

APPLICATION FOR A COMPREHENSIVE PLAN AMENDMENT - MAP

Project Description: Amend Future Land Use Category for ±345 acres from Sub-Outlying Suburban (2 unit/acres) to Outlying Suburban (3 units/acre) and Wetlands. Map(s) to Be Amended: Map 1, Page 1 of 7 State Review Process: Small-Scale Review Expedited State Review I. Name of Applicant: Lee County Homes I Corporation General Partner, Kevin Ratterree, Vice President Address: 1600 Sawgrass Corporate Pkwy, Suite 400 City, State, Zip: Sunrise, Florida, 33323 Phone Number: (954) 753-1730, Ext 2240 E-mail: kevin.ratterree@glhomes.com 2. Name of Contact: Morris-Depew Associates, Inc c/o Tina Ekblad Address: 2914 Cleveland Avenue City, State, Zip: Fort Myers, Florida, 33901 Phone Number: (239)-337-3993 E-mail: tekblad@m-da.com 3. Owner(s) of Record: Lee County Home Associates I, LLLP Address: 1600 Sawgrass Corporate Pkwy, Suite 400 City, State, Zip: Sunrise, Florida, 33323
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City, State, Zip: Sunrise, Florida, 33323
Phone Number: (954) 753-1730, Ext. 2240 E-mail: kevin.ratterree@glhomes.com
4. Property Location:
1. SiteAddress: N/A
2. STRAP(s): See Attached List of Properties
5. Property Information:
Total Acreage of Property: 344.776 Total Acreage Included in Request: 344.776
Total Uplands: 334.51 Total Wetlands: 10.19 Current Zoning: RPD
Current Future Land Use Category(ies): Sub-Outlying Suburban
Area in Each Future Land Use Category: 334.51 acres Outlying Suburban & 10.19 Wetlands
Existing Land Use: Agriculture
6. Calculation of maximum allowable development under current Lee Plan:
Residential Units/Density: 690 Commercial Intensity: Industrial Intensity:
DECALVE
7. Calculation of maximum allowable development with proposed amendments:
Residential Units/Density: 1,035 Commercial Intensity: Industrial Intensity: 27 2020
Lee County Comprehensive Plan Map Amendment Application Form (10/2018) COMMUNITY DEVELOPMENT
CPA 2020-0000

Public Facilities Impacts

NOTE: The applicant must calculate public facilities impacts based on the maximum development.

- 1. Traffic Circulation Analysis: The analysis is intended to determine the effect of the land use change on the Financially Feasible Highway Plan Map 3A (20-year plus horizon) and on the Capital Improvements Element (5-year horizon). Toward that end, an applicant must submit a Traffic Impact Statement (TIS) consistent with Lee County Administrative Code (AC)13-17.
 - a. Proposals affecting less than 10 acres, where development parameters are contained within the Traffic Analysis Zone (TAZ) or zones planned population and employment, or where there is no change in allowable density/ intensity, may be eligible for a TIS requirement waiver as outlined in the Lee County TIS Guidelines and AC-13-17. Identification of allowable density/intensity in order to determine socio-economic data for affected TAZ(s) must be coordinated with Lee County Planning staff. Otherwise a calculation of trip generation is required consistent with AC-13-17 and the Lee County TIS Guidelines to determine required components of analysis for:
 - i. Total peak hour trip generation less than 50 total trip ends tripgeneration.
 - ii. Total peak hour trip generation from 50 to 300 total trip ends trip generation, trip distribution and trip assignment (manual or Florida Standard Urban Transportation Modeling Structure (FSUTMS) analysis consistent with AC-13-17 and TIS Guidelines), short-term (5 year) and long-range (to current Lee Plan horizon year) segment LOS analysis of the nearest or abutting arterial and major collector segment(s) identified in the Transportation Inventory based on the trip generation and roadway segment LOS analysis criteria in AC-13-17. A methodology meeting is recommended prior to submittal of the application to discuss use of FSUTMS, any changes to analysis requirements, or a combined CPA and Zoning TIS short term analysis.
 - iii. Total peak hour trip generation is over 300 total trip ends trip generation, mode split, trip distribution and trip assignment (manual or FSUTMS analysis consistent with AC-13-17 and TIS Guidelines), short-term (five-year) and long-range (to current Lee Plan horizon year) segment LOS analysis of arterial and collector segments listed in the Transportation Inventory. LOS analysis will include any portion of roadway segments within an area three miles offset from the boundary of the application legal description metes and bounds survey. LOS analysis will also include any additional segments in the study area based on the roadway segment LOS analysis criteria in AC-13-17. A methodology meeting is required prior to submittal of the application.
 - **b.** Map amendment greater than 10 acres -Allowable density/intensity will be determined by Lee County Planning staff.

2. Provide an existing and future conditions analysis for the following (see Policy 95.1.3):

- a. Sanitary Sewer
- **b.** Potable Water
- c. Surface Water/Drainage Basins
- d. Parks, Recreation, and Open Space
- e. Public Schools

Analysis for each of the above should include (but is not limited to) the following (see the Lee County Concurrency Management Report):

- a Franchise Area, Basin, or District in which the property is located
- b. Current LOS, and LOS standard of facilities serving the site
- c. Projected 2030 LOS under existing designation
- d Projected 2030 LOS under proposed designation
- e Existing infrastructure, if any, in the immediate area with the potential to serve the subject property
- f Improvements/expansions currently programmed in 5-year CIP, 6-10 year CIP, and long range improvements
- g, Provide a letter of service availability from the appropriate utility for sanitary sewer and potable water

In addition to the above analysis, provide the following for potable water:

- a. Determine the availability of water supply within the franchise area using the current water use allocation (Consumptive Use Permit) based on the annual average daily withdrawal rate.
- b. Include the current demand and the projected demand under the existing designation, and the projected demand under the proposed designation.
- c. Include the availability of treatment facilities and transmission lines for reclaimed water for irrigation.
- d. Include any other water conservation measures that will be applied to the site (see Goal 54).

3. Provide a letter from the appropriate agency determining the adequacy/provision of existing/proposed support facilities, including:

- a. Fire protection with adequate response times
- b. Emergency medical service (EMS) provisions
- c. Law enforcement
- d. Solid Waste
- e. Mass Transit
- f. Schools

In reference to above, the applicant must supply the responding agency with the information from application items 5, 6, and 7 for their evaluation. This application must include the applicant's correspondence/request to the responding agency.

Environmental Impacts

Provide an overall analysis of the character of the subject property and surrounding properties, and assess the site's suitability for the proposed change based upon the following:

- 1. A map of the Plant Communities as defined by the Florida Land Use Cover and Classification system (FLUCCS).
- 2. A map and description of the soils found on the property (identify the source of the information).
- 3. A topographic map depicting the property boundaries and 100-year flood prone areas indicated (as identified by FEMA).
- 4. A map delineating the property boundaries on the most recent Flood Insurance Rate Map.
- 5. A map delineating wetland, aquifer recharge areas, and rare & unique uplands.
- 6. A table of plant communities by FLUCCS with the potential to contain species (plant and animal) listed by federal, state or local agencies as endangered, threatened or species of special concern. The table must include the listed species by FLUCCS and the species status (same as FLUCCS map).

Impacts on Historic Resources

List all historic resources (including structure, districts, and/or archaeologically sensitive areas) and provide an analysis of the proposed change's impact on these resources. The following should be included with the analysis:

- 1. A map of any historic districts and/or sites listed on the Florida Master Site File which are located on the subject property or adjacent properties.
- 2 A map showing the subject property location on the archaeological sensitivity map for Lee County.

Internal Consistency with the Lee Plan

- 1. Discuss how the proposal affects established Lee County population projections, Lee Plan Table 1(b) and the total population capacity of the Lee Plan Future Land Use Map.
- 2. List all goals and objectives of the Lee Plan that are affected by the proposed amendment or that affect the subject property. This analysis should include an evaluation of all relevant policies under each goal and objective.
- 3. Describe how the proposal affects adjacent local governments and their comprehensive plans.

State Policy Plan and Regional Policy Plan

List State Policy Plan and Regional Policy Plan goals, strategies and actions, and policies which are relevant to this plan amendment.

Justify the proposed amendment based upon sound planning principles

Support all conclusions made in this justification with adequate data and analysis.

Planning Communities/Community Plan Area Requirements

If located within a planning community/community plan area, provide a meeting summary document of the required public informational session [Lee Plan Goal 17].

Sketch and Legal Description

The certified legal description(s) and certified sketch of the description for the property subject to the requested change. A mete and bounds legal description must be submitted specifically describing the entire perimeter boundary of the property with accurate bearings and distances for every line. The sketch must be tied to the state plane coordinate system for the Florida West Zone (North America Datum of 1983/1990 Adjustment) with two coordinates, one coordinate being the point of beginning and the other an opposing corner. If the subject property contains wetlands or the proposed amendment includes more than one land use category a mete and bounds legal description, as described above, must be submitted in addition to the perimeter boundary of the property for each wetland or future land use category.

SUBMITTAL REQUIREMENTS

Clearly label all submittal documents with the <u>exhibit name</u> indicated below.

For each map submitted, the applicant will be required to submit a 24"x36" version and 8.5"x11" reduced map for inclusion in public hearing packets.

MINIMUM SUBMITTAL ITEMS (3 Copies)

Completed Application (Exhibit – M1)
Filing Fee (Exhibit – M2)
Disclosure of Interest (Exhibit – M3)
Surrounding Property Owners List, Mailing Labels, and Map for All Parcels Within 500 Feet of the Subject Property (Exhibit – M3)
Future Land Use Map - Existing and Proposed (Exhibit – M4)
Map and Description of Existing Land Uses (Not Designations) of the Subject Property and Surrounding Properties (Exhibit – M5)
Map and Description of Existing Zoning of the Subject Property and Surrounding Properties (Exhibit – M6)
Signed/Sealed Legal Description and Sketch of the Description for Each FLUC Proposed (Exhibit – M7)
Copy of the Deed(s) of the Subject Property (Exhibit – M8)
Aerial Map Showing the Subject Property and Surrounding Properties (Exhibit – M9)
Authorization Letter from the Property Owner(s) Authorizing the Applicant to Represent the Owner (Exhibit - M10)
Lee Plan Analysis (Exhibit – M11)
Environmental Impacts Analysis (Exhibit – M12)
Historic Resources Impact Analysis (Exhibit – M13)
Public Facilities Impacts Analysis (Exhibit – M14)
Traffic Circulation Analysis (Exhibit – M15)
Existing and Future Conditions Analysis - Sanitary Sewer, Potable Water, Surface Water/Drainage Basins, Parks and Rec, Open Space, Public Schools (Exhibit – M16)
Letter of Determination for the Adequacy/Provision of Existing/Proposed Support Facilities - Fire Protection, Emergency Medical Service, Law Enforcement, Solid Waste, Mass Transit, Schools (Exhibit – M17)
State Policy Plan and Regional Policy Plan (Exhibit – M18)
Justification of Proposed Amendment (Exhibit – M19)
Planning Communities/Community Plan Area Requirements (Exhibit – M20)

<u>APPLICANT – PLEASE NOTE:</u>

Once staff has determined the application is sufficient for review, 15 complete copies will be required to be submitted to staff. These copies will be used for Local Planning Agency hearings, Board of County Commissioners hearings, and State Reviewing Agencies. Staff will notify the applicant prior to each hearing or mail out to obtain the required copies.

If you have any questions regarding this application, please contact the Planning Section at (239)533-8585.

Lee County Comprehensive Plan Map Amendment Application Form (10/2018)

AFFIDAVIT

I,______, certify that I am the owner or authorized representative of the property described herein, and that all answers to the questions in this application and any sketches, data, or other supplementary matter attached to and made a part of this application, are honest and true to the best of my knowledge and belief. I also authorize the staff of Lee County Community Development to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made through this application.

Signature of Applicant

Date

Printed Name of Applicant

STATE OF FLORIDA COUNTY OF LEE

The foregoing instrument was sworn to (or affirmed) and subscribed before me on _____(date) by (name of person providing oath or affirmation), who is personally known to me or who has produced (type of identification) as identification.

Signature of Notary Public

(Name typed, printed or stamped)

ENGINEERS · PLAN LANDSCAPE	DEPEW INERS · SURVEYORS ARCHITECTS	Phone (239) 337-3993 www.morris	Toll Free (866) 337-7341 -depew.com	
		Lee County Homes prehensive Plan Amendment es Subject to Application Reque	est	
STRAP	Owner Name	Address	Future Land Use	Zoning
32-43-26-00-0003.000	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development
33-43-26-00-0004.0000	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development
33-43-26-00-0004.0010	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development
	Associates I, LLLP		Suburban	Development



RE: CPA2019-00002 Lee County Homes Insufficiency Letter Lee County Homes Associates I, LLLP (MDA 19079)

Dear Ms. Jenkins-Owens:

The purpose of this letter is to provide a response to the Lee County Community Development Planning Staff review comments dated March 31, 2020 for the above referenced Comprehensive Plan Map Amendment application. Since the time of the initial application, the property owner has undertaken a Protected Species Survey and FLUCCS Mapping effort on the property. Both documents are included in this response consistent with the environmental waiver. Please note that a result of the FLUCCS Mapping effort, the area of the wetlands on-site has changed. New legal descriptions and sketches have been prepared and are attached and a revised proposed Future Land Use Map has been included in this response package.

We always appreciate interaction with Staff on matters related to this application and welcome additional calls and emails that will assist us to address all the concerns in the most efficient manner to the extent this request can be approved.

APPLICATION MATERIALS COMMENTS:

Comment/Condition:

1. Application Page 1. Please correct the Map to be amended to "Map 1, Page 1 of 7." The application currently says 8 instead of 7.

Response:

Please see the attached revised Application Form.

2. Application Page 1, Item 3: Application Page 1, Item 4 (2). The application refers to a "list of properties". Please confirm if STRAP# 33-43-26-00-00004.0010 is part of the request and if so, please update the list.

Response:

STRAP 33-43-26-00-00004.0010 is included in the requested application. Please see the attached *Properties Subject to Application Request*; which outlines the parcels subject to the application also provides the owner name, address, existing future land use and existing zoning.

3. The Letter of Authorization refers to an "attached list of STRAPS". Please provide the list of STRAPS and as stated above, please confirm if STRAP# 33- 43-26-00-00004.0010 is part of the request.

Response:

STRAP 33-43-26-00-00004.0010 is included in the requested application. Please see the attached *Properties Subject to Application Request*. The same chart is attached to all documents for ease of reference.

4. Disclosure of Interest. Please provide the "attached STRAP list" as referenced.

Response:

STRAP 33-43-26-00-00004.0010 is included in the requested application. Please see the attached *Properties Subject to Application Request*. The same chart is attached to all documents for ease of reference.

5. Some Exhibits include STRAP # 33-43-26-00-00004.0010 as being within the request boundaries and some do not. Please confirm if STRAP # 33-43-26-00-00004.0010 is part of the request. If so,

- a. Update Application Page 1, Item 4(2) "list of properties- STRAP numbers"
 - Response:

STRAP 33-43-26-00-00004.0010 is included in the requested application. Please see the attached *Properties Subject to Application Request*. The same chart is attached to all documents for ease of reference.

b. Provide Letter of Authorization "Attached list of STRAPS"

Response:

STRAP 33-43-26-00-00004.0010 is included in the requested application. Please see the attached *Properties Subject to Application Request*. The same chart is attached to all documents for ease of reference.

c. Provide Disclosure of Interest "Attached STRAP list"

Response:

STRAP 33-43-26-00-00004.0010 is included in the requested application. Please see the attached *Properties Subject to Application Request*. The same chart is attached to all documents for ease of reference.

d. Update Exhibit M3 and the surrounding property information

Response:

A revised surrounding property owners list, and map are included. They are attached and labelled as Exhibit M3.

e. Provide a copy of the associated Deed (OR Book 4465/2417)

Response:

The deed for the parcel identified by STRAP 33-43-26-00-00004.0010 is attached and labelled as Exhibit M8.

6. If STRAP # 33-43-26-00-00004.0010 is not within the request, please modify the other Exhibits accordingly.

Response:

STRAP 33-43-26-00-00004.0010 is included in the requested application. All previous Map Exhibits provided included this parcel; however, a copy has been attached again for reference. The authorizations and other materials have been updated accordingly as previously described in this response letter.

7. Application Page 3, Item 3(f). Please provide the required letter of availability from the Lee County School District.

Response:

This has not been received from our initial request on January 6, 2020 nor from numerous follow up emails.

8. Legal Description. The legal description is incomplete. Please provide a legal description for the entire subject property as required. "A metes and bounds legal description must be submitted specifically describing the entire perimeter boundary of the property with accurate bearings and distances for every line."

Response:

Please see the attached Legal Description and Sketch entitled "Buckingham 345 Acres, Overall."

9. Sketch of Legal Description.

a. Please provide a sketch of the legal description for the entire subject property as required.

Response:

Please see the attached Legal Description and Sketch entitled "Buckingham 345 Acres, Overall."

b. The sketches provided for the two "Wetland" areas and the two "Outlying Suburban" areas are not tied to the state plane coordinate system. Please update the sketches accordingly. "The sketch must be tied to the state plane coordinate system for the Florida West Zone (North America Datum of 1983/1990 Adjustment) with two coordinates, one coordinate being the point of beginning and the other an opposing corner."

Response:

Please the attached Legal Description and Sketch entitled "Buckingham 345 Acres, Outlying Suburban," Buckingham 345 Acres, Wetland 1," and Buckingham 345 Acres, Wetland 2" all which include Note 4 referencing Florida West Zone, North American Datum of 1983. c. The four legal descriptions have three different points of commencement and the two that use the same point of commencement travel in opposite directions. When mapped, the lines of the wetlands and the uplands are not coincident. **Response:**

Please the attached Legal Description and Sketch entitled "Buckingham 345 Acres, Outlying Suburban," Buckingham 345 Acres, Wetland 1," and Buckingham 345 Acres, Wetland 2" all which include Note 4 referencing Florida West Zone, North American Datum of 1983.

d. The call on the west property line within the first Outlying Suburban sketch does not match the call in the written legal description. **Response:**

Please the attached Legal Description and Sketch entitled "Buckingham 345 Acres, Outlying Suburban," Buckingham 345 Acres, Wetland 1," and Buckingham 345 Acres, Wetland 2" all which include Note 4 referencing Florida West Zone, North American Datum of 1983.

10. Please provide a topographic map depicting the property boundaries and 100-year flood prone areas indicated (as identified by FEMA).

Response:

Please see the attached Topography Exhibit and Floodzone Map Exhibit. The applicant has prepared these as two separate maps due to the datasets acquired from Lee County. Please note only the southwest corner of the property – which is proposed to be preserved as indigenous habitat is within a 100 year flood prone area.

11. Please provide a map delineating the property boundaries on the most recent Flood Insurance Rate Map.

Response:

Please see the attached Floodzone Map Exhibit. Please note that the 100-year flood prone areas are synonymous with the Special Flood Hazard Area (SFHA) which is common called the FEMA Floodplain and depicted on the Flood Insurance Rate Map published by FEMA. The Floodzone Exhibit provides is the Flood Zones AE and X zones as well and floodways as identified on the FIRM.

12. Application Page 3. The subject property is within the Caloosahatchee Shores Community planning area. Please provide the public informational session summary document as required by Lee Plan Policy 21.6.3.

Response:

Acknowledged. Meeting will be scheduled when social distancing order has been lifted. An email inquiry has been sent to Mr. Ed Kimball of the Caloosahatchee Shores Planning Panel. If a meeting cannot be organized with the Planning Panel, a separate meeting with be arranged and advertised.

Ms. Jenkins-Owens May 26, 2020 Page | 5

13. Application Page 3. Please list the State Policy Plan and Regional Policy Plan goals, strategies and actions, and policies which are relevant to this plan amendment. The Exhibit M19 provided is missing this information.

Response:

This item was included with the original submittal; however, the exhibit number was omitted. We have included an additional copy with this submittal and labelled it with Exhibit number M19. Please find the requested information within the Lee Plan Consistency labeled Exhibits M11, M18 and M19.

Please let us know if there is anything else needed for the approval of this request.

Sincerely, MORRIS-DEPEW ASSOCIATES, INC.

na th. Sublad

Tina M. Ekblad, MPA, AICP, LEED AP Partner – Planning Director

Enclosure: Application Form

Properties Subject to Application List Executed Affidavit Executed Disclosure of Interest Executed Affidavit Executed MDA Authorization Variance Report Deed Property Card Supporting Maps Legal Descriptions and Sketches Lee Plan Consistency

Cc: Mr. Kevin Ratterree Steve C. Hartsell, Esq.

AFFIDAVIT

I, Kevin Ratterree, the Vice President of Lee County Homes I Corporation, a Florida corporation, the General Partner of Lee County Homes Associates I, LLLP, a Florida limited liability limited partnership, certify that I am the owner or authorized representative of the property described herein, and that all answers to the questions in this application and any sketches, data, or other supplementary matter attached to and made a part of this application, are honest and true to the best of my knowledge and belief. I also authorize the staff of Lee County Community Development to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made through this application.

<u>V-P-1/23/2020</u> Date Signature of Applicant

Kevin Ratterree Lee County Homes Associates I, LLLP By: Lee County Homes I Corporation, General Partner

Printed Name of Applicant

STATE OF FLORIDA COUNTY OF BROWARD

The foregoing instrument was sworn to (or affirmed) and subscribed before me on farwary date) by <u>Kevin Ratterree, the Vice President of Lee County Homes I Corporation, the General Partner of Lee</u> <u>County Homes Associates I, LLLP</u> (name of person providing oath or affirmation), who is <u>personally known to me or who has produced</u> (type of identification) as identification. and signed in my physical presence.

Signature of Notary Public

(Name typed, printed or stamped)





COMMUNITY DEVELOPMENT

CPA2020-00002

ENGINEERS · PLAN LANDSCAPE	DEPEW NNERS · SURVEYORS ARCHITECTS	Phone (239) 337-3993 www.morris	Toll Free (866) 337-7341 -depew.com	
		Lee County Homes prehensive Plan Amendment es Subject to Application Reque	est	
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CPA2020-00002



AFFIDAVIT OF AUTHORIZATION

AUNITY DEVELOPMENT

APPLICATION IS SIGNED BY INDIVIDUAL OWNER, APPLICANT, CORPORATION, LIMITED LIABILITY COMPANY (L.L.C.), LIMITED COMPANY (L.C.), PARTNERSHIP, LIMITED PARTNERSHIP, OR TRUSTEE

I, Kevin Ratterree (name), as Vice President (title) of LEE COUNTY HOMES I CORPORATION, a Florida corporation, the General Partner of LEE COUNTY HOMES ASSOCIATES I, LLLP, a Florida limited liability limited partnership (company/property), swear or affirm under oath, that I am the owner or the authorized representative of the owner(s) of the property and that:

- 1. I have full authority to secure the approval(s) requested and to impose covenants and restrictions on the referenced property as a result of any action approved by the County in accordance with this application and the Land Development Code;
- 2. All answers to the questions in this application and any sketches, data or other supplementary matter attached hereto and made a part of this application are honest and true;
- 3. I have authorized the staff of Lee County Community Development to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made thru this application; and that
- 4. The property will not be transferred, conveyed, sold or subdivided unencumbered by the conditions and restrictions imposed by the approved action.

*Notes:

- If the applicant is a corporation, then it is usually executed by the corp. pres. or v. pres.
- If the applicant is a Limited Liability Company (L.L.C.) or Limited Company (L.C.)., then the documents should typically be signed by the Company's "Managing Member."
- If the applicant is a partnership, then typically a partner can sign on behalf of the partnership.
- If the applicant is a limited partnership, then the general partner must sign and be identified as the "general partner" of the named partnership.
- If the applicant is a trustee, then they must include their title of "trustee."
- In each instance, first determine the applicant's status, e.g., individual, corporate, trust, partnership, estate, etc., and then use the appropriate format for that ownership.

