

**MANATEE COUNTY ORDINANCE NO.
PDMU-16-16(G)(R),
PARRISH LAKES GENERAL DEVELOPMENT PLAN AMENDMENT (PLN2109-0106)**

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, REGARDING LAND DEVELOPMENT, AMENDING ORDINANCE PDMU-16-16(Z)(G) TO APPROVE CHANGES TO THE GENERAL DEVELOPMENT PLAN AND ORDINANCE AS FOLLOWS: (1) REVISE THE DESIGN STANDARDS TO CORRECT ERRORS TO THE MINIMUM SINGLE FAMILY ATTACHED LOT SIZE FOR TRADITIONAL DESIGN STANDARDS FROM 2,000 SQUARE FEET TO 2,200 SQUARE FEET AND TO MODIFY THE MINIMUM SINGLE FAMILY ATTACHED LOT SIZE FOR CONVENTIONAL DESIGN STANDARDS FROM 2,500 SQUARE FEET TO 2,000 SQUARE FEET; (2) MODIFY REQUIRED BUFFERS WIDTH ALONG MOCCASIN WALLOW ROAD TO BE 30 FEET WHEN ADJACENT TO RESIDENTIAL AND 25 FEET WHEN ADJACENT TO COMMERCIAL PROPERTIES OR PROJECTS; (3) UPDATE PHASING AND BUILD-OUT DATES TO REFLECT PREVIOUSLY GRANTED LEGISLATIVE EXTENSIONS; (4) AMEND STIPULATIONS TO REFLECT THE APPROVAL OF A LOCAL DEVELOPMENT AGREEMENT; (5) UPDATE THE NAME OF THE DEVELOPER; AND (6) ADJUST ACCESS POINTS TO MATCH CURRENT PLANNED ACCESS POINTS; AND (7) MODIFY CERTAIN CONDITIONS CONSISTENT WITH CURRENT DEPARTMENT PRACTICES AND OTHER AMENDMENTS FOR INTERNAL CONSISTENCY FOR A PROJECT KNOWN AS PARRISH LAKES GENERALLY LOCATED ON THE SOUTH SIDE OF MOCCASIN WALLOW ROAD, APPROXIMATELY 0.74 MILES EAST OF I-75, AT 7205 AND 8505 MOCCASIN WALLOW ROAD AND 7400, 7205, 7707, AND 7800 SAWGRASS ROAD, EXTENDING FROM MOCCASIN WALLOW ROAD TO ERIE ROAD, PALMETTO AND PARRISH, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

SECTION 1. DEFINITIONS. All capitalized terms used herein shall have the meanings set forth in the Parrish Lakes DRI Ordinance ~~16-16-17-36~~, Section 380.06 F.S., the Manatee County Comprehensive Plan, or the Manatee County Land Development Code, in that order of precedence.

SECTION 2. FINDINGS OF FACT. The Board of County Commissioners (BOCC) of Manatee County, after considering the testimony, evidence, documentation, application for Zoning Ordinance, the recommendation and findings of the Planning Commission, and

all other matters presented to the Board at the public hearing hereinafter referenced, hereby makes the following findings of fact:

- A. The BOCC previously approved the rezoning of the property from A-1 (SUBURBAN AGRICULTURE-ONE DWELLING UNIT PER ACRE) AND A/NCO (GENERAL AGRICULTURE – ONE DWELLING UNIT PER FIVE ACRES/NORTH CENTRAL OVERLAY DISTRICT) to PDMU (PDMU-16-16(Z)(G)) on October 5, 2017, approving 3,300 residences, 400,000 square feet of commercial space, and 50,000 square feet of office space with Special Finding Approvals for residential structures on the Property in excess of 35 feet and up to 45 feet in the Parrish Lakes Project.
- B. The BOCC received and considered the report of the Manatee County Planning Commission concerning the application for approval of an update of the Zoning Ordinance and a modified General Development Plan for the Parrish Lakes Project.
- C. The Planning Commission held a duly noticed public hearing on June 9, 2022, and found the proposed amendments to the Zoning Ordinance and the modified General Development Plan to be consistent with the Manatee County Comprehensive Plan (Ordinance 89-01, as amended) and recommended approval of the application and the modified General Development Plan by the adoption of Ordinance No. PDMU-16-16(Z)(G)(R). The BOCC held a public hearing on June 16, 2022, regarding the proposed amendments to the Zoning Ordinance and the modified General Development Plan described herein in accordance with the requirements of the Manatee County Land Development Code (Ordinance No. 15-17) and further considered the information received at the public hearing.
- D. Based upon a review of the surrounding uses and the criteria listed in LDC Section 402.7.D.9, the Board finds that as conditioned herein the modified General Development Plan is compatible with the surrounding area and will not create any external impacts that would adversely affect surrounding development, or entranceways.
- E. The proposed modified General Development Plan regarding the property described in Section 8 herein is found to be consistent with the requirements of the Manatee County Comprehensive Plan (Ordinance No. 89-01), as amended.
- F. Special Approval for a: 1) project in MU FLUC; 2) adjacent to a perennial stream and 3) partially in the 25 year floodplain was previously approved. The Board hereby finds that the project as conditioned herein, with the above-described Special Approvals, will have no significant detrimental impacts on natural resources, adjacent land uses, or public facilities.
- G. An application was previously submitted to Manatee County for Specific Approval for alternatives to Land Development Code Section 403.12.D.3.a(k) (requiring a 15-foot

building setback for lots adjacent to roadway and greenbelt buffers in the NCO.) and which was previously approved.

On September 7, 2017, the BOCC found that based upon a review of the surrounding uses and the criteria listed in LDC section 402.7.D.9, that as conditioned herein, multi-family buildings or mixed use buildings with residential units in excess of 35 feet and up to 45 feet, are compatible with the surrounding area and will not create any external impacts that would adversely affect surrounding development, existing or proposed, waterfront vistas or entranceways.

SECTION 3. GENERAL DEVELOPMENT PLAN

The modified General Development Plan is hereby APPROVED with the Specific Approval alternative described above to allow a maximum of 3,300 residences, 400,000 square feet of commercial space, 50,000 square feet of office space, and with the following stipulations:

A. DEVELOPMENT APPROVAL

- A(1). This Zoning Ordinance shall constitute approval of the General Development Plan subject to the conditions set forth herein and limited to the development amounts set forth in Table 1, below.

TABLE 1: DEVELOPMENT TOTALS

Land Use	Phase One Development	Phase Two Development	Total
Residential (dwelling units)	1,500	1,800	3,300
Multi-family	600	500	(1,100)
Single-family	900	1300	(2,200)
Commercial/Office (sq. ft.)			
Retail	250,000	150,000	400,000
Office		50,000	50,000
Buildout Dates:	2040	2041	
Expiration Date:	2041		

- A(2) The Developer has demonstrated the availability of adequate infrastructure and the ability to meet Acceptable Levels of Service for roadways, mass transit, drainage, and parks and recreation.

- A(3) The project site may continue to be used for agricultural activities.
- A(4) Preliminary and Final Site Plan Applications shall be reviewed for compliance with this Zoning Ordinance and shall be subject to the requirements of the Manatee County Comprehensive Plan and Land Development Code in effect at the time of such site plan application which are not specifically addressed in this Zoning Ordinance or are not inconsistent with this Zoning Ordinance.
- A(5) A Preliminary Site Plan shall be reviewed to determine compatibility (internally and externally) and design quality (relative to site layout and building design), pursuant to the applicable sections of Section 322.2 of the Land Development Code.

