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PAGE: 86
INSTR #: 3269288 Doc Type: GOV
Recorded: 05/24/2023 at 12:42 PM
Rec. Fee: RECORDING \$732.50

BABCOCK RANCH COMMUNITY

INCREMENT 1

DRI INCREMENTAL DEVELOPMENT ORDER

**BOARD OF COUNTY COMMISSIONERS
CHARLOTTE COUNTY, FLORIDA**

AMENDED MAY 23, 2023

MIN

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RESOLUTION NO. 2023-079

AN AMENDMENT AND RECODIFICATION OF AN INCREMENTAL DEVELOPMENT ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA FOR INCREMENT 1 OF THE BABCOCK RANCH COMMUNITY (CHARLOTTE COUNTY), A MASTER DEVELOPMENT OF REGIONAL IMPACT.

WHEREAS, on January 16, 2009 Babcock Property Holdings, LLC (“Developer”), in accordance with Subsections 380.06(6) and (21), Florida Statutes, filed an Application for Incremental Development Approval (“AIDA”) known as the Babcock Ranch Community, Increment 1 (hereinafter “BRC Increment 1” or “Increment 1” or “Project”) with Charlotte County, Florida (“County”) and the Southwest Florida Regional Planning Council (“SWFRPC”); and

WHEREAS, on December 13, 2007, the Board approved and adopted the ~~BRC Babcock Ranch Community~~ Master Development of Regional Impact Master DRI Development Order under Resolution 2007-196, as subsequently amended on June 17, 2008 by Resolution 2008-063; on December 15, 2009 by Resolution 2009-283; on December 13, 2011 by Resolution 2011-485; and on April 24, 2012 by Resolution 2012-024; and on July 25, 2017 by Resolution 2017-187 (“MDO”); and on June 12, 2018 by Resolution 2018-077 and on July 27, 2021 by Resolution 2021-108 (“MDO”); and

WHEREAS, on December 15, 2009, the Board of County Commissioners of Charlotte County, Florida (“Board”) approved and adopted the ~~BRC Babcock Ranch Community~~ Increment 1 DRI Incremental Development Order under Resolution 2009-284, as subsequently amended on December 14, 2010 by Resolution 2010-112; on April 24, 2012 by Resolution 2012-024; on June 11, 2013 by Resolution 2013-033; on January 28 2014 by Resolution 2014-048; and on March 22, 2016 by Resolution 2016-034; and

on July 25, 2017 by Resolution 2017-188; and on June 12, 2018 by Resolution 2018-067 (“IDO”); and on May 26, 2020 by Resolution 2020-070; and

WHEREAS, the Developer has timely notified the County of the extension of the phase, expiration and buildout dates for the IDO, as well as the associated mitigation requirements under Section 73, Chapter 2011-139, Laws of Florida, and in accordance with Section 252.363, Florida Statutes, so that all phase, expiration and buildout dates, as well as associated mitigation dates contained within the IDO were cumulatively extended as hereinafter provided; and

WHEREAS, all of the agreements, studies, reports and other documents referenced in this IDO shall be kept on file with Charlotte County; and

WHEREAS, the Board, as the governing body of the unincorporated area of Charlotte County having jurisdiction pursuant to Section 380.06, Florida Statutes, is authorized and empowered to consider the ~~Notice of Proposed Change~~ (“NOPC”) requested amendments to the IDO for the BRC Increment 1; filed on June 30, 2022 (“Amendment”); and

WHEREAS, the public notice requirements of Section 380.06, Florida Statutes, and the Charlotte County Land Development Regulations (“LDR”), which includes the County’s Zoning Ordinance, have been satisfied for the ~~NOPC~~ Amendment; and

WHEREAS, the Charlotte County Planning and Zoning Board has reviewed and considered the County’s staff report and ~~recommendations of the SWFRPC~~ and held a public hearing to consider the NOPC Amendment on April 10, 2023; and

WHEREAS, the issuance of a development order pursuant to Section 380.06, Florida Statutes, does not constitute a waiver of any powers or rights of County regarding the issuance of other development permits consistent herewith; and

WHEREAS, on May 23, 2023, the Board, at a public hearing in accordance with Section 380.06, Florida Statutes, having considered the NOPCAmendment submitted by Developer, the NOPCAmendment sufficiency questions from reviewing agencies and Developer's responses thereto, the documentary and oral evidence presented at the hearing before the Board, the report and recommendations of the Charlotte County Planning and Zoning Board, and the recommendations of County staff, makes the Findings of Fact and Conclusions of Law set forth below.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA THAT:

RECITALS

The recitals set forth above are true and correct and are incorporated herein and made a part hereof.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The real property constituting Increment 1 which is the subject of the NOPCAmendment, consists of approximately 5,095.22 acres, and is legally described as set forth in Exhibit A attached hereto and made a part hereof ("Property" or "Community").
2. The NOPCAmendment is consistent with Subsection 380.06(7), Florida Statutes.
3. The NOPCAmendment is consistent with the MDO, which is incorporated herein by reference.
4. The Developer submitted to the County an NOPCAmendment on ~~April 1, 2019~~ June 30, 2022. The representations and commitments of Developer made in

~~these~~ the Amendment documents which are made conditions of this IDO are identified and set forth herein.

5. The Developer proposes to develop Increment 1 in accordance with the Babcock Master Concept Plan (Map H through H-4, collectively referred to herein as Map H) attached hereto as Exhibits B-1 through B-4 and made a part hereof. Map H constitutes a portion of the revised Master Plan for the Babcock Ranch Overlay District in the Charlotte 2050 Comprehensive Plan ("Comprehensive Plan"). The development program for Increment 1 authorized by this IDO, consisting of one phase, is as follows ("Development Program"), subject to the limitations contained herein:

- (i) ~~5,000~~056 residential dwelling units (~~3,000~~056 single family units and 2,000 multi-family units);
- ~~(ii) 600 hotel rooms,~~
- ~~(iii)~~(ii) 870470,000 square feet of retail;
- ~~(iv)~~(iii) 350,000~~square~~370,000 square feet of office (~~general office; medical office~~);
- (iv) 200,000 square feet of industrial;
- (v) 18-hole golf course and related ancillary facilities, including but not limited to maintenance facilities and cart barn);
- (vi) Civic & other ancillary218 units of assisted living facilities;
- ~~(vi)~~(vii) Supporting community facilities such as the educational service center, schools, ~~and university research facilities as identified in Exhibit B of the~~ MDO, libraries, places of worship, fire, EMS and sheriff facilities, regional and community park sites, ~~Babcock Ranch Community Independent Special District (District) facilities, County facilities, emergency~~

~~shelter facilities, clubhouses and similar neighborhood amenities,~~ and the necessary utility infrastructure including, but not limited to, water, wastewater and reuse water systems, electric, telephone and cable systems, will not be attributed to the development components set forth above, and will not count towards the maximum thresholds of development as established in this IDO;

~~(vii)~~(viii) All other ancillary facilities, together with the development components set forth above ~~{[excluding (vi)]}~~ shall not exceed the maximum thresholds established in this IDO, subject to the use of the Land Use Equivalency Matrix contained in ~~Exhibit C~~the MDO; and

~~(viii)~~(ix) Temporary housing for construction workers and their families will not count against the residential dwelling units allowed herein.