Under penalties of perjury, I declare that I have read the foregoing Affidavit of Authorization and that the facts stated in it are true.

Lee County Homes Associates I, LLLP

By: Lee County Homes I Corporation, General Partner

*************NOTE: NOTARY PUBLIC IS NOT REQUIRED FOR ADMINISTRATIVE APPROVALS*********************** ALL OTHER APPLICATION TYPES MUST BE NOTARIZED

STATE OF FLORIDA COUNTY OF BROWARD

The foregoing instrumer presence or online n	was sworn we want firmed) and subscribed before me by means of P physical arization dats	i.
· · · · · · · · · · · · · · · · · · ·	person providing wath of affirmation), who is personally known to me or who has	1
produced	type of identification) as identification.	>
STAMP/SEAL	* #GG 192428 * Signature of Notary Public	
Web/AffidavitofAuthorization	12000 4 Stan Insurance O Rage 1	

ENGINEERS · PLAN LANDSCAPE	DEPEW NNERS · SURVEYORS ARCHITECTS		Toll Free (866) 337-7341 -depew.com	
		Lee County Homes prehensive Plan Amendment es Subject to Application Reque	est	
STRAP	Owner Name	Address	Future Land Use	Zoning
32-43-26-00-0003.000	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development
33-43-26-00-0004.0000	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development
33-43-26-00-0004.0010	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development

DISCLOSURE OF INTEREST AFFIDAVIT

BEFORE ME this day appeared <u>Kevin Ratterree</u>, <u>the Vice President of Lee County</u> <u>Homes I Corporation, a Florida corporation, the General Partner of Lee County Homes</u> <u>Associates I, LLLP, a Florida limited liability limited partnership (the "record owner"), who,</u> being first duly sworn and deposed says:

1. That I am the record owner, or a legal representative of the record owner, of the property that is located at <u>Please see attached STRAP list</u> and is the subject of an Application for zoning action (hereinafter the "Property").

2. That I am familiar with the legal ownership of the Property and have full knowledge of the names of all individuals that have an ownership interest in the Property or a legal entity owning an interest in the Property.

[OPTIONAL PROVISION IF APPLICANT IS CONTRACT PURCHASER: In addition, I am familiar with the individuals that have an ownership interest in the legal entity that is under contract to purchase the Property.]

3. That, unless otherwise specified in paragraph 6 below, no Lee County Employee, County Commissioner, or Hearing Examiner has an Ownership Interest in the Property or any legal entity (Corporation, Company, Partnership, Limited Partnership, Trust, etc.) that has an Ownership Interest in the Property or that has contracted to purchase the Property.

4. That the disclosure identified herein does not include any beneficial Ownership Interest that a Lee County Employee, County Commissioner, or Hearing Examiner may have in any entity registered with the Federal Securities Exchange Commission or registered pursuant to Chapter 517, whose interest is for sale to the general public.

5. That, if the Ownership Interest in the Property changes and results in this affidavit no longer being accurate, the undersigned will file a supplemental Affidavit that identifies the name of any Lee County Employee, County Commissioner, or Hearing Examiner that subsequently acquires an interest in the Property.

6. Disclosure of Interest held by a Lee County Employee, County Commissioner, or Hearing Examiner.

Dereenters of

Page 1

CPA2020-00002

and Address Ownership
MERENTZED
NESSAV CI
MAY 2 7 2020
COMMUNITY DEVELOPMENT

Web/DiscolsureofInterest (07/2017)

Under penalty of perjury, I declare that I have read the foregoing and the facts alleged are true to the best of my knowledge and belief.

Lee County Homes Associates I, LLLP By: Lee County Homes I Corporation, General Partner

operty Ownel

Kevin Ratterree, Vice President Print Name

STATE OF FLORIDA COUNTY OF BROWARD

The foregoing instrument was sworn to (or affirmed) and subscribed before me on <u>January 23, 2020</u> (date) by <u>Kevin Ratterree, the Vice President of Lee County Homes I</u> <u>Corporation, the General Partner of Lee County Homes Associates I, LLLP</u> (name of person providing oath or affirmation), who is personally known to me or who has produced

(type of identification) as identification.

Onedo Signature of Notary Public

STAMP/SEAL



ENGINEERS - PLAN LANDSCAPE	DEPEW	Phone (239) 337-3993 www.morris	Toll Free (866) 337-7341 -depew.com	
		Lee County Homes prehensive Plan Amendment es Subject to Application Reque	est	
STRAP	Owner Name	Address	Future Land Use	Zoning
32-43-26-00-0003.000	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development
33-43-26-00-0004.0000	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development
33-43-26-00-0004.0010	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development

MORRIS	2914 Cleveland Avenue Fort Myers, Florida 33901	1
ENGINEERS · PLANNERS · SURVEYORS LANDSCAPE ARCHITECTS	Phone (239) 337-3993 Toll Free (866) 337-7341 www.morris-depew.com	

LETTER OF AUTHORIZATION

TO WHOM IT MAY CONCERN:

PLEASE BE ADVISED THAT I (WE) AM (ARE) THE FEE SIMPLE PROPERTY OWNER(S) OF THE PROPERTY DESCRIBED BELOW AND THAT MORRIS-DEPEW ASSOCIATES, INC. HAS BEEN AUTHORIZED TO REPRESENT ME (US) FOR THE BELOW REFERENCED PARCEL(S) IN ALL MATTERS PERTAINING TO REZONING OR DEVELOPMENT PERMITS. THIS AUTHORITY TO REPRESENT MY (OUR) INTEREST INCLUDES ANY AND ALL DOCUMENTS REQUIRED BY THE REZONING, PLANNING OR PERMITTING REQUESTS SUBMITTED ON MY (OUR) BEHALF BY MORRIS-DEPEW ASSOCIATES, INC.

STRAP NUMBER OR LEGAL DESCRIPTION:

STRAP# : Please see attached list of STRAPs

Lee County Homes Associates I, LLLP By: Lee County Homes I Corporation, General Partner COMPANY NAME

SIGNATURE

Kevin Ratterree, Vice President PRINTED NAME & TITLE

STATE OF Florida COUNTY OF Broward COMMUNITY DEVELOPMENT

LC260003

The foregoing instrument was acknowledged before me this <u>23</u> day of <u>January</u>20<u>2</u>, by <u>Kevin Ratterree</u>, the Vice President of Lee County Homes I Corporation, the General Partner of Lee County Homes Associates I, LLLP, who is personally known to me or has produced as identification and did not take an oath and Simed

as identification and did not take an oath, and signed produced in my physical presence. My Commission Expires Notary Public Notary Printed Name CPA2020-00002 Fort Myers Tallahassee Destin

MORRIS		2914 Cleveland Avenue For	t Myers, Florida 33901	
ENGINEERS · PLAT LANDSCAPE	DEPEW NNERS · SURVEYORS ARCHITECTS		Toll Free (866) 337-7341 -depew.com	
STRAP		Lee County Homes prehensive Plan Amendment es Subject to Application Reque Address	est Future Land Use	Zoning
			1. C. C. C. C.	
32-43-26-00-0003.000	Lee County Homes Associates I, LLLP	1600 Sawgrass Corporate Parkway, Suite 400 Sunrise, FL 33323	Sub-Outlying Suburban	Residential Planned Development
32-43-26-00-0003.000 33-43-26-00-0004.0000		Parkway, Suite 400		

CPA2020-00002





VERANDAH DEVELOPMENT LLC 701 S OLIVE AVE STE 104 WEST PALM BEACH FL 33401

BUCKINGHAM 16 LLC 6810 INTERNATIONAL CENTER BLVD FORT MYERS FL 33912

SANTIN MARION L + RUBY W 3720 BUCKINGHAM RD FORT MYERS FL 33905

STAHL STEPHEN A JR + NANCY J 3791 BUCKINGHAM RD FORT MYERS FL 33905

LEE COUNTY DIST SCHOOL BOARD 2855 COLONIAL BLVD FORT MYERS FL 33966

EHLERT GREGG D & KIM H 13606 CITRUS CREEK CT FORT MYERS FL 33905

HATJIOANNOU JASON T & 1930 VILLA CT JOHNSON CITY TN 37615 KH VERANDAH LLC 701 S OLIVE AVE STE 104 WEST PALM BEACH FL 33401

SAPP HILTON 3750 BUCKINGHAM RD FORT MYERS FL 33905

HENLEY RICKY + MARYLEE PO BOX 50593 FORT MYERS FL 33994

INGRAM CEZANNE + 4755 WOODLAWN RD MAURICE LA 70555

WASHAM STEVARL M + DEBORAH 13616 CITRUS CREEK CT FORT MYERS FL 33905

SMITH KENNETH R + KATHRYN M 442 GILES CT BARTLETT IL 60103

KINGHORN GREGORY + ARLETTE K 13576 CITRUS CREEK CT FORT MYERS FL 33905

MAHONEY MICHAEL J+ 13566 CITRUS CREEK CT FORT MYERS FL 33905



CITRUS CREEK AT VERANDA COMMUNITY DEVELOPMENT 12951 METRO PKWY STE 8 FORT MYERS FL 33966 VERANDAH WEST CDD WRATHELL HART HUNT & ASSOCIATE 6131 LYONS RD STE 100 COCONUT CREEK FL 33073

CITRUS CREEK AT VERANDAH 12951 METRO PKWY STE 8 FORT MYERS FL 33966

VERANDAH DEVELOPMENT LLC 701 S OLIVE AVE STE 104 WEST PALM BEACH FL 33401 VERANDAH EAST CDD WRATHELL HART HUNT & ASSOCIATE 6131 LYONS RD STE 100 COCONUT CREEK FL 33073

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VERANDAH EAST CDD WRATHELL HART HUNT & ASSOCIATE 6131 LYONS RD STE 100 COCONUT CREEK FL 33073

BACHMANN ADAM IV & 12731 FAIRWAY COVE CT FORT MYERS FL 33905

GALLAGHER ANDREW J & MARY L 12723 FAIRWAY COVE CT FORT MYERS FL 33905

ESPELAND JAMES A + JULIE C 815 MARSHALL AVE HENNING MN 56551

KH VERANDAH LLC 701 S OLIVE AVE STE 104 WEST PALM BEACH FL 33401

YOUNG WILLIAM A + 14100 MINDELLO DR FORT MYERS FL 33905

CERRATO SAMUEL JR + 14112 MINDELLO DR FORT MYERS FL 33905

ADMIRE JAMES RYAN & 14442 MINDELLO DR FORT MYERS FL 33905

DITTSCHAR FRANK & ALEXANDRA 14537 MINDELLO DR FORT MYERS FL 33905

MCCORMICK SEAN 14525 MINDELLO DR FORT MYERS FL 33905 RESOURCE CONSERVATION 9990 COCONUT RD STE 200 BONITA SPRINGS FL 34135

PEREZ ALBERTO + 12727 FAIRWAY COVE CT FORT MYERS FL 33905

BOWDY BRUCE K & MARGARET E L/E 12719 FAIRWAY COVE CT FORT MYERS FL 33905

STECK DALE C + ANNETTE M 12709 FAIRWAY COVE CT FORT MYERS FL 33905

LEE COUNTY DIST SCHOOL BOARD 2855 COLONIAL BLVD FORT MYERS FL 33966

MAYS CHRISTOPHER D 14106 MINDELLO DR FORT MYERS FL 33905

BURBRIDGE MATTHEW J 14118 MINDELLO DR FORT MYERS FL 33905

MCMANUS CYNTHIA & GARY 14544 MINDELLO DR FORT MYERS FL 33905

WONG CAMILO JOEL & SAILY 14531 MINDELLO DR FORT MYERS FL 33905

NELSON DAVID & 14519 MINDELLO DR FORT MYERS FL 33905

FITE GIA MARIE 14513 MINDELLO DR FORT MYERS FL 33905

ISAACSON-DUPONT ELIZABETH & 14501 MINDELLO DR FORT MYERS FL 33905

FLOWERS RANORD J & ANNETTE 14489 MINDELLO DR FORT MYERS FL 33905

CROOKS DAVID C 14477 MINDELLO DR FORT MYERS FL 33905

WESTERGREN RICHARD A 14461 MINDELLO DR FORT MYERS FL 33905

VINCENT MIKE & MARIE 14449 MINDELLO DR FORT MYERS FL 33905

BUTLER JAMES FRANCIS JR & 14445 MINDELLO DR FORT MYERS FL 33905

WILLIAMS DAVID & WENDY 14441 MINDELLO DR FORT MYERS FL 33905

OLIVER SEAN 14431 MINDELLO DR FORT MYERS FL 33905

MARANAN GIL V & PEGGY A 14421 MINDELLO DR FORT MYERS FL 33905 FELIZ MIRIAM M 14507 MINDELLO DR FORT MYERS FL 33905

KACZOR LAWRENCE T & KELLY A 14495 MINDELLO DR FORT MYERS FL 33905

CARVER THOMAS HAROLD 14483 MINDELLO DR FORT MYERS FL 33905

BARRETO MELISSA 14471 MINDELLO DR FORT MYERS FL 33905

SAINT LOUIS JEAN C & NADIA 14455 MINDELLO DR FORT MYERS FL 33905

SPRATT DENNIS LEE & 14447 MINDELLO DR FORT MYERS FL 33905

MCPHERSON ROBERT W & 14443 MINDELLO DR FORT MYERS FL 33905

HIRSCH JEFFREY 14435 MINDELLO DR FORT MYERS FL 33905

SUCO PASTOR L & 14427 MINDELLO DR FORT MYERS FL 33905

SHERIDAN TODD ALLEN & 14415 MINDELLO DR FORT MYERS FL 33905

REED DAMEION D & TYHISIA 14409 MINDELLO DR FORT MYERS FL 33905

MCKAY JOSEPH S & ELYSE R 14165 MINDELLO DR FORT MYERS FL 33905

FORD JOHN & TARA 14153 MINDELLO DR FORT MYERS FL 33905

BATEMAN LISA MARIE 14141 MINDELLO DR FORT MYERS FL 33905

DOLAN TIMOTHY 14113 MINDELLO DR FORT MYERS FL 33905

HERNANDEZ JEANETTE 14006 VINDEL CIR FORT MYERS FL 33905

MACK TANNER G 14018 VINDEL CIR FORT MYERS FL 33905

CLEMENTI PATRICIA ANN 14030 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

SELPH TREVOR D 14054 VINDEL CIR FORT MYERS FL 33905 GILES ROBERT L & LATANYA R 14171 MINDELLO DR FORT MYERS FL 33905

GERENA ALFREDO & DEBORAH A 14159 MINDELLO DR FORT MYERS FL 33905

THOMAS-WATKINS DONNA MARIE 14147 MINDELLO DR FORT MYERS FL 33905

TINDLE JAMES EDWARD & 14129 MINDELLO DR FORT MYERS FL 33905

HOLMES NATHANIEL ADAM & 14000 VINDEL CIR FORT MYERS FL 33905

SANT ELENA KRISTINE 14012 VINDEL CIR FORT MYERS FL 33905

JENSEN STEPHEN & 14024 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

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WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

MOSELY KHANDYCE JACINTA 14134 VINDEL CIR FORT MYERS FL 33905

ROEMER PATRICK & JULIA 14144 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966 BLIND JOHN & LINDA 14072 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

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BRAAT GUSTAV JR & 14138 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

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WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

STRAHIJA RUTH ANITA & 14216 VINDEL CIR FORT MYERS FL 33905

HETLAND JEFFREY DANIAL & 14228 VINDEL CIR FORT MYERS FL 33905

VICK RICHARD PHILLIPS II + 14240 VINDEL CIR FORT MYERS FL 33905

KAVANAGH JASON DAVID & 14252 VINDEL CIR FORT MYERS FL 33905

SPATARO ANNA PAULETTE & 14264 VINDEL CIR FORT MYERS FL 33905

GALLARDO ANTHONY + 14276 VINDEL CIR FORT MYERS FL 33905

ROEDER RYAN & LINDSAY 14288 VINDEL CIR FORT MYERS FL 33905 TORRES CABRERA PEDRO I 14186 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

NICOLAS MARIE & RAYMOND 14210 VINDEL CIR FORT MYERS FL 33905

DALEY TERRANCE 14222 VINDEL CIR FORT MYERS FL 33905

GARCIA BRIAN + 14234 VINDEL CIR FORT MYERS FL 33905

KEENEY WILLIAM ROBERT 14246 VINDEL CIR FORT MYERS FL 33905

VALDES PATRICIA G + 14258 VINDEL CIR FORT MYERS FL 33905

COOK MARY & JOHN 14270 VINDEL CIR FORT MYERS FL 33905

WILLIAMS GRANT & BRIANNA 14282 VINDEL CIR FORT MYERS FL 33905

MARSHALL TAMEKA LASHONDA 14300 VINDEL CIR FORT MYERS FL 33905

ACOSTA YVONNE 14306 VINDEL CIR FORT MYERS FL 33905

RIEKEN BRIAN & DANIELLE 14318 VINDEL CIR FORT MYERS FL 33905

TANNER DEBORAH 14330 VINDEL CIR FORT MYERS FL 33905

LOPEZ RUBEN DARIO & LYDIA 14342 VINDEL CIR FORT MYERS FL 33905

SOMERS DOUGLAS JAMES & 14354 VINDEL CIR FORT MYERS FL 33905

MEGLIO MARIA & JOHN JR 14366 VINDEL CIR FORT MYERS FL 33905

PIERRE LOUIS JOSEPH L & 14378 VINDEL CIR FORT MYERS FL 33905

STEARNS KEVIN JAMES + 14390 VINDEL CIR FORT MYERS FL 33905

SCHUEFER RALF UDO & 91187 ROETTENBACH METZGERSGASSE 10C 91187 GERMANY

RONDEAU CHRISTOPHER J & 14412 VINDEL CIR FORT MYERS FL 33905 HERNANDEZ LORNA G BAEZ 14312 VINDEL CIR FORT MYERS FL 33905

PERALTA JOSE DAVID 14324 VINDEL CIR FORT MYERS FL 33905

LAGUARDIA JOAN 14336 VINDEL CIR FORT MYERS FL 33905

PHILPOT MOSES ALEXANDER III & 14348 VINDEL CIR FORT MYERS FL 33905

ROY KEVIN & BERNNADETTE 14360 VINDEL CIR FORT MYERS FL 33905

SUN FENG & HUANG BAORONG 14372 VINDEL CIR FORT MYERS FL 33905

EMERY LINDA 14384 VINDEL CIR FORT MYERS FL 33905

MEYER NANCY & JAMES 14396 VINDEL CIR FORT MYERS FL 33905

MANSELL CRYSTAL J & JEFFREY 14408 VINDEL CIR FORT MYERS FL 33905

DEVINE RAYMOND J 14418 VINDEL CIR FORT MYERS FL 33905

HOULE FRANCIS & NICOLE 14424 VINDEL CIR FORT MYERS FL 33905

PARLATORE BRUNO & DEBORAH 14436 VINDEL CIR FORT MYERS FL 33905

ALEXANDER BROOKE A + 14448 VINDEL CIR FORT MYERS FL 33905

HELLER MARK J JR & 14460 VINDEL CIR FORT MYERS FL 33905

WOODRING DONALD NORMAN & 14472 VINDEL CIR FORT MYERS FL 33905

WESNER NICHOLAS R & KAYLA J 14484 VINDEL CIR FORT MYERS FL 33905

SHULTS RYAN A & AMIE M 14496 VINDEL CIR FORT MYERS FL 33905

SAWDON WENDY & PHILIP J 14508 VINDEL CIR FORT MYERS FL 33905

KRESSEL ANITA & THOMAS 14520 VINDEL CIR FORT MYERS FL 33905

RIES ALBERT J & JANICE M TR 14532 VINDEL CIR FORT MYERS FL 33905 MORRISSEY JARRAD C + 14430 VINDEL CIR FORT MYERS FL 33905

ROBINSON RICHARD ANDREW + 14442 VINDEL CIR FORT MYERS FL 33905

PIETRI ANGEL OCTAVIO & 14454 VINDEL CIR FORT MYERS FL 33905

BARAKAT NOUR & NORAH 14466 VINDEL CIR FORT MYERS FL 33905

HAGLUND ERICK GLENN & 14478 VINDEL CIR FORT MYERS FL 33905

KARGBO FODAY SULAIMAN & 14490 VINDEL CIR FORT MYERS FL 33905

LOLLAR RANDAL HASKELL + 14502 VINDEL CIR FORT MYERS FL 33905

LEANO PAMELA 14514 VINDEL CIR FORT MYERS FL 33905

YEAGER BART W & ANDREA S 14526 VINDEL CIR FORT MYERS FL 33905

COPE-FERRELL TOCHA & 14538 VINDEL CIR FORT MYERS FL 33905 RESTIVO ANTHONY 14544 VINDEL CIR FORT MYERS FL 33905

RODRIGUEZ JUAN CARLOS + 14025 VINDEL CIR FORT MYERS FL 33905

BEZIO JAMES T 3364 BROZAS CT FORT MYERS FL 33905

LOHNER CHRISTINE & STEVEN 3369 BROZAS CT FORT MYERS FL 33905

COX JEREMY RYAN & 3357 BROZAS CT FORT MYERS FL 33905

PRICE CHARLIE & APRIL 14041 VINDEL CIR FORT MYERS FL 33905

ST CYR CHARLES M & 14053 VINDEL CIR FORT MYERS FL 33905

HALM PATRICK & SANDRA 14065 VINDEL CIR FORT MYERS FL 33905

LUKICH MARK & DEANNA 14077 VINDEL CIR FORT MYERS FL 33905

GARRETT ROBERT & SUZANNE 14089 VINDEL CIR FORT MYERS FL 33905 SPINOSA STEPHEN & BEVERLY 14019 VINDEL CIR FORT MYERS FL 33905

CRUZ EFRAIN & LINDY L 3352 BROZAS CT FORT MYERS FL 33905

FITTS GUY H & DANIELLE E 3372 BROZAS CT FORT MYERS FL 33905

DECLEMENTE BRETT & 3363 BROZAS CT FORT MYERS FL 33905

EDLIN LANDON + 3351 BROZAS CT FORT MYERS FL 33905

VAN HOOK PENELOPE A 14047 VINDEL CIR FORT MYERS FL 33905

SILVA LUIS & SANCHEZ RAQUEL 14059 VINDEL CIR FORT MYERS FL 33905

LE TRAN 2910 BRIDLE CT LAKE GENEVA WI 53147

VO PHONG THU & LOI PHAN 3613 12TH ST S ARLINGTON VA 22204

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

WIERSMA HEIDI T & WILLIAM D 14101 VINDEL CIR FORT MYERS FL 33905

DEPASQUALE GREGORY L TR 14113 VINDEL CIR FORT MYERS FL 33905

WESTBROOK IVAN COREY 14155 VINDEL CIR FORT MYERS FL 33905

ANDERSEN KENNETH JOEL & 14175 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

BEAUBRUN PIERRE SEIDE 14197 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

MANION LORA LESLIE & 3866 SHADY POINTE ROW GREENWOOD IN 46143

SANTIAGO EDWIN 14283 VINDEL CIR FORT MYERS FL 33905

NAZIR MALISSA & KHALID 8990 PASEO DE VALENCIA ST FORT MYERS FL 33908 LAWLOR JOHN & KATHERINE 14107 VINDEL CIR FORT MYERS FL 33905

