

8E 1

RESOLUTION 2004- 292

A RESOLUTION OF THE COLLIER COUNTY BOARD OF COUNTY COMMISSIONERS DESIGNATING 1852.3 ACRES IN THE RURAL LAND STEWARDSHIP AREA ZONING OVERLAY DISTRICT AS A STEWARDSHIP SENDING AREA WITH A DESIGNATION AS "BCI SSA 5," APPROVING A STEWARDSHIP SENDING AREA CREDIT AGREEMENT FOR BCI SSA 5, AND ESTABLISHING THE NUMBER OF STEWARDSHIP CREDITS GENERATED BY THE DESIGNATION OF SAID STEWARDSHIP SENDING AREA

WHEREAS, Barron Collier Investments Ltd., a Florida limited partnership (herein referred to as "Owner") owns approximately one thousand eight hundred fifty-two and three tenths (1852.3) acres located within the boundaries of the Rural Lands Stewardship Areas Zoning Overlay District ("RLSA District") located in Collier County, Florida; and

WHEREAS, Owner has voluntarily requested that said land be designated as a Stewardship Sending Area ("SSA") in accordance with, and pursuant to Section 2.2.27.9 of the Collier County Land Development Code ("LDC") (Section 4.08.06 UDC); and

WHEREAS, Owner has submitted a SSA Designation Application ("Application") for the BCI SSA 5 land; and

WHEREAS, Collier County Staff has reviewed the Application, along with support documentation and information required by Section 2.2.27 of the LDC (Section 4.08.00 UDC), and determined that the Application is legally sufficient; and

WHEREAS, the Collier County Board of County Commissioners ("Board") has determined the BCI SSA 5 Stewardship Credit Agreement is in compliance with, and meets the requirements of the LDC, and is in substantial benefit to the general public.

NOW, THEREFORE, be it resolved by the Board that:

1. BCI SSA 5, as described in attached Exhibit "A", consisting of approximately one thousand eight hundred fifty-two and three tenths (1852.3) acres is hereby designated as a Stewardship Sending Area ("SSA"), and will be officially designated as "BCI SSA 5" on the Official Zoning Atlas Map.
2. The BCI SSA 5 Stewardship Credit Agreement, attached hereto as Exhibit "B", meets the requirements of Section 2.2.27.9 of the LDC (4.08.06 UDC) and the Board hereby approves the BCI SSA 5 Stewardship Credit Agreement.
3. The Board hereby establishes, grants and assigns two thousand nine hundred thirty-eight and three tenths (2938.3) Stewardship Credits to the Owner, which may be sold, transferred, or otherwise utilized by the Owner in accordance with Section 2.2.27 of the LDC (4.08.00 UDC).
4. The Board further approves and authorizes the acceptance of the Stewardship Easement Agreement for the BCI SSA 5 lands.
5. By its designation of the lands described in Exhibit "A" as a Stewardship Sending Area, the County shall not hereafter grant or approve any

8E

increase in the density or additional uses beyond those uses specifically authorized in the BCI SSA 5 Credit Agreement.

THIS RESOLUTION ADOPTED this 21st day of September, 2004, after a Motion, seconded, and majority vote favoring same.

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

ATTEST: DWIGHT E. BROCK

by: *Ann J. ... DC*
Request as to Deputy Clerk
signature only.

By: *Donna Fiala*
Donna Fiala, Chairman

Approved as to form and
legal sufficiency:

Patrick G. White
By: Patrick G. White
Assistant County Attorney

Item #	8E
Agenda Date	9-21-04
Date Rec'd	9-22-04
	<i>Ann J. ... DC</i> Deputy Clerk

Prepared By:
George L. Varnadoe
Cheffy Passidomo Wilson & Johnson, LLP
821 Fifth Avenue South, Suite 201
Naples, Florida 34102

Retn:
CLERK TO THE BOARD
INTEROFFICE 4TH FLOOR
EXT 7240

8E

STEWARDSHIP SENDING AREA MEMORANDUM

BCI STEWARDSHIP SENDING AREA 5

This Stewardship Sending Area Memorandum is to memorialize changes to the allowed land uses on real property located within the Rural Lands Stewardship Overlay District of Collier County, as described in the Future Land Use Element of the Growth Management Plan of Collier County, Florida. The property described in Exhibit "A" has been designated as a Stewardship Sending Area, and said lands are encumbered by a Stewardship Easement as described herein.

1. On September 21, 2004, pursuant to Section 2.2.27 of the Collier County Land Development Code ("LDC") [UDC Section 4.08.00], the Board of County Commissioners of Collier County, Florida designated the lands described in Exhibit "A" as a Stewardship Sending Area, officially known as "BCI Stewardship Sending Area ("SSA") 5", said lands being owned by Barron Collier Investments, Ltd., a Florida Limited Partnership. The legal description of BCI SSA 5 is attached as Exhibit "A".
2. By such designation, the Board of County Commissioners also approved a Stewardship Sending Area Credit Agreement and assigned two thousand nine hundred thirty-eight and three tenths (2938.3) SSA Stewardship Credits to BCI SSA 5.
3. Attached hereto as Exhibit "B" is the Stewardship Easement Agreement, which was also approved by the Board of County Commissioners on September 21, 2004 and which describes the land uses eliminated from BCI SSA 5 and the land uses remaining on said lands.
4. No lands located within BCI SSA 5 are currently designated for restoration.
5. Pursuant to LDC Section 2.2.27.9.C.7 [UDC Section 4.08.06], this Stewardship Sending Area Memorandum is to be recorded in the Official Records of Collier County, Florida.

By its execution hereof, the undersigned certifies that the above is true and correct to the best of its knowledge and belief.

BARRON COLLIER INVESTMENTS, LTD.
a Florida Limited Partnership

Witnesses:

Donna J. Benson
Signature
Donna J. Benson
Printed Name

By: Paul J. Marinelli
Paul J. Marinelli,
Administrative Agent

Louisa O. Waller
Signature
LOUISA O. WALLER
Printed Name

By: Katherine G. Sproul
Katherine G. Sproul, Trustee
Juliet C. Sproul Testamentary Trust, a
General Partner

Donna J. Benson
Signature
Donna J. Benson
Printed Name

Louisa O. Waller
Signature
LOUISA O. WALLER
Printed Name

A RESOLUTION OF THE COLLIER COUNTY BOARD OF COUNTY COMMISSIONERS DESIGNATING 9911.1 ACRES IN THE RURAL LAND STEWARDSHIP AREA ZONING OVERLAY DISTRICT AS A STEWARDSHIP SENDING AREA WITH A DESIGNATION AS "BCI/BCP SSA 6," APPROVING A STEWARDSHIP SENDING AREA CREDIT AGREEMENT FOR BCI/BCP SSA 6, AND ESTABLISHING THE NUMBER OF STEWARDSHIP CREDITS GENERATED BY THE DESIGNATION OF SAID STEWARDSHIP SENDING AREA

WHEREAS, Barron Collier Investments Ltd., a Florida limited partnership and Barron Collier Partnership (herein referred to as "Owner") owns approximately nine thousand nine hundred eleven and one tenth (9911.1) acres located within the boundaries of the Rural Lands Stewardship Area Zoning Overlay District ("RLSA District") located in Collier County, Florida; and

WHEREAS, Owner has voluntarily requested that said land be designated as a Stewardship Sending Area ("SSA") in accordance with, and pursuant to Section 4.08.06 of the Collier County Land Development Code ("LDC"); and

WHEREAS, Owner has submitted a SSA Designation Application ("Application") for the BCI SSA 6 land; and

WHEREAS, Collier County Staff has reviewed the Application, along with support documentation and information required by Section 4.08.06 of the LDC, and determined that the Application is legally sufficient; and

WHEREAS, the Collier County Board of County Commissioners ("Board") has determined the BCI SSA 6 Stewardship Credit Agreement is in compliance with, and meets the requirements of the LDC, and is in substantial benefit to the general public.

NOW, THEREFORE, be it resolved by the Board that:

1. BCI/BCP SSA 6, as described in attached Exhibit "1", consisting of approximately nine thousand nine hundred eleven and one tenth (9911.1) acres is hereby designated as a Stewardship Sending Area ("SSA"), and will be officially designated as "BCI/BCP SSA 6" on the Official Zoning Atlas Map.
2. The BCI/BCP SSA 6 Stewardship Credit Agreement, attached hereto as Exhibit "2", meets the requirements of Section 4.08.06 of the LDC and the Board hereby approves the BCI/BCP SSA 6 Stewardship Credit Agreement.
3. The Board hereby establishes, grants and assigns twenty-one thousand two hundred thirty-eight and eight tenths (21,238.8) Stewardship Credits to the Owner, which may be sold, transferred, or otherwise utilized by the Owner in accordance with Section 4.08.04 of the LDC.
4. The Board hereby establishes and authorizes an additional four thousand two hundred eighty-six and four tenths (4,286.4) Stewardship Credits to be transferred to the Owner under the terms of the Credit Agreement attached hereto as Exhibit 2.

- 5. The Board further approves and authorizes the acceptance of the Stewardship Easement Agreement for the BCI/BCP SSA 6 lands.
- 6. By its designation of the lands described in Exhibit "1" as a Stewardship Sending Area, the County shall not hereafter grant or approve any increase in the density or additional uses beyond those uses specifically authorized in the BCI/BCP SSA 6 Credit Agreement.

THIS RESOLUTION ADOPTED this 14th day of June, 2005, after a Motion, seconded, and majority vote favoring same.