~~(ix)~~ 100 units of assisted living facilities.

~~6. When combined with non-residential development in the Lee County Babcock Mixed Use Planned Development District, the total non-residential development shall not exceed the total square footage in the MDO (as may be modified by the MDO's adopted conversion matrix).~~

~~7.6.~~ The Increment 1 development is not in an area designated as an Area of Critical State Concern pursuant to the Provisions of Section 380.05, Florida Statutes, as amended.

~~8.7.~~ The Increment 1 development ~~of Increment 1~~ is consistent with the current land development regulations and the Charlotte 2050 Comprehensive Plan, adopted pursuant to Chapter 163, Part II, Florida Statutes. Further, it is orderly, maximizes efficiency of

infrastructure, and provides for specific infrastructure improvements needed to meet prescribed levels of service.

9-8. The Increment 1 development as approved herein is consistent with the State Comprehensive Plan.

40-9. The mitigation provided for Increment 1 development is consistent with the requirements of Section 163.3180, (5), F.S.

44-10. The NOPCAmendment for Increment 1 of the BRCBabcock Ranch Community DRI is hereby approved, subject to compliance with the conditions contained in this IDO.

CONDITIONS

1. GROSS RESIDENTIAL DENSITY CONDITION AND DEVELOPMENT PROGRAM

A. Representations and Commitments as Conditions.

(1) At buildout, densities will be permitted up to 16 units per acre in Villages, and up to 24 units per acre in the Town Center.

(2)(1) The Development Program is approved and may be adjusted by Developer in accordance with the Land Use Equivalency Matrixequivalency matrix attached hereto, and incorporated herein, as Exhibit C to the MDO.

(3)(2) The Updated Summary of Land Dedication & Facilities Construction for Increment 1 is attached hereto as Exhibit D and updates a portion of Exhibit D of the MDO.

(4)(3) The minimum amount of non-residential development which may be constructed by the end of Increment 1 relative to the cumulative number of residential units which have been, or are projected to be, developed in Increment 1 shall be 50,000

square feet. The intent is that non-residential uses be allowed to serve the occupancy of dwelling units.

(4) Development within Increment 1 shall be in accordance with Exhibit E.

(5) Current uses within Increment 1 may continue to operate until such time said use is permanently replaced with a use approved herein. Current uses within Increment 1 include, but are not limited to, cattle grazing and agricultural uses, mining and ecotourism uses. Permits for existing uses can be renewed or modified as an allowed use until said use is permanently replaced by a use approved herein.

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2. **AFFORDABLE HOUSING**

A. Representations and Commitments as Conditions. – None.

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3. STORMWATER MANAGEMENT, WATER QUALITY, AND FLOOD PLAINS

A. Representations and Commitments as Conditions.

(1) The Master Drainage Plan for Increment 1 is attached hereto as Exhibit F.

(2) The design of the Increment 1 surface water management system will comply with the MDO "Stormwater Plan", ~~outlined in Subsection A and B in Condition 4 of the MDO.~~

~~(3) Developer shall submit the results from monitoring the existing ground and surface water quality conditions on and abutting Increment 1 with the applicable Biennial Report in accordance with Condition 14 herein.~~

~~(4) When available, Developer shall identify any changes including duration, frequency and seasonality, in timing or pattern of water flows, and between pre- and post-development conditions as part of the applicable Biennial Report in accordance with Condition 13 herein.~~

~~(5~~ (3) Development of Increment 1 includes conveyance features located outside the Increment 1 boundaries that convey stormwater runoff. Examples of conveyance features include, but are not limited to, swales, ditches, canals and overland flow. Some improvements to these conveyance features will be made as part of Increment 1.

(6) The stormwater management system shall be that system as permitted by the South Florida Water Management District ("SFWMD") Individual Environmental Resource Permit No. 08-00004-S-05 ~~and the Florida Department of Environmental Protection ("FDEP") Individual Environmental Resource~~, as supplemented by Permit No. 0184047-005 ("08-105624-P (Application No. 200526-3536), ("Conceptual ERP").

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4. TRANSPORTATION-

A. Representations and Commitments as Conditions.

(1) Increment 1.

a. ~~Developer shall be fully responsible for the required site-related roadway and intersection improvements associated with Increment 1 as set forth herein. Site-related improvements include, but are not limited to, the following: site driveways and roads; median cuts made necessary by those driveways or roads; right turn, left turn, and deceleration or acceleration lanes leading to or from those driveways or roads; traffic control measures for those driveways or roads; and roads or intersection improvements whose primary purpose at the time of construction is to provide access to the development. The specific site-related improvements shall be subject to review and approval under the Site Plan Review process as provided in Section 3-9-5.1 of the Code of Laws and Ordinances of Charlotte County, Florida ("Code"), and coordination with FDOT. The site-related improvements are as follows:~~

a. ~~SR 31 and South Town Center Project Entrance (DD)~~

- ~~— Add NB Left Turn Lane~~
- ~~— Add NB Right Turn Lane~~
- ~~— Add SB Left Turn Lane~~
- ~~— Add SB Right Turn Lane~~
- ~~— Add WB Left Turn Lane~~
- ~~— Add WB Thru/Right Turn Lane~~
- ~~— Signal, If and When Warranted~~
- ~~— Traffic Monitoring~~

b. ~~SR 31 and Horseshoe Road/Project Entrance (CC)~~

- ~~— Add NB Left Turn Lane (Completed)~~
- ~~— Add NB Right Turn Lane (Completed)~~
- ~~— Add SB Left Turn Lane (Completed)~~