PREJNA RICHARD G & 14119 VINDEL CIR FORT MYERS FL 33905

POLACZEK JOHN BARBUSCIA & 7130 BAKER RD FRANKENMUTH MI 48734

KNIGHT CASEY 14179 VINDEL CIR FORT MYERS FL 33905

CARROLL DAVID J & JULIE A 6620 SCENIC WOODS DR VALLEY CITY OH 44280

SCHINGH SYLVIE & MICHAEL 14203 VINDEL CIR FORT MYERS FL 33905

KOISA ERIKA & JEFFREY 14215 VINDEL CIR FORT MYERS FL 33905

CRANE MARY G 14271 VINDEL CIR FORT MYERS FL 33905

SMITH RODNEY & 14289 VINDEL CIR FORT MYERS FL 33905

GIRON RANDOLFO 14301 VINDEL CIR FORT MYERS FL 33905 KINNEY BRIAN ROBERT & 3437 LANA CT FORT MYERS FL 33905

MCGLASSON ROBERT WAYNE & 3425 LANA CT FORT MYERS FL 33905

BASS LATONYA M 3400 LANA CT FORT MYERS FL 33905

SCALORA JOSEPH + 3430 LANA CT FORT MYERS FL 33905

MONTENEGRO MARK & CHRISTINA 14319 VINDEL CIR FORT MYERS FL 33905

POTHEMONT AINSWORTH A 14331 VINDEL CIR FORT MYERS FL 33905

REID BYRON C + 14343 VINDEL CIR FORT MYERS FL 33905

DUMITRESCU STEFAN & ASHLEY 14355 VINDEL CIR FORT MYERS FL 33905

HUFF CHRISTOPHER & JESSICA 14367 VINDEL CIR FORT MYERS FL 33905

COLBERT JAMES F & MARIAN 14379 VINDEL CIR FORT MYERS FL 33905 KAPFHAMMER RONALD M + 3431 LANA CT FORT MYERS FL 33905

BOOGAARD EMERSON JEFFREY & 3401 LANA CT FORT MYERS FL 33905

CRANFILL SCOTT A & 3424 LANA CT FORT MYERS FL 33905

SECCOMBE ROBERT F & 3436 LANA CT FORT MYERS FL 33905

GALLATIN CASEY & KARA 14325 VINDEL CIR FORT MYERS FL 33905

RUSSELL TODD & LISA 14337 VINDEL CIR FORT MYERS FL 33905

KALMAN JEFFREY & SALLY 14349 VINDEL CIR FORT MYERS FL 33905

FRANCOIS GABRIELA 14361 VINDEL CIR FORT MYERS FL 33905

CRUZ DAVID DARRELL 14373 VINDEL CIR FORT MYERS FL 33905

LEWIS GWENDOL YN T 14385 VINDEL CIR FORT MYERS FL 33905

ARREOLA ROBERTO 14391 VINDEL CIR FORT MYERS FL 33905

LYNCH CALAN & CALLEE 14403 VINDEL CIR FORT MYERS FL 33905

HENDRZAK RICHARD S & 14453 VINDEL CIR FORT MYERS FL 33905

GOMEZ IVAN & VASQUEZ ANA C 14465 VINDEL CIR FORT MYERS FL 33905

TERAN OSCAR ARTURO NOVOA 14477 VINDEL CIR FORT MYERS FL 33905

TENEYCK WALTER 14489 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

PORTICO MASTER PROPERTY 8430 ENTERPRISE CIR STE 100 BRADENTON FL 34202

PORTICO MASTER PROPERTY 8430 ENTERPRISE CIR STE 100 BRADENTON FL 34202

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KOHER JEAN E & ROBERT L 14459 VINDEL CIR FORT MYERS FL 33905

MEDORS LISA A & JEFFREY W 14471 VINDEL CIR FORT MYERS FL 33905

NORTHROP DEVIN L & DEANNE M 14483 VINDEL CIR FORT MYERS FL 33905

CAMADECO MICHAEL A & 14495 VINDEL CIR FORT MYERS FL 33905

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PORTICO CDD RIZZETTA & COMPANY INC 12750 CITRUS PARK LN STE 115 TAMPA FL 33625

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RIVER HALL CDD WRATHELL HUNT & ASSOCIATES LLC 2300 GLADES RD STE 410W BOCA RATON FL 33431

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FLYNN JOHN F & 15004 GREAT LAUREL CT ALVA FL 33920

PINNACLE CASCADES I LLC 2970 LUCKIE RD FORT LAUDERDALE FL 33331

PINNACLE CASCADES I LLC 2970 LUCKIE RD FORT LAUDERDALE FL 33331

CASCADES AT RIVER HALL GRS MANAGEMENT ASSOCIATES INC 3900 WOODLAKE BLVD STE 309 LAKE WORTH FL 33463

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BARICKMAN ROBERT L 2409 MANSFIELD AVE S LEHIGH ACRES FL 33973

CUTLER CARLIE 4203 BUCKINGHAM RD FORT MYERS FL 33905

ASSELIN EDWARD D III + BEVERLY 4471 SKATES CIR FORT MYERS FL 33905

DEMERS GLEN E + MARIE L 4575 SKATES CIR FORT MYERS FL 33905

MASTRIANA KELLY S 4595 SKATES CIR FORT MYERS FL 33905

FOUR DIAMOND LLC + 6249 PRESIDENTIAL CT STE B FORT MYERS FL 33919

HANSEN EDWARD K III + JENNIFER 4455 SKATES CIR FORT MYERS FL 33905 BARBARAN ALDO MARTIN ARAUZO LANDSHUTER ALLE 75 MUNICH 80637 GERMANY

NURIDDIN RAPHEAL S + ALTHELIA 4466 BIG BLUFF CT DOUGLASVILLE GA 30135

MNKT REALTY INVESTMENT INC 6147 HIGGINS AVE FORT MYERS FL 33905

HARDING ROBERT G + 4261 BUCKINGHAM RD FORT MYERS FL 33905

SOJDAK HILARY 4555 SKATES CIR FORT MYERS FL 33905

MAURER KYLE JAMES & 4499 SKATES CIR FORT MYERS FL 33905

MAY JAMES R + SUSAN 4463 SKATES CIR FORT MYERS FL 33905

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HOWARD MITCHELL M III 4609 SKATES CIR FORT MYERS FL 33905

WALKER TATUM A + 4525 SKATES CIR FORT MYERS FL 33905

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CZIRR JOANNE 439 ARAGON AVE CORAL GABLES FL 33134

RIOS RISCARDO 4175 BUCKINGHAM RD FORT MYERS FL 33905

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BUCKINGHAM 16 LLC 6810 INTERNATIONAL CENTER BLVD FORT MYERS FL 33912

SANTIN MARION L + RUBY W 3720 BUCKINGHAM RD FORT MYERS FL 33905

STAHL STEPHEN A JR + NANCY J 3791 BUCKINGHAM RD FORT MYERS FL 33905

LEE COUNTY DIST SCHOOL BOARD 2855 COLONIAL BLVD FORT MYERS FL 33966

EHLERT GREGG D & KIM H 13606 CITRUS CREEK CT FORT MYERS FL 33905

HATJIOANNOU JASON T & 1930 VILLA CT JOHNSON CITY TN 37615

MAHONEY MICHAEL J + 13566 CITRUS CREEK CT FORT MYERS FL 33905

CITRUS CREEK AT VERANDAH 12951 METRO PKWY STE 8 FORT MYERS FL 33966

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ADMIRE JAMES RYAN & 14442 MINDELLO DR FORT MYERS FL 33905

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BONITA SPRINGS FL 34135

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STECK DALE C + ANNETTE M 12709 FAIRWAY COVE CT FORT MYERS FL 33905

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BURBRIDGE MATTHEW J 14118 MINDELLO DR FORT MYERS FL 33905

MCMANUS CYNTHIA & GARY 14544 MINDELLO DR FORT MYERS FL 33905

WONG CAMILO JOEL & SAILY 14531 MINDELLO DR FORT MYERS FL 33905

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GONZALEZ ANTONY DE LOS ANGELES 14150 VINDEL CIR FORT MYERS FL 33905

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ROEMER PATRICK & JULIA 14144 VINDEL CIR FORT MYERS FL 33905

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DALEY TERRANCE 14222 VINDEL CIR FORT MYERS FL 33905

GARCIA BRIAN + 14234 VINDEL CIR FORT MYERS FL 33905

KEENEY WILLIAM ROBERT 14246 VINDEL CIR FORT MYERS FL 33905

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SPATARO ANNA PAULETTE & 14264 VINDEL CIR FORT MYERS FL 33905

GALLARDO ANTHONY + 14276 VINDEL CIR FORT MYERS FL 33905

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ROBINSON RICHARD ANDREW + 14442 VINDEL CIR FORT MYERS FL 33905

PIETRI ANGEL OCTAVIO & 14454 VINDEL CIR FORT MYERS FL 33905

BARAKAT NOUR & NORAH 14466 VINDEL CIR FORT MYERS FL 33905

HAGLUND ERICK GLENN & 14478 VINDEL CIR FORT MYERS FL 33905

KARGBO FODAY SULAIMAN & 14490 VINDEL CIR FORT MYERS FL 33905

LOLLAR RANDAL HASKELL + 14502 VINDEL CIR FORT MYERS FL 33905

LEANO PAMELA 14514 VINDEL CIR FORT MYERS FL 33905

YEAGER BART W & ANDREA S 14526 VINDEL CIR FORT MYERS FL 33905

COPE-FERRELL TOCHA & 14538 VINDEL CIR FORT MYERS FL 33905

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PARLATORE BRUNO & DEBORAH 14436 VINDEL CIR FORT MYERS FL 33905

ALEXANDER BROOKE A + 14448 VINDEL CIR FORT MYERS FL 33905

HELLER MARK J JR & 14460 VINDEL CIR FORT MYERS FL 33905

WOODRING DONALD NORMAN & 14472 VINDEL CIR FORT MYERS FL 33905

WESNER NICHOLAS R & KAYLA J 14484 VINDEL CIR FORT MYERS FL 33905

SHULTS RYAN A & AMIE M 14496 VINDEL CIR FORT MYERS FL 33905

SAWDON WENDY & PHILIP J 14508 VINDEL CIR FORT MYERS FL 33905

KRESSEL ANITA & THOMAS 14520 VINDEL CIR FORT MYERS FL 33905

RIES ALBERT J & JANICE M TR 14532 VINDEL CIR FORT MYERS FL 33905

RESTIVO ANTHONY 14544 VINDEL CIR FORT MYERS FL 33905

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CRUZ EFRAIN & LINDY L 3352 BROZAS CT FORT MYERS FL 33905

FITTS GUY H & DANIELLE E 3372 BROZAS CT FORT MYERS FL 33905

DECLEMENTE BRETT & 3363 BROZAS CT FORT MYERS FL 33905

EDLIN LANDON + 3351 BROZAS CT FORT MYERS FL 33905

VAN HOOK PENELOPE A 14047 VINDEL CIR FORT MYERS FL 33905

SILVA LUIS & SANCHEZ RAQUEL 14059 VINDEL CIR FORT MYERS FL 33905

LE TRAN 2910 BRIDLE CT LAKE GENEVA WI 53147

VO PHONG THU & LOI PHAN 3613 12TH ST S ARLINGTON VA 22204

WALKER RAKISHA 14095 VINDEL CIR FORT MYERS FL 33905

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BEZIO JAMES T 3364 BROZAS CT FORT MYERS FL 33905

LOHNER CHRISTINE & STEVEN 3369 BROZAS CT FORT MYERS FL 33905

COX JEREMY RYAN & 3357 BROZAS CT FORT MYERS FL 33905

PRICE CHARLIE & APRIL 14041 VINDEL CIR FORT MYERS FL 33905

ST CYR CHARLES M & 14053 VINDEL CIR FORT MYERS FL 33905

HALM PATRICK & SANDRA 14065 VINDEL CIR FORT MYERS FL 33905

LUKICH MARK & DEANNA 14077 VINDEL CIR FORT MYERS FL 33905

GARRETT ROBERT & SUZANNE 14089 VINDEL CIR FORT MYERS FL 33905

WIERSMA HEIDI T & WILLIAM D 14101 VINDEL CIR FORT MYERS FL 33905

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PREJNA RICHARD G & 14119 VINDEL CIR FORT MYERS FL 33905

POLACZEK JOHN BARBUSCIA & 7130 BAKER RD FRANKENMUTH MI 48734

KNIGHT CASEY 14179 VINDEL CIR FORT MYERS FL 33905

CARROLL DAVID J & JULIE A 6620 SCENIC WOODS DR VALLEY CITY OH 44280

SCHINGH SYLVIE & MICHAEL 14203 VINDEL CIR FORT MYERS FL 33905

KOISA ERIKA & JEFFREY 14215 VINDEL CIR FORT MYERS FL 33905

CRANE MARY G 14271 VINDEL CIR FORT MYERS FL 33905

SMITH RODNEY & 14289 VINDEL CIR FORT MYERS FL 33905

GIRON RANDOLFO 14301 VINDEL CIR FORT MYERS FL 33905

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DEPASQUALE GREGORY L TR 14113 VINDEL CIR FORT MYERS FL 33905

WESTBROOK IVAN COREY 14155 VINDEL CIR FORT MYERS FL 33905

ANDERSEN KENNETH JOEL & 14175 VINDEL CIR FORT MYERS FL 33905

WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

BEAUBRUN PIERRE SEIDE 14197 VINDEL CIR FORT MYERS FL 33905

JETER MARK L & BARBARA L 14209 VINDEL CIR FORT MYERS FL 33905

MANION LORA LESLIE & 3866 SHADY POINTE ROW GREENWOOD IN 46143

SANTIAGO EDWIN 14283 VINDEL CIR FORT MYERS FL 33905

NAZIR MALISSA & KHALID 8990 PASEO DE VALENCIA ST FORT MYERS FL 33908

KINNEY BRIAN ROBERT & 3437 LANA CT FORT MYERS FL 33905

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KAPFHAMMER RONALD M + 3431 LANA CT FORT MYERS FL 33905

BOOGAARD EMERSON JEFFREY & 3401 LANA CT FORT MYERS FL 33905

CRANFILL SCOTT A & 3424 LANA CT FORT MYERS FL 33905

SECCOMBE ROBERT F & 3436 LANA CT FORT MYERS FL 33905

GALLATIN CASEY & KARA 14325 VINDEL CIR FORT MYERS FL 33905

RUSSELL TODD & LISA 14337 VINDEL CIR FORT MYERS FL 33905

KALMAN JEFFREY & SALLY 14349 VINDEL CIR FORT MYERS FL 33905

FRANCOIS GABRIELA 14361 VINDEL CIR FORT MYERS FL 33905

CRUZ DAVID DARRELL 14373 VINDEL CIR FORT MYERS FL 33905

LEWIS GWENDOLYN T 14385 VINDEL CIR FORT MYERS FL 33905

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MCGLASSON ROBERT WAYNE & 3425 LANA CT FORT MYERS FL 33905

BASS LATONYA M 3400 LANA CT FORT MYERS FL 33905

SCALORA JOSEPH + 3430 LANA CT FORT MYERS FL 33905

MONTENEGRO MARK & CHRISTINA 14319 VINDEL CIR FORT MYERS FL 33905

POTHEMONT AINSWORTH A 14331 VINDEL CIR FORT MYERS FL 33905

REID BYRON C + 14343 VINDEL CIR FORT MYERS FL 33905

DUMITRESCU STEFAN & ASHLEY 14355 VINDEL CIR FORT MYERS FL 33905

HUFF CHRISTOPHER & JESSICA 14367 VINDEL CIR FORT MYERS FL 33905

COLBERT JAMES F & MARIAN 14379 VINDEL CIR FORT MYERS FL 33905

ARREOLA ROBERTO 14391 VINDEL CIR FORT MYERS FL 33905

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ANTOINE WILFRID & YVROSE 14441 VINDEL CIR FORT MYERS FL 33905

KOHER JEAN E & ROBERT L 14459 VINDEL CIR FORT MYERS FL 33905

MEDORS LISA A & JEFFREY W 14471 VINDEL CIR FORT MYERS FL 33905

NORTHROP DEVIN L & DEANNE M 14483 VINDEL CIR FORT MYERS FL 33905

CAMADECO MICHAEL A & 14495 VINDEL CIR FORT MYERS FL 33905

PORTICO MASTER PROPERTY 8430 ENTERPRISE CIR STE 100 BRADENTON FL 34202

PORTICO CDD RIZZETTA & COMPANY INC 12750 CITRUS PARK LN STE 115 TAMPA FL 33625

PORTICO MASTER PROPERTY 8430 ENTERPRISE CIR STE 100 BRADENTON FL 34202

PORTICO CDD RIZZETTA & COMPANY INC 12750 CITRUS PARK LN STE 115 TAMPA FL 33625 LYNCH CALAN & CALLEE 14403 VINDEL CIR FORT MYERS FL 33905

HENDRZAK RICHARD S & 14453 VINDEL CIR FORT MYERS FL 33905

GOMEZ IVAN & VASQUEZ ANA C 14465 VINDEL CIR FORT MYERS FL 33905

TERAN OSCAR ARTURO NOVOA 14477 VINDEL CIR FORT MYERS FL 33905

TENEYCK WALTER 14489 VINDEL CIR FORT MYERS FL 33905

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PINNACLE CASCADES I LLC 2970 LUCKIE RD FORT LAUDERDALE FL 33331

FLYNN JOHN F & 15004 GREAT LAUREL CT ALVA FL 33920

PINNACLE CASCADES I LLC 2970 LUCKIE RD FORT LAUDERDALE FL 33331

PINNACLE CASCADES I LLC 2970 LUCKIE RD FORT LAUDERDALE FL 33331

CASCADES AT RIVER HALL GRS MANAGEMENT ASSOCIATES INC 3900 WOODLAKE BLVD STE 309 LAKE WORTH FL 33463

RIVER HALL CDD WRATHELL HUNT & ASSOCIATES LLC 2300 GLADES RD STE 410W BOCA RATON FL 33431

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FORNASIER GIANCARLO + 1821 SHIRELY RD PORT PERRY ON L1L 9B3 CANADA

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RIVER HALL CDD WRATHELL HUNT & ASSOCIATES LLC 2300 GLADES RD STE 410W BOCA RATON FL 33431

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WCI COMMUNITIES LLC LENNAR HOMES LLC 10481 6 MILE CYPRESS PKWY FORT MYERS FL 33966

SHARKEY THOMAS JAMES III 13098 WESTHEIMER RD APT 1451 HOUSTON TX 77077

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GAF FINANCIAL LLC 750 ISLAND WAY #303 CLEARWATER BEACH FL 33767

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BARBARAN ALDO MARTIN ARAUZO LANDSHUTER ALLE 75 MUNICH 80637 GERMANY

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NURIDDIN RAPHEAL S + ALTHELIA 4466 BIG BLUFF CT DOUGLASVILLE GA 30135

MNKT REALTY INVESTMENT INC 6147 HIGGINS AVE FORT MYERS FL 33905

HARDING ROBERT G & 4261 BUCKINGHAM RD FORT MYERS FL 33905

SOJDAK HILARY 4555 SKATES CIR FORT MYERS FL 33905

MAURER KYLE JAMES & 4499 SKATES CIR FORT MYERS FL 33905

MAY JAMES R + SUSAN 4463 SKATES CIR FORT MYERS FL 33905

FOUR DIAMOND LLC + 6249 PRESIDENTIAL CT STE B FORT MYERS FL 33919

HOWARD MITCHELL M III 4609 SKATES CIR FORT MYERS FL 33905

WALKER TATUM A + 4525 SKATES CIR FORT MYERS FL 33905

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COOK GATLE M 6029 TABOR AVE FORT MYERS FL 33905

LEHARTE SOPHIA L 6147 HIGGINS AVE FORT MYERS FL 33905

BARICKMAN ROBERT L 2409 MANSFIELD AVE S LEHIGH ACRES FL 33973

CUTLER CARLIE 4203 BUCKINGHAM RD FORT MYERS FL 33905

ASSELIN EDWARD D III + BEVERLY 4471 SKATES CIR FORT MYERS FL 33905

DEMERS GLEN E + MARIE L 4575 SKATES CIR FORT MYERS FL 33905

MASTRIANA KELLY S 4595 SKATES CIR FORT MYERS FL 33905

FOUR DIAMOND LLC + 6249 PRESIDENTIAL CT STE B FORT MYERS FL 33919

HANSEN EDWARD K III + JENNIFER 4455 SKATES CIR FORT MYERS FL 33905

DENSHAM SHANNON 4585 SKATES CIR FORT MYERS FL 33905

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UNKNOWN HEIRS OF 4170 GOEBEL DR FORT MYERS FL 33905

CZIRR JOANNE 439 ARAGON AVE CORAL GABLES FL 33134

RIOS RISCARDO 4175 BUCKINGHAM RD FORT MYERS FL 33905 RB&B FAMILY TRUST + 1471 GRACE AVE FORT MYERS FL 33901

FOUR DIAMOND LLC + JEFFREY C LEDWARD PA 6249 PRESIDENTIAL CT STE B FORT MYERS FL 33919

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* CAROL D. HOLLER, CLAS CAROL D. HOLLER, CLAS CAROL OST OFFICE BOX 1900 FORT LAUDERDALE, FLORIDA 33302

This instrument prepared by or under the supervision of (and after recording should be returned to):

Name: Ricardo L. Fraga, Esq. Address: Greenberg Traurig, P.A. 1221 Brickell Avenue Miami, Florida 33131

INSTR # 6486666 ok ok 04460 -05 2417 - 2419; (Jpgs) AECORDED 10/14/2004 12:23:50 PM JAARLIE ORLEN, CLERK OF COURT LEE COUMIY, FICKIDA A. GOVERNEY FEL 27.00 DEF 0 = 6,371.40 JEMONY LEEKK C RETIEN

Parcel ID No. 33-43-26-00-00003.0000

(Space Reserved for Clerk of Court)

SPECIAL WARRANTY DEED

THIS DEED, made as of the <u>20</u>^T day of September, 2004, by BUCKINGHAM DEVELOPMENT, L.L.C., a Florida limited liability company, ("Grantor"), whose post office address is 8045 N.W. 155th Street, Miami Lakes, Florida 33016, to LEE COUNTY HOMES ASSOCIATES 1, LLLP, a Florida limited liability limited partnership whose mailing address is 1401 University Drive, Suite 200, Coral Springs, Florida 33071, ("Grantee"). Wherever used herein, the terms "Grantor" and "Grantee" shall include all of the parties to this instrument and their successor and assigns.

WITNESSETH:

That Grantor, for and in consideration of the sum of Ten And No/100 Dollars (\$10.00) and other valuable consideration to said Grantor in hand paid by said Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the Grantee, and Grantee's successors and assigns forever, the following described land, situate, lying and being in Lee County, Florida, to wit:

East 1/2 of the Northwest 1/4 of the Southeast 1/4 of Section 33, Township 43 South, Range 26 East, all in Lee County, Florida.

Subject only to:

- 1. Agreements and reservations of record, without reimposing same.
- Real Estate Taxes for the year 2004 and subsequent years.

TO HAVE AND TO HOLD unto Grantee and Grantee's, successors and assigns in fee simple forever.

COMMUNITY DEVELOPMENT Page CPA2020 = 0000E

Book4465/Page2417

AND Grantor does hereby specially warrant the title to the Property subject to the foregoing matters, and will defend the same against the lawful claims of all persons claiming by, through, or under the Grantor and no others.

[Signature on next page.]

IN WITNESS WHEREOF, Grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

(Signature of Witness)

Marta D (sareta (Printed Name of Witness)

BUCKINGHAM DEVELOPMENT, L.L.C., a Florida limited liability company

Eddy Garcia, Manager

(Signature of Witness)

JOSE' (

(Printed Name of Witness)

STATE OF Plonds) SS: COUNTY OF

My commission expires: June 162005

The foregoing instrument was acknowledged before me this $2 \leq day$ of September, 2004, by Eddy Garcia, as Manager of BUCKINGHAM DEVELOPMENT, L.L.C., a Florida limited liability company. He is personally known to me or have produced $2 \leq 2 \leq day$, as identification.

