008-11, effective June 2, 2008), the total school impact fee due for the project is approximately \$19,096. Based on criteria cited in Section 5-184(b)(4) of the Broward County Land Development Code, the total \$19,096 qualifies for school impact fee waiver. Schools affected in the 2007/08 school year are Oakland Park Elementary, Rickards Middle, and Northeast High Schools.  
  
 Habitat for Humanity of Broward, Inc. is registered as a 501 (c)(3) Not for Profit entity, as defined by law.  
  
 The School Board Attorney has approved this resolution as to form and legal content.

**SCHOOL BOARD GOALS:**

- Goal One: Raise achievement of all students to ensure graduation from high school and readiness for post-secondary education.
- Goal Two: Improve the health and wellness of students and personnel.
- Goal Three: Provide a safe and secure physical and technological environment for all students and employees.
- Goal Four: Promote innovation which focuses on best practices and quality efforts that improve our best-in-class position.
- Goal Five: Recruit, develop, retain, and recognize high performing and diverse faculty and personnel.
- Goal Six: Build strong partnerships with family, business, community and government at the classroom, school, area, and district level.
- Goal Seven: Ensure district's leadership as an environmental steward through innovative ecology and energy conservation programs.

**FINANCIAL IMPACT:**  
 There is a potential loss of approximately \$19,096 in school impact fees. This item does not require a collaboration form from the Capital Budget Department.

**EXHIBITS: (List)**  
 1. Resolution #09-14 2. Correspondence from Habitat for Humanity of Broward, Inc. 3. 501(c)(3) Certification Letter from the IRS 4. Affordable Housing Certification Letter from Broward County Community Development Division 5. General Location Map 6. Broward County Affordable Housing Criteria as it applies to school impact fee waivers 7. Affordable Housing Projects with waived school impact fees, 1987 - 2008.

<b>BOARD ACTION:</b>	<b>SOURCE OF ADDITIONAL INFORMATION:</b> Lisa Wight, Growth Management Department 754-321-2172
<b>ADOPTED</b> (For Official School Board Records' Office Only)	Name _____ Phone _____

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**

Michael Garretson, Deputy Superintendent  
 Facilities & Construction Management Division

Approved in Open Board Meeting  
 on:

*COA for MCG*  
~~AUG 19 2008~~

*Rob Barber* AUG 27 2008

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School Board Chair

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**  
**RESOLUTION #09-14**

RESOLUTION IN SUPPORT OF SCHOOL IMPACT FEE WAIVER FOR LOTS 15, 16, 17 & 18 OF "HARLEM", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 18, PAGE 13 - BROWARD COUNTY, FLORIDA, IN THE CITY OF OAKLAND PARK.

WHEREAS, Broward County Board of County Commission Code of Ordinances, Chapter 5, Article IX, Land Development Code, requires land dedication and/or the payment of school impact fee from developers in the incorporated areas and unincorporated areas of Broward County, to provide for adequate school sites and school buildings; and

WHEREAS, Section 5-184 (b)(4) of the Broward County Land Development Code provides that the Broward County Board of County Commissioners may waive the fee, upon request, for proposed projects or developments that will provide affordable housing for very low income and/or low income persons as defined in Division 6, of the Broward County Land Development Code Definitions and that the percentage of any waiver granted shall be as follows: Very Low Income - 100 percent and Low Income - 100 percent, and any such waiver shall be only for that portion of the development that qualifies as affordable housing; and

WHEREAS, Habitat for Humanity of Broward, Inc. is proposing to construct 4 very low income single family units (1 three bedroom or less and 3 four or more bedrooms) on Lots 15, 16, 17, & 18 of "Harlem", according to the Plat thereof as Recorded in Plat Book 18, Page 13 - Broward County, Florida; and

WHEREAS, the developer has provided written commitment and a confirmation letter from the Broward County Community Development Division indicating the proposed development meets the aforementioned criteria and has applied for consideration of the waiver of payment of school impact fee under Broward County's Land Development Code; and

WHEREAS, Pursuant to the current impact fee ordinance, Ordinance #2008-11, (effective June 2, 2008) the total school impact fee due for 4 very low income single family units (1 three bedroom or less and 3 four or more bedrooms) is approximately \$19,096, and based on criteria stated in Section 5-184(b)(4) of the Broward County Land Development Code, the \$19,096, due qualifies for school impact fee waiver; and

WHEREAS, The School Board of Broward County, Florida has several sources of funds that may be used for capital expenditures, including District School Board millage revenues and, if available, PECO funding.

NOW, THEREFORE, BE IT RESOLVED, that The School Board of Broward County, Florida, does not oppose action by the Broward County Board of County Commissioners under provisions of the Broward County Land Development Code, waiving approximately \$19,096 of the school impact fee applicable to the construction of 4 very low income single family units (1 three bedroom or less and 3 four or more bedrooms) on Lots 15, 16, 17, & 18, of "Harlem", according to the Plat thereof as Recorded in Plat Book 18, Page 13 - Broward County, Florida. The funds required to pay for the public school sites and school buildings that would otherwise have been paid for by the waived school impact fee applicable to the proposed project shall be obtained from District School Board millage revenues, or if available, PECO funds. This waiver is valid only if said project is restricted to the aforesaid development.

Given at Fort Lauderdale, Florida this 27<sup>th</sup> day of August 2008.

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

BY:   
Robin Bartleman, Chair

Attest:   
James F. Notter, Superintendent of Schools