

Office of School Facilities
Jaime G. Torrens, Temporary Chief Facilities Officer

SUBJECT: AUTHORIZATION TO ACCEPT A DECLARATION OF RESTRICTIONS IN CONNECTION WITH APPLICATION NO. 07-034, CHERYL A. AND LEIGH M. LIVESAY, LOCATED ON THE NORTHWEST CORNER OF SW 200 STREET AND THE BLACK CREEK CANAL, PROVIDING FOR A MONETARY DONATION IN ADDITION TO EDUCATIONAL FACILITIES IMPACT FEES AS ALLOWED FOR UNDER THE INTERLOCAL AGREEMENT

COMMITTEE: FACILITIES AND CONSTRUCTION REFORM

**LINK TO
STRATEGIC PLAN: IMPROVE CONSTRUCTION SERVICES**

Background

Cheryl A. and Leigh M. Livesay (applicant), is requesting a zoning change from AU (Agriculture) to EU-M (Estate Single-Family), on approximately 10.3 acres located on the northwest corner of SW 200 Street and the Black Creek Canal (see location map). The proposed 21 units are estimated to generate 14 additional students (see attached school impact analysis). The existing zoning classification presently allows the applicant to build 2 units, for a total of 23 units.

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, one of the school facilities that would serve the proposed development meets the referenced threshold.

Additional Information

At its April 13, 2005 meeting, the Board approved School District criteria that allow 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 outline 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 senior high school student stations, and proffered a Declaration of Restrictions (Covenant) to provide a monetary donation covering the capital cost of four senior high school student stations at \$25,905 (\$103,620), less educational facilities impact fees estimated at \$50,400, for a total donation of \$53,220. 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 school.

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. 07-034, Cheryl A. and Leigh M. Livesay, located on the northwest corner of SW 200 Street and the Black Creek Canal, for the provision of a voluntary monetary donation in addition to educational facilities impact fees in the amount of \$53,220.

CSE:cse

SCHOOL IMPACT REVIEW ANALYSIS

APPLICATION: Cheryl A. and Leigh M. Livesay, No. 07-034

REQUEST: Zoning change from AU to EU-M

ACRES: 10.3 acres

LOCATION: Northwest corner of SW 200 Street and the Black Creek Canal

**MSA/
MULTIPLIER:** 7.2 / .67 Single-Family (SF) Detached

**NUMBER OF
UNITS:** 21 additional units (2 units currently permitted under existing zoning classification, for a total of 23 units)

**ESTIMATED
STUDENT
POPULATION:** 14*

ELEMENTARY: 7

MIDDLE: 3

SENIOR HIGH: 4

SCHOOLS SERVING AREA OF APPLICATION

ELEMENTARY: South Miami Heights Elementary – 12231 SW 190 Terrace

MIDDLE: Mays Community Middle – 11700 SW 216 Street

SENIOR: Miami Southridge Senior High – 19355 SW 114 Avenue

All schools are located in Regional Center VI.

*Based on Census 2000 information provided by 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 2006:

	STUDENT POPULATION	FISH DESIGN CAPACITY PERMANENT	% UTILIZATION FISH DESIGN CAPACITY PERMANENT	NUMBER OF PORTABLE STUDENT STATIONS	% UTILIZATION FISH DESIGN CAPACITY PERMANENT AND RELCOATABLE	CUMULATIVE STUDENTS**
South Miami Heights Elementary	738	714	103%	62	95%	855
	745 *		104%		96%	
Mays Community Middle	780	940	83%	99	75%	903
	783 *		83%		75%	
Miami Southridge Senior High	3,662	2,662	138%	190	128%	4,085
	3,666 *		138%		129%	

*Student population increase 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, Miami Southridge Senior High School meets the review threshold.

PLANNED RELIEF SCHOOLS IN THE AREA

(Information included in proposed 5-Year Capital Plan, 2006-2010, dated July 2006):

Projects in Planning, Design or Construction

<u>School</u>	<u>Status</u>	<u>Projected Occupancy Date</u>
State School HHH-1 (Varela / Sunset / Southridge Senior High Schools Relief) (2,858 students)	Site Acquisition	School Opening 2010

Estimated Permanent Senior High Seats (Current and Proposed in 5-Year Plan) 5,520

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: Accounting to Financial Operations, 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 \$91,686.

CAPITAL COSTS: Based on the State's May 2007 student station cost factors*, capital costs for the estimated additional students to be generated by the proposed development are:

ELEMENTARY	DOES NOT MEET REVIEW THRESHOLD
MIDDLE	DOES NOT MEET REVIEW THRESHOLD
SENIOR HIGH	4 x \$25,905 = \$103,620
Total Potential Capital Cost	\$103,620

*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