NOTARY PUBLIC

lho-D-

Notary Public, State of V210 At Large

nama Die

(Printed Name of Notary Public)

aria D Garcia My Commission DD033924 Expires June 16, 2005 Commission No.

::ODMA\PCDOCS\MIAMI\1588282\1

[NOTARY SEAL]

3

















Exhibit M17



2914 Cleveland Avenue

Fort Myers, Florida 33901

Phone (239) 337-3993 | Toll Free (866) 337-7341 www.morris-depew.com

ENGINEERS · PLANNERS · SURVEYORS LANDSCAPE ARCHITECTS

January 6, 2020

Mr. Dominic Gemelli Long Range Planner, Planning Department Lee County Public School District 2855 Colonial Blvd. Fort Myers, FL 33966

Re: Request for Letter of Availability ±345 Acre Parcel for Residential Development GL Homes (f.k.a Buckingham 345)

Dear Mr. Gemelli,

Please accept this letter as a Letter of Availability request to Lee County Public Schools for an existing ± 345 acre residential subdivision, known as Buckingham 345. The subject property is currently approved as a Residential Planned Development by Zoning Resolution Numbers Z-05-074 & Z-00-029 for the development of 690 single family dwelling units.

The applicant is applying for a Comprehensive Plan Amendment and Planned Development to permit and additional 305 units for a total of 995 single family units. Please see the attached aerial exhibit and the STRAP Numbers for the subject property, which are **32-43-26-00-00003.0000** and **33-43-26-00-00004.0000** for reference.

We respectfully request Lee County School District provide a letter explaining the service availability of Lee County Schools to the property. If you have any questions, please feel free to contact me via email or phone. Thank you in advance for your assistance in this matter.

Sincerely, MORRIS-DEPEW ASSOCIATES, INC.

Heather M. Urwiller, AICP, CFM Principal Planner

Enclosure:

Property Aerial Exhibit



COMMUNITY DEVELOPMENT



GL Homes Aerial Exhibit



Subject Property

From:	Richard Akin
To:	Paula Terry; Heather Urwiller; Tina Ekblad
Subject:	RE: DRAFT Comp Plan Application
Date:	Thursday, April 2, 2020 4:32:40 PM
Attachments:	image004.png
	image006.png
	image013.png
	image014.png
	image018.png
	image019.png
	image022.png
	image023.png
	image026.png
	(mage027.png

I have asked numerous times and gotten no response. I will keep trying.

Richard Akin

Attorney Henderson, Franklin, Starnes & Holt, P.A. 1715 Monroe Street Fort Myers, FL 33901 Direct Dial: 239.344.1182 Direct Fax: 239.344.1554 Richard.Akin@henlaw.com www.henlaw.com Blogs: www.swflbusinessandipblog.com • www.legalscoopswflre.com



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From: Paula Terry [mailto:PTerry@M-DA.com]

Sent: Thursday, April 2, 2020 4:06 PM

To: Richard Akin <Richard.Akin@henlaw.com>; Heather Urwiller <HUrwiller@M-DA.com>; Tina Ekblad <tekblad@m-da.com> Subject: RE: DRAFT Comp Plan Application

Hi Richard.

Was wondering if there was an update on the below letter of availability request from the schools. Thank you

Paula




From: Richard Akin <<u>Richard,Akin@henlaw.com</u>> Sent: Friday, March 20, 2020 10:22 AM To: Paula Terry <<u>PTerry@M-DA.com</u>>; Heather Urwiller <<u>HUrwiller@M-DA.com</u>>; Tina Ekblad <<u>tekblad@m-da.com</u>> Subject: RE: DRAFT Comp Plan Application

I have continued to follow up with the people who are making this decision. I do not have anything yet.

Richard Akin

Attorney Henderson, Franklin, Starnes & Holt, P.A. 1715 Monroe Street Fort Myers, FL 33901 Direct Dial: 239.344.1182 Direct Fax: 239.344.1554 Richard.Akin@henlaw.com www.henlaw.com Blogs: www.swflbusinessandipblog.com • www.legalscoopswflre.com



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 From: Paula Terry [mailto:PTerry@M-DA.com]

 Sent: Friday, March 20, 2020 10:03 AM

 To: Heather Urwiller <<u>HUrwiller@M-DA.com</u>>; Richard Akin <<u>Richard.Akin@henlaw.com</u>>; Tina Ekblad <<u>tekblad@m-da.com</u>>

 Cc: <u>DominicTG@LeeSchools.net</u>

 Subject: RE: DRAFT Comp Plan Application

Hello Richard and Dominic We were wondering if there is a status on the below request for a letter of availability. Could you please advise update? Thank you Paula Terry



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From: Heather Urwiller <<u>HUrwiller@M-DA.com</u>> Sent: Wednesday, March 18, 2020 9:12 AM To: Richard Akin <<u>Richard.Akin@henlaw.com</u>>; Tina Ekblad <<u>tekblad@m-da.com</u>> Cc: Paula Terry <<u>PTerry@M-DA.com</u>> Subject: RE: DRAFT Comp Plan Application

Dear Richard,

Have you heard from the school district on the GL Homes project. We still have not received a letter of availability. Please let me know if you have any updates. Thank You, Heather



From: Heather Urwiller Sent: Thursday, February 27, 2020 9:30 AM To: Richard Akin <<u>Richard.Akin@henlaw.com</u>> Subject: RE: DRAFT Comp Plan Application

Dear Richard,

Good Morning. Thank you for the update. Have you hear back from the School District since last your February 20th update?

Thanks,

Heather



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From: Richard Akin <<u>Richard.Akin@henlaw.com</u>>

Sent: Thursday, February 20, 2020 3:08 PM

To: Tina Ekblad <<u>tekblad@m-da.com</u>>; Kevin Ratterree <<u>kevin.ratterree@glhomes.com</u>>; Richard Arkin <<u>richard.arkin@glhomes.com</u>>

Cc: Russell Schropp <<u>Russell.Schropp@henlaw.com</u>>; Heather Urwiller <<u>HUrwiller@M-DA.com</u>> Subject: RE: DRAFT Comp Plan Application Tina, Kevin, and Richard,

As an update on the school issue, Russ and I had another call with the attorney handling it for the School Board last week. I think we made progress and hopefully we will have both the letter of availability and a final decision on the school site issue soon.

Richard

Richard Akin

Attorney Henderson, Franklin, Starnes & Holt, P.A. 1715 Monroe Street Fort Myers, FL 33901 Direct Dial: 239.344.1182 Direct Fax: 239.344.1554 Richard.Akin@henlaw.com www.henlaw.com Blogs: www.swflbusinessandipblog.com • www.legalscoopswflre.com



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From: Tina Ekblad [mailto:tekblad@m-da.com] Sent: Thursday, February 20, 2020 3:04 PM To: Kevin Ratterree <<u>kevin.ratterree@glhomes.com</u>>; Richard Arkin <<u>nchard.arkin@glhomes.com</u>> Cc: Russell Schropp <<u>Russell.Schropp@henlaw.com</u>>; Richard Akin <<u>Richard.Akin@henlaw.com</u>>; Heather Urwiller <<u>HUrwiller@M-DA.com</u>> Subject: DRAFT Comp Plan Application

Good Afternoon Kevin and Richard

At the download link below, pleased find a draft copy of the Map Amendment application for the Buckingham 345 property. We are still missing the LOA from the School District. So, the Public Facilities narrative has some numbers that have not been filled in. However I know that pressure is being applied to the school district to get that resolved. We can technically submit without it and provide an update later.

Draft FLUM Amendment

Please review and let us know of any revisions or comments that you may have. We will be sending along the Text Amendment application in short order as well but many of the documents are "repeats."

To submit we will need Ted's TIS as well as two fee checks made out to the Lee County Board of County Commissioners as outlined below.

Text Amendment: 2,500.00 Map Amendment: 2,689.76

Thanks Tina

Tina M. Ekblad



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MPA, AICP, LEED® AP Partner - Planning Director Leadership Florida Connect Class V 2914 Cleveland Ave Fort Myers, FL 33901 (239) 337-3993 telephone 866) 337-7341 toll free

From:	Heather Urwiller
To:	Richard Akin
Subject:	RE: GL Homes Letter of Availability-School District
Date:	Thursday, February 13, 2020 1:57:00 PM
Attachments:	image013.png
	image014.png
	image003.ong
	image005.ong

Dear Richard,

Good Afternoon,

I am just reaching out as a follow-up to my email earlier in the week on the letter of availability for School district capacity. Do you have an update? I really appreciate all your help. Thank You.

With Respect,



From: Richard Akin
Richard Akin
Akin @henlaw.com>
Sent: Tuesday, February 11, 2020 7:59 AM
To: Heather Urwiller
HUrwiller @M-DA.com>
Cc: Tina Ekblad
tekblad @m-da.com>; Russell Schropp
Russell.Schropp@henlaw.com>
Subject: RE: GL Homes Letter of Availability-School District

I will call Brian (the School Board attorney) today and see if I can explain that the two things are not related.

Richard Akin

Attorney Henderson, Franklin, Starnes & Holt, P.A. 1715 Monroe Street Fort Myers, FL 33901 <u>Direct Dial: 239.344.1182</u> <u>Direct Fax: 239.344.1554</u> <u>Richard.Akin@henlaw.com</u> <u>www.henlaw.com</u> Blogs: www.swflbusinessandipblog.com • www.legalscoopswflre.com



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From: Heather Urwiller [mailto:HUrwiller@M-DA.com]

Sent: Monday, February 10, 2020 4:36 PM

To: Richard Akin <<u>Richard,Akin@henlaw.com</u>>

Cc: Tina Ekblad <<u>tekblad@m-da.com</u>>; Russell Schropp <<u>Russell.Schropp@henlaw.com</u>> Subject: GL Homes Letter of Availability-School District

Dear Richard,

Good Afternoon. I hope you are well.

I am preparing the application materials for the GL Homes comprehensive plan map amendment and I have run into a bit of a challenge. One of the requirements of the application is for a letter of determination from the various service providers that there is adequate existing or proposed support facility(ise) to serve the proposed project. We have heard back from all the service providers except the Lee County School District.

I have made several requests of Dominic Gemelli, Director – Planning Growth and Capacity with the School District. He told me last week that he had forwarded our request to the School District's Attorney. I am not sure why but I assume it is related to the negotiations regarding the school site. I was hoping that we could chat when you have a minute. I think I am going to need some help to secure the necessary letter from the school district. If you could let me know your availability I would appreciate any help or advice you can offer. I am copying Russell and Tina on this email too in case they have any other recommendations. Thank You.

Regards, Heather





No. 8330348, COMMITMENT DATE 3/09/20, AMENDED JANUARY 2, 2018 AT 11:00 p.m., THE PROPERTY SHOWN HEREON IS SUBJECT TO THE

{*#} INDICATES EXCEPTION NUMBER OF SCHEDULE "B" SECTION II OF TITLE REPORT

BOOK 139, PAGE 441 AS AFFECTED BY THE NOTICE PURSUANT TO SECTION 704.05 FLORIDA STATUTES RECORDED AS OFFICIAL RECORDS BOOK 1093, PAGE 485, AS CONVEYED BY MESNE INSTRUMENTS INCLUDING THOSE RECORDED IN MISCELLANEOUS BOOK 35, PAGE 108. OFFICIAL RECORDS BOOK 4516, PAGE 2118, AND OFFICIAL RECORDS INSTRUMENT NUMBERS 2009000051285, 2009000147969, 2009000147970. TOGETHER WITH RIGHTS OF ANY PARTIES CLAIMING, BY THROUGH OR UNDER THE HOLDERS OF SAID MINERAL RIGHTS, INCLUDING RIGHTS OF CALUMET SUNNILAND, LLC (NOW KNOWN AS BREITBURN FLORIDA LLC) UNDER THE OIL, GAS AND MINERAL LEASE RECORDED IN OFFICIAL RECORDS BOOK 270, PAGE 323, (UNABLE TO RECOVER FROM CLERK OF COURTS ONLINE) AS DISCLOSED BY AND ASSIGNED BY THE DEED AND GENERAL CONVEYANCE RECORDED AT OFFICIAL RECORDS INSTRUMENT NUMBER 2007000178605, (REFERS TO O.R. 270, PG 323) AND ITS MORTGAGEES AND ASSIGNEES. (AFFECTS PORTIONS OF THE

{*6} MATTERS SET FORTH IN LEE COUNTY ORDINANCE No. 86-14 PERTAINING TO GARBAGE AND SOLID WASTE COLLECTION RECORDED IN OFFICIAL RECORDS BOOK 2189, PAGE 3281, AS AMENDED BY ORDINANCE No. 86-38 RECORDED IN OFFICIAL RECORDS BOOK 2189, PAGE 3334. (AFFECTS PROPERTY, BLANKET IN NATURE)

{*7} TERMS, COVENANTS, CONDITIONS AND OTHER MATTERS CONTAINED IN THE STIPULATED SETTLEMENT AGREEMENT BETWEEN THOMAS GORE, TRUSTEE AND JESSE C. HUNTER, ET AL, RECORDED IN OFFICIAL RECORDS BOOK 2730, PAGE 1414. (AFFECTS PORTIONS OF THE

{*8} MATTERS SET FORTH IN THE NOTICE OF DEVELOPMENT ORDER APPROVAL BY LEE COUNTY DEVELOPMENT SERVICES DIVISION RECORDED AT OFFICIAL RECORDS INSTRUMENT NUMBER 2009000016123. (AFFECTS



NOTES:

SURVEY BASED THE LEGAL DESCRIPTION AS SHOWN, A TITLE REPORT BY CHICAGO TITLE INSURANCE COMPANY, ORDER No. 8330348, THE PLAT OF PORTICO PHASE I, THE PLAT OF PORTICO PHASE IIA, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA AND EXISTING MONUMENTATION.

BEARINGS ARE BASED ON STATE PLANE COORDINATES AND THE PLAT OF PORTICO PHASE I, RECORDED AS INSTRUMENT #206000411756, PUBLIC RECORDS OF LEE COUNTY, FLORIDA. PARCEL LIES WITHIN FLOOD ZONE "AE", HAVING A BASE FLOOD ELEVATION 9.0 N.A.V.D. (NORTH AMERICAN VERTICAL DATUM 1988) AND FLOOD ZONE "X" HAVING NO BASE FLOOD ELEVATION, PER FLOOD INSURANCE RATE MAP (FIRM) 125124 0303F, 125124 0304F, 125124 0311F AND 125124 0312F, ALL HAVING AN EFFECTIVE DATE OF AUGUST 28, 2008 AND THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) WEBSITE.

THE F.E.M.A. FLOOD ZONE INFORMATION INDICATED HEREON IS BASED ON MAPS SUPPLIED BY THE FEDERAL GOVERNMENT. THIS FLOOD INFORMATION MUST BE VERIFIED WITH ALL PERMITTING REGULATORY ENTITIES PRIOR TO COMMENCING ANY WORK OR APPLICATION DEPENDENT ON SAID FLOOD INFORMATION.

IRON RODS "SET" ARE 5/8" X 18" REBAR WITH ORANGE CAP BEARING CORPORATION NO.

ADJOINING INFORMATION WERE TAKEN FROM THE LEE COUNTY PROPERTY APPRAISERS WEBSITE.

UNDERGROUND IMPROVEMENTS, UTILITIES AND/OR FOUNDATIONS WERE NOT LOCATED UNLESS OTHERWISE NOTED.

WETLANDS, IF ANY, WERE NOT LOCATED. (WETLANDS SHOWN WERE LOCATED BY OTHERS AND PROVIDED BY CLIENT)

THIS PLAT PREPARED AS A BOUNDARY SURVEY AND IS NOT INTENDED TO DELINEATE THE JURISDICTION OR JURISDICTIONAL AREAS OF ANY FEDERAL, STATE, REGIONAL OR LOCAL AGENCY, BOARD, COMMISSION OR OTHER ENTITY. DATE OF LAST FIELD WORK: 3/13/2020.

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTIONS 32 AND 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY. FLORIDA: THENCE RUN S.89'06'45"W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 2647,49 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 33: THENCE S.89'06'35"W. ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33 FOR A DISTANCE OF 2647.39 FEET TO THE SOUTHWEST CORNER OF SAID SECTION 33; THENCE N.00'56'24"W. ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 1329.88 FEET TO THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 33; THENCE S.89'35'38"W. ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 32, TOWNSHIP 43 SOUTH, RANGE 26 EAST, FOR A DISTANCE OF 977.91 FEET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF BUCKINGHAM ROAD., A 60' RIGHT-OF-WAY; THENCE N.24'23'07"E. ALONG THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF BUCKINGHAM ROAD., FOR A DISTANCE OF 2286.44 FEET TO A POINT ON THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE S.00'56'26"E. ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 81.43 FEET TO THE NORTHWEST CORNER OF THE SOUTH HALF OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE N.89'04'22"E. ALONG THE NORTH LINE OF THE SOUTH HALF OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 1498.70 FEET TO THE SOUTHWEST CORNER OF THE EAST HALF OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE N.00'47'24"W. ALONG THE WEST LINE OF THE EAST HALF OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 662.27 FEET TO A POINT ON THE PLATTED BOUNDARY LINE OF PORTICO PHASE I, RECORDED AS INSTRUMENT #2006000411756, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE N.89'09'28"E. ALONG SAID LINE, FOR A DISTANCE OF 1167.05 FEET; THENCE S.00'39'01"E. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE FOR A DISTANCE OF 1321.78 FEET TO THE CENTER OF SAID SECTION 33; THENCE S.88'59'10"W. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1334.18 FEET; THENCE S.00'56'52"E. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1331.03 FEET; THENCE N.89*02'54"E. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1988.34 FEET; THENCE N.00'41'08"W. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1333.38 FEET; THENCE N.88'59'10"E. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1980.58 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 33 AND A NORTHWEST CORNER OF PORTICO PHASE IIA, RECORDED AS INSTRUMENT #2019000293574, OF SAID PUBLIC RECORDS; THENCE S.00'47'28"E. ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33 AND THE WEST LINE OF SAID PORTICO PHASE IIA, FOR A DISTANCE OF

2670.74 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 15,018,447 SQUARE FEET, 344.776 ACRES, MORE OR LESS

RECEIVEN
MAY 2 7 2020
COMMUNITY DEVELOPMENT

FOR TH DENIS J. O'CONNEL PROFESSIONAL SURVEYOR AND MAPPER FLORIDA CERTIFICATE NO. LS# 5430 DATE SIGNED: 5/8/2020

REVISED 4/22/20 ADD TITLE

CPA2020-00002

TITLE:

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

THIS SURVEY IS ONLY FOR THE LANDS AS DESCRIBED.

THIS SURVEY WAS PREPARED WITH BENEFIT OF A TITLE. ALL MATTERS OF TITLE SHOULD BE REFERRED TO AN ATTORNEY AT LAW.

GL HOMES, BUCKINGHAM ROAD

IIILE:	B	OUNDARY	SURVEY		
SU SU		TRO G & MAPPI		S FORT MYE PHONE	LEVELAND AVENUE, SUITE #605 SRS, FLORIDA 33907 E: (239) 275-8575 (239) 275-8457
Y		VEYORS · PLAN LB# 7071	NNERS	www	v.metronfl.com
FILE NAME: 14879SR 250SC.DW	FIELD BOOK/ G 653/10	'PAGE: ,16-20,23-25	PROJECT NO.: 148	379	SHEET: _1_OF_1_
SURVEY DATE: 3/17/2020	DRAWN BY: BUD	SCALE: 1"= 250'	CHECKED BY: DJO	(S-T-R)	33-43-26

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTIONS 32 AND 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.89'06'45'W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 2647.49 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 33; THENCE S.89'06'35'W, ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33 FOR A DISTANCE OF 2647.39 FEET TO THE SOUTHWEST CORNER OF SAID SECTION 33; THENCE N.00'56'24'W. ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 1329.88 FEET TO THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 33; THENCE S.89'35'38'W. ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF THE SOUTHLEAST QUARTER OF SECTION 32, TOWNSHIP 43 SOUTH, RANGE 26 EAST, FOR A DISTANCE OF 977.91 FEET TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 43 SOUTH, RANGE 26 EAST, FOR A DISTANCE OF 977.91 FEET TO THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 43 SOUTH, RANGE 26 EAST, FOR A DISTANCE OF 977.91 FEET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF BUCKINGHAM ROAD, A 60' RIGHT-OF-WAY; THENCE N.24'23'O7'E. ALONG THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE S.00'56'26'E. ALONG THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE N.89'04'22'E. ALONG THE NORTH LINE OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF 81.43 FEET TO THE NORTHWEST CORNER OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE N.89'04'22'E. ALONG THE NORTH LINE OF THE SOUTH HALF OF THE WORTHWEST QUARTER OF SAID SECTION 33; THENCE N.89'04'22'E. ALONG THE NORTHWEST QUARTER OF AD SECTION 33; THENCE N.09'7'24''W. ALONG THE WEST LINE OF THE EAST HALF OF THE WORTH HALF OF THE SOUTH HALF OF THE WORTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF THE NORTHWEST QUARTER OF AD SECTION 33; THENCE N.09'7'24''W. ALONG THE WEST LINE OF THE EAST HALF OF THE WORTH LINE OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF THE NORTHWEST QUARTER OF AD SECTION 33; THENCE N.09'7'24''W. ALONG THE WEST

OVERALL PARCEL CONTAINS 15,018,447 SQUARE FEET, OR 344.78 ACRES, MORE OR LESS

LESS AND EXCEPT WETLAND #1

97

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.89'06'45"W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 1468.80 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE S.89'06'45"W., ALONG SAID SOUTH LINE OF SECTION, FOR A DISTANCE OF 390.76 FEET; THENCE N.38'24'57"W. FOR A DISTANCE OF 0.83 FEET; THENCE N.01'24'36"W. FOR A DISTANCE OF 16.42 FEET; THENCE N.16'58'49"E, FOR A DISTANCE OF 25.47 FEET; THENCE S.85'55'39"E. FOR A DISTANCE OF 12.21 FEET; THENCE S.74'49'15"E. FOR A DISTANCE OF 14.31 FEET; THENCE N.45'11'42"E. FOR A DISTANCE OF 17.67 FEET; THENCE S.79'36'10"E. FOR A DISTANCE OF 25.01 FEET; THENCE N.76'59'04"E. FOR A DISTANCE OF 11.11 FEET; THENCE N.47'46'28"E. FOR A DISTANCE OF 18.61 FEET; THENCE N.34'45'40"E. FOR A DISTANCE OF 13.50 FEET; THENCE N.26'01'12"W. FOR A DISTANCE OF 17.16 FEET; THENCE N.28'05'58"E. FOR A DISTANCE OF 20.84 FEET; THENCE N.40'57'49"E. FOR A DISTANCE OF 12.46 FEET; THENCE N.39'41'48"E. FOR A DISTANCE OF 19.93 FEET; THENCE N.13'18'21"W. FOR A DISTANCE OF 19.41 FEET; THENCE N.09'32'34"E. FOR A DISTANCE OF 8.43 FEET; THENCE N.71'41'18"E. FOR A DISTANCE OF 13.68 FEET; THENCE S.58'22'22"E. FOR A DISTANCE OF 19.10 FEET; THENCE S.19'23'13"W. FOR A DISTANCE OF 16.37 FEET; THENCE OF 20.6'16"W. FOR A DISTANCE OF 14.75 FEET; THENCE S.19'23'13"W. FOR A DISTANCE OF 16.37 FEET; THENCE OF 20.6'16"W. FOR A DISTANCE OF 14.75 FEET; THENCE S.33'56'59"E. FOR A DISTANCE OF 19.10 FEET; THENCE N.74'35'37"E. FOR A DISTANCE OF 22.63 FEET; THENCE S.65'24'22"E. FOR A DISTANCE OF 25.34 FEET; THENCE S.79'00'41"E. FOR A DISTANCE OF 21.29 FEET; THENCE OF 26.6'36'34"E. FOR A DISTANCE OF 21.29 FEET; THENCE OF 20.69 FEET; THENCE S.47'54'33"E. FOR A DISTANCE OF 16.16 FEET;

CONTINUED ON SHEET 2

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, AS BEING S.89'06'45"W.