B. TRANSPORTATION

The site is adjacent to Moccasin Wallow Road, and Carter Road. Moccasin Wallow Road is designated as a six lane arterial roadway with planned right of way width of 150 feet. Carter Road is designated as a four lane collector with a planned right of way width of 120 feet.

Transportation Concurrency

Transportation concurrency was evaluated for the project. The Applicant prepared a Traffic Impact Analysis (TIA) to determine impacts on roadways and intersections near the project site. The results of the TIA, which was reviewed and approved by the Transportation Planning Division, indicated that project-related level of service deficiencies exist at certain studied intersections. The project-related concurrency improvements and requirements are as set forth in Table 2.

TABLE 2

Intersections:	Improvement	Threshold (PM Peak Hour Trips)
Erie Road and 69th St E	<ul style="list-style-type: none"> Signalize - Semi-Actuated (60 seconds cycle length) or Roundabout 	779
Erie Road and Harrison Ranch Boulevard/Carter Road	<ul style="list-style-type: none"> Change pavement markings on Northbound right-turn lane to allow through movements Add Eastbound exclusive left-turn lane (1 total) Add Southbound exclusive left-turn lane (1 total) Add Westbound exclusive right-turn lane (1 total) Optimize signal timing 	<p>To be constructed concurrent with construction of Carter Road connection to Erie Road</p> <p>1,567 (Westbound exclusive right-turn lane to be constructed concurrent with construction of Carter Road connection to Erie Road)</p>
Erie Road and Sawgrass Road	<ul style="list-style-type: none"> Add Eastbound exclusive left-turn lane (1 total) 	To be constructed concurrent with construction of

	<ul style="list-style-type: none"> • Add Westbound exclusive right-turn lane (1 total) 	Sawgrass Road connection to Erie Road
Moccasin Wallow Road and Carter Road	<ul style="list-style-type: none"> • Signalize - Semi-actuated (120 seconds cycle length) • Change Southbound pavement markings to allow through movements • Add Eastbound exclusive right-turn lane (1 total) • Add Westbound exclusive left-turn lane (1 total) • Add Northbound exclusive left-turn lane (1 total) • Add Northbound exclusive left-turn lane (2 total) • Change pavement markings on Southbound left-through lane to through-only lane • Add Southbound exclusive left-turn lane (1 total) • Optimize signal timing 	<p>To be constructed concurrent with construction of Carter Road connection to Moccasin Wallow Road</p> <p>2,110 <u>(Completed)</u></p>
Moccasin Wallow Road and Sawgrass Road	<ul style="list-style-type: none"> • Add Westbound exclusive left-turn lane (1 total) • Add Eastbound exclusive right-turn lane (1 total) 	<p>To be constructed concurrent with construction of Sawgrass Road connection to Moccasin Wallow Road</p> <p>1,752 (To be constructed concurrent with construction of Sawgrass Road connection to Moccasin Wallow Road)</p>
Ft. Hamer Road and Golf Course Road	<ul style="list-style-type: none"> • Add Northbound exclusive right-turn lane (1 total) 	1,411
Buckeye Road and Carter Road	<ul style="list-style-type: none"> • Change Northbound pavement markings to right-turn only lane • Add Northbound exclusive left-turn lane (1 total) 	2,888
US 301 and Erie Road (Parrish)	<ul style="list-style-type: none"> • Change Eastbound pavement markings to right-turn only lane • Add Eastbound exclusive left-turn lane (1 total) 	2,431

- B(1) With each Final Site Plan (FSP) application, the Developer shall submit to Manatee County a limited traffic study which addresses the following:
- An external P.M. peak hour trip generation table, an estimate of cumulative project trips, plus previously approved site plans, to determine whether any improvement thresholds are reached, and

- b. An assessment of the estimated traffic operations and turning movements together with the conceptual design of the driveways serving the project covered by the FSP application.

B(2) In accordance with Section 163.3180(5)(h)(1), Florida Statutes, and as necessary to mitigate the Project impacts, the Applicant shall construct or pay the Proportionate Share of each required improvement prior to Project development approvals generating trips equal to or greater than the corresponding Project Trip Threshold. The contribution or construction of the proportionate share of the following roads or facilities shall be deemed sufficient to accomplish one or more mobility improvements that benefit a regionally significant transportation facility, and shall fully satisfy the transportation concurrency requirements of the Comprehensive Plan and the requirements for mitigation of the Project transportation impacts. Except for Applicants proportionate share as set forth herein, the Applicant shall not be held responsible for the additional cost of reducing or eliminating deficiencies. To address overall concurrency requirements for the Project, the Developer 1) entered into a Local Development Agreement (LDA-15-01) with Manatee County that was approved by the Board of County Commissioners on October 4, 2018 (the "**LDA**"); 2) in accordance with the LDA, paid \$549,146.00 representing its proportionate share for transportation on December 13, 2018, and 3) obtained CLOS 17-058 on October 6, 2017, as extended to December 16, 2039, by PLN2108-0006 (the "**CLOS**").

B(3) The developer may satisfy the concurrency-related transportation mitigation requirements listed in Table 2 by providing improvements made pursuant to the Parrish Lakes DRI Ordinance 17-36, and the proportionate share provisions of 163.3180(5), Florida Statutes (2016). The Developer has satisfied the concurrency-related transportation mitigation requirements with the proportionate share payment described above.

C. WETLANDS

C(1) For landscape buffers adjacent to residential units, canopy trees shall be planted midway from the edge of the buffer (i.e., 10 feet in a 20-foot buffer or 25-feet in a 50-foot buffer). Understory or columnar form trees may be planted within 15 feet of an accessory structure if, at time of Final Site Plan, it is determined that the species utilized are likely to minimize conflicts with accessory structures.

C(2) A Conservation Easement for the areas defined as post-development jurisdictional wetlands/wetland buffers and upland preservation areas that serve as wetland mitigation, shall be dedicated to the County prior to or concurrent with Final Plat approval.

C(3) No lots shall be platted through post-development wetlands, wetland buffers or upland preservation areas.

- C(5) A Construction Water Quality Monitoring Program and proposed sampling locations are required to be included in the ESCP information on the Final site Plan in accordance with Section 355 (519) of the LDC.
- C(6) A Well Management Plan for the proper protection and abandonment of existing wells shall be submitted to County for review and approval prior to Final Site Plan approval. The Well Management Plan shall include the following information:
- Digital photographs of the well along with nearby reference structure (if existing).
 - GPS coordinates (latitude/longitude) of the well.
 - The methodology used to secure the well during construction (e.g. fence, tape).
 - The final disposition of the well – used, capped, or plugged.
- C(7) Irrigation for landscaping shall use the lowest water quality source available, which shall be identified on the Final Site Plan. Use of Manatee County public potable water supply shall be prohibited. Comprehensive Plan Policy 3.2.1.8 prohibits the use of treated effluent within the WO Overlay District.

D. VEGETATION AND WILDLIFE

- D(1) The developer shall provide an updated study, consistent with Policy 3.3.2.1 of the Comprehensive Plan, for threatened and endangered plant and animal species prior to Final Site Plan approval. A Management Plan, approved by the appropriate state or federal agency, shall be provided to the County for any listed species found on-site, prior to Final Site Plan approval.