- ~~— Add SB Right-Turn Lane~~
- ~~— Add WB Left-Turn Lane (Completed)~~
- ~~— Reconfigure WB Thru/Right-Turn Lane (Completed)~~
- ~~— Signal, If and When Warranted~~
- ~~— Traffic Monitoring~~

~~c. SR 31 and Cook Brown Road/Project Entrance (BB)~~

- ~~— Add NB Right-Turn Lane~~
- ~~— Add SB Left-Turn Lane~~
- ~~— Add WB Left-Turn Lane~~
- ~~— Reconfigure WB Thru/Right-Turn Lane~~
- ~~— Signal, If and When Warranted~~
- ~~— Traffic Monitoring~~

~~d. SR 31 and North Project Entrance~~

- ~~— Add NB Right-Turn Lane~~
- ~~— Add SB Left-Turn Lane~~
- ~~— Add WB Left-Turn/Right-Turn Lane~~
- ~~— Traffic Monitoring~~

~~Construction of ingress and egress driveways, as necessary along SR 31.~~

~~b. The off-site traffic impacts of Increment 1, through 2026, as estimated by the AIDA traffic analysis are identified in Exhibit J, which is attached hereto and incorporated herein by reference. These off-site traffic impacts have been accepted by FDOT, County, Lee County, Department of Economic Opportunity, Division of Community Development (“DEO”), and the SWFRPC, as the impacts resulting from Increment 1.~~

~~1. There are no significant and adversely impacted roadways for Increment 1 that are not “transportation deficient” per Chapter 163.3180(5)(h)4., F.S. Therefore, there are no identified road segment improvements for Increment 1.~~

~~2. The mutually agreed upon significantly and adversely impacted intersections, that are not transportation deficient, and the identified improvements for Increment 1 are:~~

- ~~a. SR 80 and SR 31
 - ~~— Convert NB Left Turn/Thru Lane to Thru Lane~~
 - ~~— Add NB Thru Lane~~
 - ~~— Channelize NB Right Turn Lane~~
 - ~~— Channelize SB Right Turn Lane~~
 - ~~— Add EB Left Turn Lane~~
 - ~~— Add WB Left Turn Lane~~~~

- ~~b. SR 31 and SR 78
 - ~~— Add NB Thru Lane~~
 - ~~— Add SB Thru Lane~~~~

- ~~c. SR 31 and North River Road
 - ~~— Add SB Right Turn Lane~~
 - ~~— Add EB Left Turn Lane~~
 - ~~— Add EB Right Turn Lane~~
 - ~~— Add WB Left Turn Lane~~
 - ~~— Add WB Right Turn Lane~~
 - ~~— Signalization, if and when warranted~~~~

- ~~d. SR 80 and Tropic Avenue
 - ~~— Add NB Right Turn Lane~~
 - ~~— Add SB Right Turn Lane~~~~

~~The Increment 1 proportionate share of the improvements, as shown on Exhibit K, has been calculated consistent with F.S. 163.3180 (5). The Increment 1 proportionate share calculation was based on 1,488 pm peak hour two-way external trips and 1,477 pm peak hour two-way net new trips established by the AIDA traffic analysis. The calculated proportionate share for Increment 1 is \$_____ based upon the proportionate share percentages for each improvement as shown on Exhibit K. The proportionate share percentages have been accepted by County and~~

~~FDOT for Increment 1, recognizing that the actual costs may increase or decrease based upon the final actual costs of the agreed upon improvements.~~

~~3. a. The Increment 1 agreed upon mitigation of the significantly and adversely impacted roadways and intersection improvements identified in Condition 4(A) (1).b.1. and 2., accepted by County, FDOT, and Lee County, shall be the following schedule of listed improvements and date certain payment provisions:~~

Reference #	Item	Total Cost	Anticipated Start Date ⁽³⁾
4	<p>Off-site Intersections</p> <p>a. SR 80 and SR 31 — Convert NB Left-Turn/Thru Lane to Thru Lane — Add NB Thru Lane — Channelize NB Right Turn Lane — Channelize SB Right Turn Lane — Add EB Left Turn Lane — Add WB Left Turn Lane</p> <p>b. SR 31 and SR 78 — Add NB Thru Lane — Add SB Thru Lane</p> <p>c. SR 31 and North River Road — Add SB Right Turn Lane — Add EB Left Turn Lane — Add EB Right Turn Lane — Add WB Left Turn Lane — Add WB Right Turn Lane Signalization, if and when warranted</p> <p>d. SR 80 and Tropic Avenue — Add NB Right Turn Lane — Add SB Right Turn Lane</p> <p>— Sub Total</p>	<p>\$ 1,434,000</p> <p>\$ 2,380,000</p> <p>\$ 1,451,000</p> <p>\$568,000</p> <p>\$5,833,000</p>	<p>Monitoring⁽⁴⁾</p> <p>Monitoring⁽⁴⁾</p> <p>Monitoring⁽⁴⁾</p> <p>Monitoring⁽⁴⁾</p>
2	<p>SR 31</p> <ul style="list-style-type: none"> • Provide funding to the FDOT to prepare Project Development and Environment Study of SR 31 from SR 78 to North River Road • Cause to prepare State Environmental Impact Report of SR 31 from SR 78 to North River Road (CR 78) • Prepare State Environmental Impact Report of SR 31 from 	<p>\$1,000,000</p>	<p>Completed⁽⁵⁾</p>

	North River Road (CR-79) to Cook Brown Road.		
3	SR-31 Traffic Count Stations	\$200,000	2017 ⁽⁴⁾
	TOTAL	\$ 7,033,000	

- (1) ~~Start date as required per Condition 4(A)(1)b.(4)(a):~~
- (2) ~~[Footnote intentionally left blank]~~
- (3) ~~Dates are anticipated and subject to adjustment by Developer and FDOT without a need to amend this development order. Start dates, as well as the associated mitigation requirements, contained within the IDO are subject to extension under Section 252.363, Florida Statutes.~~
- (4) ~~Traffic Count Stations to be installed at project entrances, when built. Traffic count stations have been installed at the Project entrance across from Horseshoe Road.~~
- (5) ~~These tasks have been mitigated by Developer to facilitate completion of required improvements from prior traffic assessment but those requirements are no longer warranted based on current traffic assessment. The paid mitigation is creditable towards future assessments.~~

~~b. If and when requested by County, the Developer shall also make certain intersection improvements at SR 31 and CR 74, to extend the Northbound to Westbound Left Turn Lane, at an estimated cost of \$100,000, and as set forth in more detail in Section 4.d. below.~~

