

FILED FOR RECORD
R. B. SHORE

2005 AUG -9 PM 12: 11

CLERK OF DISTRICT COURT
MANATEE CO. FLORIDA

MANATEE COUNTY ZONING ORDINANCE
PDR-03-41(Z)(P) - MCNABB/JACLYN OAKS

2005 AUG -5 AM 9:24
DEPARTMENT OF STRATEGIC
TALLAHASSEE, FLORIDA

FILED

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING LAND DEVELOPMENT, AMENDING THE OFFICIAL ZONING ATLAS OF MANATEE COUNTY, ORDINANCE NO. 90-01 (THE MANATEE COUNTY LAND DEVELOPMENT CODE) RELATING TO ZONING WITHIN THE UNINCORPORATED AREA OF MANATEE COUNTY; PROVIDING FOR THE REZONING OF APPROXIMATELY 128.5 ACRES GENERALLY LOCATED ON THE SOUTH SIDE OF 69TH STREET EAST AT THE INTERSECTION OF 71ST AVENUE EAST (DUMP ROAD) AND 69TH STREET EAST FROM THE RSF-1 (RESIDENTIAL SINGLE-FAMILY, 1 DWELLING UNIT PER ACRE), RSF-2 (RESIDENTIAL SINGLE-FAMILY, 2 DWELLING UNITS PER ACRE), AND RSF-3 (RESIDENTIAL SINGLE-FAMILY, 3 DWELLING UNITS PER ACRE) ZONING DISTRICT TO THE PDR (PLANNED DEVELOPMENT RESIDENTIAL) ZONING DISTRICT, APPROVING A PRELIMINARY SITE PLAN TO ALLOW 267 LOTS FOR SINGLE-FAMILY DETACHED RESIDENCES SUBJECT TO STIPULATIONS AS CONDITIONS OF APPROVAL; GRANTING SPECIAL APPROVAL FOR A DENSITY EXCEEDING 1 DWELLING UNIT PER ACRE IN THE UF-3 AND RES-3 FUTURE LAND USE CATEGORIES; GRANTING SPECIFIC APPROVAL FOR ALTERNATIVES TO SECTIONS 714, 603.7.4.5, 722.1.4.3, 907.9.4, AND 907.7.3 OF THE LAND DEVELOPMENT CODE; SETTING FORTH FINDINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, David McNabb (the "Applicant") has filed a rezone application to rezone approximately 128.5 acres described in Exhibit A, attached hereto, (the "Property") from the RSF-1 (Residential Single-Family, 1 dwelling unit per acre), RSF-2 (Residential Single-Family, 2 dwelling units per acre), and RSF-3 (Residential Single-Family, 3 dwelling units per acre) zoning district to the PDR (Planned Development Residential) zoning district; and,

WHEREAS, the Applicant has also filed a Preliminary Site Plan application to allow 267 lots for single-family detached residences (the "Project") to be located upon the Property; and,

WHEREAS, the Applicant has also filed the following requests:

- A. Special Approval to allow for a density exceeding 1 dwelling unit per acre in the UF-3 and RES-3 Future Land Use Categories;
- B. Specific Approval for an alternative to Section 714; and,
- C. Specific Approval for an alternative to Section 907.9.4; and,
- D. Specific Approval for an alternative to Section 603.7.4.5; and,
- E. Specific Approval for an alternative to Section 722.1.4.3.; and,
- F. Specific Approval for an alternative to Section 907.7.3.

WHEREAS, the Planning Staff has recommended approval of the rezone, preliminary site plan, Special Approval, and Specific Approval applications, subject to the stipulations contained in the Planning Staff report; and,

WHEREAS, the Manatee County Planning Commission, after due public notice, held a public hearing on July 14, 2005 to consider the rezone, Preliminary Site Plan and special approval applications, received the Planning Staff's recommendations and considered the criteria for approval in the Manatee County Comprehensive Plan and the Land Development Code; and,

WHEREAS, the Manatee County Planning Commission, as the County's Local Planning Agency, found the rezone, preliminary site plan, Special Approval, and Specific Approval applications consistent with the Manatee County Comprehensive Plan and to satisfy the criteria for approval in the Manatee County Land Development Code and recommended approval of the applications, subject to the stipulations contained in the Planning Staff report and the granting of the special approval for the Project in the Entranceway.

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

Section 1. Findings of Fact. The recitals set forth above are true and correct and are hereby adopted as findings by the Board of County Commissioners.

