

Office of School Facilities
Rose Diamond, Chief Facilities Officer

SUBJECT: AUTHORIZATION TO ACCEPT A DECLARATION OF RESTRICTIONS IN CONNECTION WITH APPLICATION NO. 05-358, HOMESTAR OF WEST DADE LLC, LOCATED AT THE SOUTHWEST CORNER OF SW 53 STREET AND SW 165 AVENUE, PROVIDING FOR A MONETARY DONATION IN ADDITION TO EDUCATIONAL FACILITIES IMPACT FEES AS ALLOWED FOR UNDER THE INTERLOCAL AGREEMENT

COMMITTEE: FACILITIES AND CONSTRUCTION REFORM

Background

Homestar of West Dade LLC (applicant), is requesting a zoning change from GU (Interim Use) to RU-1M (a) (Modified Single Family), on approximately 2.4 acres located at the southwest corner of SW 53 Street and SW 165 Avenue (see location map). The proposed additional 15 single-family units are estimated to generate 10 additional students (see attached school impact analysis).

Pursuant to the terms of the Interlocal Agreement for School Facility Planning (Interlocal), the School Board (Board), local government, in this instance Miami-Dade County (County), and the development community are to collaborate to develop options which seek to address the impact of proposed residential development on public schools where the development would result in an increase in the schools' FISH % utilization (permanent and relocatable), beyond the threshold review level of 115%; in this case, two of the school facilities that would serve the proposed development meet the referenced threshold.

Additional Information

At its April 13, 2005 meeting, the Board approved School District criteria that allows District staff to make recommendations on residential zoning applications that impact upon public schools beyond the 115% of FISH capacity review threshold. The criteria also outlines specific steps to guide District staff's consultation with developers and input at public hearings, in an attempt to provide the required number of student stations to mitigate the impact of proposed residential development. Subsequent to a determination by District staff that the proposed development is above the review threshold, the developer is requested to consider and select from several mitigation options. As a result, the District met with the above applicant to discuss possible mitigation options.

The applicant has volunteered to mitigate the full capital cost of the additional elementary school and middle school student stations, and proffered a Declaration of Restrictions (Covenant) to provide a monetary donation covering the capital cost of five elementary school student stations at \$14,378 (\$71,890), and two middle school student stations at \$16,485 (\$32,970), less educational facilities impact fees estimated at \$45,330, for a total donation of \$59,530. The entire donation is due prior to final plat approval of the application. In the event the County approves fewer units, the donation will be reduced on a pro-rata basis.

The donation is to be utilized for capital improvements to relieve the impacted schools.

The Covenant will be reviewed by the School Board Attorney's Office prior to recordation.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, authorize the Superintendent to accept a Declaration of Restrictions in connection with Application No. 05-358, Homestar of West Dade LLC, located at the southwest corner of SW 53 Street and 165 Avenue, for the provision of a voluntary monetary donation over and above educational facilities impact fees in the amount of \$59,530.

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SCHOOL IMPACT REVIEW ANALYSIS

APPLICATION: No. 05-358, Homestar of West Dade LLC

REQUEST: Zone change from GU to RU-1M(a)

ACRES: 2.4 acres

MSA/Multiplier: 6.2/.65

LOCATION: Southwest Corner of SW 53 Street and SW 165 Avenue

NUMBER OF UNITS: 15 single-family units

ESTIMATED STUDENT POPULATION: 10 students*

ELEMENTARY: 5

MIDDLE: 2

SENIOR: 3

SCHOOLS SERVING AREA OF APPLICATION:

ELEMENTARY: Jane Roberts K-8 Center – 14850 SW Cottonwood Cr.

MIDDLE: Lamar Louise Curry Middle - 15750 SW 47 St.

SENIOR HIGH: John A. Ferguson Senior - 15900 SW 56 St.

All schools are located in Regional Center V

* Based on Census 2000 information provided by the Miami-Dade County Department of Planning and Zoning.

The following population and facility capacity data are as reported by the Office of Information Technology, as of October, 2005:

	STUDENT POPULATION	FISH DESIGN CAPACITY PERMANENT	% UTILIZATION FISH DESIGN CAPACITY PERMANENT	NUMBER OF PORTABLE STUDENT STATIONS	% UTILIZATION FISH DESIGN CAPACITY PERMANENT AND RELOCATABLE	CUMULATIVE STUDENTS **
Jane Roberts K-8 Center	1375/ 1380*	888	155%/ 155%*	184	128%/ 129%*	1561
Lamar Louise Curry Middle	1502/ 1504*	1018	148%/ 148%*	0	148%/ 148%*	1512
John A. Ferguson Sr.	2588/ 2591*	2247	115%/ 115%*	0	115%/ 115%*	2600

* increased student population as a result of the proposed development.

** Estimated number of students (cumulative) based on zoning/land use log (2001-present) and assuming all approved developments are built; also assumes none of the prior cumulative students are figured in current population.

Notes:

- 1) Figures above reflect the impact of the class size amendment.
- 2) Pursuant to the Interlocal Agreement, the elementary and middle schools meet the review threshold.

PLANNED RELIEF SCHOOLS IN THE AREA

(information included in proposed 5-Year Capital Plan, 2005-2009, dated April 2005):

Projects in Planning, Design or Construction

<u>School</u>	<u>Status</u>	<u>Projected Occupancy Date</u>
ECC3 (Jane Roberts K-8 Center and Bowman Ashe Elementary School Relief) (396 student stations)	Design	School Opening 2007
New Modular at John A. Ferguson Sr. (John A. Ferguson and G. Holmes Braddock Senior High School Relief) (850 student stations)	Construction	School Opening 2006

Estimated Permanent Elementary Seats (Current and Proposed in 5-Year Plan)	1284
Estimated Permanent Middle Seats (Current and Proposed in 5-Year Plan)	1018
Estimated Permanent Senior High seats (Current and Proposed in 5-Year Plan)	3097

Note: Some of the proposed schools will add relief to more than one school and new seats will be assigned based on projected need.

OPERATING COSTS: According to Financial Affairs, the average cost for K-12 grade students amounts to \$6,549 per student. The total annual operating cost for additional students residing in this development, if approved, would total \$65,490.

CAPITAL COSTS: Based on the State's February-2006 student station cost factors*, capital costs for the estimated additional students to be generated by the proposed development are:

ELEMENTARY	5	x	\$ 14,378	=	\$ 71,890
MIDDLE	2	x	\$ 16,485	=	\$ 32,970
SENIOR			Does not meet the threshold		

Total Potential Capital Cost					\$104,860
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* Based on Information provided by the Florida Department of Education, Office of Educational Facilities Budgeting. Cost per student station does not include land cost.

LOCATION MAP