~~4. After the effective date of this IDO, the Developer shall:~~

~~a. Initiate the intersection improvements (Transportation Condition 4.A(1).b.(3).(a)) no later than 90 days after the monitoring report indicates that the Project is generating at least 300 pm peak hour, two-way external trips and the intersection is projected to operate below the adopted level of service standard within 12 months. If these improvements are not initiated within the above time period, no building permits beyond these limitations can be issued until these improvements are initiated.~~

~~b. Initiate the below improvements of SR 31 to eventually (during the full development of Babcock Ranch) result in the four-laning of SR 31 from SR 78 to Cook Brown Road (Reference #2 above and i-ii below). The improvements will consist of the following:~~

~~i) Provide funding to the FDOT up to a total of \$1,000,000 to facilitate the preparation of the Project Development and Environment Study (PD&E) and/or State Environmental~~

~~Impact Report (SEIR) for SR31 from SR 78 to North River Road. This funding will be used by the FDOT to prepare a complete PD&E Study or SEIR Study of SR 31 from SR 78 to North River Road. This funding has been provided to the FDOT.~~

~~ii) Coordinate with FDOT to fund, continue and complete the Project Development and Environment Study (PD&E) or State Environmental Impact Report (SEIR) for SR 31 from North River Road to Cook Brown Road.~~

~~c. Install permanent traffic count stations at the Project's access points off SR 31 and north and south of access points at the time of construction. Permanent traffic count stations have been installed at the Project access point across from Horseshoe Road. If and when requested by County the Developer will provide for the extension of the northbound SR 31 left turn lane at CR 74 (Transportation Condition 4.A(1).(b).3.(b)). County will complete the analysis to determine the extent of the improvement and the timing requirement of the improvement.~~

~~5. FDOT has maintenance authority for SR 31 and the intersection improvements set forth above. Developer shall be responsible for the guaranteed construction of the above improvements, in accordance with the above schedule, and in~~

~~accordance with the binding and enforceable commitment by the Developer in this IDO, to assure construction or improvement of these facilities.~~

~~6. — As the cost of the mitigation by the Developer for Increment 1 exceeds the proportionate share of the impacts from Increment 1 of \$1,756,000 (as adjusted up or down in accordance with actual costs and based upon the accepted proportionate share percentages shown on Exhibit K), the Developer shall be credited to the overall impact of the Project for the cost of improvements beyond the proportionate share amount as provided in the MDO and applicable law. Developer and County may enter into a Transportation Credit Agreement to further delineate the terms and procedures for implementing credits for identified improvements set forth above in excess of the proportionate share of Increment 1. Credit for the cost of additional improvements as set forth above shall be analyzed as part of transportation analysis for future increments and be included in subsequent incremental development orders.~~

~~c. — Satisfaction of the required mitigation in the timeframes as outlined and compliance with the transportation related provisions of this IDO for Increment 1 shall satisfy the road or traffic concurrency requirements of the Charlotte 2050 Comprehensive Plan, LDR, and the Charlotte County Concurrency Management System, through June 19, 2032 (the buildout date of Increment 1). If the Developer proposes to extend the buildout date of Increment 1 beyond June 19, 2032, the Developer and the County, during~~

~~the development order amendment process pursuant to Section 380.06(7), Florida Statutes, shall re-evaluate the future traffic impact of the development in a manner consistent with G of the Master Development Order, and shall re-evaluate the concurrency status of Increment 1 on all roadway segments and intersections listed in for the Cumulative Incremental Transportation Conditions 4(A)(1)b.1. and 2., above.~~

~~d. DEO has determined that SR 31 is a Regionally Significant Roadway.~~

~~e. County, by approving this IDO, has exercised its discretion to accept this mitigation for Increment 1.~~

~~f. Improvements to the facilities outlined above shall be mitigated at the time that a road segment or intersection is expected to operate below the level of service standard adopted in an impacted jurisdiction's Comprehensive Plan. If the road or the intersection operates below the adopted Level of Service, no building permits for residential and non-residential development shown on Exhibit E for Increment 1 shall be issued unless the improvements are: a) complete, b) under construction, c) the subject of a clearly identified, executed and recorded local government development agreement consistent with Sec. 163.3220 through 163.3423, F.S., ensuring completion concurrent with impacts; d) the subject of a binding commitment ensuring completion concurrent with impacts or e) the DRI's proportionate share mitigation may be pipelined into specific improvements as deemed necessary and mutually agreed upon between FDOT and the developer.~~

(2) The Master Internal Circulation Plan for Increment 1 is attached hereto as Exhibit G.

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5. VEGETATION, WILDLIFE, AND WETLANDS

A. Representations and Commitments as Conditions.

~~(1) No additional species have been documented within Increment 1 over those identified in the MDO.~~

(1) FDEP State 404 Permit No. 396574-001 issued November 19, 2021 ("State 404 Permit") provides specific conditions to address both state and federally listed species. These permit conditions incorporate by reference the Biological Opinion for the BRC.

~~(2) Development within Increment 1 shall comply with the threatened and endangered management plan ("T&E Plan") provided for in the Conceptual ERP and United States Army Corps of Engineers Permit SAJ 2006-6656 (IP-MJD) ("ACOEP").~~FDEP State 404 Permit No. 396574-001 issued November 19, 2021 ("State 404 Permit"), as may be amended..

~~(3) Development within Increment 1 shall comply with the mitigation requirements provided for in the ERP and ACOEP~~State 404 Permit.

~~(4) Mitigation for wetlands and listed species within the Increment 1 boundary may occur outside the Increment 1 boundary in accordance with state and federal permits and the MDO.~~

~~(5) The approved~~Any amendments to the T&E Plan and approved Mitigation Plan~~wereshall be provided to the County as part of the 2016-Biennial Report to the County, the SWFRPC and the DEO in accordance with Condition 14 herein. The Biennial Report shall also contain copies~~for Increment 2.

~~(5)(6)~~ Copies of any conservation easements that have been recorded relative to Increment 1 that were not provided in a previously submitted Biennial Report will be provided to the County as part of the applicable Biennial Report for Increment 1.

~~(6)(7)~~ A copy of the Prescribed Fire Plan was provided as part of the 2016 Biennial Report in accordance with Condition ~~4314~~ herein.