2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

3. PARCEL IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS AND RIGHT-OF-WAYS (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN).

4. THE STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET, FLORIDA WEST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT) BASED UPON CONTINUOUSLY OPERATING FLORIDA PERMANENT REFERENCE NETWORK (FPRN) STATIONS MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION.

UTLYING SUBURBANDEVELOPI LEGAL DESCRIPTION					
s	URVEYIN	G & MAPPI RVEYORS - PLAN LB# 7071	NG, LLC	FORT MYERS PHONE: () FAX: (23	CLEVELAND AVE, ITE #605 5, FLORIDA 33907 239) 275-8575 39) 275-8457 netronfl.com
FILE NAME: 14879UPLAND.dwg	FIELD BOOK	SEE FILE	PROJECT NO.: 148	379	SHEET: 1 OF 7
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LEGAL DESCRIPTION:

CONTINUED FROM SHEET 1

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THENCE S.36'07'10"E. FOR A DISTANCE OF 18.71 FEET; THENCE S.49'07'52"E. FOR A DISTANCE OF 15.91 FEET; THENCE N.80'58'36"E. FOR A DISTANCE OF 13.03 FEET; THENCE N.41'54'17"E. FOR A DISTANCE OF 14.59 FEET; THENCE N.78'27'24"E. FOR A DISTANCE OF 16.52 FEET; THENCE S.48'49'40"E. FOR A DISTANCE OF 15.61 FEET; THENCE S.24'04'35"E. FOR A DISTANCE OF 9.85 FEET; THENCE S.28'47'52"E. FOR A DISTANCE OF 17.06 FEET; THENCE S.33'37'44"E. FOR A DISTANCE OF 27.26 FEET TO THE POINT OF BEGINNING.

WETLAND #1 CONTAINS 29,338 SQUARE FEET, OR 0.67 ACRE, MORE OR LESS

LESS AND EXCEPT WETLAND #2

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.89'06'45'W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 2647.49 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 33; THENCE S.89'06'35'W. ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33 FOR A DISTANCE OF 1630.28 FEET; THENCE N 00'53'25'' W, FOR A DISTANCE OF 953.66 FEET TO THE **POINT OF BEGINNING** OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE N.16'27'13''W. FOR A DISTANCE OF 20.28 FEET; THENCE N.71'44'49''W. FOR A DISTANCE OF 20.32 FEET; THENCE N.02'28'15''W. FOR A DISTANCE OF 51.89 FEET; THENCE N.15'27'05''W. FOR A DISTANCE OF 47.26 FEET; THENCE N.59'46'55''E. FOR A DISTANCE OF 34.77 FEET; THENCE S.83'40'25''E. FOR A DISTANCE OF 43.31 FEET; THENCE S.33'23'00''E. FOR A DISTANCE OF 19.17 FEET; THENCE S.06'53'37''E. FOR A DISTANCE OF 50.21 FEET; THENCE S.53'25'17''W. FOR A DISTANCE OF 28.80 FEET; THENCE S.03'45'16''W. FOR A DISTANCE OF 21.61 FEET; THENCE S.13'31'28''W. FOR A DISTANCE OF 28.32 FEET; THENCE S.78'26'52''W. FOR A DISTANCE OF 19.02 FEET TO THE **POINT OF BEGINNING**.

WETLAND #2 CONTAINS 8,334 SQUARE FEET, OR 0.19 ACRE, MORE OR LESS

LESS AND EXCEPT WETLAND #3

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.89'06'45"W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 2647.49 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 33; THENCE S.89'06'35"W. ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33 FOR A DISTANCE OF 1772.88 FEET; THENCE N 00'53'25" W, FOR A DISTANCE OF 496.12 FEET TO THE **POINT OF BEGINNING** OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE S.89'23'09"W. FOR A DISTANCE OF 35.35 FEET; THENCE N.19'05'25"W. FOR A DISTANCE OF 15.45 FEET; THENCE S.82'22'42"W. FOR A DISTANCE OF 28.84 FEET; THENCE N.67'09'24"W. FOR A DISTANCE OF 27.37 FEET; THENCE S.72'43'55"W. FOR A DISTANCE OF 32.70 FEET; THENCE N.85'40'57"W. FOR A DISTANCE OF 26.41 FEET; THENCE N.44'44'24"W. FOR A DISTANCE OF 26.66 FEET; THENCE N.00'40'46"E. FOR A DISTANCE OF 27.83 FEET; THENCE N.09'38'53"W. FOR A DISTANCE OF 38.20 FEET; THENCE N.02'44'06"W. FOR A DISTANCE OF 25.25 FEET; THENCE N.80'55'27"W. FOR A DISTANCE OF 40.22 FEET; THENCE N.01'29'58"W. FOR A DISTANCE OF 22.89 FEET; THENCE N.01'03'33"E. FOR A DISTANCE OF 46.85 FEET; THENCE N.29'02'50"E. FOR A DISTANCE OF 24.29 FEET; THENCE N.20'05'53"E. FOR A DISTANCE OF 42.25 FEET; THENCE N.04'45'06"W. FOR A DISTANCE OF 46.55 FEET; THENCE N.29'19'46"E. FOR A DISTANCE OF 42.09 FEET; THENCE N.04'45'06"W. FOR A DISTANCE OF 46.25 FEET; THENCE N.29'19'46"E. FOR A DISTANCE OF 42.09 FEET; THENCE N.04'45'06"W. FOR A DISTANCE OF 46.25 FEET; THENCE N.29'19'46"E. FOR A DISTANCE OF 48.09 FEET; THENCE N.04'45'06"W. FOR A DISTANCE OF 46.25 FEET; THENCE N.29'19'46"E. FOR A DISTANCE OF 48.09 FEET; THENCE N.04'45'06"W. FOR A DISTANCE OF 46.25 FEET; THENCE N.29'19'46"E. FOR A DISTANCE OF 48.09 FEET; THENCE N.09'16'41"W. FOR A DISTANCE OF 32.41 FEET; THENCE N.24'29'10"W. FOR A DISTANCE OF 18.69 FEET; THENCE N.48'03'59"W. FOR A DISTANCE OF 39.71 FEET; THENCE N.58'07'40"W. FOR A DISTANCE OF 26.05 FEET; THENCE N.57'53'11"W. FOR A DISTANCE OF 39.71 FEET; THE

CONTINUED ON SHEET 3

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, AS BEING S.89'06'45"W.

2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

3. PARCEL IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS AND RIGHT-OF-WAYS (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN).

4. THE STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET, FLORIDA WEST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT) BASED UPON CONTINUOUSLY OPERATING FLORIDA PERMANENT REFERENCE NETWORK (FPRN) STATIONS MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION.

UUILYING SUBURBAN					
ITLE: LEGAL DESCRIPTION					
MEIRON FORT N				CLEVELAND AVE. TE #605 , FLORIDA 33907 (39) 275-8575 9) 275-8457	
تقريد	لعرم LB# 7071			etronfl.com	
FILE NAME: F	TELD BOOK/PAGE:	PROJECT NO .:		SHEET:	
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BUCKINGHAM 345 ACRES,

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LEGAL DESCRIPTION:

CONTINUED FROM SHEET 2

THENCE N.87'50'44"W. FOR A DISTANCE OF 58.04 FEET; THENCE N.69'43'46"W. FOR A DISTANCE OF 26.01 FEET; THENCE N.28'03'46"W. FOR A DISTANCE OF 12.82 FEET; THENCE N.26'34'10"W. FOR A DISTANCE OF 46.19 FEET; THENCE N.09'04'32"W. FOR A DISTANCE OF 79.72 FEET, THENCE N.10.36'22"E. FOR A DISTANCE OF 96.02 FEET; THENCE N.15.32'18"W. FOR A DISTANCE OF 48.60 FEET; THENCE N.28'31'26"E. FOR A DISTANCE OF 64.15 FEET; THENCE N.00'46'47"W. FOR A DISTANCE OF 71.66 FEET; THENCE N.09'49'09"E. FOR A DISTANCE OF 68.71 FEET; THENCE N.11'43'36"E. FOR A DISTANCE OF 77.09 FEET; THENCE N.05'43'49"E. FOR A DISTANCE OF 77.70 FEET; THENCE N.49'41'55"E. FOR A DISTANCE OF 56.89 FEET; THENCE N.73'32'31"E. FOR A DISTANCE OF 53.00 FEET; THENCE N.74'31'28"E. FOR A DISTANCE OF 60.66 FEET; THENCE N.85'31'34"E. FOR A DISTANCE OF 79.12 FEET; THENCE N.83'44'04"E. FOR A DISTANCE OF 72.78 FEET; THENCE S.84'00'50"E. FOR A DISTANCE OF 67.86 FEET; THENCE S.46'30'27"E. FOR A DISTANCE OF 52.28 FEET; THENCE S.01'58'05"E. FOR A DISTANCE OF 92.16 FEET; THENCE S.05'06'06"E. FOR A DISTANCE OF 68.27 FEET; THENCE S.03'42'04"W. FOR A DISTANCE OF 58.14 FEET; THENCE S.09"20'49"W. FOR A DISTANCE OF 56.87 FEET; THENCE S.19"23'05"W. FOR A DISTANCE OF 47.18 FEET; THENCE S.57'22'13"W. FOR A DISTANCE OF 73.53 FEET; THENCE S.73'18'50"W. FOR A DISTANCE OF 58.04 FEET; THENCE S.48'34'09"W. FOR A DISTANCE OF 55.53 FEET; THENCE S.10'03'57"W. FOR A DISTANCE OF 53.42 FEET; THENCE S.12'20'29"E. FOR A DISTANCE OF 44.70 FEET; THENCE S.13'13'13"E. FOR A DISTANCE OF 41.54 FEET; THENCE S.67'47'47"E. FOR A DISTANCE OF 59.85 FEET; THENCE S.81'48'51"E. FOR A DISTANCE OF 31.20 FEET; THENCE N.87'14'23"E. FOR A DISTANCE OF 36.07 FEET; THENCE N.78'04'06"E. FOR A DISTANCE OF 49.33 FEET; THENCE N.74'25'34"E. FOR A DISTANCE OF 43.75 FEET; THENCE N.88'45'47"E. FOR A DISTANCE OF 34.88 FEET; THENCE S.41'53'45"E. FOR A DISTANCE OF 19.01 FEET; THENCE S.09'23'01"E. FOR A DISTANCE OF 51.77 FEET; THENCE S.11'36'01"W. FOR A DISTANCE OF 29.06 FEET; THENCE S.08'13'20"E. FOR A DISTANCE OF 44.02 FEET; THENCE S.01'50'18"W. FOR A DISTANCE OF 45.88 FEET; THENCE S.24'42'40"E. FOR A DISTANCE OF 30.36 FEET; THENCE S.06'30'12"W. FOR A DISTANCE OF 34.20 FEET; THENCE S.14'00'53"E. FOR A DISTANCE OF 35.49 FEET; THENCE S.25'05'25"W. FOR A DISTANCE OF 25.63 FEET; THENCE S.16'22'02"E. FOR A DISTANCE OF 37.03 FEET; THENCE S.0119'20"W. FOR A DISTANCE OF 37.10 FEET; THENCE S.01'26'29"W. FOR A DISTANCE OF 17.73 FEET; THENCE S.22'10'51"W. FOR A DISTANCE OF 37.77 FEET; THENCE S.48'57'14"W. FOR A DISTANCE OF 32.90 FEET; THENCE S.15'28'14"E. FOR A DISTANCE OF 28.07 FEET; THENCE S.04'47'13"E. FOR A DISTANCE OF 25.42 FEET; THENCE S.61'33'06"W. FOR A DISTANCE OF 37.20 FEET; THENCE S.57'46'28"W. FOR A DISTANCE OF 28.56 FEET; THENCE S.44'12'37"W. FOR A DISTANCE OF 29.35 FEET; THENCE S.05'19'50"W. FOR A DISTANCE OF 29.39 FEET TO THE POINT OF BEGINNING.

WETLAND #3 CONTAINS 406,177 SQUARE FEET, OR 9.33 ACRES, MORE OR LESS

NET UPLAND PARCEL CONTAINS 14,574,598 SQUARE FEET, OR 334.59 ACRES, MORE OR LESS

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, AS BEING S.89'06'45"W.

2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

3. PARCEL IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS AND RIGHT-OF-WAYS (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN).

THE STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET, FLORIDA WEST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT) BASED UPON CONTINUOUSLY OPERATING FLORIDA PERMANENT REFERENCE NETWORK (FPRN) STATIONS MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION.

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TITLE:	LE	GAL DESC	RIPTION		
METRO SURVEYING & MAPPIN LAND SURVEYORS · PLAN LB# 7071			NG, LLC	SUI FORT MYERS PHONE: (2 FAX: (23	CLEVELAND AVE. TE #605 , FLORIDA 33907 39) 275-8575 9) 275-8457 netronfl.com
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FLORIDA

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MAPPER.

BUCKINGHAM 345 ACRES,

SURVE

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND

CERTIFICA

SIGNED

YOR AND MAPPER

2020

NO. LS# 5430









LINE TABLE

$_{\rm ART}$	<i>.</i> Е			LINE I	ABL	۶E
	DISTANCE		LINE	BEARING		DISTANCE
" ₩	25.25'		L47	S 01*58'0)5"E	92.16'
" W	34.13'		L48	S 05'06'0	6"E	68.27'
"Е	32.37'		L49	S 03'42'0	4" W	58.14'
" W	40.22'		L50	S 09'20'4	.9" W	56.87'
" W	22.89'		L51	S 19'23'0	5″ W	47.18'
"Е	46.85'		L52	S 57*22'1	3" W	73.53'
" E	24.29'		L53	S 73'18'5	0" W	58.04'
"Е	42.25'		L54	S 48'34'0	9" W	55.53'
" W	46.55'		L55	S 10'03'5	7" W	53.42'
" E	28.09'		L56	S 12'20'2	9"E	44.70'
" W	32.41'		L57	S 13.13'1	3" E	41.54'
" W	18.69'		L58	S 67 47'4	7" E	59.85'
" W	39.71'		L59	S 81'48'5	1" E	31.20'
" W	26.05'		L60	N 87.14'2	3″ E	36.07'
" W	22.27'		L61	N 78'04'0	6"E	49.33'
" W	51.72'		L62	N 74'25'3	64" E	43.75'
" W	38.44'		L63	N 88'45'4	-7" E	34.88'
" W	20.03'		L64	S 41'53'4	5" E	19.01'
" W	58.04'		L65	S 09*23'0	1" E	51.77'
" W	26.01'		L66	S 11'36'0	1" W	29.06'
" W	12.82'	Ĩ	L67	S 08'13'2	0" E	44.02'
" W	46.19'		L68	S 01'50'1	8" W	45.88'
" W	79.72'	ſ	L69	S 24'42'4	0"E	30.36'
"Е	96.02'	[L70	S 06'30'1		34.20'
" W	48.60'	[L71	S 14.00'5		35.49'
"Е	64.15'	[L72	<u>S</u> 25'05'2		25.63'
" W	71.66'	[L73	S 16'22'0		37.03'
Έ	68.71'		L74	S 01'19'2		<u>37</u> .10'
"Е	77.09'		L75	S 01'26'2		17.73'
Έ	77.70'		L76	S 22'10'5		<u>37</u> .77'
"E	56.89'		L77	S 48'57'1	4" W	32.90'
"Е	53.00'	Ĺ	L78	S 15 28'1		28.07
" E	60.66'		L79	S 04 47'1		25.42'
"Е	79.12'		L80	S 61'33'0		37.20'
"Е	72.78'		L81	S 57'46'2		28.56'
Έ	67.86'		L82	S 44°12'3		<u>29.35'</u>
Έ	52.28'	· · [L83	S 05'19'5	0" W	<u>29</u> .39'
	SKETCH			SCRIPTI		S. CLEVELAND
	MEI		UT		FORT M	SUITE #605 YERS, FLORIDA

10970 S. CLEVELAND AVE.
SUITE #605
FORT MYERS, FLORIDA 33907
PHONE: (239) 275-8575
PHONE: (239) 275-8575 FAX: (239) 275-8457

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33-43-26

LAND SURVEYORS · PLANNERS

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1" = 300'

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTIONS 32 AND 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.89'06'45"W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 2647.49 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 33; THENCE S.89'06'35"W. ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33 FOR A DISTANCE OF 2647.39 FEET TO THE SOUTHWEST CORNER OF SAID SECTION 33; THENCE N.00'56'24"W. ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 1329.88 FEET TO THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 33; THENCE S.89'35'38"W. ALONG THE SOUTH LINE OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 32, TOWNSHIP 43 SOUTH, RANGE 26 EAST, FOR A DISTANCE OF 977.91 FEET TO THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF BUCKINGHAM ROAD., A 60' RIGHT-OF-WAY; THENCE N.24'23'07"E. ALONG THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF BUCKINGHAM ROAD, FOR A DISTANCE OF 2286.44 FEET TO A POINT ON THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE SE 147 EFET TO THE WEST LINE OF THE NORTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 81.43 FEET TO THE NORTHWEST CORNER OF THE SOUTH HALF OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE N.89'04'22"E. ALONG THE NORTH LINE OF THE SOUTH HALF OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 1498.70 FEET TO THE SOUTHWEST CORNER OF THE EAST HALF OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 33; THENCE N.00°47'24"W. ALONG THE WEST LINE OF THE EAST HALF OF THE WEST HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 662.27 FEET TO A POINT ON THE PLATTED BOUNDARY LINE OF PORTICO PHASE I, RECORDED AS INSTRUMENT #2006000411756, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE N.89'09'28"E. ALONG SAID LINE, FOR A DISTANCE OF 1167.05 FEET; THENCE \$,00'39'01"E. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1321.78 FEET TO THE CENTER OF SAID SECTION 33; THENCE S.88'59'10"W. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1334.18 FEET; THENCE S.00'56'52"E, ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1331.03 FEET; THENCE N.89'02'54"E. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1988.34 FEET; THENCE N.00'41'08"W. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1383,38 FEET; THENCE N.88'59'10"E. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1333,38 FEET; THENCE N.88'59'10"E. ALONG SAID PLATTED BOUNDARY OF PORTICO PHASE 1, FOR A DISTANCE OF 1980,58 FEET TO THE EAST QUARTER CORNER OF SAID SECTION 33 AND A NORTHWEST CORNER OF PORTICO PHASE IIA, RECORDED AS INSTRUMENT #2019000293574, OF SAID PUBLIC RECORDS; THENCE S.00'47'28"E. ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33 AND THE WEST LINE OF SAID PORTICO PHASE IIA, FOR A DISTANCE OF 2670.74 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 15,018,447 SQUARE FEET, OR 344.78 ACRES, MORE OR LESS

CPA2020-00002

EXHIBIT DATE:

5/06/2020



RY VO'CONNELL Jr. DENIS PROFESSIONAL SURVEYOR AND MAPPER FLORIDA CEPTIFICATE, NO. LS# 5430

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND

COMMUNITY DEVELOPMENT

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, AS BEING S.89'06'45"W.

2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

3. PARCEL IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS AND RIGHT-OF-WAYS (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN).

THE STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET, FLORIDA WEST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT) BASED UPON CONTINUOUSLY OPERATING FLORIDA PERMANENT REFERENCE NETWORK (FPRN) STATIONS MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION.

BUCKINGHAM 345 ACRES. OVER ALL.

SCALE

1" = 1000

DRAWN BY:

BUD

TITLE:	LEGAL DES	SCRIPTION	N.
	METRO SURVEYING & MAPI LAND SURVEYORS-PL	PING, LLC	10970 S. CLEVELAND AVE. SUITE #605 FORT MYERS, FLORIDA 33907 PHONE: (239) 275-8575 FAX: (239) 275-8457
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FILE NO. (S-T-R)

33-43-26

MAPPER.



LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.89'06'45"W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 1468.80 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE S.89'06'45"W., ALONG SAID SOUTH LINE OF SECTION, FOR A DISTANCE OF 390.76 FEET; THENCE N.38'24'57"W. FOR A DISTANCE OF 0.83 FEET; THENCE N.01'24'36"W. FOR A DISTANCE OF 16.42 FEET; THENCE N.16'58'49"E, FOR A DISTANCE OF 25.47 FEET; THENCE S.85'55'39"E, FOR A DISTANCE OF 12.21 FEET; THENCE S.74'49'15"E. FOR A DISTANCE OF 14.31 FEET; THENCE N.45'11'42"E. FOR A DISTANCE OF 17.67 FEET; THENCE S.79'36'10"E. FOR A DISTANCE OF 25.01 FEET; THENCE N.76'59'04"E. FOR A DISTANCE OF 11.11 FEET; THENCE N.47'46'28"E. FOR A DISTANCE OF 18.61 FEET; THENCE N.34'45'40"E. FOR A DISTANCE OF 13.50 FEET; THENCE N.26'01'12"W. FOR A DISTANCE OF 17.16 FEET; THENCE N.28'05'58"E. FOR A DISTANCE OF 20.84 FEET; THENCE N.40'57'49"E. FOR A DISTANCE OF 12.46 FEET; THENCE N.39'41'48"E, FOR A DISTANCE OF 19.93 FEET; THENCE N.13'18'21"W. FOR A DISTANCE OF 19.41 FEET; THENCE N.09'32'34"E. FOR A DISTANCE OF 8.43 FEET; THENCE N.71'41'18"E. FOR A DISTANCE OF 13.68 FEET; THENCE S.58'22'22"E. FOR A DISTANCE OF 19.10 FEET; THENCE S.19'23'13"W. FOR A DISTANCE OF 16.37 FEET: THENCE S.06'06'16"W. FOR A DISTANCE OF 14.75 FEET; THENCE S.33'56'59"E. FOR A DISTANCE OF 19.10 FEET; THENCE N.74'35'37"E, FOR A DISTANCE OF 22.63 FEET; THENCE N.81'54'09"E. FOR A DISTANCE OF 25.34 FEET; THENCE S.79'00'41"E. FOR A DISTANCE OF 21.29 FEET; THENCE S.58'10'28"E. FOR A DISTANCE OF 23.72 FEET; THENCE S.68'36'34"E. FOR A DISTANCE OF 17.19 FEET; THENCE S.65'34'27"E. FOR A DISTANCE OF 20.69 FEET; THENCE S.47'54'33"E. FOR A DISTANCE OF 16.16 FEET; THENCE S.36'07'10"E. FOR A DISTANCE OF 18.71 FEET; THENCE S.49'07'52"E. FOR A DISTANCE OF 15.91 FEET; THENCE N.80'58'36"E. FOR A DISTANCE OF 13.03 FEET; THENCE N.41'54'17"E. FOR A DISTANCE OF 14.59 FEET; THENCE N.78'27'24"E. FOR A DISTANCE OF 16.52 FEET; THENCE S.48'49'40"E. FOR A DISTANCE OF 15.61 FEET; THENCE S.24'04'35"E. FOR A DISTANCE OF 9.85 FEET; THENCE S.28'47'52"E. FOR A DISTANCE OF 17.06 FEET: THENCE S.33'37'44"E. FOR A DISTANCE OF 27.26 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 29,338 SQUARE FEET, OR 0.67 ACRE, MORE OR LESS



COMMUNITY DEVELOPMENT

TITI F.

DENIS J. O'COTTNELLOF. PROFESSIONAL SUBVEYOR AND MAPPER FLORIDA CERTIFICATE NO. TS# 5430

CPA2020-00002

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, AS BEING S.89'06'45"W.