E. LAND

- E(1) The Developer shall limit site work and construction to areas needed for immediate development or stockpiling, if shown on the Final Site plan.
- E(2) An Integrated Pest Management Plan (IPM) for the application of fertilizers, pesticides, and herbicides shall be submitted to the Planning Section of the Building and Development Services Department for review and approval prior to Final Site Plan approval. Where practical, native or drought tolerant landscape materials shall be utilized in common areas.
- E(3) A Construction Water Quality Monitoring Program and proposed sampling locations shall be submitted to the county for review and approval prior to any land clearing activities, or Final Site Plan approval, whichever occurs first.
- E(4) The entire site shall be evaluated for potential hazardous material locations (i.e., historical cattle dipping vats, underground/aboveground storage tanks, or buried drums), by qualified environmental consultant. Should evidence of contamination

be discovered, further investigation will be required to determine the level of contamination and appropriate remediation/mitigative measures.

F. AIR QUALITY

F(1) The Developer shall institute the following procedures to ensure dust control during development of the Project:

- a. Implement a watering program during excavation, and dredge and fill operations;
- b. Apply water or chemical stabilization to dirt roads and heavily traveled primary haul route sections as necessary;
- c. Treat disturbed areas after clearing, grading, earthmoving, or excavation is completed by watering, revegetation, spreading soil binders, or compacting fill material until areas are paved or developed;
- d. Keep soil stockpiles moist, or treat with soil binders or cover;
- e. Suspend dust producing activities during gusting or constant wind conditions of 39 mph or more;
- f. Remove dust producing materials as soon as possible; and
- g. Clean (sweep) paved roads adjacent to side as necessary.

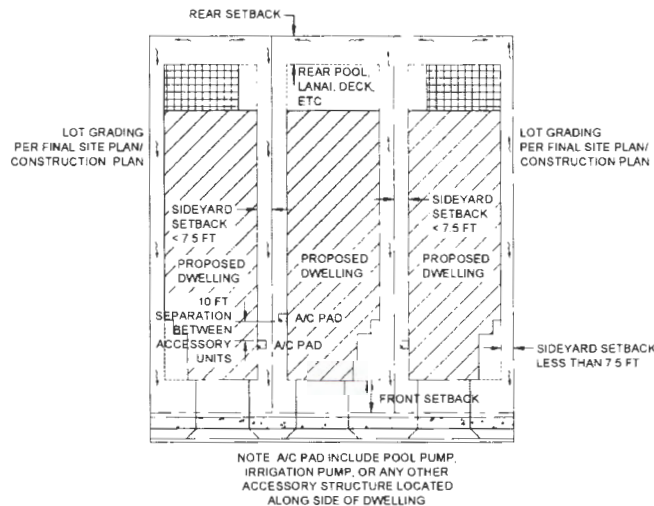
F(2) The open burning of trees or branches for land clearing shall be done in compliance with applicable regulations.

G. WATER QUALITY AND DRAINAGE

G(1). The Developer* shall submit a Surface and Groundwater Quality Monitoring Plan for the Parrish Lakes DRI for review and approval by the County prior to approval of the first Preliminary Site Plan. A copy of this Plan shall also be provided to the Southwest Florida Water Management District, who will submit technical assistance comments to Manatee County as part of the review and approval process. Approval of the Surface and Groundwater Quality Monitoring Plan will be subject to the following conditions:

- Protection of monitoring wells and access to monitoring wells through build-out of the project. Should any of the monitoring wells be destroyed the responsible entity shall provide written notification of the incident and corrective action taken to Manatee County.
- Baseline monitoring shall be completed prior to the commencement of any construction activities with the exception of those construction activities that may be required to implement the monitoring plan.
- Manatee County may require the monitoring plan to be modified should the land use change significantly or should the baseline monitoring reveal exceedences that would merit additional monitoring measures.

- If monitoring activities do not begin in a timely manner, Manatee County may require the monitoring plan to be modified accordingly.
 - All surface and groundwater monitoring results shall be included with the respective Biennial Report to be submitted for the project.
- G(2) This project shall be required to reduce the calculated pre-development flow rate by fifty (50%) percent for all stormwater outfall flow directly or indirectly into Frog Creek Watershed. Modeling shall be used to determine pre-and post-development flows.
- G(3) All fill within the 100-year Floodplain shall be compensated by the creation of an equal or greater storage volume above seasonal high water table or drainage modeling shall utilize the adopted Buffalo Canal Watershed Study to demonstrate, in post-development condition, that no adverse impacts are created to adjacent property based upon a “no-rise” flood stage condition.
- G(4) A Drainage Easement shall be dedicated to Manatee County and be shown on the Final Site Plan and Final Plats along Buffalo Canal, Wade Canal, and other tributary systems within the project boundaries. In addition, a Drainage-Maintenance Access Easement shall be provided along the top-of-bank of these systems. Manatee County is only responsible for maintaining the free flow of drainage through these systems.
- G(5) There shall be a minimum of ten (10) foot separation between accessory equipment and structures alongside adjoining houses with 5 foot side yard setbacks.



H. HISTORICAL AND ARCHAEOLOGICAL SITES

- H(1). Any historical or archaeological resources discovered during development activities shall be immediately reported to the Florida Department of State, Division of Historical Resources, and treatment of such resources shall be determined in cooperation with the Division of Historical Resources, TBRPC and the County. The final determination of significance shall be made in conjunction with the Florida Department of State, Division of Historical Resources, TBRPC, and the County. The appropriate treatment of such resources (potentially including excavation of the site in accordance with the guidelines established by the Florida Department of State, Division of Historical Resources) must be completed before resource disturbing activities are allowed to continue.

I. WATER

- I(1) Water-saving devices shall be required in the project as mandated by the Florida Water Conservation Act (Section 553.14, F.S.).
- I(2) Unless already addressed by the LDA or the existing CLOS, the Developer shall be required by Manatee County ordinances, to extend potable water service or utilize the existing potable water infrastructure constructed onsite for each phase or sub phase of the Project* to assure that adequate potable water capacity exists to accommodate the Project*.
- I(3) The Developer shall be responsible for maintenance and operation of any on-site wells. These wells shall be operated in accordance with SWFWMD rules and regulations. Any existing on-site wells not intended for potable or non-potable uses shall be plugged and abandoned in accordance with Rule 40D-3.531, Florida Administrative Code.
- I(4) Assurance of adequate water supply capacity to serve the project and identification of the entity(ies) responsible for maintenance of the water supply systems within the project site shall be provided for within the Development Order. This would include the necessity for adequate water supply for fire-fighting.
- I(5) The project shall utilize the lowest quality water allowable and available for irrigation. In-ground irrigation using Manatee County public potable water supply shall be prohibited throughout the project, including on individual lots. The Developer shall coordinate with the County Utility Department for the use of reclaim water within the project to the extent reclaim water is a reliable quality and quantity. Prior to Final Site Plan approval the applicant shall specify the source of irrigation on the site plan.
- I(6) Water-saving plumbing fixtures must be used inside all buildings, including housing units.

- I(7) Water-conserving irrigation systems shall be used throughout the development. Rainfall sensors shall be placed on all systems.
- I(8) Irrigation time clocks shall be reset after new landscaping has been established.
- I(9) Florida-friendly landscaping principles shall be used throughout the development.
- I(10) Ecologically viable portions of existing native vegetation shall be incorporated into the landscape design to the extent practicable and shall not be irrigated.
- I(11) Water conservation educational materials shall be made available to residents and users of the development.