~~(7)(8)~~ A Greenway Map for Increment 1 is attached hereto as Exhibit H1 and Exhibit H2. Developer shall comply with the ~~Babcock Ranch Community Charlotte County Greenways Management Plan, a copy of which was provided to County and is on file with the SWFRPCBRC Mitigation Plan, as may be modified from time to time.~~

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6. WASTEWATER MANAGEMENT AND WATER SUPPLY

A. Representations and Commitments as Conditions.

(1) The Primary Utility Corridor map for Increment 1 is attached hereto as Exhibit I.

(2) The source of raw water for potable service within Increment 1 will be groundwater. MSKP Town and Country Utility, LLC or its successors and assigns will provide water service for Increment 1.

(3) MSKP Town and Country Utility, LLC or its successors and assigns will provide wastewater service for Increment 1.

(4) Wastewater treatment options in the North Babcock Area may include decentralized facilities.

(5) On-site wastewater treatment system(s) may be used permanently within the Increment 1 North Area.

(6) Agricultural activities within the Increment 1 North Area will continue to use ~~the existing agricultural wells~~, consistent with approved SFWMD permits. An agricultural well may be converted or a new potable well established for non-agricultural activities within the Increment 1 North Area.

(7) All effluent suitable for Public Access Reuse will be stored and distributed as needed into an irrigation system which will include residential, commercial, median and other green areas. After storage has been maximized, excess effluent will be disposed of consistent with Florida Department of Environmental Protection permitting. Irrigation systems will use best management practices to minimize overspray onto impervious systems that could lead to the stormwater management system.

(8) Babcock Ranch Irrigation, LLC, or its successors and assigns, will provide reclaimed water service for Increment 1.

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7. EDUCATION

A. Representations and Commitments as Conditions.

(1) The Developer shall comply with the School Site Dedication Agreement.

~~Delivery of the school site(s) as set forth on the schedule in Exhibit "D" may be revised by agreement of Developer and the Charlotte County School Board.~~

(2) The Developer, District, County and the School Board of Charlotte County School Board entered into an Addendum to the ~~Babcock Ranch~~ School Site Dedication Agreement on January 8, 2018 ("Agreement") addressing ~~School Concurrence~~school concurrency for development. ~~Should~~If the Agreement is not be utilizedimplemented to address ~~School Concurrence in the future~~school concurrency, the Developer and Charlotte County School Board shall either amend the Agreement or enter into a new agreement to address ~~School Concurrence~~accordingly.

(3) Age-restricted communities will not be subject to school concurrency requirements.

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8. **POLICE AND FIRE**

A. **Representations and Commitments as Conditions.**

(1) Specifications for a Freightliner M2 AEV Type I Ambulance, as referenced in the attached letter, Exhibit D-1, are on file with Charlotte County EMS. One (1) such vehicle, or alternative, as agreed to with the County, ~~shall be~~was provided in accordance with Exhibit D. The housing of that vehicle ~~will be~~is the responsibility of County.

(2) The Developer has provided an interim fully operational double-wide trailer at least 24 feet in width and 60 feet in overall length as the first Sheriff's Sub-Station and entered into a Land Lease Agreement with Charlotte County in 2019. Said trailer will be removed upon the opening of the combined fire/Sheriff's facility in a future increment.

(3) All law enforcement, fire, and EMS impact fees collected from the Development (not including any interest earned by County) shall be provided to ~~District~~ISD and/or Developer in the form of reimbursements as set forth in the Impact Fee Agreement.

(4) Fire protection may be served by appropriately pressurized irrigation water.

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9. SOLID/HAZARDOUS/MEDICAL WASTE

A. Solid waste in Increment 1 will be collected by the ~~Babcock Ranch~~ ~~Community Independent Special District (ISD)~~, ISD. Increment 1 is not intended to be part of the County's Sanitation District; however, solid waste will be sent to the Charlotte County Landfill.

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10. OPEN SPACE AND PARKS

A. Representations and Commitments as Conditions.

(1) Renewable energy and energy storage resource facilities and systems shall be allowed throughout Increment 1. If constructed within Active Greenways, such facilities shall not count as open space.

(2) Park sites shall be conveyed to the ~~District~~SD or a property owner's association (POA) with exotic plants removed and infrastructure provided.

(3) ~~District~~SD or Developer shall prepare the master plan(s) for the permanent park site(s) required within Increment 1. The Developer, ~~District~~SD or POA shall develop and operate the parks within Increment 1.

(4) General agricultural operations may be conducted throughout Increment 1 in accordance with the Charlotte 2050 Comprehensive Plan and the LDR.

(5) All parks and library impact fees collected from the Development within Increment 1 shall be provided to ~~District~~SD and/or Developer in accordance with the Impact Fee Agreement.

(6) Common recreational areas and common open spaces within Increment 1, if any, will be maintained by a POA or the ~~District~~SD.

(7) Some recreation and parks may be provided as temporary uses in Increment 1 that might be replaced by future development as other facilities are provided.

~~(8) Mini parks shall be provided at a minimum of one-half (.5) acre per one-thousand population and neighborhood parks shall be provided at a minimum of one and one-half (1.5) acre per one-thousand population within Increment 1.~~

REMAINDER OF THIS PAGE LEFT BLANK INTENTIONALLY

11. **ENERGY**

A. **Representations and Commitments as Conditions.**

(1) A Solar Photovoltaic Electrical Generation Facility and associated facilities, a substation, an operations and maintenance building, and related appurtenances may be constructed throughout Increment 1.

(2) One (1) zero energy home shall be constructed within the area comprising Increment 1.

REMAINDER OF THIS PAGE LEFT BLANK INTENTIONALLY

12. MINING OPERATIONS

A. Representations and Commitments as Conditions. None.

~~(1) The existing mining operations may be continued during development of Increment 1, consistent with permitting. As mining operations are phased out, mining lakes will be properly reclaimed pursuant to applicable permits.~~

REMAINDER OF THIS PAGE LEFT BLANK INTENTIONALLY

13. CONSISTENCY WITH THE LOCAL COMPREHENSIVE PLAN

County has determined that the Increment 1 project is consistent with its ~~Charlotte~~ 2050-Comprehensive Plan.

14. BIENNIAL REPORTS

The Developer of Increment 1, or its successor(s)-in-title to the undeveloped portions of Increment 1, must submit a biennial report to the County. The Developer of Increment 1 must inform successors-in-title to any undeveloped portion of the real property covered by this IDO of this reporting requirement.