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

ATTEST: DWIGHT E. BROCK

[Seal of Collier County, Florida]
By: Brenda A. Houtzer, DC
Deputy Clerk

By: Fred W. Coyle
Fred W. Coyle, Chairman

Attest as to Chairman's
signature.
Approved as to form and
legal sufficiency:

Patrick G. White
By: Patrick G. White
Assistant County Attorney

Item #	<u>17C</u>
Agenda Date	<u>6-14-05</u>
Date Rec'd	<u>6-21-05</u>
	<u>B. Houtzer DC</u> Deputy Clerk

**S.S.A. 6
EXHIBIT "A"
LEGAL DESCRIPTION**

DESCRIPTION OF LANDS
LYING WITHIN SECTIONS 2 THRU 9,
TOWNSHIP 49 SOUTH,
RANGE 29 EAST AND
SECTIONS 1, 12 THROUGH 14 & 23 & 24
TOWNSHIP 49 SOUTH, RANGE 28 EAST,
COLLIER COUNTY, FLORIDA

All of Sections 2 through 8, Township 49 South, Range 29 East, Collier County Florida
and
The west half (1/2) of Section 9, Township 49 South, Range 29 East, Collier County, Florida
and
All of Sections 12 through 14, Township 49 South, Range 28 East, Collier County, Florida
and
The east half (1/2) of Section 1, Township 49 South, Range 28 East,
and
The north half (1/2) of Section 23, Township 49 South, Range 28 East, Collier County, Florida
and
The north half (1/2) of Section 24, Township 49 South, Range 28 East, Collier County, Florida

Containing 9911.09 acres more or less.
Subject to easements and restrictions of record.
Bearings are based on the east line of Section 2, Township 49 South Range 29 East, Collier County,
Florida South 07°45'32" East.

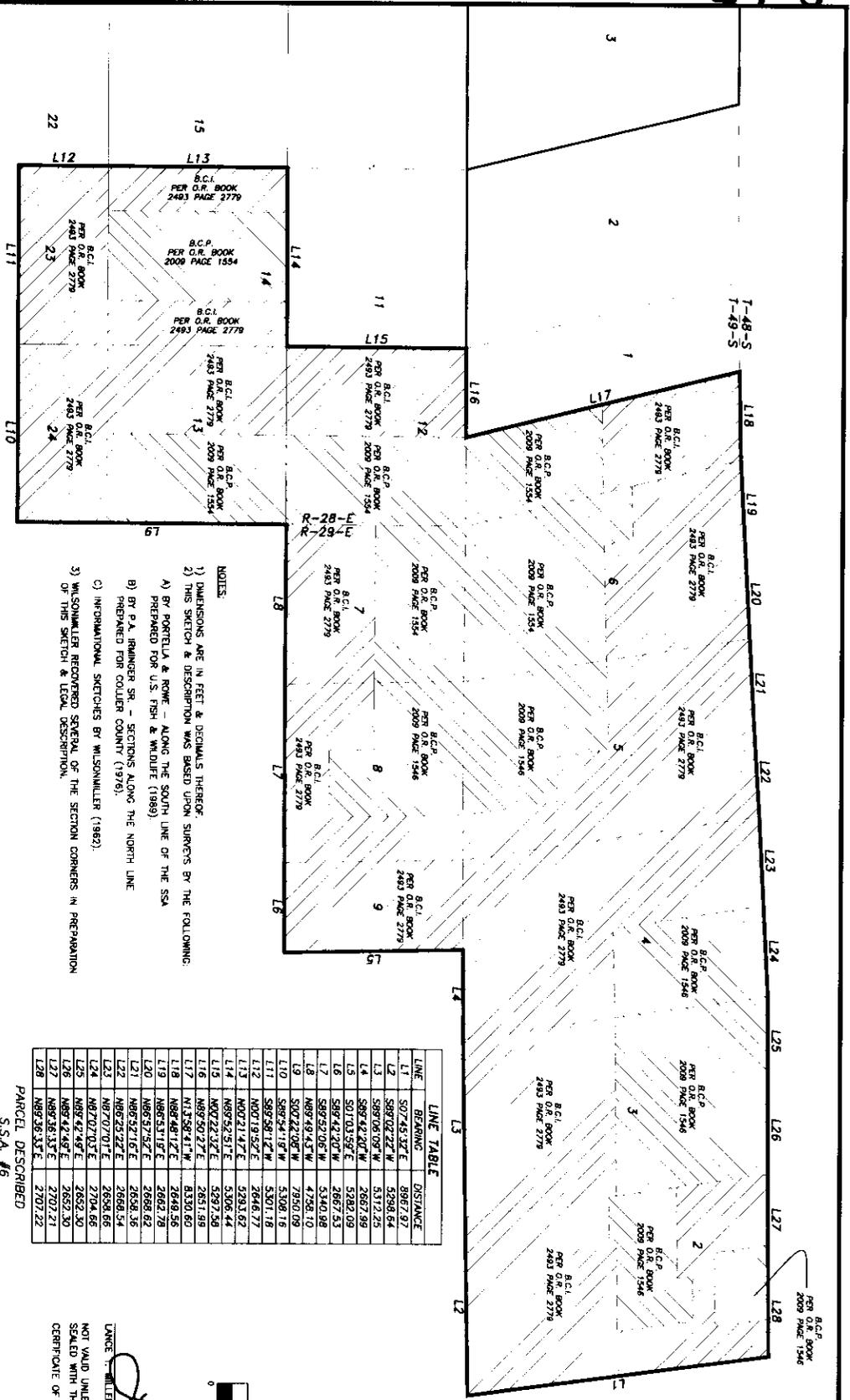
Sketch & Description were prepared without the benefit of a full survey or title search.
See Sketch for additional notes.

WilsonMiller, Inc.
Registered Engineers and Land Surveyors
Certificate of Authorization #LB-43

By: _____
Lance T Miller, P.S.M. L.S. #5627

11-29-04
Date

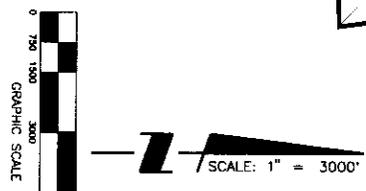
Not valid unless embossed with the Professionals Seal
REF. 2H-84
W.O.: 03312-P08-001
Date: 11-29-04



- NOTES:**
- 1) DIMENSIONS ARE IN FEET & DECIMALS THEREOF.
 - 2) THIS SKETCH & DESCRIPTION WAS BASED UPON SURVEYS BY THE FOLLOWING:
 - A) BY PORTIELLA & ROWE - ALONG THE SOUTH LINE OF THE SSA PREPARED FOR U.S. FISH & WILDLIFE (1989)
 - B) BY P.A. BRUNGER SR. - SECTIONS ALONG THE NORTH LINE PREPARED FOR COLLIER COUNTY (1976).
 - C) INFORMATIONAL SKETCHES BY WISOMMILLER (1982).
 - 3) WISOMMILLER RECOVERED SEVERAL OF THE SECTION CORNERS IN PREPARATION OF THIS SKETCH & LEGAL DESCRIPTION.

LINE	BEARING	DISTANCE
L1	S07°45'13"E	8967.97
L2	S89°02'22"W	5298.64
L3	S89°06'09"W	5312.25
L4	S89°42'02"W	2667.99
L5	S01°03'59"E	5282.09
L6	S89°42'02"W	2667.53
L7	S89°52'05"W	5340.98
L8	N89°49'43"W	4258.10
L9	S00°22'08"W	7950.09
L10	S89°54'12"W	5306.16
L11	S89°58'12"W	5301.18
L12	N00°19'52"E	2664.77
L13	N00°14'47"E	5293.62
L14	N89°52'51"E	5306.44
L15	N89°50'27"E	5297.58
L16	N89°50'27"E	2651.98
L17	N13°58'41"W	8330.60
L18	N89°48'17"E	2668.56
L19	N89°53'19"E	2668.78
L20	N89°52'52"E	2658.82
L21	N89°52'18"E	2658.35
L22	N89°52'18"E	2658.35
L23	N89°53'42"E	2658.82
L24	N89°53'42"E	2658.82
L25	N89°53'42"E	2658.82
L26	N89°52'49"E	2658.35
L27	N89°52'49"E	2658.35
L28	N89°52'49"E	2658.35

PARCEL DESCRIBED
S.S.A. #6
9911.09 ACRES ±



LANCE J. MILLER, ESQ., U.S. #5827 DATE 11/29/04
NOT VALID UNLESS SIGNED BY THE SURVEYOR AND SEALED WITH THE SURVEYOR'S EMBOSSED SEAL.
CERTIFICATE OF AUTHORIZATION # LB-43

DATE: 04/2004 - 07/1927 QUANT/SURV/0312-001-04-001

ACTIVITY:	RESEARCH	MINIS/EXP. NO.	DATE	APPROVED:
FIELD WORK/CREW CHIEF:				
DRAWN BY:	CPRL/1827	11/2/2004		
CHECKED BY:	LJM/0436			
FIELD BOOK/PAGE:	GPS 25, PAGES 20-			

WisomMiller

Surveyors • Engineers • Ecologists • Surveyors • Landscapes Architects • Transportation Consultants

11000 Highway 19, Suite 200, Naples, Florida 34109 • Phone 941-484-0000 • Fax 941-484-0700 • Web 339-426-0700 • www.wisomiller.com

DATE:	11/2004	CLIENT:	BARRON COLLIER INVESTMENTS & BARRON COLLIER PARTNERSHIP
SCALE:	1" = 3000'	TITLE:	SKETCH OF DESCRIPTION
CROSS REFERENCE TITLE NO.:			SECTIONS 2 THRU 9, TOWNSHIP 49 SOUTH, RANGE 29 EAST
			SECTIONS 1, 12 THRU 14, 23 & 24, TOWNSHIP 49 SOUTH,
			RANGE 28 EAST, COLLIER COUNTY, FLORIDA
PROJECT NO.:	03312-P08-001	SHEET NUMBER:	1 OF 1
		TITLE NO.:	2184

A RESOLUTION OF THE COLLIER COUNTY BOARD OF COUNTY COMMISSIONERS DESIGNATING 985.4 ACRES IN THE RURAL LAND STEWARDSHIP AREA ZONING OVERLAY DISTRICT AS A STEWARDSHIP SENDING AREA WITH A DESIGNATION AS "LTR SSA 7," APPROVING A STEWARDSHIP SENDING AREA CREDIT AGREEMENT FOR LTR SSA 7, APPROVING A STEWARDSHIP SENDING AREA EASEMENT AGREEMENT FOR SSA 7, AND ESTABLISHING THE NUMBER OF STEWARDSHIP CREDITS GENERATED BY THE DESIGNATION OF SAID STEWARDSHIP SENDING AREA

WHEREAS, Lake Trafford Ranch, LLP ("LTR"), a Florida limited liability partnership (herein referred to as "Owner"), owns approximately nine hundred and eighty five and four tenths (985.4) acres located within the boundaries of the Rural Lands Stewardship Area Zoning Overlay District ("RLSA District") located in Collier County, Florida; and

WHEREAS, Owner has voluntarily requested that said land be designated as a Stewardship Sending Area ("SSA") in accordance with, and pursuant to Section 4.08.06 of the Collier County Land Development Code ("LDC"); and

WHEREAS, Owner has submitted a SSA Designation Application ("Application") for the LTR SSA 7 land; and

WHEREAS, Collier County Staff has reviewed the Application, along with support documentation and information required by Section 4.08.06 of the LDC, and determined that the Application is legally sufficient; and

WHEREAS, the Collier County Board of County Commissioners ("Board") has determined the LTR SSA 7 Stewardship Credit Agreement and LTR SSA 7 Stewardship Easement Agreement are in compliance with, and meets the requirements of the LDC, and is in substantial benefit to the general public.