J. WASTEWATER

- J(1) Unless already addressed by the LDA or the existing CLOS, approval of the project shall include assurance of adequate wastewater treatment capacity as well as any developer provision(s) of any improvements to the internal wastewater collection system.
- J(2) Connection to the County wastewater system is required pursuant to the Manatee County Comprehensive Plan. Unless already addressed by the LDA or the existing CLOS, the cost of connection, including the design, permitting and construction of off-site extensions of lines shall be the responsibility of the Applicant. Such off-site extension shall be designed and constructed in accordance with the County's Wastewater System Master Plan. The connection shall be designed, engineered and permitted by the Applicant consistent with Manatee County Public Works Standards and approved by the County engineer through the construction plans review process for the project.
- J(3) No permanent septic tanks shall be installed on the Parrish Lakes site. In addition, abandoned septic tanks shall be pumped out, bottoms ruptured, and filled with clean sand or other suitable materials.

K. SOLID WASTE

- K(1) Commercial and office tenants shall be provided with information at the time of purchase or lease which identifies hazardous and/or medical materials and proper procedures for the handling and disposal of such materials. In the event that businesses using or producing hazardous materials or medical waste locate within the project, these materials shall be handled in a manner consistent with applicable Federal, State and Local regulations.
- K(2) Unless already addressed by the LDA or the existing CLOS, the Developer shall be required by Manatee County ordinances, to extend solid waste service to the

Project to assure that adequate solid waste capacity exists to accommodate the Project.

L. RECREATION AND OPEN SPACE

- L(1) Greenways, nature trails, parks, environmentally-sensitive features, open space, and recreation facilities shall be maintained by the Developer or successors such as a Home Owners Association, CDD, or stewardship district, other legal entity and/or as directed by the permitting agencies, unless otherwise approved by the County.
- L(2) The Developer shall provide ± 26 acres of parks on-site. Parks may include passive recreation area (within upland preservation areas and outside of wetland buffers), nature trails (including the Willow-Ellenton Trail along Erie Road), boardwalks, interpretive trails, active recreation areas, pocket parks, ponds and water bodies that may include trails, fishing access, canoe or boating facilities, or other similar water sports facilities that will be provided on the site, at locations to be determined by Manatee County through the development review processes.

Prior to the approval of the initial residential final site plan, the Developer shall provide a Master Parks Plan for review and approval by Manatee County. The Master Parks Plan shall identify the proposed location of all $26\pm$ acres of parks and the nature and type of all recreation facilities.

M. EDUCATION

- M(1) No school sites are proposed within the project boundaries.
- M(2) Any changes in the number and or type of dwelling units that cause an increase in the projected number of students shall be subject to review and approval of a School Concurrency analysis and issuance of a CLOS.

N. HEALTH CARE, POLICE, AND FIRE

- N(1) The Developer is encouraged to use the applicable National Fire Protection Agency's "Firewise" principles, to the extent practical, such as clearing around houses and structures, carefully spacing trees, and maintaining irrigation systems. Such practices may be described on the Landscape Plans of each Final Site Plan.

O. HURRICANE PREPAREDNESS

- O(1) The Developer shall promote awareness of hurricane and flooding hazard, preparedness and hazard mitigation through public information, neighborhood association newsletters, model homes, commercial/office buildings, etc.

P. AFFORDABLE HOUSING

- P(1) In lieu of any analysis required by 73C-40.048, Florida Administrative Code, the Developer shall enter into a Voluntary Housing Mitigation Program as set forth in the conditions below.
- P(2) The Developer may provide up to 330 units within the project that satisfies the requirements of the “affordable” or “workforce/essential worker” housing as defined by the Manatee County Land Development Code. The final number of combined affordable or workforce/essential worker units to be equal to 10% of the total number of residential units constructed within the Project not to exceed 330 based upon the originally approved 3,300 dwelling units.
- P(3) The 330 units shall qualify upon the first sale or rental to an end user as workforce housing as defined by Manatee County Land Development Code. The maximum sales price for the workforce housing units shall be based upon current workforce sales price as established by the methodology in the Manatee County Land Development Code and may be modified each year as determined by Manatee County.
- P(4) The proposed units may be provided as either for sale units or for rent multi-family units provided the rental rates meet the requirements within the Manatee County Local Housing Assistance Plan.
- P(5) As an alternative to the construction of units, the Developer may elect to contribute to the Voluntary Affordable Housing Mitigation Program a payment of \$660,000.00 (330 units x \$2,000 each), in terms of 2011 dollars, to the Manatee County Redevelopment and Economic Opportunity Department or its designated Housing Assistance Program to fully satisfy any affordable or workforce housing requirements for the Parrish Lakes DRI.
- P(6) The Voluntary Affordable Housing Mitigation Program payment shall be made at time of building permit for each residential unit on the project and payable at the rate of \$200.00 per residential unit in terms of 2011 dollars (3,300 units x \$200.00 per unit = \$660,000.00).
- P(7) Residential units sold within the Parrish Lakes DRI that meet the Maximum Income Limits for qualifying individual(s) or Maximum Sales Price requirements for affordable or workforce housing as identified by the Manatee County Maximum Income Limits Table shall not require the voluntary cash mitigation payment described in Stipulation P(6) above, and shall apply to satisfaction of the requirement to provide “affordable” or “workforce/essential worker” housing. These units shall also receive all applicable incentives described in Section 545 of the Manatee County Land Development Code for affordable and workforce housing. These maximum income limits and maximum sales prices are updated periodically by Manatee County and shall be utilized accordingly. The maximum sale price and

income limits in effect at the time a contract for purchase of an affordable or workforce housing unit is executed shall apply.

- P(8) Residential units rented within the Parrish Lakes DRI that qualify as affordable housing or are equal to or less than a monthly mortgage payment for a workforce housing unit as identified by the Manatee County Maximum Income Limits Table shall not require the voluntary cash mitigation payment described in Stipulation P(6) above, and shall apply to satisfaction of the requirement to provide “affordable” or “workforce/essential worker” housing. These units shall also receive all applicable incentives described in Section 545 of the Manatee County Land Development Code for affordable and workforce housing. These maximum income limits and maximum sales prices are updated periodically by Manatee County and shall be utilized accordingly. The maximum sale price (and rental equivalent) and income limits as well as the proposed price range of rental units in effect at the time a certificate of occupancy is issued for a multi-family residential building containing affordable and/or workforce housing units shall apply. The workforce housing unit rental rate shall have a monthly lease rate which shall be consistent with the average monthly mortgage payment for a for sale workforce housing unit, as approved by Manatee County.
- P(9) In lieu of the cash mitigation payments required above, either in whole or in part, Parrish Lakes DRI may propose for TBRPC, Florida Department of Economic Opportunity (FDEO) and Manatee County approval, one (1) or more “on-site” affordable or workforce/essential worker housing programs to satisfy such obligation by one (1) or more of the following types of programs; provision of land for other affordable housing programs: provision of affordable rental or purchase subsidy assistance; provision of down payment, closing cost or other acquisition cost assistance; provision of financial assistance; or other affordable housing assistance deemed appropriate and suitable, in whole or in part, by TBRPC, FDEO and Manatee County. If one or more such “on-site” programs are approved, then the funds in the mitigation special revenue fund above, shall be utilized for such program(s).
- P(10) The Developer shall include in its Biennial Report data showing the number and sale prices of affordable and/or workforce housing units sold or rented within the reporting period. The Biennial Report shall identify the sale of any unit via the property appraiser data for sales date. Rental shall include documentation on the number of units, rental rate and duration of initial contract. The Developer shall also report the amount of voluntary cash mitigation payments made for residential units that do not qualify as affordable or workforce housing units.
- P(11) The Developer retains the right to perform an affordable housing analysis consistent with 73C-40.048, Florida Administrative Code, at any time during development of the DRI to determine the affordable housing need created by the project and appropriate mitigation, if necessary to be applied to the remainder of the project, subject to the concurrence of Manatee County, TBRPC, and the FDEO.