15. RESERVED

~~15-16.~~ COMPLIANCE MONITORING

The County Administrator, or his or her designee, shall be the local official responsible for assuring compliance with the IDO. Monitoring procedures will include County's site plan review and code enforcement procedures, and the Biennial Reports.

~~16-17.~~ EXEMPTION FROM DOWNZONING AND DENSITY/INTENSITY REDUCTION

Pursuant to Subsection 380.06(4)(4), Florida Statutes, this Increment 1 project is exempt from down zoning, intensity reduction, or unit density reduction until May 8, 2043, unless County can demonstrate that substantial changes in the conditions underlying the approval of this IDO have occurred or this IDO was based on substantially inaccurate information provided by the Developer or that the change is clearly established by local government to be essential to the public health, safety, or welfare.

~~17-18.~~ COMMENCEMENT OF DEVELOPMENT

Development ~~shall commence~~has commenced in accordance with the deadline(s) established in this IDO.

18-19. PROJECTED BUILDOUT

Buildout of Increment 1 is projected to occur on or about ~~June 19, 2032~~ September 10, 2037. (“Buildout Date”).

19-20. EXPIRATION DATE

The expiration date for this IDO is ~~July 17, 2039~~ October 4, 2044.

20-21. DEVELOPMENT PERMITS

Subsequent requests for development permits within Increment 1 shall not require further review pursuant to Section 380.06, Florida Statutes. Amendments to this IDO shall be processed in accordance with Charlotte County Code 3-9-10.1, as may be amended.

21-22. GENERAL PROVISIONS

The approval granted by this IDO is limited. Such approval shall not be construed to relieve the Developer of the duty to comply with all other applicable local, state or federal permitting regulations.

A. Developer and County shall work together in a cooperative manner to ensure that the necessary applications to County, the issuance of permits and the conduct of inspections occur expeditiously and that development is not impeded by unnecessary delays associated with such applications, permit issuances, and inspections.

B. It is understood that any reference herein to any governmental agency shall be construed to mean any future entity which may be created or be designated or succeed in interest to, or which otherwise possesses any of the powers and duties of, any referenced governmental agency in existence on the effective date of this IDO.

C. Appropriate conditions and commitments contained herein may be assigned to or assumed by ~~District~~SD.

D. If there is a conflict between a provision in this IDO and a provision in the MDO, the provision in this IDO shall prevail for Increment 1, except that this IDO must comply with the Land Use Equivalency Matrix in Exhibit H of the MDO. Exhibit D, attached hereto and made a part hereof by reference, is an updated version of Exhibit D to the MDO entitled "Summary of Land Dedication and Facilities Construction" as to the Increment 1 property. ~~Said updated Exhibit D amends Exhibit D to the MDO as to the Increment 1 property.~~

EE. Appropriate conditions and commitments contained herein may be assigned to or assumed by District.

F. If there is a conflict between a provision in this IDO and a provision in an ERP, a Consumptive Use Permit ("CUP"), FDEP 404 Permit, or ACOEP, the provision in the ERP, CUP, 404, or ACOEP shall prevail.

FG. In the event that any portion or section of this IDO is determined to be invalid, illegal, or unconstitutional by a court or agency of competent jurisdiction, such decision shall in no manner, affect the remaining portions of this development order which shall remain in full force and effect.

GH. This IDO shall be binding upon the County and the Developer, its assignees or successors-in-interest.

HI. This IDO shall become effective as provided by law.

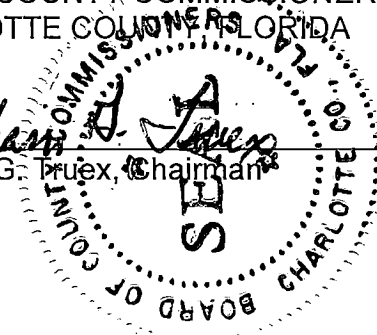
IJ. The County may provide certified copies of this IDO to DEO and the SWFRPC.

JK. This Resolution shall be recorded in the Minutes Public Records of Charlotte County, Florida. Notice of the Board adoption of an amendment to the IDO shall be recorded by the Developer, in accordance with F.S. 28.222 with the Clerk of the Circuit Court for Charlotte County.

PASSED AND DULY ADOPTED this 23rd day of May, 2023.

BOARD OF COUNTY COMMISSIONERS
OF CHARLOTTE COUNTY, FLORIDA

By: William G. Truex
William G. Truex, Chairman



ATTEST:
Roger D. Eaton, Clerk of the Circuit Court
and Ex-Officio Clerk to the
Board of County Commissioners

By: Roger D. Eaton
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

By: Janette S. Knowlton
Janette S. Knowlton, County Attorney
LR#2023-0106 JNK

EXHIBITS

- Exhibit A-1 Increment 1 North Area Babcock Ranch Community Legal Description
- Exhibit A-2 Increment 1 South Area Babcock Ranch Community Legal Description
- Exhibit A-3 Utility Easement Babcock Ranch Community Legal Description
- Exhibit A-4 Increment 1 – 45.98 Acre Parcel – Babcock Ranch Community
- Exhibit B-1 Babcock Ranch Community Map H Increment 1 Master Development Plan
- Exhibit B-2 Babcock Ranch Community Map H-1 Increment 1 South Area Master Development Plan
- Exhibit B-3 Babcock Ranch Community Map H-2 Increment 1 Utility Easement Area Master Development Plan
- Exhibit B-4 Babcock Ranch Community Map H-3 Increment 1 North Area Master Development Plan
- Exhibit B-5 Babcock Ranch Community Map H-4 Increment 1 Master Development Plan Fixed and Variable Development Criteria
- Exhibit C ~~Babcock Ranch Community Increment 1 Equivalency Matrix~~ Reserved
- Exhibit D Updated Summary of Land Dedications and Facilities Construction
- Exhibit D1 Specifications for one (1) Freightliner M2 AEV Type I Ambulance
- Exhibit E Babcock Ranch Community Increment 1 Parameters
- Exhibit F Increment 1 Master Drainage Plan
- Exhibit G Increment 1 Master Internal Circulation Plan
- Exhibit H1 Increment 1 South Area Primary Greenway Map and Trails Plan

EXHIBITS, cont.