NOW, THEREFORE, be it resolved by the Board that:

1. LTR SSA 7, as described in attached Exhibit 1, consisting of approximately nine hundred and eighty five and four tenths (985.4) acres is hereby designated as a Stewardship Sending Area ("SSA"), and will be officially designated as "LTR SSA 7" on the Official Zoning Atlas Map.
2. The LTR SSA 7 Stewardship Credit Agreement, attached hereto as Exhibit "2", meets the requirements of Section 4.08.06 of the LDC and the Board hereby approves the LTR SSA 7 Stewardship Credit Agreement.
3. The LTR SSA 7 Stewardship Easement, attached hereto as Exhibit 3, meets the requirements of Section 4.08.06 of the LDC and the Board hereby approves the LTR SSA 7 Stewardship Easement.
4. The Board hereby establishes, grants and assigns four thousand and thirty four and two tenths (4,034.2) Stewardship Credits to the Owner,

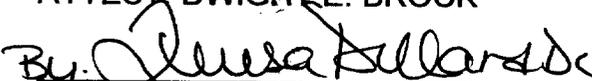
which may be sold, transferred, or otherwise utilized by the Owner in accordance with Section 4.08.04 of the LDC.

5. The Board hereby establishes and authorizes an additional one thousand eight hundred thirty-five and nine tenths (1,835.9) Stewardship Credits to be transferred to the Owner under the terms of the Credit Agreement attached hereto as Exhibit 2.
6. The Board further approves and authorizes the acceptance of the Stewardship Easement Agreement for the LTR SSA 7 lands.
7. By its designation of the lands described in Exhibit 1 as a Stewardship Sending Area, the County shall not hereafter grant or approve any increase in the density or additional uses beyond those uses specifically authorized in the LTR SSA 7 Credit Agreement.

THIS RESOLUTION ADOPTED this 20th day of June, 2006, after a Motion, seconded, and majority vote favoring same.

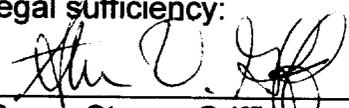
BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

ATTEST: DWIGHT E. BROCK

By: 
Attest as to Chairman's, Deputy Clerk
signature only

By: 
Frank Halas, Chairman

Approved as to form and
legal sufficiency:


By: Steven Griffin
Assistant County Attorney

Prepared by:
Richard D. Yovanovich
Goodlette Coleman & Johnson, P.A.
4001 Tamiami Trail North
Naples, FL 34103

Retn:
GOODLETTE COLEMAN ET AL
4001 TAMAMIAMI TR N #300
NAPLES FL 34103

L- 16, 19, 31, 84, 166,
36, 66, 69, 80, 156,
112, 121, 134,

STEWARDSHIP SENDING AREA MEMORANDUM

LTR STEWARDSHIP SENDING AREA 7

This Stewardship Sending Area Memorandum is to memorialize changes to the allowed land uses on real property located within the Rural Lands Stewardship Overlay District of Collier County, as described in the Future Land Use Element of the Growth Management Plan of Collier County, Florida. The property described in Exhibit "A" has been designated as a Stewardship Sending Area, and said lands are encumbered by a Stewardship Easement as described herein.

1. On June 20, 2006, pursuant to Section 4.08.06 of the Collier County Land Development Code ("LDC"), the Board of County Commissioners of Collier County, Florida designated the lands described in Exhibit "A" and containing 985.4 acres as a Stewardship Sending Area, officially known as "LTR Stewardship Sending Area ("SSA") 7", said lands being owned by Lake Trafford Ranch, LLLP, a Florida limited liability limited partnership, (herein "LTR"). The legal description of LTR SSA 7 is attached as Exhibit "A".
2. By such designation, the Board of County Commissioners also approved a Stewardship Sending Area Credit Agreement and established and authorized five thousand eight hundred seventy and one tenth (5,870.1) SSA Stewardship Credits to LTR SSA 7. Of the 5,870.1 credits established and authorized by the Stewardship Sending Area Credit Agreement four thousand thirty four and two tenths (4,034.2) Stewardship Credits were assigned to LTR and are immediately available for sale, transfer, or other utilization by the Owners in accordance with Section 4.08.04 of the LDC. The remaining one thousand eight hundred thirty five and nine tenths (1,835.9) Stewardship Credits established and authorized by the Stewardship Sending Area Credit Agreement (herein "Credit Agreement") will be transferred and assigned to LTR as Owners, in whole or in part, pursuant to the terms of the Credit Agreement attached as Exhibit "B" hereto.
3. The Stewardship Easement Agreement, which was also approved by the Board of County Commissioner on June 20, 2006 and which describes the land uses eliminated from LTR SSA 7 and the land uses remaining on said lands.
4. Four hundred fifty nine and no tenths (459) acres of land located within LTR SSA 7 are designated for restoration. Of the total 5,870.1 Stewardship Credits

established and authorized, three thousand six hundred seventy one and eight tenths (3,671.8) were Restoration Stewardship Credits. The Restoration Plan is attached to the Credit Agreement as Exhibit "G" thereto.

- 5. Pursuant to LDC Section 4.08.06 C.7, this Stewardship Sending Area Memorandum is to be recorded in the Official Records of Collier County, Florida.

Witnesses:

Lake Trafford Ranch, LLLP
A Florida limited liability limited partnership

Suzanne L. Orschell
(Signature)

Suzanne L. Orschell
(Print full name)

KP
(Signature)

Kiryn Pasricha
(Print full name)

Suzanne L. Orschell
(Signature)

Suzanne L. Orschell
(Print full name)

Amanda Mahland
(Signature)

Amanda Mahland
(Print full name)

Thomas M. Taylor

By: Thomas M. Taylor
Its: General Partner

Christopher L. Allen

By: Christopher L. Allen
Its: General Partner

RESOLUTION NO. 11 – 185

A RESOLUTION OF THE COLLIER COUNTY BOARD OF COUNTY COMMISSIONERS RESCINDING THE DESIGNATION OF THE STEWARDSHIP SENDING AREA KNOWN AS “HCLRP SSA 8,” AND APPROVING THE TERMINATION OF THE STEWARDSHIP SENDING AREA CREDIT AGREEMENT, AND THE STEWARDSHIP EASEMENT AGREEMENT, AND CANCELLING THE STEWARDSHIP CREDITS GENERATED BY THE DESIGNATION OF SAID STEWARDSHIP SENDING AREA.

WHEREAS, Half Circle L Ranch Partnership (“HCLRP”), a Florida partnership, owned approximately five thousand and two hundred and ninety nine and five tenths (5,299.5) acres (the “Property”) located within the boundaries of the Rural Lands Stewardship Area Zoning Overlay District located in Collier County, Florida; and

WHEREAS, on June 26, 2006, the Board of County Commissioners approved Resolution No. 2006-149 which created a Stewardship Sending Area designated HCLRP SSA 8 (herein after “SSA #8”) on the Property and established Stewardship Credits; and

WHEREAS, Half Circle L Ranch Partnership converted to a Florida limited liability partnership on January 17, 2008, and changed its name to Half Circle Ranch Partnership LLP (“Owner”); and

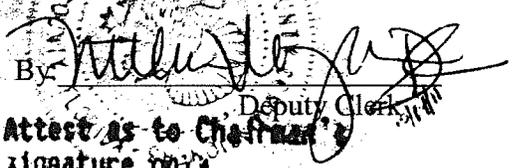
WHEREAS, Owner has requested that SSA #8 be terminated; and

WHEREAS, the Board of County Commissioners desires to terminate SSA #8 and cancel the Stewardship Credits.

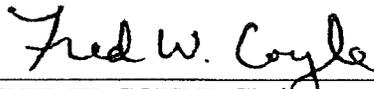
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA that:

1. The Property, as described in attached Exhibit 1, is no longer designated as a Stewardship Sending Area and the official designation of “HCLRP SSA 8” shall be removed from the Official Zoning Atlas Map.
2. The Board hereby cancels the seven thousand five hundred and seventy six and five tenths (7,576.5) Stewardship Credits granted to HCLRP and the additional two hundred and ninety nine and six tenths (299.6) bonus Stewardship Credits granted to HCLRP.
3. The Board further agrees to terminate the Stewardship Sending Area Credit Agreement and the Stewardship Easement Agreement for SSA #8.

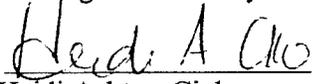
This Resolution adopted this 11th day of October, 2011 after motion, second and majority vote.

ATTEST: BOARD
DWIGHT E. BROCK, CLERK
By: 
Deputy Clerk
Attest as to Chairman's signature only.

