

Business Operations
Ofelia San Pedro, Deputy Superintendent

SUBJECT: AUTHORIZATION TO ACCEPT A DECLARATION OF RESTRICTIONS IN CONNECTION WITH APPLICATION NO. 04-458, JC & JC VENTURES INC., ET AL, LOCATED AT THE NORTHWEST CORNER OF SW 128 STREET AND SW 91 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

JC & JC Ventures Inc., et al (applicant), requested a zoning change from AU (Agricultural) to RU-1 (Single-family Residential), on approximately 3.36 acres located at the northwest corner of SW 128 Street and SW 91 Avenue (see location map). The proposed 9-unit residential development is estimated to generate 4 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%. Please note that two of the school facilities impacted by the proposed development meet the referenced threshold.

Additional Information

At its April 13, 2005 meeting, the Board approved School District criteria that will allow District staff to make recommendations on residential zoning applications that impact upon public schools beyond the 115% of FISH capacity threshold (Review Criteria). The Review Criteria outline specific steps that will guide District staff's input at public hearings and in consultation with developers, 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. Pursuant to the Interlocal and the recently approved Review Criteria, the District met with the above applicant to discuss possible mitigation options to accommodate new students generated by the proposed zoning change.

Proposed Mitigation

In connection with the rezoning request, and in conformance with the Interlocal, the applicant has volunteered to mitigate the full capital cost of the additional student impact generated by the proposed development on the public school system at the middle and senior high school levels only. The applicant has proffered a Declaration of Restrictions (Covenant) to provide a monetary donation to the Board covering the capital cost of one middle school station at \$15,530, and one senior high school student station at \$20,551, for a total of \$36,081, less educational facilities impact fees estimated at \$21,600, for a total donation of \$14,481. The entire donation is due prior to final plat approval. 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 (Palmetto Middle and Miami Palmetto Senior High 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 Miami-Dade County Application No. 04-458, JC & JC Ventures Inc., et al, located at the northwest corner of SW 128 Street and SW 91 Avenue, for the provision of a voluntary monetary donation over and above educational facilities impact fees in the amount of \$14,481.

PG:am

SCHOOL IMPACT REVIEW ANALYSIS

APPLICATION: No. 04-458, JC & JC Ventures Inc., et al (CC12)

REQUEST: Zone change from AU to RU-1

ACRES: 3.36 acres

MSA/Multiplier: 5.5/.44

LOCATION: Northwest corner of SW 128 Street and SW 91 Avenue

NUMBER OF UNITS: 9 units

ESTIMATED STUDENT POPULATION: 4 students*

ELEMENTARY: 2

MIDDLE: 1

SENIOR: 1

SCHOOLS SERVING AREA OF APPLICATION:

ELEMENTARY: Vineland Elementary - 8455 SW 119 St.

MIDDLE: Palmetto Middle – 7351 SW 128 St.

SENIOR HIGH: Miami Palmetto Senior - 7460 SW 118 St.

All schools are located in Region 5

* 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, 2004:

	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 **
Vineland Elem.	624/ 626*	537	116%/ 117%*	112	96%/ 96%*	643
Palmetto Middle	1746/ 1747*	905	193%/ 193%*	139	167%/ 167%*	1752
Miami Palmetto Sr.	3550/ 3551*	2053	173%/ 173%*	238	155%/ 155%*	3557

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

** Estimated # 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 middle and senior high schools meet the review threshold generated by this development.

PLANNED RELIEF SCHOOLS IN THE AREA

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

Projects in Planning, Design or Construction

<u>School</u>	<u>Status</u>	<u>Projected Occupancy Date</u>
Modular addition at Palmetto Middle School (242 student stations)	Construction	August 2005
New Gym addition at Miami Palmetto Senior High School (220 student stations)	Construction	August 2005

Proposed Relief Schools

<u>School</u>	<u>Funding Year</u>
New Middle School (Southwood and Palmetto Middle School Relief) (1241 student stations)	FY 06-07
New Senior High School (Miami Palmetto and Killian Senior High School Relief) (2000 student stations)	FY 07-08

Estimated Permanent Elementary Seats (Current and Proposed in 5-Year Plan)	537
Estimated Permanent Middle Seats (Current and Proposed in 5-Year Plan)	2388
Estimated Permanent Senior High seats (Current and Proposed in 5-Year Plan)	4273

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 \$26,196.

CAPITAL COSTS: Based on the State's May-2005 student station cost factors*, capital costs for the estimated additional students to be generated by the proposed development are:

ELEMENTARY	2 x	\$ 13,545	=	\$ 27,090
MIDDLE	1 x	\$ 15,530	=	\$ 15,530
SENIOR	1 x	\$ 20,551	=	\$ 20,551
Total Potential Capital Cost				\$ 63,171

* 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