2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

3. PARCEL IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS AND RIGHT-OF-WAYS (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN).

4. THE STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET, FLORIDA WEST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT) BASED UPON CONTINUOUSLY OPERATING FLORIDA PERMANENT REFERENCE NETWORK (FPRN) STATIONS MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION. NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

BUCKINGHAM 345 ACRES WETLAND 1

DATE SIGNED:

BY:

IIILE.	_	LEGAL DE	SCRIPTIO	N	
	SURVI	TETRO EYING & MAP ND SURVEYORS - PI LB# 7071	PING, LLC	SU FORT MYERS PHONE: (2 FAX: (23	CLEVELAND AVE. ITE #605 5, FLORIDA 33907 239) 275-8575 59) 275-8457 netronfl.com
FILE NAME: 14879WET1.dwg		ELD BOOK/PAGE: SEE FILE	PROJECT NO.: 143	379	SHEET:
EXHIBIT DATE 5/06/202	DRAWN		CHECKED BY: DJO	FILE NO. (S-	-T-R) 3-43-26



TITI 6

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 38°24'57" W	0.83'
L2	N 01°24'36" W	16.42'
L3	N 16*58'49" E	25.47'
L4	S 85*55'39" E	12.21'
L5	S 74'49'15" E	14.31'
L6	N 45'11'42" E	17.67'
L7	S 79'36'10" E	25.01'
L8	N 76'59'04" E	11.11'
L9	N 47'46'28" E	18.61'
L10	N 34°45'40" E	13.50'
L11	N 26'01'12" W	17.16'
L12	N 28'05'58" E	20.84
L13	N 40'57'49" E	12.46'
L14	N 39'41'48" E	19.93'
L15	N 1318'21" W	19.41'
L16	N 09'32'34" E	8.43'
L17	N 71'41'18" E	13.68'
L18	S 58'22'22" E	19.10'
L19	S 19'23'13" W	16.37'
L20	S 06'06'16" W	14.75'
L21	S 33'56'59" E	19.10'
L22	N 74'35'37" E	22.63'
L23	N 81°54'09" E	25.34'
L24	S 79'00'41" E	21.29'
L25	S 58'10'28" E	23.72'
L26	S 68'36'34" E	17.19'
L27	S 65'34'27" E	20.69'
L28	S 47°54'33" E	16.16'
L29	S 36'07'10" E	18.71'
L30	S 49'07'52" E	15.91'
L31	N 80*58'36" E	13.03'
L32	N 41'54'17" E	14.59'

LINE TABLE

LINE	BEARING	DISTANCE
L33	N 78°27'24" E	16.52'
L34	S 48'49'40" E	15.61'
L35	S 24°04'35" E	9.85'
L36	S 28*47'52" E	17.06'
L37	<u>S 33'37'44" E</u>	27.26'

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, AS BEING S.89°06'45"W.

2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

3. PARCEL IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS AND RIGHT-OF-WAYS (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN).

4. THE STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET, FLORIDA WEST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT) BASED UPON CONTINUOUSLY OPERATING FLORIDA PERMANENT REFERENCE NETWORK (FPRN) STATIONS MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION.



BUCKINGHAM 345 ACRES WETLAND 1

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	SKETCH OF DESCRIPTION					
ST ST	ME] JRVEYING	ΓRO & mappi	N NG, LLC	SU FORT MYERS	CLEVELAND AVE. ITE #605 S, FLORIDA 33907 239) 275-8575 39) 275-8457	
LAND SURVEYORS · PLANNERS LB# 7071						
FILE NAME:	FIELD BOOK/PAG	Æ:	PROJECT NO .:		SHEET:	
14879WET1.dwg SEE FILE 14879				79 <u>2</u> 0F <u>2</u>		
EXHIBIT DATE:	DRAWN BY: SCALE: CHECKED BY:		CHECKED BY:	FILE NO. (S-T-R)		
5/06/2020	BUD	1" = 100'	DJO	33-43-26		

LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.89'06'45"W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 2647.49 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 33; THENCE S.89'06'35"W. ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33; THENCE OF 1630.28 FEET; THENCE N 00'53'25" W, FOR A DISTANCE OF 953.66 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE N.16'27'13"W. FOR A DISTANCE OF 20.28 FEET; THENCE N.71'44'49"W. FOR A DISTANCE OF 20.32 FEET; THENCE N.02'28'15"W. FOR A DISTANCE OF 51.89 FEET; THENCE N.15'27'05"W. FOR A DISTANCE OF 47.26 FEET; THENCE N.59'46'55"E. FOR A DISTANCE OF 34.77 FEET; THENCE S.83'40'25"E. FOR A DISTANCE OF 43.31 FEET; THENCE S.33'23'00"E. FOR A DISTANCE OF 19.17 FEET; THENCE S.03'45'16"W. FOR A DISTANCE OF 50.21 FEET; THENCE S.53'25'17"W. FOR A DISTANCE OF 19.17 FEET; THENCE S.03'45'16"W. FOR A DISTANCE OF 21.61 FEET; THENCE S.13'31'28"W. FOR A DISTANCE OF DISTANCE OF 28.80 FEET; THENCE S.78'26'52"W. FOR A DISTANCE OF 19.02 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 8,334 SQUARE FEET, OR 0.19 ACRE, MORE OR LESS



COMMUNITY DEVELOPMENT

CPA2020-00002

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, AS BEING S.89*06'45"W.

2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

3. PARCEL IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS AND RIGHT-OF-WAYS (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN).

4. THE STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET, FLORIDA WEST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT) BASED UPON CONTINUOUSLY OPERATING FLORIDA PERMANENT REFERENCE NETWORK (FPRN) STATIONS MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION. NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

CIVINE

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PROFESSIONAL SURVEYOR AND MAPPER FLORIDA CERTIFICATE NO. LS# 5430

BUCKINGHAM 345 ACRES WETLAND 2

DENIS J

DATE SIGNED:

BY:

TITLE: LEGAL DESCRIPTION 10970 S. CLEVELAND AVE. SUITE #605 FORT MYERS, FLORIDA 33907 PHONE: (239) 275-8575 FAX: (239) 275-8457 ETRO SURVEYING & MAPPING, LLC LAND SURVEYORS · PLANNERS www.metronfl.com LB# 7071 FILE NAME: FIELD BOOK/PAGE PROJECT NO .: SHEET: SEE FILE 14879 14879WET2.dwg 1 OF 2 EXHIBIT DATE: SCALE: CHECKED BY: FILE NO. (S-T-R) DRAWN BY: 1" = 30 5/06/2020 BUD DJO 33-43-26



LEGAL DESCRIPTION:

A PARCEL OF LAND LYING IN THE STATE OF FLORIDA, COUNTY OF LEE BEING A PORTION OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 33, TOWNSHIP 43 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE RUN S.89'06'45"W. ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, FOR A DISTANCE OF 2647.49 FEET TO THE SOUTH QUARTER CORNER OF SAID SECTION 33; THENCE S.89'06'35"W. ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 33 FOR A DISTANCE OF 1772.88 FEET; THENCE N 00'53'25" W, FOR A DISTANCE OF 496.12 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE S.89'23'09"W. FOR A DISTANCE OF 35.35 FEET; THENCE N.19'05'25"W. FOR A DISTANCE OF 15.45 FEET; THENCE S.82'22'42"W. FOR A DISTANCE OF 28.84 FEET; THENCE N.67'09'24"W. FOR A DISTANCE OF 27.37 FEET; THENCE S.72'43'55"W. FOR A DISTANCE OF 32.70 FEET; THENCE N.85'40'57"W. FOR A DISTANCE OF 26.41 FEET; THENCE N.44'44'24"W. FOR A DISTANCE OF 26.66 FEET; THENCE N.00'40'46"E. FOR A DISTANCE OF 27.83 FEET; THENCE N.09'38'53"W. FOR A DISTANCE OF 38.20 FEET; THENCE N.02'44'06"W. FOR A DISTANCE OF 25.25 FEET; THENCE N.80'55'27"W. FOR A DISTANCE OF 34.13 FEET; THENCE N.1810'41"E. FOR A DISTANCE OF 32.37 FEET; THENCE N.15'37'32"W. FOR A DISTANCE OF 40.22 FEET; THENCE N.01'29'58"W. FOR A DISTANCE OF 22.89 FEET; THENCE N.01'03'33"E. FOR A DISTANCE OF 46.85 FEET; THENCE N.29'02'50"E. FOR A DISTANCE OF 24.29 FEET; THENCE N.20'05'53"E. FOR A DISTANCE OF 42.25 FEET; THENCE N.04'45'06"W. FOR A DISTANCE OF 46.55 FEET; THENCE N.29'19'46"E. FOR A DISTANCE OF 28.09 FEET; THENCE N.09'16'41"W. FOR A DISTANCE OF 32.41 FEET; THENCE N.24'29'10"W. FOR A DISTANCE OF 18.69 FEET; THENCE N.48'03'59"W. FOR A DISTANCE OF 39.71 FEET; THENCE N.58'07'40"W. FOR A DISTANCE OF 26.05 FEET; THENCE N.57'53'11"W. FOR A DISTANCE OF 22.27 FEET; THENCE S.73'08'55"W. FOR A DISTANCE OF 51.72 FEET; THENCE S.60'18'29"W. FOR A DISTANCE OF 38.44 FEET; THENCE S.85'01'37"W. FOR A DISTANCE OF 20.03 FEET; THENCE N.87'50'44"W. FOR A DISTANCE OF 58.04 FEET; THENCE N.69'43'46"W. FOR A DISTANCE OF 26.01 FEET; THENCE N.28'03'46"W. FOR A DISTANCE OF 12.82 FEET; THENCE N.26'34'10"W. FOR A DISTANCE OF 46.19 FEET; THENCE N.09'04'32"W. FOR A DISTANCE OF 79.72 FEET; THENCE N.10'36'22"E. FOR A DISTANCE OF 96.02 FEET; THENCE N.15'32'18"W. FOR A DISTANCE OF 48.60 FEET; THENCE N.28'31'26"E. FOR A DISTANCE OF 64.15 FEET; THENCE N.00°46°47"W. FOR A DISTANCE OF 71.66 FEET; THENCE N.09°49'09"E. FOR A DISTANCE OF 68.71 FEET; THENCE N.11°43'36"E. FOR A DISTANCE OF 77.09 FEET; THENCE N.05°43'49"E. FOR A DISTANCE OF 77.70 FEET; THENCE N.49°41'55"E. FOR A DISTANCE OF 56.89 FEET; THENCE N.73'32'31"E. FOR A DISTANCE OF 53.00 FEET; THENCE N.74'31'28"E. FOR A DISTANCE OF 60.66 FEET; THENCE N.85'31'34"E. FOR A DISTANCE OF 79.12 FEET; THENCE N.83'44'04"E. FOR A DISTANCE OF 72.78 FEET; THENCE S.84'00'50"E. FOR A DISTANCE OF 67.86 FEET; THENCE S.46'30'27"E. FOR A DISTANCE OF 52.28 FEET; THENCE S.01'58'05"E. FOR A DISTANCE OF 92.16 FEET; THENCE S.05'06'06"E. FOR A DISTANCE OF 68.27 FEET; THENCE S.03'42'04"W. FOR A DISTANCE OF 58.14 FEET; THENCE S.09'20'49"W. FOR A DISTANCE OF 56.87 FEET: THENCE S.19'23'05"W. FOR A DISTANCE OF 47.18 FEET; THENCE S.57'22'13"W. FOR A DISTANCE OF 73.53 FEET; THENCE S.73"18'50"W. FOR A DISTANCE OF 58.04 FEET; THENCE S.48"34'09"W. FOR A DISTANCE OF 55.53 FEET; THENCE S.10"03'57"W. FOR A DISTANCE OF 53.42 FEET; THENCE S.12'20'29"E. FOR A DISTANCE OF 44.70 FEET; THENCE S.13'13'13"E. FOR A DISTANCE OF 41.54 FEET; THENCE S.67'47'47"E. FOR A DISTANCE OF 59.85 FEET; THENCE S.81'48'51"E. FOR A DISTANCE OF 31.20 FEET; THENCE N.87'14'23"E. FOR A DISTANCE OF 36.07 FEET; THENCE N.78'04'06"E. FOR A DISTANCE OF 49.33 FEET; THENCE N.74'25'34"E. FOR A DISTANCE OF 43.75 FEET; THENCE N.88'45'47"E. FOR A DISTANCE OF 34.88 FEET; THENCE S.41'53'45"E. FOR A DISTANCE OF 19.01 FEET; THENCE S.09'23'01"E. FOR A DISTANCE OF 51.77 FEET; THENCE S.11'36'01"W. FOR A DISTANCE OF 29.06 FEET; THENCE S.08'13'20"E. FOR A DISTANCE OF 44.02 FEET; THENCE S.01'50'18"W. FOR A DISTANCE OF 45.88 FEET; THENCE S.24'42'40"E. FOR A DISTANCE OF 30.36 FEET; THENCE S.06'30'12"W. FOR A DISTANCE OF 34.20 FEET; THENCE S.14'00'53"E. FOR A DISTANCE OF 35.49 FEET; THENCE S.25'05'25"W. FOR A DISTANCE OF 25.63 FEET; THENCE S.16'22'02"E. FOR A DISTANCE OF 37.03 FEET; THENCE S.01'19'20"W. FOR A DISTANCE OF 37.10 FEET; THENCE S.01'26'29"W. FOR A DISTANCE OF 17.73 FEET; THENCE S.22'10'51"W. FOR A DISTANCE OF 37.77 FEET; THENCE S.48'57'14"W. FOR A DISTANCE OF 32.90 FEET; THENCE S.15'28'14"E. FOR A DISTANCE OF 28.07 FEET; THENCE S.04'47'13"E. FOR A DISTANCE OF 25.42 FEET; THENCE S.61'33'06"W. FOR A DISTANCE OF 37.20 FEET; THENCE S.57'46'28"W. FOR A DISTANCE OF 28.56 FEET; THENCE S.4412'37"W. FOR A DISTANCE OF 29.35 FEET; THENCE S.0519'50"W. FOR A DISTANCE OF 29.39 FEET TO THE POINT OF BEGINNING.

PARCEL CONTAINS 406,177 SQUARE FEET, OR 9.33 ACRES, MORE OR LESS

NOTES:

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1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 33, AS BEING S.89'06'45"W.

2. DISTANCES ARE IN FEET AND DECIMALS THEREOF.

3. PARCEL IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS AND RIGHT-OF-WAYS (RECORDED AND UNRECORDED, WRITTEN AND UNWRITTEN).

4. THE STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET, FLORIDA WEST ZONE, NORTH AMERICAN DATUM OF 1983 (1990 ADJUSTMENT) BASED UPON CONTINUOUSLY OPERATING FLORIDA PERMANENT REFERENCE NETWORK (FPRN) STATIONS MAINTAINED BY THE FLORIDA DEPARTMENT OF TRANSPORTATION.



NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.							
TITLE:	LEGAL	_ DESC	RIPTION		·····································		
METRON SURVEYING & MAPPING, LLC 10970 S. CLEVELAND AVE. SUITE #605 FORT MYERS, FLORIDA 33907 PHONE: (239) 275-8575 FAX: (239) 275-8575 FAX: (239) 275-8575							
LAND SURVEYORS PLANNERS LB# 7071 www.metronfl.com							
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5/06/2020	BUD	1" = 300'	DJO	3	3-43-26		

BY:

DENIS "J. PROFESS

DATE SIGNED:

EYOR AND MARPER E NO. LS# 5430



LINE TABLE

ITABL	<i>ι</i> E		1
RING	DISTANCE	LINE	
2*44'06" W	25.25'	L47	
30°55'27" W	34.13'	L48	
8'10'41" E	32.37'	L49	
5*37'32" W	40.22'	L50	
01*29' <u>58"</u> W	22.89'	L51	
01°03'33" E	46.85'	L52	
9°02'50" E	24.29'	L53	T
0°05'53" E	42.25'	L54	Τ
4*45'06" W	46.55'	L55	Τ
9'19'46" E	28.09'	L56	Т
9°16'41" W	32.41'	L57	Т
4'29'10" W	18.69'	L58	Τ
8'03'59" W	39.71'	L59	Т
8'07'40" W	26.05'	L60	Τ
7'53'11" W	22.27'	L61	T
3.08'55" W	51.72'	L62	Т
0°18'29" W	38.44'	L63	T
5'01'37" W	20.03'	L64	T
7.50'44" W	58.04'	L65	T
9°43'46" W	26.01'	L66	
8'03'46" W	12.82'	L67	
6*34'10" W	46.19'	L68	
9'04'32" W	79.72'	L69	
0°36'22" E	96.02'	L70	
5*32'18" W	48.60'	L71	
8*31'26" E	64.15'	L72	
0°46'47" W	71.66'	L73	
9*49'09" E	68.71'	L74	
1°43'36" E	77.09'	L75	
5*43'49" E	77.70'	L76	
9*41'55" E	56.89'	L77	
3°32'31" E	53.00'	L78	
4*31'28" E	60.66'	L79	
5*31'34" E	79.12'	L80	
3°44'04" E	72.78'	L81	
4°00'50" E	67.86'	L82	
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52.28'

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LINE	BEARING	DISTANCE
L47	S 01*58'05" E	92.16'
L48	S 05'06'06" E	68.27'
L49	S 03°42'04" W	58.14'
L50	S 09°20'49" W	56.87'
L51	S 19°23'05" W	47.18'
L52	S 57*22'13" W	73.53'
L53	S 73'18'50" W	58.04'
L54	S 48'34'09" W	55.53'
L55	S 10'03'57" W	53.42'
L56	S 12'20'29" E	44.70'
L57	S 13°13'13" E	41.54'
L58	S 67 47'47" E	59.85'
L59	S 81*48'51" E	31.20'
L60	N 87°14'23" E	36.07'
L61	N 78°04'06" E	49.33'
L62	N 74°25'34" E	43.75'
L63	N 88'45'47" E	34.88'
L64	S 41'53'45" E	19.01'
L65	S 09°23'01" E	51.77'
L66	S 11°36'01" W	29.06'
L67	S 08-13'20" E	44.02'
L68	S 01'50'18" W	45.88'
L69	S 24*42'40" E	30.36'
L70	S 06'30'12" W	34.20'
L71	S 14'00'53" E	35.49'
L72	S 25 05'25" W	25.63'
L73	S 16°22'02" E	37.03'
L74	S 01°19'20" W S 01°26'29" W	37.10'
L75	S 01*26'29" W	17.73'
L76	S 22'10'51" W	37.77'
L77	S 48*57'14" W	32.90'
L78	S 15*28'14" E	28.07'
L79	S 04*47'13" E	25.42'
L80	S 61.33'06" W	37.20'
L81	S 57'46'28" W	28.56'
L82	S 44*12'37" W	29.35'
L83	S 05'19'50" W	29.39'

INE OF SEC 33.	TITLE:	SKETCH	H OF D	ESCRIPT	ION	
₩G 26E	S.	ME	FRO & mappi		SUIT FORT MYERS.	ELEVELAND AVE. E #605 FLORIDA 33907 39) 275~8575) 275-8457
33, 26E			EYORS∙PLAN B# 7071	NERS		etronfl.com
OE.	FILE NAME:	FIELD BOOK/PA	GE:	PROJECT NO .:	5	HEET:
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CPA2020-00002



CPA2020-00002



Lee County Homes Comprehensive Plan Amendment Lee Plan Consistency Exhibits M11, M18, and M19

COMMUNITY DEVELOPMENT

2020

MAY 27

The property subject to this application request is the existing Buckingham 345 Residential Planned Development, an approximately ±345 acres community located on Buckingham Road in eastern Lee County in the Fort Myers Shores Planning Community. The property is currently designated Sub-Outlying Suburban, and zoned Residential Planned Development.



Figure 1. Location of Subject Property

The subject property was originally approved as a residential planned development in December 2000 by Resolution Z-00-029. At that time, Resolution Z-00-029 authorized 640 single family units on approximately 325 acres. In 2005, the existing 325 acres was rezoned to add 20 acres to the overall project site, increase the density, and amend the property development regulations to permit a maximum density of 690 dwelling units per Resolution Z-05-074.



CPA2020-00002

Lee County Home Associates I, LLLP is seeking a Comprehensive Plan Map Amendment to change approximately 345 acres subject to Z-05-074 from Sub-Outlying Suburban to the Outlying Suburban and Wetlands future land use categories. This amendment will allow an increase of 1 dwelling unit per acre for a total of 1,035 single family units; a 345 dwelling unit increase over the existing RPD previously approved for 690 dwelling units. A concurrent Planned Development Application will be filed to permit the additional dwelling units.

The proposed Outlying Suburban FLU category will permit the planned development to act as a transition from the higher densities found in the adjacent, existing Verandah and Oak View planned developments for residential to the west and the existing Portico and River Hall residential communities to the north and east. Given the existing land uses in the immediate proximity to the subject property (Verandah, River Hall, Portico and Lehigh Acres) as well as the proximity to Buckingham Road, the proposed development will provide appropriate infill development and a more efficient use of the land and existing urban services.

Future Land Use

The ±345-acre subject property is currently within the Sub-Outlying Suburban Future Land Use Category, the Fort Myers Shores Planning Community for population accommodation, and Caloosahatchee Shores Planning Community for long term planning and community visioning. The Lee County Comprehensive Plan (Lee Plan) outlines the permitted densities and intensities for each Future Land Use Category as well as additional planning requirements for development within the Planning Communities.

The requested Comprehensive Plan Amendment would reallocate the existing acreage within the Sub-Outlying Suburban FLU to Outlying Suburban & Wetlands FLU categories. Given the existing land uses in the immediate proximity to the existing developments(Verandah, Oak View, Buckingham Chase River Hall, Portico, and Lehigh Acres) as well as the proximity to Buckingham Road, the additional units permitted per acre by the requested amendment will be consistent with the surrounding communities and provide an infill location for the additional units to promote more efficient use of the land and connection to existing infrastructure. A concurrent Planned Development Amendment will be submitted to accompany this FLU Amendment to provide additional details regarding the development of the requested units.

<u>Wetlands</u>

A small portion of the subject property consists of wetland habitat as previously identified and agreed by the South Florida Water Management District for ERP-36-05939-P. Approximately 17.51 acres is identified as wetlands along the southern boundary and southwest corner property boundary. An additional 1.64 acres of upland preserve is included within the wetland areas and an upland buffer will be maintained as preserve with the forthcoming RPD application. Lee Plan Policy 1.5.1 permits low-density residential and recreational uses within the Wetland Future Land Use Category.

"POLICY 1.5.1: Permitted land uses in <u>Wetlands</u> consist of very low-density residential uses and recreational uses that will not adversely affect the ecological functions of wetlands. All development in Wetlands must be consistent with goal 114 of this plan. The maximum density is one dwelling unit per twenty acres (1du/20acre) except as otherwise provided in Table 1(a) and Chapter XIII of this plan."

Due to the previous ERP approval and existing wetlands on-site, the requested amendment includes allocating the 17.5 acres to the Wetland FLU category and the forthcoming concurrent planned development application will continue to preserve this area consistent with policy 1.5.1.

Outlying Suburban

The Outlying Suburban Future Land Use is described by Policy 1.1.6:

"...characterized by its peripheral location in relation to established urban areas. In general, this category is rural in nature or contains existing low-density development. Some of the requisite infrastructure needed for higher density development is planned or in place. Industrial land use is not permitted. The standard density range is from one dwelling unit per acre (1du/acre) to three dwelling units per acre (3 du/acre). Bonus densities are not allowed."