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

By: 
FRED W. COYLE, Chairman
HCLRP SSA B

Approved as to form
and legal sufficiency:


Heidi Ashton-Cicko *HAC 8/31/11*
Assistant County Attorney
Section Chief, Land Use/Transportation

Attachment: Exhibit 1

CP\11-CMP-00803\17

DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L RANCH PARTNERSHIP SCOFIELD
AS SHOWN ON A BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING
TECHNOLOGY LB6627, DATED 8-17-04
COLLIER COUNTY, FLORIDA
(5299.50 ACRES ±)

All that part of Sections 13 thru 15, Sections 22 thru 24 & Sections 26 & 27, Township 46 South, Range 30 East, Collier County Florida, known as Half Circle L Ranch partnership as shown on a Boundary Survey prepared by Southern Mapping Technology dated August 17, 2004 being more particularly described as follows:

BEGINNING at the southeast corner of said Section 24, said point also being at the southeast corner of lands known as the aforementioned Half Circle L Ranch Partnership Collier County, Florida;

Thence along the south line of said Half Circle L Ranch Partnership lands North 89°49'16" West 1,473.92 feet;

Thence continue along said south line North 89°48'53" West 3,872.80 feet;

Thence along the east line of said Half Circle L Ranch Partnership lands South 00°04'38" West 5,279.30 feet to a point on the south line of Section 26, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the south line of said Section 26 North 89°54'15" West 5278.23 feet to the southeast corner of Section 27, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the south line of said Section 27 South 89°54'39" West 5400.41 feet to the southwest corner of said Section 27;

Thence along the west line of said Section 27 North 00°27'03" West 2,667.73 feet to the west quarter corner of said Section 27;

Thence continue along said west line North 00°23'11" West 2,633.49 feet to the southwest corner of Section 22, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the west line of said Section 22 North 00°28'52" West 5384.66 feet to the southwest corner of Section 15, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the west line of said Section 15 North 00°18'10" East 2,703.42 feet to the west quarter corner of said Section 15;

Thence continue along said west line North 00°13'50" East 2,699.83 feet to the northwest corner of said Section 15;

Thence along the north line of said Section 15 North 89°55'58" East 2,745.10 feet to the North quarter corner of Section 15;

Thence continue along said north line North 89°56'20" East 2,745.41 feet to the northwest corner of Section 14, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the north line of said Section 14 North 89°57'10" East 2,657.56 feet to the north quarter corner of said Section 14;

Thence continue along said north line North 89°51'50" East 2,656.76 feet to the northwest corner of Section 13, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the north line of said Section 13 North 89°50'17" East 2,655.55 feet to the north quarter corner of said Section 13;

Thence continue along said north line South 89°56'36" East 2,659.63 feet to the northeast corner of said Section 13;

Thence along the east line of said Section 13 South 00°08'29" West 2,788.04 feet to the east quarter corner of said Section 13;

Thence continue along said east line South 00°10'08" West 2,783.36 feet to the northeast corner of the aforementioned Section 24;

Thence along the east line of said Section 24 South 00°08'31" West 2,640.64 feet to the east quarter corner of said Section 24;

Thence continue along said east line South 00°09'19" West 2,634.50 feet

DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L
RANCH PARTNERSHIP SCOFIELD AS SHOWN ON A
BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING
TECHNOLOGY LB6627, DATED 8-17-04
COLLIER COUNTY, FLORIDA
(5299.50 ACRES ±) Sheet 2 of 2

to the **POINT OF BEGINNING**.

Containing 5299.50 acres more or less.

Subject to easements and restrictions of record.

Bearings are based on the south line of Section 24, Township 46 South, Range 30 East being North
89°49'16" West.

WilsonMiller, Inc.

Registered Engineers and Land Surveyors

Certificate of Authorization #LB-43

By: _____
Lance T Miller, P.S.M., L.S. #5627

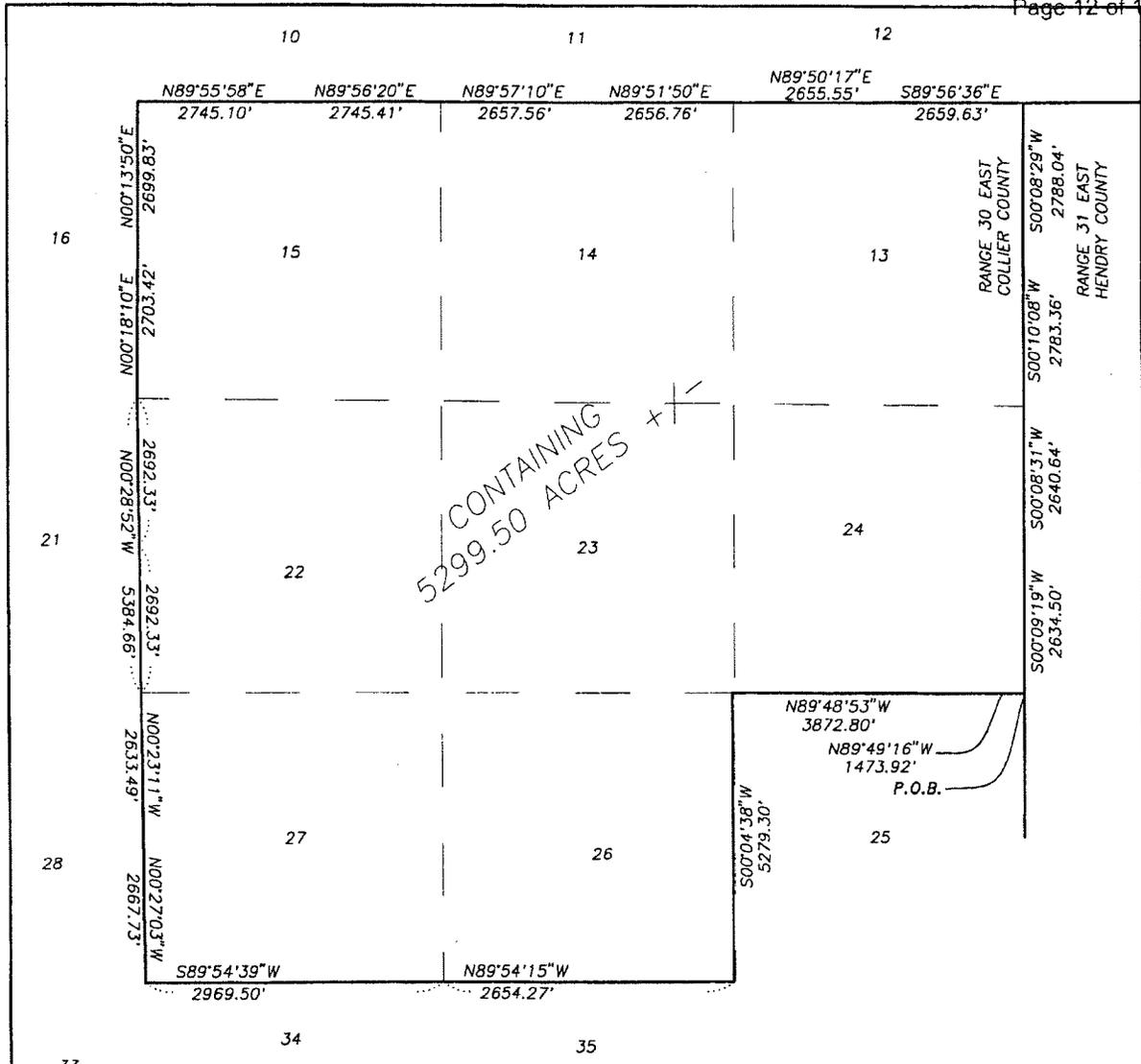
1-27-06
Date

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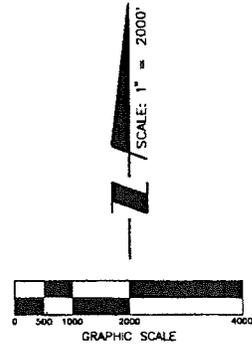
REF. 2H-105 Sheet 1

W.O.: 03312-S21-060

Date: 1-27-06



- GENERAL NOTES:**
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 B.C.P. = BARRON COLLIER PARTNERSHIP
 R.O.W. = RIGHT OF WAY
 P.O.C. = POINT OF COMMENCEMENT
 P.O.B. = POINT OF BEGINNING
 C.D.C. = COLLIER DEVELOPMENT CORPORATION



PREPARED BY: *[Signature]*
 LANCE T. MILLER, P.S.M. L.S. #5627
 DATE: 1/27/06
 REFERENCE WILSONMILLER PDCDCS NUMBER 181806 FOR FULL DESCRIPTION

REVISED TITLE: 2-06-06; 6PR/1857

*** NOT A SURVEY ***

Wilson Miller <small>Surveying Engineering Mapping Landmark Analysis Transportation Consulting</small>		ACTIVITY: SURVEYING RESEARCH: FIELD WORK ONLY DATE: APRIL 1973 CHECKED BY: BEV/KJS PLOT: 104/1042	TITLE: SKETCH OF DESCRIPTION OF SECTIONS 13 THRU 15, SECTIONS 22 THRU 24 & SECTIONS 26 & 27, TOWNSHIP 46 SOUTH, RANGE 30 EAST, COLLIER COUNTY, FLORIDA	DATE: 12/2005 SCALE: 1"=2000' SHEET NO.: 03312-S21-08D TOTAL SHEETS: 1 of 4	CLIENT: HALF CIRCLE L RANCH
--	--	---	--	--	-----------------------------

FDACS CONTRACT #

011605

This instrument was prepared
without an opinion of title and
after recording return to:

Richard D. Yovanovich, Esq.
Coleman, Yovanovich & Koester, P.A.
4001 Tamiami Trail North, Suite 300
Naples, Florida 34103
(239) 435-3535

INSTR 4632057 OR 4741 PG 654
RECORDED 11/30/2011 3:01 PM PAGES 6
DWIGHT E. BROCK, CLERK OF THE CIRCUIT COURT
COLLIER COUNTY FLORIDA
REC \$52.50

(space above this line for recording data)

TERMINATION AND RELEASE OF STEWARDSHIP EASEMENT

THIS TERMINATION AND RELEASE OF STEWARDSHIP EASEMENT AGREEMENT (this "Termination") is made this 21 day of Nov., 2011 by Collier County, Florida and Florida Department of Agriculture and Consumer Affairs, ("Grantees").

WITNESSETH:

WHEREAS, pursuant to that certain Stewardship Easement Agreement executed by Half Circle L Ranch Partnership now known as Half Circle L Ranch Partnership, LLP ("HCLRP") dated June 20, 2006 and recorded August 16, 2006 in Official Records Book 4089, Page 2711 of the Public Records of Collier County, Florida (the "Easement"), HCLRP conveyed to Grantees certain easement rights over that certain property legally described on Exhibit "A" attached hereto and made a part hereof (the "Property") and

WHEREAS, at the request of HCLRP, County desires to terminate, vacate, and release any and all of its right and interest in the Easement and further release, free, and discharge the Burdened Property from the encumbrance of the Easement; and

WHEREAS, the Property was designated "HCLRP Stewardship Sending Area 8".