The Board of County Commissioners of said County, after considering the testimony, evidence, documentation, application for amendment of the Official Zoning Atlas, the recommendation and findings of the Planning Commission, as well as all other matters presented to the Board at the public hearing hereinafter referenced, hereby makes the following findings of fact:

A. The Board of County Commissioners has received and considered the report of the Manatee County Planning Commission concerning the application for Official Zoning Atlas Amendment as it relates to the real property described in Exhibit A of this Ordinance from the RSF-1 (Residential Single-Family, 1 dwelling unit per acre), RSF-2 (Residential Single-Family, 2 dwelling units per acre), and RSF-3 (Residential Single-Family, 3 dwelling units per acre) zoning district to the PDR (Planned Development Residential) zoning district.

B. The Board of County Commissioners held a duly noticed public hearing on July 26, 2005 regarding said proposed Official Zoning Atlas Amendment described herein in accordance with the requirements of Manatee County Ordinance No. 90-01, the Manatee County Land Development Code, and has further considered the information received at said public hearing.

C. The proposed amendment to the Official Zoning Atlas regarding the property described in Exhibit A herein is found to be consistent with the requirements of Manatee County Ordinance No. 89-01, the 2020 Manatee County Comprehensive Plan.

D. The Board finds that the public purpose and intent of Section 714 have been satisfied to an equivalent degree, and GRANTS Specific Approval for an alternative to Section 714 to allow one tree replacement credit for each tree being preserved in conservation easements that are outside of wetlands, wetland buffers and perimeter landscape buffers, because the applicant has limited tree removal, identified the highest quality trees, and redesigned the project in many areas to provide additional upland preservation to preserve the larger and better quality trees.

E. The Board finds that the public purpose and intent of Section 907.9.4.2 have been satisfied to an equivalent degree, and GRANTS Specific Approval of an alternative to Section 907.9.4.2 to allow two cul-de-sacs in excess of 800' because the cul-de-sacs will be constructed

with turnarounds at approximately the mid-points, and the design limitations placed on this property by the existing wetlands.

F. The Board finds that the public purpose and intent of Section 722.1.4.3 have been satisfied to an equivalent degree and GRANTS Specific Approval of an alternative to Section 722.1.4.3 to allow one 6' wide sidewalk along the east side of the entry road only because of the large existing county ditch, less pedestrian traffic crossing throughout the 2,000' long entry roadway, the proposed crosswalks to direct pedestrians to cross at the southern end and northern end of the entry roadway, and the proposed 8' wide multi-purpose trail to accommodate bike riders and pedestrians.

G. The Board finds that the public purpose and intent of Section 603.7.4.5 have been satisfied to an equivalent degree and GRANTS Specific Approval for an alternative to Section 603.7.4.5 to allow the following reduced greenbelt widths: Lots 117 through 122, and Lot 125 - a 10' perimeter greenbelt buffer outside of the lot; Lots 123 and 124 - a 5' perimeter greenbelt buffer outside of the lot, because the design limitations placed on this property by the existing wetlands, and the natural and design features of the adjacent property, which include two forested wetlands, and a large stormwater pond which will provide a minimum of 200' of separation between these two unique neighborhood units.

H. The Board finds that the public purpose and intent of Section 907.7.3 have been satisfied to an equivalent degree and GRANTS Specific Approval for an alternative to Section 907.7.3 to allow the lot configurations proposed by the applicant in Alternative 2 for Lots 17 through 23 and Lots 39 through 46, for a total of 13 lots.

Section 2. The Preliminary Site Plan is hereby APPROVED to allow 267 lots for single-family detached residences upon the Property subject to the Stipulations set out below. The Board hereby GRANTS Special Approval to allow for a density exceeding 1 dwelling unit per acre in the UF-3 and RES-3 Future Land Use Categories, and Specific Approval for alternatives to Sections 714 and 907.9.4 of the Land Development Code, with the following Stipulations:

STIPULATIONS

1. Minimum setbacks shall be 25' front for front-loaded garages and 20' front for side-loaded garages, side 7.5 feet, rear yard 15', and waterfront 30'.
2. Lots 18 – 22 shall be redesigned so rear yards are located along the west boundary buffer of the project, and meet minimum design standards. All other lots shall be checked for design standards.
3. The perimeter buffer adjacent to Sodbuster Farms shall include a 6' chain link fence with black or green plastic coating. All required landscaping shall be on the north side of this fence.
4. The perimeter buffers behind Lots 8 – 22 and Lots 137-146 and Lots 206-240 shall provide enhanced landscaping to include a minimum of 4 canopy trees (2-1/2" caliper, 10 feet tall, 4' spread and placed 25' on center) per 100 feet, planted in an informal staggered arrangement, in addition to a continuous hedge.