P(12) The Developer shall attempt to maintain the 10% ratio of workforce/affordable units to or make the necessary mitigation payments throughout the development schedule. Should the project develop mitigation units in excess of 10% at any time, any exceedance of mitigation units shall be credited towards future development of the project. If during any biennial reporting period it is determined the project had developed or paid the cash mitigation for less than 10% ratio, the mitigation payments or units may be requested by the County.

Q. ENERGY

- Q(1) The Developer shall incorporate energy conservation measures into the site-design, building construction, and landscaping to the maximum extent feasible.
- Q(2) The Developer shall work with TECO/Peoples Gas, or other similar provider, to encourage the availability of natural gas within the Project.
- Q(3) The Developer shall enter into a separate agreement with FP&L [or electric service provider] relative to Contribution in Aid of Construction in order for FP&L [or electric service provider] to provide service.
- Q(4) The FP&L Easement shall be relocated and/or any development that may be proposed within the FP&L easement shall be consistent with the property owner's easement rights.

R. DESIGN STANDARDS

- R(1) For each phase of development, an overall concept design demonstrating unified development between phases shall be required and submitted with each future Preliminary and Final Site Plan submittal for administrative review and approval.
- R(2) All other applicable state and federal permits shall be obtained before commencement of the development.
- R(3) Architectural design plans and building elevations shall be submitted with future preliminary and final site plan submittals to demonstrate compliance with the criteria in LDC Section 402.7.D.9 for building heights above 35 feet.
- R(4) On-street parking may be allowed on all local streets. At time of Preliminary Site Plan approval, issues pertaining to traffic safety shall be reviewed by the County staff to determine the appropriateness of the specific location.
- R(5) Street trees may also be allowed within rights-of-way and easements of all local streets, provided the trees are a minimum of 4' from the back of curb and a maintenance agreement, acceptable to the County, with the HOA, CDD or stewardship district is provided.

R(7) Roadway buffers for Traditional Neighborhood Development residential parcels shall not apply with the exception of Carter Road, Sawgrass Road Extension, EE Road, and Moccasin Wallow Road. Buffers shall apply for Conventional Development Parcels, as depicted on the General Development Plan dated January 20, 2022, prepared by WRA Engineering.

R(8) At time of each Preliminary Site Plan application, the Developer, with concurrence from the Building and Development Services Department, shall select from the "Conventional" or "Traditional" Neighborhood Design" (TND) standards, as indicated in the tables below:

Setbacks

(a.) Traditional Neighborhood Design Standards

Type	Min Lot size (sq. ft.)	Min. Lot Width (ft.)	Front loaded	Alley loaded	Side Setback (ft.)	Rear Setback (ft.)	Maximum Height (ft.)
Single-family detached	3,200	32	20/23/15 ²	10	6/1 ³	15/5 ⁴	35 ⁸
Single-family semi-detached	2,300	16	20/23/15 ²	10	0/6 ⁵	15/5 ⁴	35 ⁸
Single-family attached	2,200 2,000	24	20/23/15 ²	5	0/6 ⁵	15/5 ⁴	35 ⁸
Multi-family	-	-	10	10	15 ⁶	10	45 ⁸
Commercial	-	-	40	-	0/5 ⁷	0/5 ⁷	2-stories 35 ⁸
Office	-	-	40	-	0/5 ⁷	0/5 ⁷	45 ⁸

¹The front setback for all single-family residences shall be 23' to the garage portion of the structure. The remaining habitable portion of the structure may be setback 20'.

² Setback to the side loaded garage

³ Minimum of 7 feet between units

⁴ Rear setbacks for units with alley entry garages

⁵ Minimum of 12 feet between units

⁶This distance is not a side yard setback but the minimum distance between buildings. A 15' separation is required between one-story and two-story buildings

⁷The smaller setback only applies to internal roadways. The larger setback applies to external roadways and adjacent residential uses

⁸ For buildings located in the North Central Overlay District and adjacent to Major Thoroughfares maximum building height shall comply with LDC Section 403.12.D.3(1)

(b.) Conventional Design Standards

Type	Min Lot size (sq. ft.)	Min. Lot Width (ft.)	Front Setback (ft)	Side Setback (ft.)	Rear Setback (ft.)	Maximum Height (ft.)
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Single-family detached	4,950	40	20/23	5	15	35 ⁴
Single-family semi-detached	3,700	35	20/23	0/6	15	35 ⁴
Single-family attached	2,000 2,500	20	20/23	0/7.5	15	35 ⁴
Multi-family	-	-	25	15/25 ²	15	45 ⁴
Commercial	-	-	40	15/20 ³	20 ³	2-stories/ 35 ⁴
Office	-	-	40	15/20 ³	20 ³	45 ⁴

¹The front yard setback for all single-family residences shall be 23' to the garage portion of the structure. The remaining habitable portion of the structure may be setback 20'. The front yard setback for structures with side-loaded garages shall be 20'.

²This distance is not a side-yard setback but the minimum distance between buildings. A 15' separation is required between one-story buildings. A 25' separation is required between two and three story buildings.

³When adjacent to residential 10' of additional building separation is required for each story over one.

⁴For buildings located in the North Central Overlay District and adjacent to Major Thoroughfares, maximum building height shall comply with LDC Section 403.12.D.3(1).

R(9) Non Residential

- a. The maximum square footage for each commercial and office parcel, as identified on the General Development Plan, may be increased provided that all dimensional criteria as outlined in R(4), consistent with the LDC and Comprehensive Plan provisions, as applicable, are met and there is a simultaneous increase and decrease of square footage on those parcels. This shall not authorize an overall increase of square footage for the project. Such modification does not require the submittal or review of an amended General Development Plan, but may be approved with a Preliminary Site Plan or Final Site Plan. Such Preliminary Site Plan or Final Site Plan shall include a tracking chart and exhibit giving location of additions and deletions to assure Manatee County that there has been no increase in square footage.

Development totals shall be updated with each biennial report.

- b. Building Appearance

Non-residential buildings constructed within the North Central Overlay District shall be subject to applicable requirements in LDC Section 403.12 (North Central Overlay District).

All building facades shall exhibit an aesthetically attractive appearance. Design shall be subject to the following criteria and reviewed for compliance

by the Planning Section of the Building and Development Services Department with future Final Site Plan and Building Permit submittals.