NOW THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, Grantees agree that the foregoing recitals are true and correct and Grantees do hereby permanently and forever terminate, vacate and release all of their right and interest in that Stewardship Easement Agreement granted to Grantees dated June 20, 2006 and recorded August 16, 2006 in Official Records Book 4089, Page 2717 of the Public Records of Collier County, Florida. The Property is hereby forever released, freed and discharged from the encumbrance of the Easement.

(Remainder of Page Intentionally Left Blank—Signature on Next Page)

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

ATTEST:
DWIGHT E. BROCK, CLERK

[Signature]
Attest as to Chairman's signature only.

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

By: *Fred W. Coyle*
Fred W. Coyle, Chairman

Dated: 10/11/11 Item 17C

Approved as to form and
Legal sufficiency

By: *Jeffrey Klatzkow* *HAC 8/21/11*
Jeffrey Klatzkow
For County Attorney

FLORIDA DEPARTMENT OF AGRICULTURE
AND CONSUMER AFFAIRS

By: *Mike Gresham*
Its *Director of Administration*

Susie P. Burch
Name

Susie P. Burch
Signature

Nancy Griffin
Name

Nancy Griffin
Signature

STATE OF *FLORIDA*)
COUNTY OF *LEON*) ss.

The foregoing instrument was acknowledged before me, this *21st* of *November*, 2011 by *Mike Gresham* as *Director of Administration* for the Florida Department of Agriculture and Consumer Affairs, on behalf of said entity, who is personally known to me or has produced _____ as evidence of identification.

(SEAL)  KAREN A. MEYER
Commission DD 825980
Expires October 20, 2012
Bounded Thru Troy Fain Insurance 800-385-7019

Karen A. Meyer
NOTARY PUBLIC
Name: *KAREN A. MEYER*
(Type or Print)
My Commission Expires: *10/20/2012*

DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L RANCH PARTNERSHIP SCOFIELD
AS SHOWN ON A BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING
TECHNOLOGY LB6627, DATED 8-17-04
COLLIER COUNTY, FLORIDA
(5299.50 ACRES ±)

All that part of Sections 13 thru 15, Sections 22 thru 24 & Sections 26 & 27, Township 46 South, Range 30 East, Collier County Florida, known as Half Circle L Ranch partnership as shown on a Boundary Survey prepared by Southern Mapping Technology dated August 17, 2004 being more particularly described as follows:

BEGINNING at the southeast corner of said Section 24, said point also being at the southeast corner of lands known as the aforementioned Half Circle L Ranch Partnership Collier County, Florida;

Thence along the south line of said Half Circle L Ranch Partnership lands North 89°49'16" West 1,473.92 feet;

Thence continue along said south line North 89°48'53" West 3,872.80 feet;

Thence along the east line of said Half Circle L Ranch Partnership lands South 00°04'38" West 5,279.30 feet to a point on the south line of Section 26, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the south line of said Section 26 North 89°54'15" West 5278.23 feet to the southeast corner of Section 27, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the south line of said Section 27 South 89°54'39" West 5400.41 feet to the southwest corner of said Section 27;

Thence along the west line of said Section 27 North 00°27'03" West 2,667.73 feet to the west quarter corner of said Section 27;

Thence continue along said west line North 00°23'11" West 2,633.49 feet to the southwest corner of Section 22, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the west line of said Section 22 North 00°28'52" West 5384.66 feet to the southwest corner of Section 15, Township 46 South, Range 30 East, Collier County, Florida;

Thence along the west line of said Section 15 North 00°18'10" East 2,703.42 feet to the west quarter corner of said Section 15;

Thence continue along said west line North 00°13'50" East 2,699.83 feet to the northwest corner of said Section 15;

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DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L
RANCH PARTNERSHIP SCOFIELD AS SHOWN ON A
BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING
TECHNOLOGY LB6627, DATED 8-17-04
COLLIER COUNTY, FLORIDA
(5299.50 ACRES ±) Sheet 2 of 2

to the **POINT OF BEGINNING**.

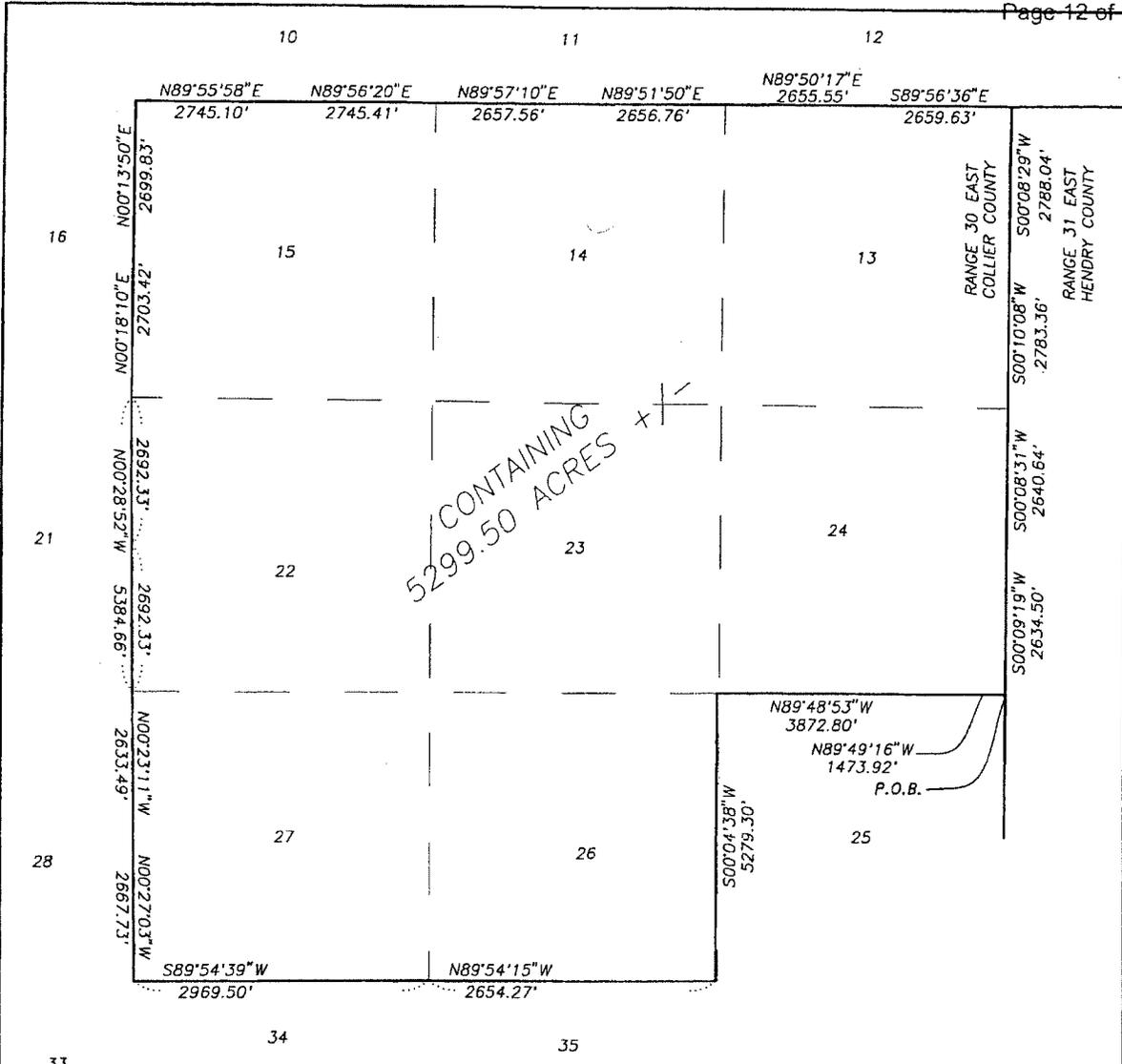
Containing 5299.50 acres more or less.
Subject to easements and restrictions of record.
Bearings are based on the south line of Section 24, Township 46 South, Range 30 East being North
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WilsonMiller, Inc.
Registered Engineers and Land Surveyors
Certificate of Authorization #LB-43

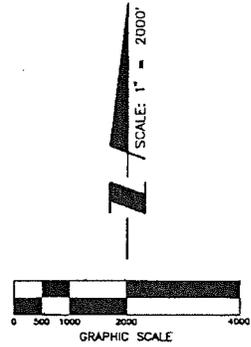
By: _____
Lance T Miller, P.S.M., L.S. #5627

1-27-06
Date

Not valid unless embossed with the Professionals Seal
REF. 2H-105 Sheet 1
W.O.: 03312-S21-060
Date: 1-27-06



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PREPARED BY: *[Signature]*
 LANCE T. MILLER, P.S.M. L.S. 75627
 DATE: 1/27/06

REFERENCE WILSONMILLER PDCDCS NUMBER 181808 FOR FULL DESCRIPTION

REVISED TITLE: 2-08-06, CPM/1857

*** NOT A SURVEY ***

DATE: 07-20-2005 - 10-22-02	CLIENT: WILSONMILLER, INC.	PROJECT: SKETCH OF DESCRIPTION OF SECTIONS 13 THRU 15, SECTIONS 22 THRU 24	DATE: 12/2005
PROJECT: WILSONMILLER, INC.	PROJECT: SKETCH OF DESCRIPTION OF SECTIONS 13 THRU 15, SECTIONS 22 THRU 24	PROJECT: SKETCH OF DESCRIPTION OF SECTIONS 13 THRU 15, SECTIONS 22 THRU 24	PROJECT: SKETCH OF DESCRIPTION OF SECTIONS 13 THRU 15, SECTIONS 22 THRU 24
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WilsonMiller
 Florida Registered Professional Surveyors and Professional Land Surveyors

This instrument was prepared
without an opinion of title and
after recording return to:
Richard D. Yovanovich, Esq.
Coleman, Yovanovich & Koester, P.A.
4001 Tamiami Trail North, Suite 300
Naples, Florida 34103
(239) 435-3535

INSTR 4632058 OR 4741 PG 660
RECORDED 11/30/2011 3:01 PM PAGES 6
DWIGHT E. BROCK, CLERK OF THE CIRCUIT COURT
COLLIER COUNTY FLORIDA
REC \$52.50

(space above this line for recording data)

TERMINATION AGREEMENT

This Termination Agreement (this "Agreement") is entered into this ^{11th} ~~30th~~ day of ^{October} ~~August~~, 2011, by and between **Collier County** ("County") and **Half Circle L Ranch Partnership, LLP**, a Florida limited liability partnership ("HCLRP").