The subject property is surrounded by a mix of predominately residential uses. Infrastructure is present in the area to support development at 3 dwelling units per area. An assortment of primarily single-family residential types are represented in the area at varying densities. South of the property is the Buckingham community, with a rural character and low density. Many of the single-family homes to the south are on large lots with densities of less than 1 unit per acre. This area has a future land use category of Rural Community Preserve, which allows a density of up to 1 unit per acre. West of the subject property is Verandah and Oak View, located in the Suburban future land use category with an allowed density is up to 6 units per acre. Verandah is a mixed use planned development permitting a variety of housing types and Oak View allows single family and two-family residential dwellings.

Some of the surrounding planned developments do have commercial uses and approximately one and half miles north there is an existing commercial node at intersection of Buckingham Road and SR 80. The commercial node includes the local library branch, and existing businesses to serve the community such as a gas station and convenience store, fast food restaurant and retail. Similar uses exist on the remaining corners of the Buckingham Road and SR 80 intersection. These commercial uses are a short drive away from the proposed planned development and will provide needed services to the community. With the addition of more roof tops in the immediate area perhaps in the future the mass transit could be extended into the area to allow additional access to existing commercial uses. This area exhibits many of the qualities described by Policy 1.1.6.

Transportation

Buckingham Road is the only north/south arterial roadway intersecting with SR 80 east of Interstate 75. The entry to the Lee County Homes Property is just under approximately 1.3 miles south of the intersection of SR 80/Palm Beach Boulevard and Buckingham Road. This intersection supports commercial uses and public facilities at the periphery of urban development. As a roadway within the Strategic Intermodal System, SR 80 is considered a priority roadway for mobility of goods, services, and residents. Therefore, development along this roadway is expected to occur in support of a statewide economic vision as well as local municipal long-range planning efforts. Additionally, interconnecting roadways are expected to support the further distribution of goods, services, and residents.

Development

Several of the existing surrounding communities are within areas defined by the Lee Plan as "Future Urban Areas and Future Suburban Areas." Immediately to the southeast corner of the subject property is the platted community of Lehigh Acres. Within the Urban Community Future Land Use and having an allowed density of 6 dwelling units per acre, Lehigh Acres has been defined as a "Future Urban Area" by the Lee Plan. This portion of Lehigh Acres has a developed density of approximately 4 units per. To the west are existing community of Verandah and planned community of Oak View within the Suburban FLU which is defined as a "Future Suburban Area" by the Lee Plan. Overall the density in the area transitions between higher densities in the west and southeast (Suburban and Urban Community FLU) to the same density to the north (Outlying Suburban) and lower densities to the east and south (Rural and Rural Community Preserve) of the subject property. The proposed development of the subject property with the additional requested density will be consistent with the Outlying Suburban Future Land Use Category, the surrounding future land use categories and will provide infill to accommodate population growth between existing urban areas that have adequate public infrastructure in Lee County.

Public Infrastructure for all Urban Services is available to service the existing communities, as well as the subject property and the additional proposed density. A separate Public Facilities Analysis has been completed and demonstrates urban services will also be available to service the requested additional units.

Growth Management

Goal 2 of the Lee Plan establishes land use policy to support projects that propose an economically feasible plan for development. Specifically, the objectives and policies supporting this goal encourages contiguous and compact growth patterns in locations where adequate public facilities exist.

The proposed planned development will have a compact design that clusters the residential development areas to promote central amenities, open space and a meandering street network thereby reducing the impact of the overall development.

Additionally, more compact designs reduce the linear length of utilities and pavements that must be installed to serve the same number of homes and reduced future maintenance costs. The residential properties surrounding the subject property to the north, east and west have a similar clustered pattern. The only exceptions are the large residential lots immediately south of the site within the Buckingham community. The proposed compact and clustered design that will be established as part of the concurrent RPF will allow a development pattern consistent with the surrounding area and promote a rural feel, common along Buckingham



Figure 2. Existing and Planned Residential Developments

The subject property will have access to all required urban services. A separate Public Facilities analysis has been prepared and submitted supporting the requested amendment. The analysis demonstrates adequate capacity to serve the additional 345 dwelling units within the 2030-time horizon of the Lee Plan consistent with Objective 2.2 and Policy 2.2.1, which seek to ensure the requested development will be located in an area with adequate public infrastructure.

General Development Standards

Goal 4 of the Lee Plan establishes land development regulations will be developed that balance service availability and protection of natural resources. Water, sewer and environmental standards are specifically outlined in the standards supporting Objective 4.1.

Water

The subject property is within the service area for Lee County Utilities as demonstrated on Lee Plan Map 6. Consistent with this standard and Policies 53.1.2 and 95.1.3, there is adequate capacity at the Olga Water Treatment Facility to service the existing residential units as well as the proposed 345 dwelling units. A Letter of Availability from Lee County Utilities is included in the supporting materials to the application.

Sewer

The subject property is within an area of the County in which an interlocal agreement has been implemented with the City of Fort Myers for wastewater treatment. According to the Lee County 2019 Concurrency Report there is adequate capacity to service the approved 690 dwelling units as well as the proposed 345 dwelling units consistent with this standard and Policies 56.1.2 and 95.1.3. The applicant has obtained a Letter of Availability from Lee County Utilities and is included in the supporting materials to the application.

Environmental Factors

The site has been cleared and maintained. Only limited areas of indigenous habitat remain. The previously approved Buckingham 345 RPD had an Environmental Resources Permit, 36-05939-P which expired; however, the forthcoming Planned Development will demonstrate no changes are proposed to the previously preserved areas. Therefore, a waiver was requested from Lee County Planning Staff for the required environmental assessment.

Residential Land Uses

Goal 5 provides for sufficient land to be provided in appropriate locations on the Future Land Use Map to accommodate the projected population of Lee County. The subject property is located within a "Future Suburban Area" which are areas of the county that are expected to grow within the 2030 time horizon of the Lee Plan. The policy statements of Objective 5.1 and its supporting Policies establish the required consistency with the various elements of the Lee Plan and evaluation criteria for residential developments most appropriately implemented at the time of zoning.

The forthcoming Planned Development Amendment will demonstrate consistency with these criteria. The submittal of the amendment application will ensure the proposed development is consistent with Policy 5.1.1. The subject property is not in a location of flood, storm or hurricane hazards, airport noise or unstable geologic conditions therefore the requested additional 345 dwelling units will not be endangered consistent with Policy 5.1.2. The requested density is appropriately considered low-density; however, it is within approximately one mile of existing

commercial development, schools and existing mass transit consistent with policy 5.1.3. The proposed planned development will ensure appropriate open space, buffering, landscaping and amenities are provided consistent with 5.1.6 and 5.1.7.

Finally, as previously discussed, the subject property is in an area surrounded by existing residential development. The requested increase in density is consistent with the adjacent Portico residential subdivision and provides for additional infill development in an area where public facilities are available. Therefore, the additional units will not be destructive to the character and integrity of the residential environment consistent with policy 5.1.5.

Caloosahatchee Shores Community Plan

The subject property is identified on Lee Plan Map 16 as being within the Fort Myers Shores Planning Community. However, Goal 21 and Lee Plan Map 1 page 2 of 8 has this area of the County being known as Caloosahatchee Shores. Consistent with this map, the following analysis demonstrates consistency of the requested amendment with the Caloosahatchee Shores Community Plan.

The stated goal of the Caloosahatchee Shores Community Plan is "to protect the existing character, natural resources and quality of life in Caloosahatchee Shores, while promoting new development, redevelopment and maintaining a more rural identify for the neighborhoods east of I-75 by establishing minimum aesthetic requirements, planning the location and intensity of future commercial and residential uses and providing incentives for redevelopment, mixed use development and pedestrian safe environments." This goal is supported by Objective 21.1 and 2.1.3 which establish residential uses need to maintain the existing rural character of Caloosahatchee Shores. The requested amendment will support this goal by enabling additional dwelling units to support population growth in a location that is already identified for development. No additional impacts will occur to lands identified as low density or contributing to the rural identity. Additionally, while the stated goal is to maintain "a more rural identity for the neighborhoods east of I-75" many of these neighborhoods are within Future Land Use categories that are identified by the Lee Plan as Suburban and have densities above 1 unit per acre.

The planned development will demonstrate through landscaping buffering, clustering of homes, the allocation of open space and preservation of wetland areas that the rural character of the surrounding area is maintained. It is expected that the perspective of a rural community will be maintained for the traveling public along Buckingham Road consistent with Objective 21.1 and 21.3 and their supporting policies through the proposed design promoted by the concurrent planned development.

Policy 21.6.3 requires a public meeting to be held with the Caloosahatchee Shores Community to provide a general overview of the project. Due to the concurrent Residential Planned Development, the applicant intents to host one community meeting in which the requested

Comprehensive Plan Amendment and Planned Development Amendment are presented to the community. The applicant will provide a summary of the meeting outcome in a subsequent submittal.

Buckingham Community Plan

The subject property's location adjacent to the Buckingham Community and along Buckingham Road necessitates a discussion of the Buckingham Community Plan, Goal 20 of the Lee Plan. Policy 20.1.6 requires at the time of rezoning process appropriate buffers be proposed when a property abuts the Rural Community Preserve land use. The width and plant make up of buffers will be determined at the time of planned development zoning; however, the proposed Wetland Future Land Use category is located adjacent to the southern property boundary providing a physical separation between the Buckingham Rural Community Preserve and the proposed development as well as a visual buffer of native habitat. Policy 20.1.8 requires a public meeting to be held within the Buckingham Community to provide a general overview of the project, when a property proposed for rezoning takes direct access to Buckingham Road. Due to the concurrent Planned Development, the applicant intents to host one community meeting in which the requested Comprehensive Plan Amendment and Planned Development Amendment are presented to the community. The applicant will provide a summary of the meeting outcome in a subsequent submittal.

Transportation

A detailed transportation analysis has been prepared by Ted Treesh of TR Transportation Consultants, Inc and is attached in the supporting materials to this application request. The same methodology used to complete the Portico Comprehensive Plan Amendment traffic study was employed to evaluate the impacts of the proposed future land use change. The increase in density of 1 dwelling unit per acre, as discussed previously, permits 345 additional dwelling units. The traffic analysis in based on the 345 dwelling unit increase. The short term analysis of impacts on the transportation impacts concluded

"that no changes are required to the Adopted Work Programs of either FDOT or Lee County due to the change in Future Land Use categories on the subject site. Improvements are identified as being necessary in 2025 due to the Background Traffic Conditions, which include residential dwelling units that are currently approved in both the Portico project as well as the Buckingham 345 project."

Further analysis of the long term impacts resulted in recommendations of widening several roadway segments, however these recommendations are based on the background traffic conditions not on the additional traffic from the proposed comprehensive plan amendment. Improvements of the roadway segments are required regardless of the additional 345 dwelling units.

"No changes are needed to the 2040 Long Range Transportation Plan since the proposed Comprehensive Plan Amendment does not cause the need for any additional roadway capacity."

In addition to the conclusions reached by Ted Treesh of TR Transportation Consultants, Inc, the Lee Plan establishes in Policy 39.2.2 "Future Suburban areas will have an emphasis on movement by motor vehicle" through a series of criteria. The requested Outlying Suburban FLU is identified as a "future Suburban Area" as are the Suburban and Sub-Outlying Suburban FLU categories surrounding the subject property. Consistent with Policy 39.2.2, the subject property utilizes Buckingham Road for vehicular connectivity. The desired pedestrian and vehicular interconnectivity will be constructed to support the proposed 1,035 dwelling units. While the planned development is a little over a mile from an existing transit stop and route, the future build out of this subdivision, with the requested infill units, as well as the other permitted surrounding subdivisions, will assist with increasing the area's density to a level that will support mass transit options.

Resource Protection

The Lee Plan has established Goal 107 and its supporting objectives and policies to ensure the protection of wetland and upland habitats as well as specifies diversity. The Planned Development master plan will demonstrate that the previous preserved areas shown on the Buckingham 345 master plan and approved as part of Environmental Resources Permit 36-05939-P remain preserved. The requested additional units will not negatively impact or alter the existing

approved preservation areas and open space will be provided consistent with Lee County's policies to protect natural resources.

Population

On March 3rd, 2005, a Planned Development was approved for Buckingham 345 permitting residential development. Resolution Z-05-074 approved 690 dwelling units. At 2.35 persons per unit the approved planned development accommodates a population of approximately 1,622 people. The proposed amendment would allow up to 1,035 residential units, a net increase of 345 units from the existing Planned Development. The additional 345 residential units results in a theoretical increase of 811 people. While this is a reasonable estimate for planning purposes it is not precise since future trends in persons per household and occupancy rates are unknown.

According to the U.S. Census in 2010, Lee County had a population of 618,754. The Florida Office of Economic and Demographic Research (OEDR) projects a countywide population of 892,108 in 2030 and 999,851 in 2040. In the context of the existing and projected population for the subject property, the population increase of 811 people is the minimum. The proposed population increase is an estimated 1% increase beyond the OEDR projected population for Lee County. This is well within accepted error ranges and represents no real additional population increase for the Lee Plan's Future Land Use Map. The most recent growth management legislation suggests that

establishment of minimum development intensity is appropriate methodology for local government planning efforts. The proposed amendment is consistent with that directive.

Also, to be considered is Future Land Use Policy 1.7.6 which establishes the Planning Communities Map and Acreage Allocation Table (Table 1(b)). This mechanism directs itself toward Lee County's ability to issue development orders and serves to ensure that actual development approvals do not exceed that amount needed for the population forecasted through the planning timeframe. To be consistent with both the local government's adopted plan and the State's directive regarding the need to establish minimum development capacity, an amendment to Table 1(b) is proposed.

Planning Communities and Acreage Allocation

Policy 1.7.6 provides for the proposed distribution, extent, and location of generalized land uses for the year 2030. The proposed Comprehensive Plan Amendment would revise Table 1(b) to recognize the future land use map amendment. The approved planned development, existing infrastructure, and proposed comprehensive plan amendment provides for a suburban level of density which is more consistent with the type of development existing and proposed in this area of the Fort Myers Shores Planning Community. Consistent with the vision for the Caloosahatchee Shores Planning Community, the proposal seeks to promote infill. It is noted that Lee County is unable to issue final development orders or extensions which would allow acreage in Table 1(b) to be exceeded.

Due to the inter-relationship between the residential acreage included in Table 1(b) and the forthcoming Planned Development Amendment, the applicant intends to provide a strikethrough/underline version of Table 1(b) at the time of submittal of the response to the first insufficiency. This will ensure the acreage proposed accurately reflects the area proposed for residential development through the zoning process.

Additional Requirements for Specific Future Land Use Map Amendment

Urban Sprawl

The basis for evaluation of whether a comprehensive plan amendment discourages the proliferation of urban sprawl was significantly revised by the 2011 Florida Legislature. Under the Community Planning Act, Rule 9J-5 of the Florida Administrative Code was repealed and with it the detailed urban sprawl methodology. In its place the Legislature adopted the following key provisions.

163.3177(5)(a) Each local government comprehensive plan must include at least two planning periods, one covering at least the first 5-year period occurring after the plan's adoption and one covering at least a 10-year period. Additional planning periods for specific components, elements, land use amendments, or projects shall be permissible and accepted as part of the planning process.

1673.3177(6)(a)4 The element shall accommodate at least the minimum amount of land required to accommodate the medium projections of the University of Florida's Bureau of Economic and Business Research for at least a 10-year planning period unless otherwise limited under s. 380.05, including related rules of the Administration Commission.

Note that the law has shifted from providing maximum land use allocations to an emphasis on ensuring minimum land use allocations.

The urban sprawl test is carried out through the following provisions. The proposed Comprehensive Plan amendment achieves all of the following factors and therefore it must be concluded it discourages the proliferation of urban sprawl.

163.3177(6)(a)9.b. The future land use element or plan amendment shall be determined to discourage the proliferation of urban sprawl if it incorporates a development pattern or urban form that achieves four or more of the following:

(I) Directs or locates economic growth and associated land development to geographic areas of the community in a manner that does not have an adverse impact on and protects natural resources and ecosystems.

(II) Promotes the efficient and cost-effective provision or extension of public infrastructure and services.

(III) Promotes walkable and connected communities and provides for compact development and a mix of uses at densities and intensities that will support a range of housing choices and a multimodal transportation system, including pedestrian, bicycle, and transit, if available.

(IV) Promotes conservation of water and energy.

(V) Preserves agricultural areas and activities, including silviculture, and dormant, unique, and prime farmlands and soils.

(VI) Preserves open space and natural lands and provides for public open space and recreation needs.

(VII) Creates a balance of land uses based upon demands of residential population for the nonresidential needs of an area.

(VIII) Provides uses, densities, and intensities of use and urban form that would remediate an existing or planned development pattern in the vicinity that constitutes sprawl or if it provides for an innovative development pattern such as transit-oriented developments or new towns as defined in FS. 163.3164.

The proposed Comprehensive Plan Amendment discourages urban sprawl in accordance with the above referenced Florida Statue. The proposed density increase will not impact natural resources or ecosystems because the proposed planned development will maintain the previously approved wetland areas and provide the require open space. Also, public utilities are already present adjacent to the property and will be extended to the project boundaries to reach the proposed single family lots. The project is centralized in an area of Lee County that is accessible to urban services and public transit as demonstrated in the Public Facilities Narrative and the attached Service Availability Letters from local service providers. The subject property is located within an area that is central to other residential communities, schools, and commercial uses which is consistent and creates a balance of residential and commercial land uses that continues to prevent urban sprawl.
BUCKINGHAM 345 LEE COUNTY PROTECTED SPECIES SURVEY

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May 2020

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COMMUNITY DEVELOPMENT

GPA2020-00002 Project No. 20LCH3210

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1.0 INTRODUCTION

This report documents the Lee County Protected Species Survey (PSS) conducted by Passarella & Associates, Inc. (PAI) for Buckingham 345 (Project). The purpose of the survey was to review the Project for protected species in accordance with Lee County Land Development Code (LDC) Chapter 10, Article III, Division 8 (Protection of Habitat) Standards.

The Project is $344.78\pm$ acres and is located in Sections 32 and 33, Township 43 South, Range 26 East, Lee County (Figure 1). The Project is approximately 1.2 miles south of State Road 80, on the east side of Buckingham Road.

The majority of the Project site consists of fields utilized for the production of hay, and contains forested uplands and wetlands in the southwest corner.

2.0 LAND USES AND VEGETATION ASSOCIATIONS

The vegetation mapping for the Project was conducted using January 2019 Lee County rectified aerials. Groundtruthing to map the vegetative communities was conducted on January 28, 2020 utilizing the Florida Land Use, Cover and Forms Classification System (FLUCFCS) Levels III and IV (Florida Department of Transportation 1999). Level IV FLUCFCS was utilized to denote hydrological conditions and disturbance. "E" codes were used to identify levels of exotic infestation (i.e., melaleuca (*Melaleuca quinquenervia*), aquatic soda apple (*Solanum tampicense*) and Brazilian pepper (*Schinus terebinthifolia*)). AutoCAD Map 3D 2017 software was used to determine the acreage of each mapping area, produce summaries, and generate the FLUCFCS map. An Aerial with FLUCFCS and Wetlands Map is provided as Appendix A.

A total of 14 vegetative associations and land uses (i.e., FLUCFCS codes) were identified on the property. Table 1 provides the breakdown of the FLUCFCS codes by acreage, while a description of each of the classifications follows.

FLUCFCS Code	Description	Acreage	Percent of Total
2153	Field Crops, Hay	301.84	87.5
260	Rural Open Land	4.67	1.4
422	Brazilian Pepper	9.72	2.8
4221	Brazilian Pepper, Hydric	2.36	0.7
4349 E2	Mixed Hardwood Conifer, Disturbed (25-49% Exotics)	10.22	3.0
4349 E4	Mixed Hardwood Conifer, Disturbed (76-100% Exotics)	6.22	1.8
514	Ditch	0.90	0.3
6189 E2	Willow, Disturbed (25-49% Exotics)	0.14	< 0.1
6219 E2	Cypress, Disturbed (25-49% Exotics)	3.02	0.9
6219 E3	Cypress, Disturbed (50-75% Exotics)	0.70	0.2
6249 E2	Cypress/Pine/Cabbage Palm, Disturbed (25-49% Exotics)	3.35	1.0

Table 1.Existing Land Use and Cover Summary



Table 1. (Continued)

FLUCFCS Code	Description	Acreage	Percent of Total
740	Disturbed Land	0.84	0.2
7401	Disturbed Land, Hydric	0.35	0.1
8146	Unpaved Road	0.45	0.1
· · · · · ·	Total	344.78	100.0

Field Crops, Hay (FLUCFCS Code 2153)

This land use type consists of hay fields. The canopy and sub-canopy of this land use type are open. The ground cover contains primarily bahiagrass (*Paspalum notatum*), with some broomgrass (*Andropogon virginicus*), torpedograss (*Panicum repens*), bermudagrass (*Cynodon dactylon*), spermacoce (*Spermacoce verticillata*), and common ragweed (*Ambrosia artemisiifolia*), scattered water pennywort (*Hydrocotyle umbellata*), fingergrass (*Eustachys petraea*), musky mint (*Hyptis alata*), and tickseed (*Coreopsis* spp.).

Rural Open Lands (FLUCFCS Code 260)

This land use type consists of agricultural support structures, farm equipment and supplies. The canopy and sub-canopy vegetation may include scattered slash pine (*Pinus elliottii*), live oak (*Quercus virginicus*), cabbage palm (*Sabal palmetto*), and Brazilian pepper. The ground cover is mostly bahiagrass with some scattered common ragweed and broomgrass.

Brazilian Pepper (FLUCFCS Code 422)

The canopy of this vegetative community contains widely scattered cabbage palm, live oak, and laurel oak (*Quercus laurifolia*). The sub-canopy is dominated by Brazilian pepper, with some scattered cabbage palm. The ground cover is mostly open but may contain some scattered swamp fern (*Telmatoblechnum serrulatum*) and muscadine grape (*Vitis rotundifolia*).

Brazilian Pepper, Hydric (FLUCFCS Code 4221)

The canopy of this vegetative community contains widely scattered cabbage palm, live oak, and laurel oak. The sub-canopy is dominated by Brazilian pepper, with some scattered cabbage palm. The ground cover is mostly open but may contain some scattered swamp fern.

Mixed Hardwood Conifer, Disturbed (25-49% Exotics) (FLUCFCS Code 4349 E2)

The canopy of this upland habitat consists of a combination of species including slash pine, laurel oak, live oak, cabbage palm, and java plum (*Syzygium cumini*). The sub-canopy contains laurel oak, myrsine (*Myrsine cubana*), java plum, and Brazilian pepper. The ground cover includes some saw palmetto (*Serenoa repens*), caesarweed (*Urena lobata*), and greenbrier (*Smilax* spp.).

<u>Mixed Hardwood Conifer, Disturbed (76-100% Exotics) (FLUCFCS Code 4349 E4)</u> The vegetative composition of this habitat is similar to FLUCFCS Code 4349 E2 except it contains 76-100 percent coverage by exotic species. The canopy of this land use type is mostly open. The sub-canopy contains Brazilian pepper, Peruvian primrose willow (*Ludwigia peruviana*) or Carolina willow (*Salix caroliniana*). The ground cover vegetation may include torpedograss, and water pennywort.

Willow, Disturbed (25-49% Exotics) (FLUCFCS Code 6189 E2)

The canopy of this vegetative community is open. The sub-canopy vegetation is dominated by Carolina willow with Brazilian pepper and Peruvian primrose willow. Typical ground cover vegetation includes red ludwigia (*Ludwigia repens*), cattail (*Typha latifolia*), climbing hempvine (*Mikania scandens*), and swamp fern.

Cypress, Disturbed (25-49% Exotics) (FLUCFCS Code 6219 E2)

The canopy of this vegetative community is dominated by bald cypress (*Taxodium distichum*) with scattered cabbage palm and red maple (*Acer rubrum*). The sub-canopy contains cabbage palm, Brazilian pepper red maple, myrsine, bald cypress and scattered java plum. The ground cover includes swamp fern, leather fern (*Acrostichum danaeifolium*), sawgrass (*Cladium jamaicense*), aquatic soda apple, and greenbrier.