Exhibit H2 Increment 1 North Area Primary Greenway Map and Trails Plan

Exhibit I Increment 1 Primary Utility Corridor Map

~~Exhibit J Increment 1, Future (2026) Traffic Conditions with Project Directional Peak Hour Peak Season~~

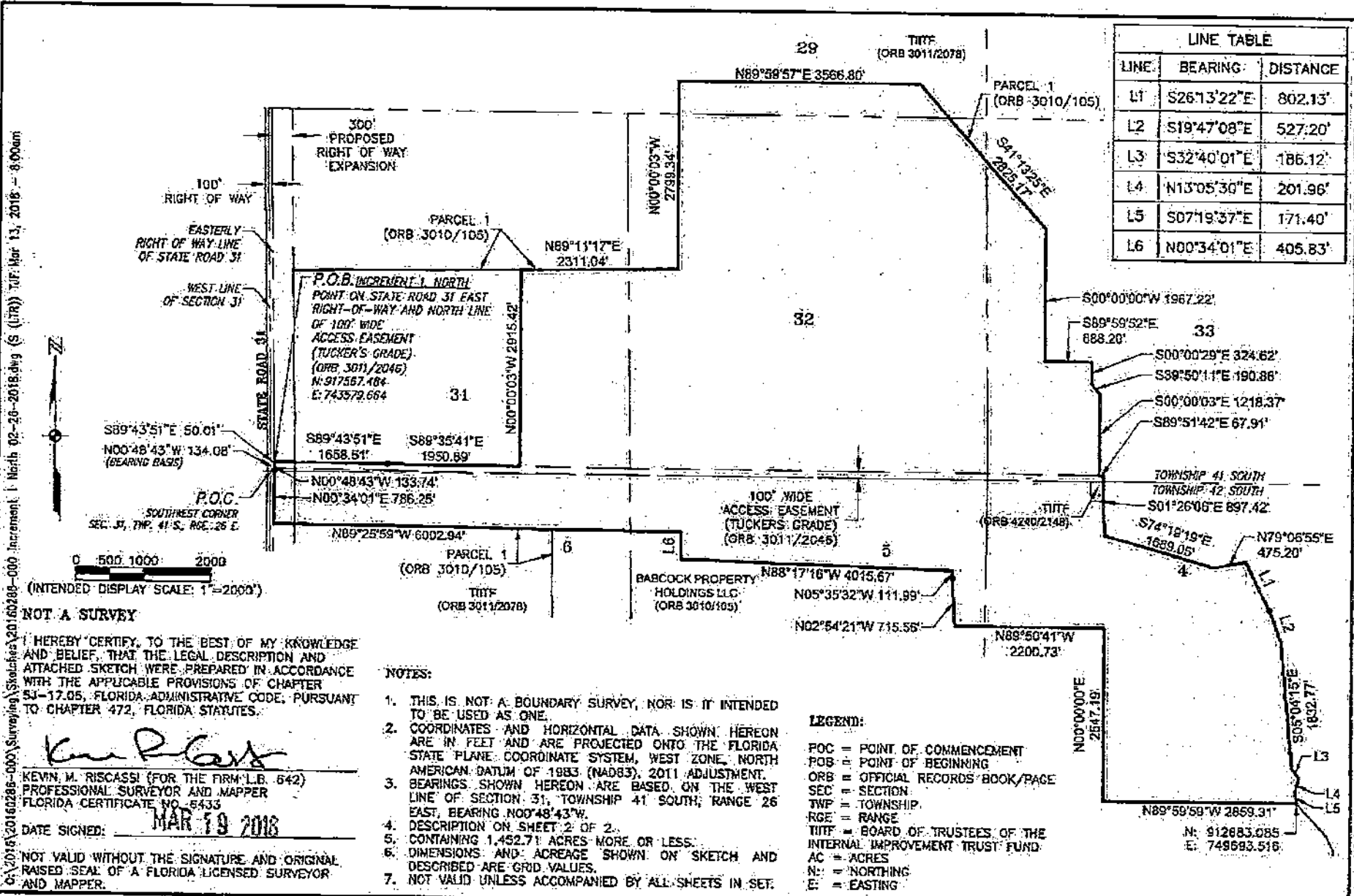
~~Exhibit K Increment 1, Future (2026) Traffic Conditions with Project Proportionate Share Calculation~~

~~EXHIBIT L IS NOT ATTACHED BUT IS ON FILE AT THE CLERK'S OFFICE AS AN ATTACHMENT TO THE PREVIOUSLY APPROVED RESOLUTION NO. 2014-048~~

EXHIBIT A-1

INCREMENT 1 NORTH AREA BABCOCK RANCH COMMUNITY LEGAL
DESCRIPTION

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S26°13'22"E	802.13'
L2	S19°47'08"E	527.20'
L3	S32°40'01"E	186.12'
L4	N13°05'30"E	201.96'
L5	S07°19'37"E	171.40'
L6	N00°34'01"E	405.83'



C:\2016\20160226-000\Survey\Sketches\20160226-000 Increment 1 North 02-26-2018.dwg (LTP) TWP: Mar 13, 2018 - 8:00am

NOT A SURVEY
 I HEREBY CERTIFY, TO THE BEST OF MY KNOWLEDGE AND BELIEF, THAT THE LEGAL DESCRIPTION AND ATTACHED SKETCH WERE PREPARED IN ACCORDANCE WITH THE APPLICABLE PROVISIONS OF CHAPTER 51-17.05, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO CHAPTER 472, FLORIDA STATUTES.
Kevin M. Riscassi
 KEVIN M. RISCASSI (FOR THE FIRM L.B. #642)
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA CERTIFICATE NO. 6433
 DATE SIGNED: MAR 19 2018
 NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

- NOTES:
1. THIS IS NOT A BOUNDARY SURVEY, NOR IS IT INTENDED TO BE USED AS ONE.
 2. COORDINATES AND HORIZONTAL DATA SHOWN HEREON ARE IN FEET AND ARE PROJECTED ONTO THE FLORIDA STATE PLANE COORDINATE SYSTEM, WEST ZONE, NORTH AMERICAN DATUM OF 1983 (NAD83), 2011 ADJUSTMENT.
 3. BEARINGS SHOWN HEREON ARE BASED ON THE WEST LINE OF SECTION 31, TOWNSHIP 41 SOUTH, RANGE 26 EAST, BEARING N00°48'43"W.
 4. DESCRIPTION ON SHEET 2 OF 2.
 5. CONTAINING 1,452.71 ACRES MORE OR LESS.
 6. DIMENSIONS AND ACREAGE SHOWN ON SKETCH AND DESCRIBED ARE GRID VALUES.
 7. NOT VALID UNLESS ACCOMPANIED BY ALL SHEETS IN SET.