WITNESSETH:

WHEREAS, County and Half Circle L Ranch Partnership entered into that certain Stewardship Sending Area Credit Agreement dated the June 20, 2006 ("Agreement") for the establishment of Stewardship Sending Area on the property described in Exhibit "A" ("Property"); and

WHEREAS, a Stewardship Sending Area Memorandum ("Memorandum") was recorded in OR Book 4089, Page 2678, et seq., of the Public Records of Collier County, Florida; and

WHEREAS, Half Circle L Ranch Partnership converted to a Florida limited liability partnership on January 17, 2008 and changed it's name to Half Circle L Ranch Partnership, LLP; and

WHEREAS, the parties have agreed to terminate the Agreement and Memorandum and have entered into this Termination Agreement to evidence their understanding; and

WHEREAS, the Property was designated "HCLRP Stewardship Sending Area 8".

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. The above recitals are true and correct and are incorporated herein by reference.
2. The Agreement and Memorandum are hereby terminated and the parties agree that neither County nor HCLRP has any further rights or obligations under the Agreement or Memorandum. The

County hereby releases to the HCLRP all of the rights and interest which the County may have in and to the Property.

3. This Agreement may also be executed in counterparts, which when construed together shall constitute one valid and binding instrument.

IN WITNESS WHEREOF, the parties have executed this Termination Agreement as of the day and year first above written.

ATTESTS
DWIGHT E. BROCK, CLERK
[Signature]
Approved as to form and
Legal sufficiency

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

By: *Fred W. Coyle*
Fred W. Coyle, Chairman
HCLRP SSA 8

By: *Jeffrey Klatzkow* *MAC 5/13/11*
Jeffrey Klatzkow
County Attorney

WITNESS AS TO ALL
SIGNATURES

HALF CIRCLE L RANCH PARTNERSHIP, LLP
A Florida limited liability partnership

By: Half Circle L Management, LLC, a Florida limited
Liability company, its general partner

Joshua W. Mamell
Name

Joshua W. Mamell
Signature

Lee M Russell
Name

Lee M Russell
Signature

Dane T. Scofield
Dane T. Scofield, Manager

Michael K. Scofield
Michael K. Scofield, Manager

Miles L. Scofield
Miles L. Scofield, Manager

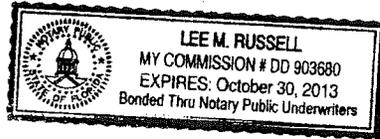
State of Florida
County of Collier

The foregoing Termination Agreement was executed before me this 30th day of August, 2011,
by Dane T. Scofield, Miles L. Scofield and Michael K. Scofield, as Managers of Half Circle L
Management, LLC a Florida limited liability company general partner of the Half Circle L Ranch
Partnership, LLP a Florida limited liability partnership.



Notary Public

(SEAL)



DESCRIPTION OF LANDS KNOWN AS HALF CIRCLE L RANCH PARTNERSHIP SCOFIELD
AS SHOWN ON A BOUNDARY SURVEY PREPARED BY SOUTHERN MAPPING
TECHNOLOGY LB6627, DATED 8-17-04
COLLIER COUNTY, FLORIDA
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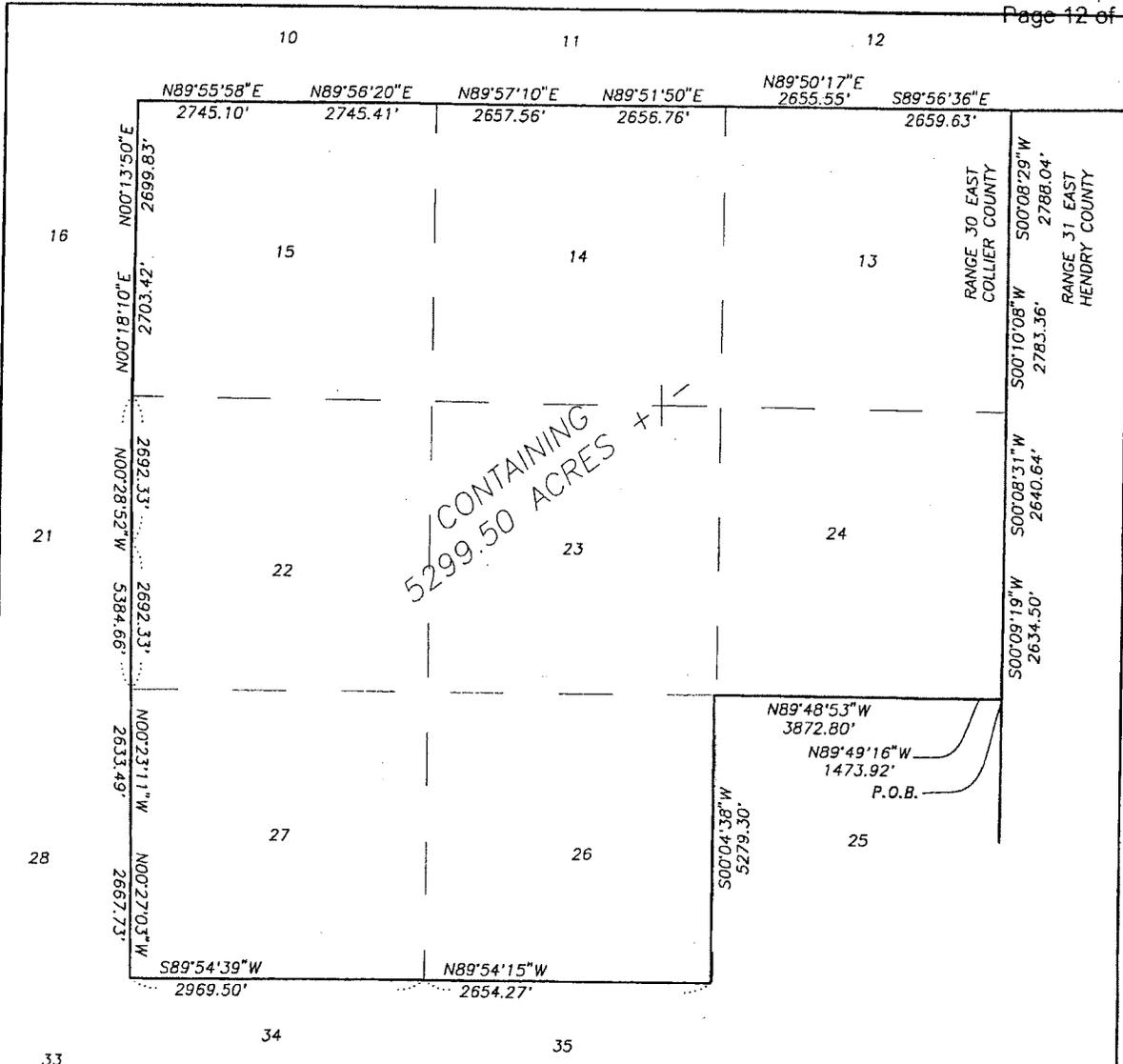
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WilsonMiller, Inc.
Registered Engineers and Land Surveyors
Certificate of Authorization #LB-43

By: _____
Lance T Miller, P.S.M., L.S. #5627

1-27-06
Date

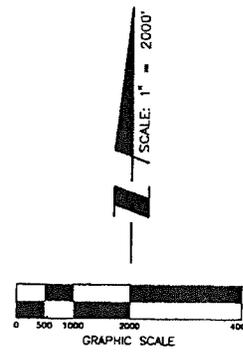
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REF. 2H-105 Sheet 1
W.O.: 03312-S21-060
Date: 1-27-06



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 P.O.B. = POINT OF BEGINNING
 C.D.C. = COLLIER DEVELOPMENT CORPORATION

PREPARED BY: 
 LANCE J. MILLER, P.S.M. L.S. 5627
 DATE: 1/27/06

REFERENCE WILSONMILLER P.C.D.C.S. NUMBER 151808 FOR FULL DESCRIPTION



<p>Rev. 07-2005 - 10-29-02 - CHANGE SURVEYOR'S NAME - SEE SURVEY SKETCH # 1404-06</p> <p>Wilson Miller</p> <p>Professional Engineer - Surveying License No. 151808</p> <p>1000 International Blvd., Suite 200, Miramar, Florida 33189-3300 Phone: 305-866-8888 Fax: 305-866-8889 Website: www.wilsonmiller.com</p>	<table border="1"> <tr> <th>ACTIVITY</th> <th>REVISION NO.</th> <th>DATE</th> <th>TITLE</th> </tr> <tr> <td>REVISION</td> <td></td> <td></td> <td></td> </tr> <tr> <td>FILED WITH/DATE OF</td> <td></td> <td></td> <td></td> </tr> <tr> <td>DATE</td> <td>09/11/07</td> <td>11/03</td> <td></td> </tr> <tr> <td>CHECKED BY</td> <td>BLS/SES</td> <td>1/04</td> <td></td> </tr> <tr> <td>FILED WITH/DATE</td> <td></td> <td></td> <td></td> </tr> </table>	ACTIVITY	REVISION NO.	DATE	TITLE	REVISION				FILED WITH/DATE OF				DATE	09/11/07	11/03		CHECKED BY	BLS/SES	1/04		FILED WITH/DATE				<p>DATE: 12/2005 SCALE: 1" = 2000' SHEET NO.: 1 of 4 SHEET TITLE: 2H-105</p>
ACTIVITY	REVISION NO.	DATE	TITLE																							
REVISION																										
FILED WITH/DATE OF																										
DATE	09/11/07	11/03																								
CHECKED BY	BLS/SES	1/04																								
FILED WITH/DATE																										
<p>SKETCH OF DESCRIPTION OF SECTIONS 13 THRU 15, SECTIONS 22 THRU 24 SECTIONS 26 & 27, TOWNSHIP 45 SOUTH, RANGE 30 EAST, COLLIER COUNTY, FLORIDA</p>			<p>CLERK: 03312-S21-060</p>																							

*** NOT A SURVEY ***

REVISED TITLE: 2-09-06; OPR/1857



Dwight E. Brock
Clerk of the Circuit Court

Official Receipt

<u>Customer</u>	<u>Deputy Clerk</u>	<u>Clerk Office Location</u>
INTER OFFICE/MIN & RECORDS CLERK TO THE BOARD 3299 TAMIAMI TRL E STE 401 NAPLES, FL 34112	Maritza Orengo Maritza.Orengo@CollierClerk.com (239) 252-7289	Collier County Govt. Center Building LA, 2nd Floor 3315 Tamiami Trl E Ste 102 Naples, Florida 34112-4901

2 Documents Recorded

<u>DOC TYPE</u>	<u>INSTRUMENT</u>	<u>BOOK</u>	<u>PAGE</u>	<u>AMOUNT</u>
Termination of Anything	4632057	4741	654	\$52.50
Agreement	4632058	4741	660	\$52.50
			TOTAL AMOUNT DUE	\$105.00
			Cash Tendered	(\$105.00)
			BALANCE DUE	\$0.00

Note:

Disclaimer: All transactions are subject to review/verification. The Clerk reserves the right to correct for clerical errors and to assess or refund charges as needed.