5. 5' wide sidewalks shall be installed along both sides of all roadways within this subdivision.
6. A 5' wide sidewalk shall be installed along the frontage on Erie Road. A 5' wide sidewalk shall also extend along the south side of Erie Road to connect with the sidewalk along the frontage of Heather Glen Subdivision, provided adequate right-of-way is available to do so. This sidewalk must be in place prior to Final Subdivision Plat approval.
7. If a fence or wall is utilized for any landscape buffer, all required landscaping shall be planted on the exterior side of the fence or wall.
8. An 8' wide pedestrian connection (within a 10' wide common area) shall be provided to the east, connecting this project to the Sheffield Glen Subdivision.
9. The recreation area shall be a minimum ½ acre in size and include a minimum of five (5) shade trees, commercial grade play equipment, park benches, picnic tables, and a gazebo.
10. As designated on the Manatee County Right-of-Way Needs Map in this location, Erie Road requires a right-of-way of 120 feet (60' half-width right-of-way) with the existing half-width adjacent to this development of 42 feet. The applicant shall dedicate an additional 18 feet of right-of-way for future roadway expansion prior to or in conjunction with Final Plat approval.
11. The developer shall provide an updated study, consistent with Policy 3.3.2.3 of the Comprehensive Plan, for threatened and endangered plant and animal species prior to each Final Site Plan approval. A Management Plan, approved by the appropriate State or federal agency, shall be provided to the Natural Resources Division for any listed species found on-site, prior to Final Site Plan approval. Final Site Plans shall be designed to be consistent with the approved permits or Management Plans.
12. There is a Bald Eagle nest within the boundaries of this project. Final Site Plans shall be designed in accordance with Habitat Management Guidelines for the Bald Eagle in the Southeast Region, as amended, or a Habitat Management Plan for Bald Eagles, approved by the U.S. Fish and Wildlife Service, shall be provided prior to Final Site Plan approval. The proposed wetland buffer impact associated with Road "E" shall be eliminated or minimized should the above referenced guidelines or management plan allow for a reduced Primary Protection Zone.
13. The developer shall provide a copy of the approved Environmental Resource Permit (SWFWMD) prior to Final Site Plan approval.
14. Tree Protection Measures:
 - a. Tree barricades for trees to be preserved shall be located at the drip line, unless otherwise approved by the Planning Department. The drip line shall be defined as the outer branch edge of the tree canopy. The area within the drip line shall remain undisturbed and shall be clearly shown on the Final Site Plan. The following activities are prohibited within the drip line of preserved trees: machinery and vehicle travel or parking; underground utilities; filling or excavation; storage of construction materials. The tree protection barricades

shall consist of chain link fence (new or used) with a minimum 5' height, unless otherwise approved by the Planning Department.

- b. The developer shall require all contractors, subcontractors and construction crews to attend the pre-construction meeting required by Section 508.3.4.7(j). The purpose of this meeting is to discuss tree protection and to insure trees in the field to be retained and removed, ensure tree barricades remain up during all phases of construction, and penalties for noncompliance or unauthorized tree removal in accordance with the LDC.
- c. The developer shall immediately notify the Planning Department in the event that any preserved tree or native vegetation is adversely impacted.
- d. The Final Site Plan shall include the following information:
 - (1) Tree and native vegetation preservation areas.
 - (2) The limits of clearing
 - (3) Typical cross section details for all activities within 25' of any preservation areas
 - (4) Details and locations of signs (in both English and Spanish) to alert workers of tree and native vegetation protection areas. These signs shall be constructed of weather resistant materials and shall demarcate the boundaries of the protected areas.
- e.. Nothing in this stipulation shall be construed to limit the ability of the developer to protect trees where there may be impacts to the drip line, particularly along the entry road. This shall be subject to the approval of the Planning Department.

15. The boundaries of conservation areas shall be marked with signs that indicate a "Conservation Area". The number and placement of signs shall be approved by the Natural Resources Division with the Final Site Plan approval.