For non-residential buildings which are not in the North Central Overlay District:

- 1) The sides of all buildings shall have minimal blank walls no longer than 30 feet in length or 20' in height. In order to insure that the buildings do not project a massive blank wall, design elements with distinctive color variation shall include prominently visible architectural details [e.g., bump-outs, reveals and projecting ribs, cornice, offset building planes, windows, shutters, areas of contrasting or different finish building materials, etc.] or other methods, as approved by the Planning Section of the Building and Development Services Department. Facades greater than 75 feet in length shall have varying roof lines through varying the height of the cornice, or the use of two (2) or more roof types (parapet, dormers, and sloped, etc.)
- 2) Exterior building materials shall consist of brick, architectural precast concrete panels, architectural masonry units, split face block, glass, stucco, ceramic tile, stone, wood, or similar materials. Painted or exposed concrete block, or corrugated metal shall not be permitted. Architectural metal in conjunction with other permitted building materials shall be allowed, provided that at least seventy-five percent (75%) of the building face is constructed from other permitted materials.
- 3) All rooftop mechanical equipment shall be screened from view from abutting roadways or adjacent residential properties. Screening shall be provided by materials consistent with the building. Details shall be shown prior to Final Site Plan approval.

c. Service Areas

Trash and garbage receptacles shall be screened with materials similar to the adjacent building facades.

1. Exhaust and other filtering systems in Food Service Establishments or uses shall adhere to the Best Available Control Technology to eliminate or reduce the emission of smoke, grease, and odor from cooking facilities. This system shall be approved by the County with each Final Site Plan containing a food service establishment or use.
2. Exterior loud speakers, bells, or similar audio-communication shall not be permitted except for areas greater than five hundred feet from a residential unit constructed on grade; however, directed (non-broadcast) communication devices and intercoms shall not be

restricted. "Directed (non-broadcast)" shall mean not plainly audible to a person greater than 25 feet from the source.

Signs

- d. All Signs shall meet the requirements of Section 600 of the Land Development Code. Any master sign plan shall require approval from the Board of County Commissioners.
 - e. A vertical mix of land uses is permitted on Parcels A-1 and A-2. If a vertical mix is designed on these parcels, it will include office or commercial land uses on the first floor and residential or office land uses on the upper floors.
- R(10) The maximum number of residential units is 3,300. The maximum number of residential units for each parcel, as identified on the General Development Plan, may be increased provided there is a simultaneous decrease on another residential parcel. This shall not authorize an overall increase in residential units for the Project. Such modification does not require the submittal or review of an amended General Development Plan, but may be approved with a Preliminary Site Plan or Final Site Plan. Such Preliminary Site Plan or Final Site Plan shall include a tracking chart and exhibit giving location of additions and deletions to assure Manatee County that there has been no increase in square footage. Development totals shall be updated with each biennial report.
- R(11) The Notice to Buyers or Tenants shall be included in the Declaration of Covenants and Restrictions and in the Sales Contract or Lease, or a separate addendum to the sales or rental contract, and Final Site Plan(s) and shall include language informing prospective residents or tenants of the following:
- a) The location and size (including potential height) of future commercial and office developments in the project.
 - b) Commercial and office tenants shall be provided with information at the time of purchase or lease which identifies hazardous and/or medical materials and proper procedures for the handling and disposal of such materials.
 - c) Residential parcels are permitted to have recreational facilities, churches or other places of worship, day care centers (large, medium, small and accessory) and schools. Such uses may be approved pursuant to Specific Use Criteria in the LDC, as may be amended.

S. DEFINITIONS

- A. "Application for Development Approval" (or ADA) shall mean the Parrish Lakes Development of Regional Impact Application for Development Approval (Submitted on February 10, 2010); the First Sufficiency Response submitted by the Developer on August 2010, the Second Sufficiency Response submitted on January, 2011; the Third Sufficiency Response submitted on March, 2017 and Declaration of Sufficiency on April 20, 2017.
- B. "Best Management Practices" shall mean the practices which are technologically and economically feasible in abating pollution generated by point and non-point sources, to a level compatible with water quality and quantity objectives of this Code (BMP list of approved practices by Board resolution for Special Overlay Districts – Evers Reservoir and Lake Manatee Watershed Areas).
- C. "Conventional Development" shall mean development that is characterized by a clear separation of land uses and housing types into specified geographic areas. Typically, the setbacks and residential lot sizes are larger with a focus for usable space being within the rear yard. Commercial buildings are set farther from the street and contain parking in front of the building.
- D. "County" shall mean Manatee County, a political subdivision of the State of Florida.
- E. "Developer" shall mean Hawk Parrish Lakes, LLC, and FLM Inc., LLC, as applicable, and their heirs, assigns, designees, and successors in interest as to the Project and all conditions of approval.
- F. "Development Approval" shall mean any approval for development granted through the Preliminary Site Plan, Preliminary Plat, Final Site Plan, Final Plat, or Construction Drawing approval where site plans or subdivision plats are not required.
- G. "Funding Commitments" shall mean projects funded for construction in the current year plus one of an adopted work program, or committed by a community development or stewardship district or private sources which can include the Developer*, for construction with funding provided within three years.
- H. "Master Drainage Plan*" shall mean a plan showing the proposed stormwater management components to be constructed for the entire Project* as follows:
 - 1. Existing topography;

2. Existing drainage features, both on-site and off-site, that will affect the drainage concept of this Development*; existing and developed drainage basins, with their direction of outfall;
 3. Proposed stormwater management facilities, which shall include: detention lakes, connection of lakes, and the eventual outfall for these lakes; and
 4. Off-site areas that historically drain through the property shall be addressed as to the method the applicant proposes to use to accommodate off site stormwater.
- I. "Project" shall mean the land uses by area, square footage, density, and phase described in the ADA* to be constructed on the real property described in Section 7 herein.
- J. "Traditional Neighborhood Development (TND)" shall mean the development of a cohesive neighborhood using traditional town planning principles. A TND includes a range of housing types, a network of well-connected streets and blocks, public spaces, and neighborhood serving non-residential uses such as retail, office, schools, and places of worship within walking distance of the residences. Residential units will have smaller setbacks and the unit will be oriented to the street with recessed garages or alley access to structures oriented to the street with recessed garages or alley access to structures with on-street parking. Typically, the residential focus will be toward the street or public spaces. Commercial buildings will be closer to each other and the streets similar to a traditional downtown with on-street parking, street trees, or a vertical and horizontal mix of land uses.
- K. "Vertical Development" shall mean and shall be deemed to include the construction of new residential units and non-residential structures or the reconstruction or addition to any structure. "Vertical Development" shall not mean nor be deemed to include the construction of any new structure or the reconstruction or addition to any structure specifically for the use of the existing or future agricultural operations.
- L. "Wetland" shall mean any wetland under the jurisdictional limits defined by Chapter 62-340, Florida Administrative Code, and implemented by the Florida Department of Environmental Protection, or as defined by Chapter 40D-4, FAC, and implemented by the Southwest Florida Water Management District.

SECTION 4. SPECIAL APPROVAL Special approval was previously granted for a: 1) project in MU FLUC; 2) a project adjacent to a perennial stream; 3) partially in the 25-year floodplain.

SECTION 5. ZONING. The property described in Section 8 below was previously rezoned to the PDMU (Planning Development Mixed Use) zone district, retaining the NCO Overlay District, and the official zoning map was previously amended accordingly.

SECTION 6. SEVERABILITY. If any section, sentence, clause, or other provision of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such section clause, or other provision shall be deemed severable, and such invalidity or unconstitutionality shall be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses, or provisions of this ordinance.

SECTION 7. CODIFICATION. Pursuant to 125.68 (1), Florida Statutes, the ordinance is not required to be codified. Therefore, the clerk shall not transmit the ordinance for codification.

