## **RESOLUTION 2008-**162

RESOLUTION OF THE COLLIER **OF** COUNTY **BOARD** COUNTY **COMMISSIONERS DESIGNATING 3.699.0 ACRES** IN THE RURAL LAND STEWARDSHIP AREA ZONING OVERLAY DISTRICT AS A STEWARDSHIP SENDING AREA WITH A DESIGNATION AS "Alico SSA 11" APPROVING A STEWARDSHIP SENDING AREA CREDIT **AGREEMENT** SSA APPROVING A FOR Alico 11. **STEWARDSHIP** SENDING **AREA EASEMENT AGREEMENT FOR Alico SSA** 11, AND ESTABLISHING THE NUMBER OF STEWARDSHIP CREDITS GENERATED BY THE **DESIGNATION** OF SAID STEWARDSHIP SENDING AREA

WHEREAS, Alico, Inc. a Florida corporation, owns approximately three thousand six hundred and ninety nine and zero tenths (3,699.00) 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 Alico SSA 11 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 Alico SSA 11 Stewardship Credit Agreement and Alico SSA 11 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. Alico SSA 11, as described in attached Exhibit 1, consisting of approximately three thousand six hundred and ninety nine and zero tenths (3,699.0) acres is hereby designated as a Stewardship Sending Area ("SSA"), and will be officially designated as "Alico SSA 11" on the Official Zoning Atlas Map.
- 2. The Alico SSA 11 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 Alico SSA 11 Stewardship Credit Agreement.
- 3. The Alico SSA 11 Stewardship Easement, attached hereto as Exhibit 3, meets the requirements of Section 4.08.06 of the LDC and the Board hereby approves the Alico SSA 11 Stewardship Easement.

- 4. The Board hereby establishes, grants and assigns eight thousand five hundred and four and eight tenths (8,504.8) 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.
- 5. The Board hereby establishes and authorizes an additional five thousand three hundred and fifty and four tenths (5,350.4) 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 Alico SSA 11 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 Alico 11 Credit Agreement.

THIS RESOLUTION ADOPTED this 10<sup>4h</sup> day of Jule, 2008, after a Motion, seconded, and majority vote favoring same.

BOARD OF COUNTY COMMISSIONERS COLLIER COUNTY, FLORIDA

Commissioner Tom Henning C

ATTEST: DWIGHT E BROCK

Attest as to Chairman's, Deputy Clerk

Approved as to form and legal sufficiency:

By: Jeff Wright Assistant County Attorney