16. All nature trails and board walks located in areas where native vegetation is to remain shall be designed in a manner that minimizes impacts to trees or areas of significant vegetation. This shall be approved with the Final Site Plan.

17. Existing native vegetation located within any required landscape buffers should be preserved to the greatest extent possible. The Natural Resources Division staff will not support any overhead or underground powerlines, swales or stormwater facilities within the proposed landscape buffers, with the exception of limited crossings.

18. Conservation Easements inclusive of areas defined as wetlands, wetland buffers, Upland Preservation Areas, and Upland Preservation Areas (Tree Preservation Areas) shall be recorded concurrently with the Final Plat.

19. The 305-3 inch caliper replacement trees shall be installed at a minimum of 30 feet on center in preserved, upland natural areas. Location of some of the trees shall be more than 30 feet on center in order for replacement trees to remain outside the drip line of healthy trees of desirable varieties. Total replacement trees for this project shall be 794-3 inch caliper.

20. The 305 replacement trees shall be located on-site and be planted in an informal, natural arrangement. In the event that some of the 305 trees can not be planted on-site due to space constraints, the balance shall be planted off-site near the project site on school, park or other property as approved by Manatee County.
21. All replacement trees shall be a minimum of Florida #1 Nursery Grade and consist of at least three varieties with none of the varieties exceeding 60 percent of the total. Replacement trees for existing laurel oak areas shall consist of at least 75% alternative varieties.
22. The 305 replacement trees shall be for the purpose of infill planting to replace denuded areas and dead or dying trees.
23. Removal of all exotic nuisance plant species from upland portions of the site shall be completed prior to Final Plat Approval, in accordance with Section 715.4 of the LDC.
24. Prior to development-related land clearing activities, all applicable County approvals must be obtained through the Planning Department. If burning of trees or branches is required for land clearing, a burn permit must be first obtained from the EMD. No burn permits will be issued until Final Site Plans and Construction Plans are approved.
25. Unless otherwise approved by the Planning Department, native, naturalized, or drought tolerant landscaping materials shall be utilized in common areas. In addition, the developer shall encourage individual homeowners to participate in the Florida Yards and Neighborhood Program by disseminating program information to individual lot owners.
26. Irrigation for this project shall use the lowest quality of water available for irrigation purposes. Use of Manatee County public potable water supply shall be prohibited for in-ground irrigation systems, including those on individual lots.
27. The project shall be required to reduce the calculated pre-development flow rate by fifty percent (50%) for all stormwater outfall flow. The Drainage Model and Construction Plan shall demonstrate that no adverse impacts will be created to neighboring residents surrounding the site in respect to drainage, routing, grading, and site runoff.
28. The Notice to Buyers and Final Site Plan shall include a notice to inform homeowners of the presence of neighboring agricultural uses, which may possibly include pesticides and herbicides and may have odors and noises associated with such uses.
29. The design and shielding of any on-site lighting for common areas shall comply with Section 709.2.2 of the Land Development Code. In addition, pole and building mounted lights in common areas shall be limited to 12' in height and directed to the interior of the development using horizontal cut-off fixtures. Use of decorative street lights or house lights may be permitted. A lighting plan, showing the detail of the proposed lighting shall be submitted for review and approval by the Planning Department with the Final Site Plan.
30. Final engineering drainage design must be approved prior to Final Site Plan approval, including the following:

- a) Any fill within the 25-year floodplain for the Cedar Drain shall be compensated by the creation of an equal or greater storage volume above seasonal high water table.
 - b) The existing 25-year flood elevation along the Cedar Drain shall be utilized as tailwater condition.
31. All residential lots shall be outside of the post-development 25-year floodplain.
32. Construction of the connecting roadway from the southeast corner of this project, east through Oakleaf Hammock to the existing roadway in Woodlawn Lakes shall be completed with Phase II of this project and prior to Final Plat approval for the 101st unit.
33. The design for the entrance roadway shall incorporate traffic calming measures as approved by the Transportation and Planning Departments with the Final Site Plan.
34. There shall be an 8' wide multi-purpose trail along the east side only of the 2,000' long entry roadway, in lieu of any sidewalks on that portion of the roadway. Pedestrian crosswalks shall be provided at the northern and southern terminus of this entry roadway.
35. The portion of the roadway over the FPL right-of-way shall be a private street.
36. A 20' wide greenway trail easement for non-motorized multi-use activities shall be dedicated to Manatee County to facilitate the greenway Master Plan and shall be located in the 20' greenbelt buffers parallel to and abutting the FPL railroad right-of-way.
37. The developer is put on notice that the County and School Board are required to establish school concurrency. Until such time as the details of that program are adopted, this approval does not guarantee capacity under the terms of the future program, to the extent school concurrency is legally applicable to the project.
38. Lots 206 – 240 shall be 65' wide. Lots 137 – 146 shall be 55' wide. The 45' wide lots shall be relocated to the interior of the project for a total of 240 lots.
39. The developer shall incorporate a school bus shelter into the project entry. The shelter shall be shown on the Final Site Plan and shall meet design requirements of the School Board.

