

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA  
RESOLUTION #09-15**

RESOLUTION IN SUPPORT OF SCHOOL IMPACT FEE WAIVER FOR LOTS 23, 24, BLOCK 3; LOT 7, BLOCK 9; LOT 7, BLOCK 4; AND LOT 6, BLOCK 3 OF "BROWARD PARK", ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 25, PAGE 49 - BROWARD COUNTY, FLORIDA, IN UNINCORPORATED BROWARD COUNTY.

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 5 very low income (four or more bedrooms) single family units on Lots 23, 24, Block 3; Lot 7, Block 9; Lot 7, Block 4; and Lot 6, Block 3 of "Broward Park", according to the Plat thereof as Recorded in Plat Book 25, Page 49 - 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 5 very low income (four or more bedrooms) single family units is approximately \$26,435, and based on criteria stated in Section 5-184(b)(4) of the Broward County Land Development Code, the \$26,435, 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 \$26,435 of the school impact fee applicable to the construction of 5 very low income (four or more bedrooms) single family units on Lots 23, 24, Block 3; Lot 7, Block 9; Lot 7, Block 4; and Lot 6, Block 3 of "Broward Park", according to the Plat thereof as Recorded in Plat Book 25, Page 49 - 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 \_\_\_\_\_ day of \_\_\_\_\_ 2008.

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

BY: \_\_\_\_\_  
Robin Bartleman, Chair

Attest: \_\_\_\_\_  
James F. Notter, Superintendent of Schools