EXECUTIVE SUMMARY

Recommendation that the Board consider the withdrawal of the designation of the Stewardship Sending Area known as Half Circle L Ranch Partnership (“HCLRP”) SSA #8 and the termination of the Stewardship Sending Area Credit Agreement and the Stewardship Easement Agreement, and the canceling of the Stewardship credits generated by the designation of said Stewardship Sending Area

OBJECTIVE:

That the Board of County Commissioners consider the withdrawal of the designation of the Stewardship Sending Area known as Half Circle L Ranch Partnership (“HCLRP”) SSA #8, the termination of the Stewardship Sending Area Credit Agreement and the Stewardship Easement Agreement, and the canceling of the Stewardship credits generated by the designation of said SSA.

CONSIDERATIONS:

On June 26, 2006, the Board approved Resolution No. 2006-149 which created the Stewardship Sending Area designated as HCLRP SSA #8 on a 5,299.5-acre property owned by Half Circle L Ranch Partnership (“HCLRP”), a Florida partnership, located within the boundaries of the Rural Lands Stewardship Area Zoning Overlay District in Collier County. On June 28, 2011, Item 9D, the Board discussed the property owner’s request to have SSA #8 designation withdrawn. The Board directed the County Attorney to prepare the necessary agreements and bring it back for consideration. If SSA #8 is withdrawn, the Board will cancel the 7,576.5 Stewardship credits and the additional 299.6 bonus Stewardship credits granted to HCLRP, and terminate the Stewardship Sending Area Credit Agreement and the Stewardship Easement Agreement for SSA #8.

FISCAL IMPACT:

Owner will pay for the recording of any of the agreements to clear title.

GROWTH MANAGEMENT IMPACT:

This request is consistent with the GMP because owners will be more willing to place their property in SSAs if owner has the ability to remove the designation if the economics do not support retaining the property as an SSA.

LEGAL CONSIDERATIONS:

HB 7207, also known as Chapter 2011-139, Laws of Florida, made significant changes to Rural Land Stewardship Areas. It expressly provides that “the rural land stewardship area located in Collier County be recognized as a statutory rural land stewardship area and be afforded the incentives of this Section [163.3248]” Section 163.3248(8)(d) & (e), F.S. provide:

- (d) Neither the creation of the rural land stewardship area by plan amendment nor the adoption of the rural land stewardship zoning overlay district by the local government may displace the underlying permitted uses or the density or intensity of land uses assigned to a parcel of land within the rural land stewardship area that existed before

adoption of the plan amendment or zoning overlay district; however, once stewardship credits have been transferred from a designated sending area for use within a designated receiving area, the underlying density assigned to the designated sending area ceases to exist.

(e) The underlying permitted uses, density, or intensity on each parcel of land located within a rural land stewardship area may not be increased or decreased by the local government, except as a result of the conveyance of stewardship credits, as long as the parcel remains within the rural land stewardship area.

These provisions seem to prohibit the concept of “permanent stewardship easements” until the stewardship credits are transferred to a receiving area. This means that the County may not be able to enforce the permanent stewardship easement or credit agreement until the credits are transferred to a sending area.

Prior to the enactment of HB 7207, which became effective on July 1, 2011, the County Attorney had opined that conditional easements in the RLSA for SSAs meet the purpose and intent of the Stewardship program. SSA #8 is the only SSA that does not have a conditional easement and has not transferred its credits to an SRA. While the approval of the withdrawal of SSA #8 designation is an issue of fairness and a policy decision, the Board’s decision will continue to be limited by HB 7207 and the new Section 163.3248, F.S. A majority vote of the Board is needed for approval. This item requires ex parte disclosures. (HFAC)

RECOMMENDATION:

If the Board elects to withdraw the SSA, the recommendation is to approve the proposed Resolution, approve the proposed termination and release of the Stewardship Easement, and the Termination Agreement.

PREPARED BY: Heidi Ashton-Cicko, Assistant County Attorney



Growth Management Division

2800 Horseshoe Drive N.

Naples, FL

34104

239-252-2400

ORIGINAL

RECEIPT OF PAYMENT

COPY

Receipt Number: 2011043040
Transaction Number: 2011-013200
Date Paid: 10/04/2011
Amount Due: \$1,265.40

Payment Details:	<u>Payment Method</u>	<u>Amount Paid</u>	<u>Check Number</u>
	Check	\$1,265.40	423

Amount Paid: \$1,265.40
Change / Overage: \$0.00
Contact: HALF CIRCLE L RANCH PTNSHIP
2424 THORP RD
IMMOKALEEFL341429691

FEE DETAILS:

<u>Fee Description</u>	<u>Reference Number</u>	<u>Original Fee</u>	<u>Amount Paid</u>	<u>GL Account</u>
Stewardship Sending Area Amendment	PL20100001449 (SSA # 8)	\$1,265.40	\$1,265.40	131-138904-343950

Cashier Name: corzo_m
Batch Number: 2250
Entered By: kendall_m

Thank you!

Collier County Payment Slip (PL)

Date:	October 04, 2011
Contact:	HALF CIRCLE L RANCH PTNSHIP 2424 THORP RD IMMOKALEE, FL 34142-9691
Project Name:	Advertising-Comprehensive Planning
Project Number:	Rescinding of SSA #8 Under PL20100001449
Web Access Code:	N/A

FEES:

Fee Description	Reference Number	Amount
Advertisement of Stewardship Sending Area Amendment Rescinding Stewardship Sending Area (SSA #8)	PL20100001449	\$1,265.40

WARNING: DO NOT CASH THIS INTUIT® CheckLock™ SECURE CHECK IF ANY FEATURES LISTED ON BACK INDICATE TAMPERING OR COPYING



HALF CIRCLE L RANCH, LLP
2424 THORP RD
IMMOKALEE, FL 34142-9691
(239) 657-3401

*Dropped off
Hc.*

First National Bank of the Gulf Coast
3560 Kraft Road
Naples, FL 34105
63-1632/670

423

10/3/11

PAY TO THE ORDER OF CCBCC

\$ **1,265.40

One Thousand Two Hundred Sixty-Five and 40/100*****

DOLLARS

CCBCC

MEMO Advertising Fee

Mela L. Spald

⑆067016325⑆ 0001023217⑈ 0423

Naples Daily News

Naples Daily News The Daily News Bonita Daily News The Bonner Marco Eagle Collier Citizen
The Journals Real Estate Marketplace Marco Magazine naplesdaily.com marconews.com
collierjournal.com naplesnews.com prescott.com gopaples.com vistastanaland.com seecollier.com
swfwheels.com homesnaplesnews.com marcomag.com NDMAdvertising.com

PHONE 239-435-3450 FAX 239-263-4703
ADVERTISING INVOICE and STATEMENT

1 BILLING PERIOD	2 ADVERTISER/CLIENT NAME
09/23/11 - 09/23/11	BCC/COMPREHENSIVE PLANNING DEV
23 TOTAL AMOUNT DUE	3 UNAPPLIED AMOUNT
1,265.40	3185536
21 CURRENT NET AMOUNT DUE	22 TERMS OF PAYMENT
	Net 15 Days
	60 DAYS OVER 90 DAYS

24 INVOICE NUMBER	4 PACAGE	5 BILLING DATE	6 BILLED ACCOUNT NUMBER	7 ADVERTISER/CLIENT NUMBER

8 BILLED ACCOUNT NAME AND ADDRESS **9** REMITTANCE ADDRESS

BCC/COMPREHENSIVE PLANNING DEV
FINANCE DEPARTMENT
3299 TAMiami TrL E #700
NAPLES FL 34112


NAPLES DAILY NEWS
P. O. BOX 630790
CINCINNATI, OH 45263-0790

000318553600001265401

PLEASE DETACH AND RETURN UPPER PORTION WITH YOUR REMITTANCE

10 DATE	11 NEWSPAPER REFERENCE	12/13/14 DESCRIPTION OTHER COMMENTS/CHARGES	15 SAU SIZE	16 BILLED UNITS	17 TIMES RUN	18 RATE	19 GROSS AMOUNT	20 NET AMOUNT
09/23	231182619 09/23	45000122420 45000122420	3x9.25I	27.75I	1	45.60		1,265.40
<p>COPY</p> <p><i>Min + Rec 10/5</i></p> <p>RECEIVED</p> <p>SEP 30 2011</p> <p>FINANCE</p> <p><i>Planning 10/5</i></p>								

STATEMENT OF ACCOUNT AGING OF PAST DUE AMOUNTS

21 CURRENT NET AMOUNT DUE	22 30 DAYS	60 DAYS	OVER 90 DAYS	UNAPPLIED AMOUNT	23 TOTAL AMOUNT DUE
					1,265.40

Collection costs incurred on unpaid balances will be charged to your acct. Any questions call (239) 435-3450

 **Scripps Media, Inc.** 1100 Immokalee Road Naples, Florida 34110 PHONE 239-435-3450 FAX 239-263-4703 FED ID# 31-0934851 E.W. SCRIPPS NEWSPAPERS *UNAPPLIED AMOUNTS ARE INCLUDED IN TOTAL AMOUNT DUE

24 INVOICE NUMBER	25 BILLING PERIOD	6 BILLED ACCOUNT NUMBER	7 ADVERTISER/CLIENT NUMBER	2 ADVERTISER/CLIENT NAME
3185536	09/23/11 - 09/23/11	068778		BCC/COMPREHENSIVE PL