Section 3. AMENDMENT OF THE OFFICIAL ZONING ATLAS. The Official Zoning Atlas of Manatee County, Ordinance No. 90-01, the Manatee County Land Development Code, is hereby amended by changing the zoning district classification of the Property described in Exhibit "A" incorporated herein by reference, from the RSF-1 (Residential Single-Family, 1 dwelling unit per acre), RSF-2 (Residential Single-Family, 2 dwelling units per acre), and RSF-3 (Residential Single-Family, 3 dwelling units per acre) zoning districts to the PDR (Planned Development Residential) zoning district and the Clerk of the Circuit Court, as Clerk to the Board of County Commissioners, as well as the Planning Department, are hereby instructed to cause such amendment to the said Official Zoning Atlas.

Section 4. 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 invalidity

or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses, or provisions of this Ordinance.

Section 5. EFFECTIVE DATE. This ordinance shall take effect immediately upon filing with the Office of the Secretary of State, Florida Department of State.

PASSED AND DULY ADOPTED, by the Board of County Commissioners of Manatee County, Florida on the 26th day of July, 2005.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: _____


Chairman

ATTEST:

R. B. SHORE

Clerk of the Circuit Court



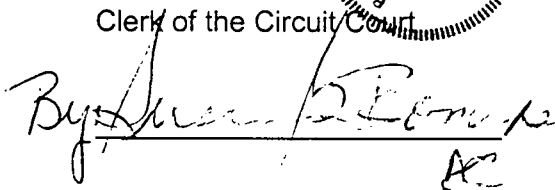

AC

EXHIBIT "A"