SECTION 8. LEGAL DESCRIPTION.

Legal description of the Project is attached as Exhibit 1.

SECTION 7. EFFECTIVE DATE. This ordinance shall take effect upon filing with the Department of State, State of Florida and as provided by law.

PASSED AND DULY ADOPTED, by the Board of County Commissioners of Manatee County, Florida this the 16 day of June 2022.



**BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**

BY: 
Kevin Van Ostenbridge, Chairman

ATTEST: Angelina "Angel" Colonnese
Clerk of the Circuit Court & Comptroller of
Manatee County

BY: 
Deputy Clerk

Exhibit "1"

LEGAL DESCRIPTION

SECTION 22:

- A. BEGIN AT THE NE CORNER OF SECTION 22, TOWNSHIP 33 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA; THENCE S 89° 14' 16" W, ALONG THE NORTH LINE OF SAID SECTION 22 A DISTANCE OF 2662.42 FEET TO THE NW CORNER OF THE NE 1/4 OF SAID SECTION 22; THENCE S 1° 12' 58" W ALONG THE WEST LINE OF THE E 1/2 OF SAID SECTION 22, 2550.79 FEET TO ITS INTERSECTION WITH A FENCE LINE; THENCE N 87° 57' 37" E, ALONG SAID FENCE LINE, 2449.22 FEET TO A FENCE CORNER; THENCE CONTINUE N 87° 57' 37" E, 166.08 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 22; THENCE N 2° 32' 17" E, 2495.01 FEET TO THE P.O.B. LESS THE NORTH 40 FEET FOR ROAD R/W. CONTAINING 150.63 ACRES MORE OR LESS.
- B. COMMENCE AT THE NE CORNER OF SECTION 22, TOWNSHIP 33 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA; THENCE S 2° 32' 17" W, ALONG EAST LINE OF SAID SECTION 22 A DISTANCE OF 2495.01 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE S 2° 32' 17" W, ALONG SAID SECTION LINE, 1491.85 FEET; THENCE WEST, ALONG CENTERLINE OF A CANAL 63.30 FEET; THENCE N 1° 24' 46" W, 1484.92 FEET; THENCE N 87° 57' 37" E, 166.08 FEET TO THE P.O.B. CONTAINING 3.91 ACRES MORE OR LESS.

SECTION 23:

THE NW-1/4 LESS PORTION THEREOF CONVEYED TO TAMPA SOUTHERN RAILROAD COMPANY, UNDER INSTRUMENTS RECORDED IN DEED BOOK 67, PAGE 91, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, AND LESS PORTION THEREOF CONVEYED TO TAMPA SOUTHERN RAILROAD COMPANY, UNDER INSTRUMENTS RECORDED IN DEED BOOK 54, PAGE 330, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, AND THE S- 1/2 OF THE NE 1/4 LESS THE NORTH 600 FEET THEREOF, AND THE N- 1/2 OF SW-1/4, AND THE SE-1/4 OF THE SW-1/4, AND THE SE-1/4.

SECTION 24:

- A. THE S-1/2 OF SW-1/4.
8. THAT PART OF THE SE-1/4 LYING SOUTH OF THE CENTERLINE OF BUFFALO CANAL, LESS THAT PART THEREFORE CONVEYED TO

ROBERT L. BURDICK AND WIFE UNDER DEED DATED MAY 22, 1963, RECORDED IN OFFICIAL RECORDS BOOK 162, PAGE 47, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA. (NOTE: SUBJECT TO P/L EASEMENT OVER THE EAST 330 FEET OF S-1/2 OF SW-1/4.)

SECTION 25:

- A. THAT PART OF THE SW-1/4 LYING NORTH AND WEST OF STATE ROAD 680, SUBJECT TO THE SEABOARD COAST LINE RAILROAD COMPANY RIGHT-OF WAY, AND THE S-1/2 OF NW-1/4, AND THE NW-1/4 OF NW- 1/4.
- B. THAT PART OF LOTS 247 AND 248 LYING NORTH OF THE SEABOARD COAST LINE RAILROAD COMPANY RIGHT-OF-WAY, IN MECCA PARK COLONY, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 192-A, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, BEING THAT PART OF THE W-1/2 OF THE SW-1/4 OF NE-1/4 OF SAID SECTION 25 LYING NORTH OF SAID RAILROAD RIGHT-OF-WAY.
- C. THAT PART OF THE NE-1/4 OF NW-1/4 LYING WESTERLY OF THE SAWGRASS ROAD CENTERLINE. THAT PART OF LOTS 263 THROUGH
- D. THAT PART OF LOTS 263 THROUGH 268, MECCA PARK COLONY, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 192-A, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, LYING NORTH OF THE GRADED ROAD.
- E. THAT PART OF THE NE-1/4 OF NW-1/4 LYING BOTH NORTH OF THE GRADED ROAD AND EAST OF THE SAWGRASS ROAD, LESS THAT PART, IF ANY, CONVEYED TO J-C GROVES, INC. UNDER DEED DATED JANUARY 9, 1964, RECORDED IN OFFICIAL RECORDS BOOK 187, PAGE 632, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA.

SECTION 26:

THAT PART OF THE SE-1/4 LYING NORTH AND WEST OF STATE ROAD 680, SUBJECT TO SEABOARD COAST LINE RAILROAD COMPANY RIGHT- OF-WAY, AND THE NE-1/4.

TOGETHER WITH: (O.R.B. 1847, PG. 2245) (O.R.B. 1886, PG. 5491)

A PORTION OF THE S.W. 1/4 OF THE S.W. 1/4 OF SECTION 23, TOWNSHIP 33 SOUTH, RANGE 18 EAST AND OF THE SOUTH 1/2 OF THE S.E. 1/4 OF SECTION 22, TOWNSHIP 33 SOUTH, RANGE 18 EAST,

MANATEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF THE S.W. 1/4 OF THE S.W. 1/4 OF SAID SECTION 23, THENCE S 02°28'17" W, ALONG THE EAST LINE OF SAID S.W. 1/4 OF THE S.W. 1/4, A DISTANCE OF 488.57 FEET; THENCE N 89°29'46" W, A DISTANCE OF 274.69 FEET; THENCE N 81°12'29" W, A DISTANCE OF 128.29 FEET; THENCE N 70°07'11" W, A DISTANCE OF 1098.34 FEET; THENCE N 69°54'37" W, A DISTANCE OF 298.49 FEET TO AN INTERSECTION WITH THE NORTH LINE OF THE SOUTH 1/2 OF THE S.E. 1/4 OF SAID SECTION 22; THENCE S 89°35'55" E, ALONG SAID NORTH LINE, A DISTANCE OF 425.96 FEET TO THE NORTHWEST CORNER OF SAID S.W. 1/4 OF THE S.W. 1/4; THENCE S 89°45'50" E, A DISTANCE OF 1309.88 FEET TO THE POINT OF BEGINNING.

