

RESOLUTION 2005-207

A RESOLUTION OF THE COLLIER COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING STEWARDSHIP SENDING AREA NUMBER 5 ("BCI SSA 5") IN THE RURAL LAND STEWARDSHIP AREA ZONING OVERLAY DISTRICT, DESIGNATING 651.3 ACRES THEREIN AS BCI SSA 5A, APPROVING A STEWARDSHIP SENDING AREA CREDIT AGREEMENT FOR BCI SSA 5A, AND ESTABLISHING THE NUMBER OF STEWARDSHIP CREDITS GENERATED BY THE DESIGNATION OF SAID STEWARDSHIP SENDING AREA ("BCI SSA 5A")

WHEREAS, the Collier County Board of County Commissioners, by Resolution 2004-292, adopted September 21, 2004, designated 1852.3 acres in the Rural Land Stewardship Zoning District as Stewardship Sending Area Number 5 (BCI SSA 5); and

WHEREAS, Barron Collier Investments Ltd., a Florida Limited Partnership (herein referred to as "Owner") owns approximately six hundred fifty-one and three tenths (651.3) acres ("the subject property") located within the boundaries of the Rural Lands Stewardship Areas Zoning Overlay District ("RLSA District") in Collier County, Florida and specifically within BCI SSA 5; and

WHEREAS, Owner has voluntarily requested the removal of an additional land use layer and has voluntarily requested restoration credits associated with the subject property pursuant to Section 4.08.06 of the Collier County Land development Code ("LDC"); and

WHEREAS, Owner has submitted a SSA Amendment Application ("Application") for the BCI SSA 5A 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 5A Stewardship Credit Agreement is in compliance with, and meets the requirements of the LDC, and is of substantial benefit to the general public.

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

1. BCI SSA 5A, as described in attached Exhibit "1", consisting of approximately six hundred fifty-one and three tenths (651.3) acres is hereby designated as Stewardship Sending Area 5A and will be officially designated as "BCI SSA 5A" on the Official Zoning Atlas Map.

- 2. The BCI SSA 5A 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 SSA 5A Stewardship Credit Agreement.
- 3. The Board hereby establishes, grants and assigns one thousand five hundred four and nine tenths (1,504.9) 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 further approves and authorizes the acceptance of the Modification to Stewardship Easement Agreement for the BCI SSA 5 lands.
- 5. 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 SSA 5A Credit Agreement.

THIS RESOLUTION ADOPTED this 24th day of May, 2005, after a Motion, seconded, and majority vote favoring same.

BOARD OF COUNTY COMMISSIONERS  
COLLIER COUNTY, FLORIDA

ATTEST: DWIGHT E. BROCK

By: *Aimee Dupel* D.C.  
Attest as to Chairman's  
signature only  
Deputy Clerk

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

Approved as to form and  
legal sufficiency:  
*Patrick G. White*

By: Patrick G. White  
Assistant County Attorney

Item #	17E
Agenda Date	5.24.05
Date Rec'd	5.26.05
<i>Aimee Dupel</i> D.C. Deputy Clerk	