LEGAL DESCRIPTION

SE ¼ OF NW ¼, NE ¼ OF SW ¼, NE ¼ OF NW ¼ LESS N . 461.7 FT AND LESS RR R/W, TOGETHER WITH THE W 50 FT OF E 85 FT OF N 461.7 FT OF NE ¼ OF NW ¼ DESC IN O.R. 1215 P 3758; LESS THE N 30 FT OF THE FOLL: THE NE ¼ OF NW ¼ SEC 34, LESS THE N. 461.7 FT & LESS E 85 FT AS DESC IN O.R. 1215 P 3759; ALSO: S 1/12 OF NE ¼ LESS 5.45 AC TO RR; LESS LAND AS DESC IN O.R. 1086 P 1873, MORE PARTICULARLY DESC AS: BEG AT THE SE COR OF SW ¼ OF NW ¼ OF SEC 35, TH S 88 DEG 55 MIN 53 SEC W, A DIST OF 1338.07 FT TO THE SE COR OF THE SE ¼ OF NE ¼ OF SEC 34; TH N 88 DEG 34 MIN 24 SEC W, A DIST OF 1327.20 FT TO A FOUND CONC MON AT THE SW COR OF SE ¼ OF NE ¼ OF SD SEC 34; TH N 00 DEG 18 MIN 37 SEC W, A DIST OF 19.00 FT TO THE APPROXIMATE CENTER OF A DRAINAGE CANAL; TH S 89 DEG 25 MIN 03 SEC E. ALG APPROXIMATE CENTER OF SD DRAINAGE CANAL, A DIST OF 1298.37 FT TO THE SW COR OF THAT CERTAIN PARCEL OF LAND DESC IN OR 1043 P 2477; TH ALG THE BNDRY LN OF SD PARCEL THE FOLLOWING SIX COURSES: N 00 DEG 34 MIN 57 SEC E, A DIST OF 350.00 FT; TH N 65 DEG 59 MIN 24 SEC E, A DIST OF 84.13 FT; TH N 82 DEG 13 MIN 56 SEC E, A DIST OF 75.74 FT; TH S 72 DEG 18 MIN 53 SEC E, A DIST OF 68.01 FT; TH S 24 DEG 59 MIN 01 SEC E, A DIST OF 150.76 FT; TH S 89 DEG 25 MIN 03 SEC E, A DIST OF 34.17 FT; TH N 00 DEG 00 MIN 00 SEC E, A DIST OF 1402.63 FT TO THE SLY R/W LN OF SCL RAILROAD; TH N 63 DEG 22 MIN 55 SEC E, ALG SD R/W LN, A DIST OF 1172.62 FT TO THE E LN OF NW ¼ OF NW ¼ OF SEC 35; TH S 00 DEG 00 MIN 00 SEC W, A DIST OF 2178.69 FT TO THE POB, LESS LAND AS DESC IN O. R. 1104 P 3742; ALSO: A STRIP OF LNAD 35 FT WIDE BEING BOUNDED ON E SIDE BY THE N-S ½ LN OF SD SEC 27 & 34, BEG ON N LN OF SD SECT 34 & EXT N 570 FT, M/L, TO THE S LN OF ERIE RD, ALSO A STRIP OF LAND 50 FT WIDE LYING 15 FT E OF E SIDE & 35 FT ON W SIDE OF N-S ½ LN OF SD SEC 34, BEG ON THE N LN OF SD SEC 34 & EXT S 2653 FT, M/L, TO S LN OF SD SEC 34; SD STRIPS OF LAND CONTAINING 3.302 AC, M/L; LESS A STRIP OF LAND 120 FT IN WIDTH OWNED BY SEABOARD COAST LINES RR; LESS LAND DESC IN O.R. 1104 P 3742, TOGETHER WITH THE W 50 FT OF E 85 FT OF SE ¼ OF SW ¼ SECT 27 LYING S OF ERIE RD IN SECT 27 DESC IN O.R. 1215 P 3785; ALSO IN SEC 27-33-18; THAT PART OF TH FOLLOWING DESC PARCEL; TH E 35 FT OF SE ¼ OF SW ¼ SEC 27 LYING S OF ERIE RD LYING WITHIN 42 FT S OF SURVEY LN OF ERIE RD, SD SURVEY LN DESC AS: BEG AT N W COR OF SE ¼ OF SW ¼ SEC 29; TH N 86 DEG 54 MIN 30 SEC W, 32.04 FT FOR POB; TH S 89 DEG 21 MIN 30 SEC E, 4013.60 FT; TH S 00 DEG 48 MIN 30 SEC W, 297.32 FT ; TH S 63 DEG 41MIN 30 SEC E, 748.16 FT; TH S 89 DEG 59 MIN 30 SEC E, 4584.65 FT; TH E 6722.31 FT; TH S 00 DEG 19 MIN 30 SEC W, 1033.09 FT; THE S 63 DEG 58 MIN 30 SEC W, 234.65 FT; TH S 00 DEG 58 MIN 30 SEC W, 2143.39 FT; TH S 00 DEG 02 MIN 30 SEC W, 2730.42 FT TO THE NW COR OF NE ¼ OF NW ¼ SEC 2-34-18, CONTAINING .43 AC (1870 SQ FT M/L) AS DESC IN O.R. 1200 P 3852 PRMCF PI # 7209.0000/0



STATE OF FLORIDA, COUNTY OF MANATEE
This is to certify that the foregoing is a true and correct copy of the documents on file in my office.

Witness my hand and official seal this 2nd day of

August, 2005

R.B. SHORE
Clerk of Circuit Court

By: Deane E. Vollmer



FLORIDA DEPARTMENT OF STATE
Glenda E. Hood
Secretary of State
DIVISION OF LIBRARY AND INFORMATION SERVICES

RECORDED
R. B. SHORE

2005 AUG -9 PM 12:11

CLERK OF CIRCUIT COURT
MANATEE CO FLORIDA

August 5, 2005

Honorable R. B. "Chips" Shore
Clerk of Circuit Court
Manatee County
Post Office Box 25400
Bradenton, Florida 34206

Attention: Diane E. Vollmer, Deputy Clerk

Dear Mr. Shore:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letter dated August 2, 2005 and certified copies of Manatee County Ordinance Nos. Z-89-46(G)(R-8), PDR-04-08(Z)(P) and PDR-03-41(Z)(P), which were filed in this office on August 5, 2005.

As requested, the date stamped copies are being returned for your records.

Sincerely,

Liz Cloud
Program Administrator

LC/kcs

Enclosures