LESS: (O.R.B. 1847, PG. 2245) (O.R.B. 1886, PG. 7726)

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 23, TOWNSHIP 33 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS: BEGIN AT THE SOUTHWEST CORNER OF SAID SOUTHEAST 1/4 OF THE SOUTHWEST 1/4; THENCE NORTH 02°28'17" EAST, ALONG THE WEST LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 328.00 FEET; THENCE ALONG THE SOUTH TOP OF BANK OF AN EXISTING DITCH THE FOLLOWING THREE (3) COURSES: (1) SOUTH 75°00'14" EAST, A DISTANCE OF 800.76 FEET; (2) SOUTH 71°00'12" EAST, A DISTANCE OF 316.02 FEET; (3) SOUTH 82°43'52" EAST, A DISTANCE OF 244.97 FEET TO AN INTERSECTION WITH THE SOUTH LINE OF SAID SOUTHEAST 1/4 OF THE SOUTHWEST 1/4, THENCE NORTH 89°25'26" WEST, ALONG SAID SOUTH LINE, A DISTANCE OF 1329.50 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH SITE 3: (OFFICIAL RECORDS BOOK 2146, PAGE 1205)

DESCRIPTION FROM DEED BOOK 54, PAGE 330 AS PROVIDED BY SIVYER BARLOW & WATSON, P.A.;

ALSO A STRIP OF LAND FIFTY (50) FEET WIDE BEING TWENTY-FIVE (25) FEET ON EACH SIDE OF THE CENTRE LINE OF THE TAMPA SOUTHERN RAILROAD AS LOCATED AND CONSTRUCTED THROUGH THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER (SE-1/4 OF NE-1/4) OF SECTION 22, TOWNSHIP 33 SOUTH, RANGE 18 EAST, AND THE SOUTHWEST QUARTER OF

THE NORTHWEST QUARTER (SW-1/4 OF NW-1/4) OF SECTION 23, TOWNSHIP 33 SOUTH, RANGE 18 EAST, EXTENDING FROM STATION 43 PLUS 44 TO STATION 70 PLUS 43, A DISTANCE OF TWENTY-SIX HUNDRED AND NINETY- NINE (2699) FEET, MORE OR LESS, CONTAINING THREE AND TEN HUNDREDTHS (3.10) ACRES, MORE OR LESS.

ALSO A STRIP OF LAND FIFTY (50) FEET WIDE BEING TWENTY-FIVE (25) FEET ON EACH SIDE OF THE CENTRE LINE OF THE TAMPA SOUTHERN RAILROAD AS LOCATED AND CONSTRUCTED THROUGH THE SOUTH HALF OF THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER (S 1/2 OF NE-1/4 OF NW- 1/4) OF SECTION 23, TOWNSHIP 33 SOUTH, RANGE 18 EAST, EXTENDING FROM STATION 79 PLUS 75 TO STATION 83 PLUS 00, A DISTANCE OF THREE HUNDRED AND TWENTY-FIVE (325) FEET, MORE OR LESS, CONTAINING THIRTY-SEVEN HUNDREDTHS (0.37) ACRES, MORE OR LESS.

DESCRIPTION FROM DEED BOOK 67, PAGE 91 AS PROVIDED BY SIVYER BARLOW & WATSON, P.A.;

BEGINNING AT THE NORTHWEST CORNER OF THE SE 1/4 OF THE NW 1/4 OF SECTION 23, TOWNSHIP 33 SOUTH, RANGE 18 EAST AND RUNNING THENCE SOUTH ALONG THE WEST LINE OF SAID SE 1/4 OF THE NW 1/4 OF SECTION 23, 248 FEET, MORE OR LESS, TO AN IRON MONUMENT LOCATED IN THE SAID WEST BOUNDARY LINE, WHICH IS 25 FEET, MEASURED AT RIGHT ANGLES SOUTHERLY FROM THE CENTER LINE OF THE TAMPA SOUTHERN RAILROAD AS THE SAME IS LOCATED; THENCE NORTH 73 DEGREES AND 6 MINUTES EAST, PARALLEL TO AND MAINTAINING A DISTANCE OF 25 FEET FROM THE CENTER LINE OF THE TAMPA SOUTHERN RAILROAD, A DISTANCE OF 1043 FEET, MORE OR LESS, TO AN IRON MONUMENT IN THE NORTH BOUNDARY LINE OF THE SAID SE 1/4 OF THE NW 1/4 OF SAID SECTION 23; THENCE WEST ALONG THE NORTH BOUNDARY LINE OF SAID SE 1/4 OF THE NW 1/4 OF SAID SECTION 23, TO THE POINT OF BEGINNING.

LESS: (OFFICIAL RECORDS BOOK 2074, PAGE 480)

COMMENCE AT THE NORTHWEST CORNER OF THE NORTHEAST 1/4 OF SECTION 26, TOWNSHIP 33 SOUTH, RANGE 18 EAST; THENCE S 00°28'00" W, ALONG THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 26, A DISTANCE OF 2906.94 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE S 00°28'00" W, A DISTANCE OF 1999.99 FEET TO THE INTERSECTION WITH THE NORTHERLY RIGHT OF WAY LINE OF THE OLD "SEABOARD RAILROAD"; THENCE N 63°23'03"

E, ALONG SAID NORTHERLY RIGHT OF WAY LINE, A DISTANCE OF 1862.61 FEET; THENCE N 00°28'00" E, PARALLEL WITH THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 26, A DISTANCE OF 1151.99 FEET; THENCE N 89°32'00" W, A DISTANCE OF 1658.38 FEET TO THE POINT OF BEGINNING, BEING AND LYING IN SECTION 26, TOWNSHIP 33 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA.

ALSO LESS:

SUB STATION SITE (OFFICIAL RECORDS BOOK 2045, PAGE 2597)

A PARCEL OF LAND LYING AND BEING IN SECTION 25, TOWNSHIP 33 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA.

COMMENCE AT A NORTHWEST CORNER OF LOT 11, ERIE RANCHES, A SUBDIVISION AS PER PLAT THEREOF RECORDED IN PLAT BOOK 29, PAGE 150 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE N 00°06'36" W, A DISTANCE OF 947.22 FEET TO THE INTERSECTION WITH THE NORTH RIGHT OF WAY LINE OF THE FLORIDA POWER AND LIGHT RAILROAD; THENCE N 73°37'25" E, ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 104.17 FEET TO THE INTERSECTION WITH THE NORTHERLY EXTENSION OF THE EAST LINE OF THAT CERTAIN FLORIDA POWER AND LIGHT EASEMENT RECORDED IN O.R. BOOK 485, PAGE 244 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA FOR A POINT OF BEGINNING; THENCE CONTINUE N 73°37'25" E ALONG SAID LINE, A DISTANCE OF 500.00 FEET; THENCE N 00°06'36" W, A DISTANCE OF 384.65 FEET; THENCE S 89°53'24" W, A DISTANCE OF 479.98 FEET TO THE INTERSECTION WITH SAID NORTHERLY EXTENSION OF THE EAST RIGHT OF WAY LINE OF EASEMENT RECORDED IN O.R. BOOK 485, PAGE 244; THENCE S 00°06'36" E ALONG SAID NORTHERLY EXTENSION LINE, A DISTANCE OF 524.70 FEET TO THE POINT OF BEGINNING.



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

CORD BYRD
Secretary of State

June 22, 2022

Honorable Angelina Colonnese
Clerk of the Circuit Court
Manatee County
Post Office Box 25400
Bradenton, Florida 34206

Attention: Vicki Tessmer

Dear Honorable Angelina Colonnese:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Manatee County Ordinance No. PDMU-16-16(G)(R), which was filed in this office on June 17, 2022.

Sincerely,

Anya Owens
Program Administrator

ACO/mas