Cypress, Disturbed (50-75% Exotics) (FLUCFCS Code 6219 E3)

The vegetative composition of this habitat is similar to FLUCFCS Code 6219 E2 except it contains 50-75 percent coverage by exotic species.

Cypress/Pine/Cabbage Palm, Disturbed (25-49% Exotics) (FLUCFCS Code 6249 E2)

The canopy of this vegetative community contains mixed cypress, pine, cabbage palm, and laurel oak. The sub-canopy contains cabbage palm, bald cypress, laurel oak, java plum, and Brazilian pepper. The ground cover contains swamp fern, greenbrier, and aquatic soda apple.

Disturbed Land (FLUCFCS Code 740)

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The canopy and sub-canopy of this land use type are open. The ground cover vegetation includes bahiagrass, smutgrass (*Sporobolus indicus*), dog fennel (*Eupatorium capilifolium*) caesarweed, common ragweed, muscadine grape, and peppervine (*Nekemias arborea*).

Disturbed Land, Hydric (FLUCFCS Code 7401)

The canopy of this land use type is open. The sub-canopy consists of Brazilian pepper and Peruvian primrose willow. The ground cover vegetation includes torpedograss.

Unpaved Road (FLUCFCS Code 8146)

This land use type consists of a well-traveled and maintained gravel road.

3.0 METHODOLOGY AND DISCUSSION

Surveys for Lee County protected species are based on the presence of specific vegetation associations and habitat types as outlined in Appendix H of the LDC. The frequency of transects performed in these habitats was designed to meet or exceed the 80 percent minimum coverage requirement. Table 2 outlines those protected species that may inhabit or utilize a particular vegetation association.

FLUCI	FCS Code and Description	Potential Protected Species			
		Burrowing Owl (Athene cunicularia)			
2153*	Field Crops, Hay	Gopher Tortoise (Gopherus Polyphemus)			
2155	Tield Crops, Hay	Southeastern American Kestrel (Falco sparverius paulus)			
		Burrowing Owl (Athene cunicularia)			
260*	Rural Open Land	Gopher Tortoise (Gopherus Polyphemus)			
422	Brazilian Pepper				
4221	Brazilian Pepper, Hydric	N/A			
4349 E2	Mixed Hardwood Conifer, Disturbed (25-49% Exotics)	Florida Panther (Puma concolor coryi)Florida Panther (Puma concolor coryi)American Alligator (Alligator mississippiensis)Limpkin (Aramus guarauna)Little Blue Heron (Egretta caerulea)			
4349 E4	Mixed Hardwood Conifer, Disturbed (76-100% Exotics)	Gopher Tortoise (Gopherus Polyphemus)Southeastern American Kestrel (Falco sparveriuspaulus)Burrowing Owl (Athene cunicularia)Gopher Tortoise (Gopherus Polyphemus)Southeastern American Kestrel (Falco sparveriuspaulus)N/AN/AFlorida Panther (Puma concolor coryi)Florida Panther (Puma concolor coryi)American Alligator (Alligator mississippiensis)Limpkin (Aramus guarauna)Little Blue Heron (Egretta caerulea)Reddish Egret (Egretta rufescens)Roseate Spoonbill (Ajaia ajaja)Snowy Egret (Egretta thula)Tri-Colored Heron (Egretta caerulea)Snowy Egret (Egretta thula)Tri-Colored Heron (Egretta tricolor)Everglades Mink (Mustela vison evergladensis)Little Blue Heron (Egretta tricolor)American Alligator (Alligator mississippiensis)Little Blue Heron (Egretta tricolor)Snowy Egret (Egretta thula)Tri-Colored Heron (Egretta tricolor)American Alligator (Alligator mississippiensis)Limpkin (Aramus guarauna)Little Blue Heron (Egretta caerulea)Snowy Egret (Egretta thula)Tri-Colored Heron (Egretta caerulea)			
	Li Li Ditch	American Alligator (Alligator mississippiensis)			
		Limpkin (Aramus guarauna)			
514		Reddish Egret (Egretta rufescens)			
514		Roseate Spoonbill (Ajaia ajaja)			
		Snowy Egret (Egretta thula)			
		Tri-Colored Heron (Egretta tricolor)			
		Everglades Mink (Mustela vison evergladensis)			
		Little Blue Heron (Egretta caerulea)			
6189 E2	Willow, Disturbed (25-49% Exotics)	Snowy Egret (Egretta thula)			
		ay Southeastern American Kestrel (Falco sparver paulus) Burrowing Owl (Athene cunicularia) Gopher Tortoise (Gopherus Polyphemus) Southeastern American Kestrel (Falco sparver paulus) er N/A er, Hydric N/A d Conifer, Florida Panther (Puma concolor coryi) % Exotics) Florida Panther (Puma concolor coryi) American Alligator (Alligator mississippiensis Limpkin (Aramus guarauna) Little Blue Heron (Egretta caerulea) Reddish Egret (Egretta thula) Tri-Colored Heron (Egretta caerulea) Snowy Egret (Egretta thula) Tri-Colored Heron (Egretta caerulea) Snowy Egret (Egretta thula) Tri-Colored Heron (Egretta caerulea) Snowy Egret (Egretta thula) Tri-Colored Heron (Egretta tricolor) American Alligator (Alligator mississippiensis Limpkin (Aramus guarauna) Little Blue Heron (Egretta thula) Tri-Colored Heron (Egretta tricolor) American Alligator (Alligator mississippiensis Limpkin (Aramus guarauna) Little Blue Heron (Egretta caerulea) Snowy Egret (Egretta thula) Tri-Colored Heron (Egretta caerulea)			
		Southeastern American Kestrel (Falco sparver paulus)Burrowing Owl (Athene cunicularia)Gopher Tortoise (Gopherus Polyphemus)Southeastern American Kestrel (Falco sparver paulus)N/AicN/Ar, cs)Florida Panther (Puma concolor coryi)r, cs)Florida Panther (Puma concolor coryi)American Alligator (Alligator mississippiensis Limpkin (Aramus guarauna)Little Blue Heron (Egretta caerulea)Reddish Egret (Egretta rufescens)Roseate Spoonbill (Ajaia ajaja)Snowy Egret (Egretta thula)Tri-Colored Heron (Egretta caerulea)49%Snowy Egret (Egretta thula)Tri-Colored Heron (Egretta caerulea)Snowy Egret (Egretta thula)Tri-Colored Heron (Egretta caerulea)			
		Limpkin (Aramus guarauna)			
	Cypress, Disturbed (25-				
6219 E2	49% Exotics)	Snowy Egret (Egretta thula)			
		Tri-Colored Heron (Egretta tricolor)			
		Wood Stork (<i>Mycteria americana</i>)			
	Cypress, Disturbed (50-				
6129 E3	75% Exotics)				
L,					

Table 2.Potential Lee County Protected Species by Habitat Type

h ;'

Table 2. (Continued)

FLUCFO	CS Code and Description	Potential Protected Species
6129 E3	Cypress, Disturbed (50-	Florida Black Bear (Ursus americanus floridanus)
(Continued)	75% Exotics) (Continued)	Florida Panther (Puma concolor coryi)
		Little Blue Heron (<i>Egretta caerulea</i>)
	Cypress/Pine/Cabbage 2 Palm, Disturbed (25-49% Exotics)	Snowy Egret (Egretta thula)
6249 E2		Tri-Colored Heron (Egretta tricolor)
		Florida Black Bear (Ursus americanus floridanus)
		Florida Panther (Puma concolor coryi)
740*	Disturbed Land	N/A
7401*	Disturbed Land, Hydric	N/A
8146	Unpaved Road	N/A

*Habitat surveyed for the species noted, although not required per the LDC

N/A – Not Applicable

The PSS for the Project was conducted by PAI on February 7, 2020. The survey was conducted during daylight hours. Weather conditions at the start of the day during the survey period consisted of temperatures in the mid-60s, overcast skies, and winds out of the northwest at 10 to 15 miles per hour. The type of survey utilized for the PSS included meandering pedestrian transects, per WilsonMiller, Inc. methodology previously approved by Lee County.

Visibility in the surveyed habitats varied due to the density of vegetation. A summary of the limits of visibility, number, length of transects walked, and percent of coverage by habitat type is provided in Table 3. These summaries are not provided for habitats not technically required to be surveyed per the LDC, unless a Lee County protected species was observed within that habitat. Habitats were surveyed at or greater than 80 percent coverage.

Table 3. **Summary of Habitat Coverage**

FLUCFCS Code	Description	Total Area (Acres)	Transect Length (Feet)	Average Visibility (Feet) ¹	Percent Coverage
2153*	Field Crops, Hay	301.84	29,583	200	90
260*	Rural Open Land	4.67	644	150	95
4349 E2	Mixed Hardwood Conifer, Disturbed (25-49% Exotics)	10.22	2,374	75	80
4349 E4	Mixed Hardwood Conifer, Disturbed (76-100% Exotics)	6.22	3,613	30	80
514	Ditch	0.90	314	50	80
6189 E2	Willow, Disturbed (25-49% Exotics)	0.14	58	45	85

Table 3. (Continued)

FLUCFCS Code	Description	Total Area (Acres)	Transect Length (Feet)	Average Visibility (Feet) ¹	Percent Coverage
6219 E2	Cypress, Disturbed (25-49% Exotics)	3.02	1,184	50	90
6219 E3	Cypress, Disturbed (50-75% Exotics)	0.70	274	50	90
6249 E2	Cypress/Pine/Cabbage Palm, Disturbed (25-49% Exotics)	3.35	1,313	50	90

¹Average visibility to one side of transect.

*Habitat surveyed as a precautionary measure, although not required per the LDC.

4.0 SURVEY RESULTS

During the survey, two limpkins (*Aramus guarauna*) were documented on the Project site. Also observed was a Florida black bear (*Ursus americanus floridanus*) scratch tree. An aerial with FLUCFCS, survey transects, and protected species locations is provided as Appendix B. Additionally, although not designated as a Lee County protected species, multiple state endangered cardinal airplants (*Tillandsia fasciculata*) and giant wild pine airplants (*Tillandsia utriculata*) were also observed within forested areas of the Project site.

The two limpkins were observed in fields utilized for the production of hay (FLUCFCS Code 2153) and rural open lands (FLUCFCS Code 260). The limpkin is not listed by the U.S. Fish and Wildlife Service (USFWS) or the Florida Fish and Wildlife Conservation Commission (FWCC), but is designated as protected per the Lee County LDC. The Florida black bear scratch tree was observed in cypress habitat (FLUCFCS Code 6219). The Florida black bear is not listed, but is designated as protected per the Lee County LDC.

The airplant species were observed within cypress habitat (FLUCFCS Code 6219), cypress, pine, and cabbage palm habitat (FLUCFCS Code 6249), and mixed hardwood/conifer habitat (FLUCFCS Code 4349). The cardinal airplant and giant wild pine airplant are listed as endangered by the Florida Department of Agriculture and Consumer Services (FDACS) under rule 5B-40.0055 of the Regulated Plant Index.

5.0 ABUNDANCE OF PROTECTED SPECIES OBSERVED

Density calculations are provided for each Lee County protected species documented within each habitat type. Separate calculations will be provided if more than one of the same protected species is observed within different habitat types. Please note that density estimates for wildlife species are only provided for direct sightings. Density calculations will not be provided for protected plant species unless there is a carrying capacity for that species.

The Lee County protected species abundance calculations are provided in Table 4, while Table 5 summarizes the protected species survey findings.

Table 4. Lee County Protected Species Abundance Calculations

Protected Species Density:

 $= \{n/[L_1(W_1+W_2)]\}(43,560 \text{ ft}^2/\text{ac.})$

where	n	= Number of individuals observed
	Li	= Length of transect (feet)
	Wi	= Distance of visibility to the right of transect (feet)
	W_2	= Distance of visibility to the left of transect (feet)
	where	W ₁

Limpkin

FLUCFCS Code 2153

 $= \{1/[(29,583 \text{ ft.}) (200 \text{ ft.} + 200 \text{ ft.})]\}(43,650) \\= \{1/11,833,200\}(43,560) \\= \{8.451 \times 10^{-8}\}(43,560) \\= 0.004 \text{ limpkin/acre}$

FLUCFCS Code 260

 $= \{1/[(644 \text{ ft.}) (150 \text{ ft.} + 150 \text{ ft.})]\}(43,650)$

- $= \{1/193,200\}(43,560)$
- $= \{5.176 \times 10^{-6}\}(43,560)$
- = 0.225 limpkin/acre

Table 5. Lee County Protected Species Survey Summary

Protected Species	FLUCFCS Code/Area	Percent Area Surveyed	Present	Absent	Density (Per Acre)
		Reptiles			1. 1. S. O. L. O.
A	514	80	1	X	
American Alligator	6219 E2	90		X	
(Alligator mississippiensis)	6219 E3	90		X	
Gopher Tortoise	2153	90		Х	
(Gopherus polyphemus)	260	95		Х	
		Birds			Č
Burrowing Owl	2153	90		X	
(Athene cunicularia)	260	95		X	
	2153	90	Х		0.004
Limpkin	260	95	Х		0.225
(Aramus guarauna)	514	80		Х	

Table 5. (Continued)

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Protected Species	FLUCFCS	Percent Area	Present	Absent	Density
Trolected Species	Code/Area	Surveyed	Tresent	7 XDSent	(Per Acre)
		ds (Continued)			
Limpkin	6219 E2	90		X	
(Aramus guarauna) (Continued)	6219 E3	90		X	
Little Blue Heron (Egretta caerulea)	514	80		X	
	6189 E2	85		X	
	6219 E2	90		X	
	6219 E3	90		X	
	6249 E2	90		X	
Reddish Egret (Egretta rufescens)	514	80		Х	
Roseate Spoonbill (<i>Ajaia ajaja</i>)	514	80		Х	
	514	80		X	-
~ -	6189 E2	85		X	
Snowy Egret	6219 E2	90		X	
(Egretta thula)	6219 E3	90		X	
	6249 E2	90		Х	
Southeastern American	2153	90		X	
Kestrel (Falco sparverius paulus)	260	95		X	
*	514	80		Х	
Tri-Colored Heron (<i>Egretta tricolor</i>)	6189 E2	85		X	
	6219 E2	90		X	
	6219 E3	90		Х	-
	6249 E2	90		Х	
Wood Stork	6219 E2	90		Х	
(Mycteria americana)	6219 E3	90		X	
		Mammals			geren serder
Everglades Mink (Mustela vison evergladensis)	514	80		x	
Florida Black Bear	6219 E2	90		X	
(Ursus americanus	6219 E3	90		X	
floridanus)	6249 E2	90		X	
	4240 E2	00		V	
Florida Panther (Puma concolor coryi)	4349 E2	80	······	X	
	4349 E4	80		X	-
	6219 E2	90		X	-
	6219 E3	90		X	
	6249 E2	90		X	

6.0 MANAGEMENT PLAN

A protected species management plan per LDC 10-474 will be prepared and submitted to the Division of Environmental Sciences prior to Development Order approval. The protected species management plan will outline protection measures for the protected species documented on the Project site.

7.0 **REFERENCES**

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Florida Department of Transportation. 1999. Florida Land Use, Cover and Forms Classification System. Procedure No. 550-010-001-a. Third Edition.

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APPENDIX A

AERIAL WITH FLUCFCS AND WETLANDS MAP



DESCRIPTIONS	ACREAGE	% OF TOTAL
Y	301.84 Ac.±	87.5%
D	4.67 Ac.±	1.4%
R	9.72 Ac.±	2.8%
R, HYDRIC	2.36 Ac.±	0.7%
IFER MIXED, DISTURBED (25-49% EXOTICS)	10.22 Ac.±	3.0%
IFER MIXED, DISTURBED (76-100% EXOTICS)	6.22 Ac.±	1.8%
	0.90 Ac.±	0.3%
BED (25-49% EXOTICS)	0.14 Ac.±	0.0%
BED (25-49 EXOTICS)	3.02 Ac.±	0.9%
BED (50-75% EXOTICS)	0.70 Ac.±	0.2%
ABBAGE PALM, DISTURBED (25-49% EXOTICS)	3.35 Ac.±	1.0%
	0.84 Ac.±	0.2%
HYDRIC	0.35 Ac.±	0.1%
	0.45 Ac.±	0.1%
TOTAL	344.78 Ac.+	100.0%



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APPENDIX B

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AERIAL WITH FLUCFCS, SURVEY TRANSECTS, AND PROTECTED SPECIES LOCATIONS



1 15-

DESCRIPTIONS		ACREAGE	% OF
		301.84 Ac.±	87.5%
		4.67 Ac.±	1.4%
		9.72 Ac.±	2.8%
YDRIC		2.36 Ac.±	0.7%
R MIXED, DISTURBED (25-49	10.22 Ac.±	3.0%	
MIXED, DISTURBED (76-100% EXOTICS)		6.22 Ac.±	1.8%
		0.90 Ac.±	0.3%
(25-49% EXOTICS)	0.14 Ac.±	0.0%	
(25-49 EXOTICS)		3.02 Ac.±	0.9%
(50-75% EXOTICS)	0.70 Ac.± 3.35 Ac.±	0.2%	
GE PALM, DISTURBED (25-49% EXOTICS)			
		0.84 Ac.±	0.2%
DRIC		0.35 Ac.±	0.1%
		0.45 Ac.±	0.1%
TOTAL		344.78 Ac.±	100.0%
100	LEGEND:		
	SFWMD WE (9.92 Ac.±		
	SFWMD *01	HER SURFACE	WATERS

1. 1.

• CA CARDINAL AIRPLANT • GWP GIANT WILD PINE AIRPLANT AERIAL PHOTOGRAPHS WERE ACQUIRED THROUGH THE LEE COUNTY PROPERTY APPRAISER'S OFFICE WITH FLIGHT DATES OF JANUARY - FEBRUARY 2019. PROPERTY BOUNDARY PER GL HOMES DRAWING NO. 14879BNDY ENG.DWG DATED MARCH 31, 2020.

FLUCFCS LINES ESTIMATED FROM I*=200' AERIAL PHOTOGRAPHS AND LOCATIONS APPROXIMATED.

FLUCFCS PER FLORIDA LAND USE, COVER AND FORMS CLASSIFICATION SYSTEM (FLUCFCS) (FDOT 1999).

SURVEYED WETLAND LINES PER METRON SURVEYING AND MAPPING, LLC. DRAWING No. 14879ENG DO 60SC.DWG DATED

20LCH3210

APPENDIX B

PART 8 ENVIRONMENTAL REQUIREMENTS

A. Topography: Describe the range of surface elevations of the property. Attach a county topographic map (if available) or a USGS quadrangle map showing the subject property. [34-373(a)(4)d.iv.]

Please refer to the maps prepared by Morris-Depew Associates.

B. Sensitive Lands: Identify any environmentally sensitive lands, including, but not limited to, wetlands (as defined in the LEE Plan Section XII), flow-ways, creek beds, sand dunes, other unique land forms [see LEE Plan Policy 77.1.1 (2)] or listed species occupied habitat [see LCLDC Section 10-473].

Vegetation mapping for the Project was conducted using 2019 rectified color aerials. Groundtruthing to map the vegetative communities was conducted on January 28, 2020 utilizing the Florida Land Use, Cover and Forms Classification System (FLUCFCS) Levels III and IV (Florida Department of Transportation 1999). The property consists of Field Crops, Hay (FLUCFCS Code 2153), Rural Open Land (FLUCFCS Code 260), Brazilian Pepper (*Schinus terebinthifolius*) (FLUCFCS Code 422), Brazilian Pepper, Hydric (FLUCFCS Code 4221), Mixed Hardwood Conifer, Disturbed (25-49% Exotics) (FLUCFCS Code 4349 E2), Mixed Hardwood Conifer, Disturbed (76-100% Exotics) (FLUCFCS Code 4349 E4), Ditch (FLUCFCS Code 514), Willow, Disturbed (25-49% Exotics) (FLUCFCS Code 6189 E2), Cypress, Disturbed (25-49% Exotics) (FLUCFCS Code 6219 E2), Cypress, Disturbed (50-75% Exotics) (FLUCFCS Code 6219 E3), Cypress/Pine/Cabbage Palm, Disturbed (25-49% Exotics) (FLUCFCS Code 7401) and Unpaved Road (FLUCFCS Code 8146). AutoCAD Map 3D 2017 software was used to determine the acreage of each mapping area, produce summaries, and generate the FLUCFCS and Wetlands Map (Sheet 1). According to the FLUCFCS and Wetlands Map, there are approximately 9.93 acres of jurisdictional wetlands located on the property.

A Lee County protected species survey was conducted on the property on February 7, 2020. Two limpkins (*Aramus guarauna*) were documented on the site. Also observed was a Florida black bear (*Ursus americanus floridanus*) scratch tree. In addition to the Lee County protected species observed, multiple cardinal airplants (*Tillandsia fasciculata*) and giant wild pine (*Tillandsia utriculata*) were observed within the site. The cardinal airplant and giant wild pine airplant are listed as endangered by the Florida Department of Agriculture and Consumer Services (FDACS). Please refer to Appendix B in the attached Protected Species Survey report for the locations of protected species observed.

C. Preservation/Conservation of Natural Features: Describe how the lands listed in PART 8.B. above will be protected by the completed project:

Approximately 7.07 acres of wetland habitat will be preserved, all of which are considered indigenous native vegetation per the Lee County Land Development Code (LDC) Section 10-1. Additionally, 10.22± acres of uplands will be preserved, all of which are considered indigenous native vegetation. The preserved areas will be enhanced by the removal of exotic vegetation. The preserve areas will be maintained free of exotic vegetation in perpetuity.

D. Shoreline Stabilization: If the project is located adjacent to navigable natural waters, describe the method of shoreline stabilization, if any, being proposed:

Not applicable

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E. Soils Map: Attach maps drawn at the same scale as the Master Concept Plan marked or overprinted to show the soils classified in accordance with the USDA/SCS System. [34-373(a)(4)b.i.]

A soils map is attached as Sheet 2.

1.0 1

F. FLUCCS Map: A Florida Land Use, Cover and Classification System (FLUCCS) map, at the same scale as the Master Concept Plan, prepared by an environmental consultant. The FLUCCS map must clearly delineate any Federal and State jurisdictional wetlands and other surface waters, including the total acreage of Federal and State wetlands. [34-373(a)(4)c.]

A FLUCFCS and Wetlands Map is attached as Sheet 1. There are approximately 9.93 acres of jurisdictional SFWMD wetlands on the property and 0.90± acre of "other surface waters."

G. Rare & Unique Upland Habitat Map: Maps drawn at the same scale as the Master Concept Plan marked or overprinted to show significant areas of rare and unique upland habitat as defined in the LEE Plan Section XII. [34-373(a)(4)b.iii.]

There is no rare and unique upland habitat on the Project site.

H. Existing and Historic Flow-Ways Map: Map(s) drawn at the same scale as the master concept plan marked or overprinted to show existing and historic flow-ways. [34-373(a)(4)b.v.]

Not applicable.



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	ACREAGE	% OF TOTAL
	301.84 Ac.±	87.5%
	4.67 Ac.±	1.4%
	9.72 Ac.±	2.8%
	2.36 Ac.±	0.7%
25-49% EXOTICS)	10.22 Ac.±	3.0%
76-100% EXOTICS)	6.22 Ac.±	1.8%
	0.90 Ac.±	0.3%
	0.14 Ac.±	0.0%
	3.02 Ac.±	0.9%
	0.70 Ac.±	0.2%
(25-49% EXOTICS)	3.35 Ac.±	1.0%
	0.84 Ac.±	0.2%
	0.35 Ac.±	0.1%
	0.45 Ac.±	0.1%
	344.78 Ac.±	100.0%