NAPLES DAILY NEWS
Published Daily
Naples, FL 34110

Affidavit of Publication

State of Florida
Counties of Collier and Lee

Before the undersigned they serve as the authority, personally appeared Debbie Landreth, who on oath says that she serves as the Controller of the Naples Daily News, a daily newspaper published at Naples, in Collier County, Florida; distributed in Collier and Lee counties of Florida; that the attached copy of the advertising, being a

PUBLIC NOTICE

in the matter of PUBLIC NOTICE

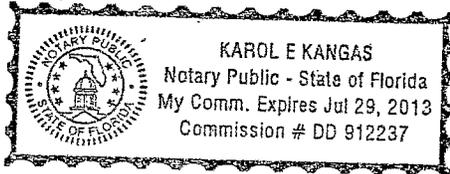
was published in said newspaper 1 time in the issue on September 23, 2011

Affiant further says that the said Naples Daily News is a newspaper published at Naples, in said Collier County, Florida, and that the said newspaper has heretofore been continuously published in said Collier County, Florida; distributed in Collier and Lee counties of Florida, each day and has been entered as second class mail matter at the post office in Naples, in said Collier County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

(Signature of affiant)

Sworn to and subscribed before me
This 27th day of September, 2011

(Signature of notary public)



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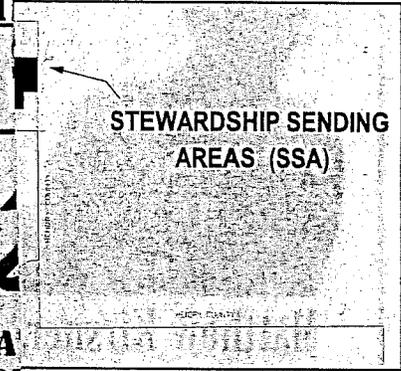
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11, 2011 in the County Commission-
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at 9:00 A.M. The Title of the proposed

BOARD OF COUNTY COMMIS-
OF THE STEWARDSHIP SEND-
ID APPROVING THE TERMINA-
EA CREDIT AGREEMENT, AND
MENT, AND CANCELLING THE
THE DESIGNATION OF SAID



of CR 846 and just west of the Hen-
through 15, Sections 22 through 24,
nge 30 East, Collier County, Florida.

Clerk to the Board and is available for
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the Collier County Board of County
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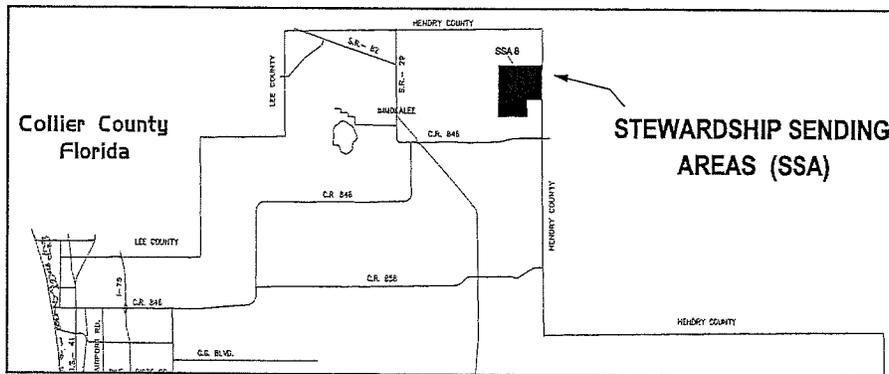
accommodation in order to participate
you, to the provision of certain assis-
Management Department, located at
12-5356, (239) 252-8380, at least two
for the hearing impaired are available

NOTICE OF INTENT TO CONSIDER RESOLUTION

Notice is hereby given that on Tuesday, October 11, 2011 in the County Commissioners Boardroom, Third Floor, Collier County Government Center, 3299 East Tamiami Trail, Naples, Florida. The Board of County Commissioners will consider the enactment of a County Resolution. The meeting will commence at 9:00 A.M. The Title of the proposed Resolution is as follows:

RESOLUTION 2011 - ____

A RESOLUTION OF THE COLLIER COUNTY BOARD OF COUNTY COMMISSIONERS RESCINDING THE DESIGNATION OF THE STEWARDSHIP SENDING AREA KNOWN AS "HCLRP SSA 8," AND APPROVING THE TERMINATION OF THE STEWARDSHIP SENDING AREA CREDIT AGREEMENT, AND THE STEWARDSHIP EASEMENT AGREEMENT, AND CANCELLING THE STEWARDSHIP CREDITS GENERATED BY THE DESIGNATION OF SAID STEWARDSHIP SENDING AREA.



The subject property is generally located north of CR 846 and just west of the Hendry County line and includes parts of Sections 13 through 15, Sections 22 through 24, and Sections 26 and 27, Township 46 South, Range 30 East, Collier County, Florida. (5,299.50 acres +/-)

A copy of the proposed Resolution is on file with the Clerk to the Board and is available for inspection. All interested parties are invited to attend and be heard.

Any questions pertaining to the documents should be directed to the Comprehensive Planning Section. Written comments filed with the Clerk to the Board's Office prior to **Tuesday, October 11, 2011**, will be read and considered at the public hearing.

If a person decides to appeal any decision made by the **Collier County Board of County Commissioners** with respect to any matter considered at such meeting or hearing, he will need a record of that proceeding, and for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the Collier County Facilities Management Department, located at 3335 Tamiami Trail East, Suite 101, Naples, FL 34112-5356, (239) 252-8380, at least two days prior to the meeting. Assisted listening devices for the hearing impaired are available in the Board of County Commissioners' Office.

BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA
FRED W. COYLE, CHAIRMAN
DWIGHT E. BROCK, CLERK
By: Martha Vergara - Deputy Clerk (SEAL)

RESOLUTION 2007- 36

A RESOLUTION OF THE COLLIER COUNTY BOARD OF COUNTY COMMISSIONERS DESIGNATING 789.4 ACRES IN THE RURAL LAND STEWARDSHIP AREA ZONING OVERLAY DISTRICT AS A STEWARDSHIP SENDING AREA WITH A DESIGNATION AS "BCI/BCP SSA 9," APPROVING A STEWARDSHIP SENDING AREA CREDIT AGREEMENT FOR BCI/BCP SSA 9, APPROVING A STEWARDSHIP SENDING AREA EASEMENT AGREEMENT FOR BCI/BCP SSA 9, AND ESTABLISHING THE NUMBER OF STEWARDSHIP CREDITS GENERATED BY THE DESIGNATION OF SAID STEWARDSHIP SENDING AREA

WHEREAS, Barron Collier Investments, Ltd. (BCI), a Florida Limited Partnership and Barron Collier Partnership (BCP), a Florida General Partnership, own approximately seven hundred and eighty nine and four tenths (789.4) acres located within the boundaries of the Rural Lands Stewardship Area Zoning Overlay District ("RLSA District") located in Collier County, Florida; and

WHEREAS, Owner has voluntarily requested that said land be designated as a Stewardship Sending Area ("SSA") in accordance with, and pursuant to Section 4.08.06 of the Collier County Land Development Code ("LDC"); and

WHEREAS, Owner has submitted a SSA Designation Application ("Application") for the BCI/BCP SSA 9 land; and

WHEREAS, Collier County Staff has reviewed the Application, along with support documentation and information required by Section 4.08.06 of the LDC, and determined that the Application is legally sufficient; and

WHEREAS, the Collier County Board of County Commissioners ("Board") has determined the BCI/BCP SSA 9 Stewardship Credit Agreement and BCI/BCP SSA 9 Stewardship Easement Agreement are in compliance with, and meet the requirements of the LDC, and provide a substantial benefit to the general public.

NOW, THEREFORE, be it resolved by the Board that:

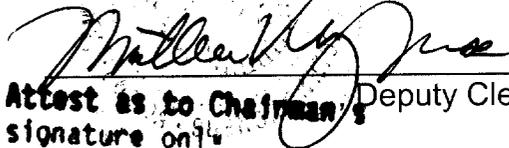
1. BCI/BCP SSA 9, as described in attached Exhibit 1, consisting of approximately seven hundred and eighty nine and four tenths (789.4) acres is hereby designated as a Stewardship Sending Area ("SSA"), and will be officially designated as "BCI/BCP SSA 9" on the Official Zoning Atlas Map.
2. The BCI/BCP SSA 9 Stewardship Credit Agreement, attached hereto as Exhibit 2, meets the requirements of Section 4.08.06 of the LDC and the Board hereby approves the BCI/BCP SSA 9 Stewardship Credit Agreement.
3. The BCI/BCP SSA 9 Stewardship Easement Agreement, attached hereto as Exhibit 3, meets the requirements of Section 4.08.06 of the LDC and the Board hereby approves the BCI/BCP SSA 9 Stewardship Easement Agreement.

4. The Board hereby establishes, grants and assigns four thousand four hundred and eighty one (4,481.0) Stewardship Credits to the Owner, which may be sold, transferred, or otherwise utilized by the Owner in accordance with Section 4.08.04 of the LDC.
5. The Board hereby establishes and authorizes an additional two thousand seven hundred and sixty five and six tenths (2,765.6) Stewardship Credits to be transferred to the Owner under the terms of the Credit Agreement attached hereto as Exhibit 2.
6. The Board further approves and authorizes the acceptance of the Stewardship Easement Agreement for the BCI/BCP SSA 9 lands.
7. By its designation of the lands described in Exhibit 1 as a Stewardship Sending Area, the County shall not hereafter grant or approve any increase in the density or additional uses beyond those uses specifically authorized in the BCI/BCP SSA 9 Credit Agreement.

THIS RESOLUTION ADOPTED this 13th day of February 2007, after a Motion, seconded, and majority vote favoring same.

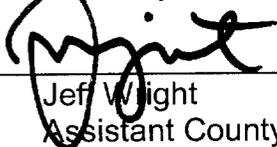
BOARD OF COUNTY COMMISSIONERS
COLLIER COUNTY, FLORIDA

ATTEST: DWIGHT E. BROCK


 Attest as to Chairman's Deputy Clerk
 signature only

By: 
 Commissioner Jim Coletta, Chairman

Approved as to form and
legal sufficiency:


 By: Jeff Wright
 Assistant County Attorney

**Exhibits
available at
The Board's
Minutes and
Records
Department**