LEGEND:

POC = POINT OF COMMENCEMENT
 POB = POINT OF BEGINNING
 ORB = OFFICIAL RECORDS BOOK/PAGE
 SEC = SECTION
 TWP = TOWNSHIP
 RGE = RANGE
 TITF = BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND
 AC = ACRES
 N = NORTHING
 E = EASTING

INCREMENT 1 NORTH
 PARCEL OF LAND LYING IN
 SECTIONS 29, 31, 32 AND 33, TOWNSHIP 41 SOUTH, RANGE 26 EAST
 AND
 SECTIONS 4, 5 AND 6 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA



JOHNSON ENGINEERING, INC.
 2122 JOHNSON STREET
 P.O. BOX 1550
 FORT MYERS, FLORIDA 33902-1550
 PHONE: (239) 334-0046
 FAX: (239) 334-3661
 E.B. #642 & L.B. #642

SKETCH TO ACCOMPANY DESCRIPTION

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
MARCH 2018	20160226	31-41-26	1" = 2000'	1 OF 2

DESCRIPTION

A TRACT OR PARCEL OF LAND
LYING IN
SECTIONS 29, 31, 32 & 33, TOWNSHIP 41 SOUTH, RANGE 26 EAST,
SECTIONS 4, 5 & 6, TOWNSHIP 42 SOUTH, RANGE 26 EAST
CHARLOTTE COUNTY, FLORIDA

A TRACT OR PARCEL OF LAND LYING IN SECTIONS 29, 31, 32 & 33, TOWNSHIP 41 SOUTH, RANGE 26 EAST,
AND SECTIONS 4, 5 & 6, TOWNSHIP 42 SOUTH, RANGE 26 EAST,
CHARLOTTE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 31, TOWNSHIP 41 SOUTH, RANGE 26 EAST, THENCE N.00°48'43"W.,
ALONG THE WEST LINE OF SAID SECTION 31, A DISTANCE OF 134.08 FEET; THENCE S.89°43'51"E., DEPARTING SAID WEST
LINE, A DISTANCE OF 50.01 FEET TO AN INTERSECTION WITH THE EASTERLY RIGHT OF WAY LINE OF STATE ROAD 31
(100' WIDE), AND A POINT ON THE NORTH LINE OF A 100 FOOT WIDE ACCESS EASEMENT (TUCKER'S GRADE) AS
RECORDED IN OFFICIAL RECORDS BOOK 3011, PAGE 2046, PUBLIC RECORDS, CHARLOTTE COUNTY FLORIDA, AND THE
POINT OF BEGINNING.

FROM SAID POINT OF BEGINNING; THENCE ALONG THE NORTH LINE OF SAID 100' WIDE ACCESS EASEMENT (TUCKER'S
GRADE) FOR THE FOLLOWING TWO (2) COURSES:

S.89°43'51"E., A DISTANCE OF 1,658.51 FEET,
S.89°35'41"E., A DISTANCE OF 1,950.89 FEET;

THENCE N.00°00'03"W., DEPARTING SAID NORTH LINE, A DISTANCE OF 2,915.42 FEET, TO AN INTERSECTION WITH THE
BOUNDARY OF PARCEL 1 AS DESCRIBED IN OFFICIAL RECORDS BOOK 3010, PAGE 105, OF SAID PUBLIC RECORDS;

THENCE ALONG THE BOUNDARY OF SAID PARCEL 1 FOR THE FOLLOWING NINETEEN (19) COURSES:

1. N.89°11'17"E., A DISTANCE OF 2,311.04 FEET,
2. N.00°00'03"W., A DISTANCE OF 2,799.34 FEET,
3. N.89°59'57"E., A DISTANCE OF 3,566.80 FEET,
4. S.41°13'25"E., A DISTANCE OF 2,825.17 FEET,
5. S.00°00'00"W., A DISTANCE OF 1,967.22 FEET,
6. S.89°59'52"E., A DISTANCE OF 688.20 FEET,
7. S.00°00'29"E., A DISTANCE OF 324.62 FEET,
8. S.39°50'11"E., A DISTANCE OF 190.86 FEET,
9. S.00°00'03"E., A DISTANCE OF 1,218.37 FEET,
10. S.89°51'42"E., A DISTANCE OF 67.91 FEET,
11. S.01°26'06"E., A DISTANCE OF 897.42 FEET,
12. S.74°19'19"E., A DISTANCE OF 1,689.05 FEET,
13. N.79°06'55"E., A DISTANCE OF 475.20 FEET,
14. S.26°13'22"E., A DISTANCE OF 802.13 FEET,
15. S.19°47'08"E., A DISTANCE OF 527.20 FEET,
16. S.05°04'15"E., A DISTANCE OF 1,832.77 FEET,
17. S.32°40'01"E., A DISTANCE OF 186.12 FEET,
18. S.13°05'30"W., A DISTANCE OF 201.96 FEET,
19. S.07°19'37"E., A DISTANCE OF 171.40 FEET;

THENCE N.89°59'59"W., DEPARTING SAID BOUNDARY OF PARCEL 1, A DISTANCE OF 2,859.31 FEET; THENCE N.00°00'00"E.,
A DISTANCE OF 2,547.19 FEET; THENCE N.89°50'41"W., A DISTANCE OF 2,200.73 FEET; THENCE N.02°54'21"W., A
DISTANCE OF 715.56 FEET; THENCE N.05°35'32"W., A DISTANCE OF 111.99 FEET; THENCE N.88°17'16"W., A DISTANCE OF
4,015.67 FEET; THENCE N.00°34'01"E., A DISTANCE OF 405.83 FEET; THENCE N.89°25'59"W., A DISTANCE OF 6,002.94
FEET TO AN INTERSECTION WITH SAID STATE ROAD 31 EAST RIGHT-OF-WAY (100' WIDE); THENCE ALONG SAID EAST
RIGHT-OF-WAY THE FOLLOWING TWO (2) COURSES:

1. N.00°34'01"E., A DISTANCE OF 786.25 FEET,
2. N.00°48'43"W., A DISTANCE OF 133.74 FEET TO A THE POINT OF BEGINNING.

CONTAINING 1,452.71 ACRES, MORE OR LESS.

COORDINATES AND HORIZONTAL DATA SHOWN HEREON ARE IN FEET AND ARE PROJECTED ONTO THE FLORIDA
STATE PLANE COORDINATE SYSTEM, WEST ZONE, NORTH AMERICAN DATUM OF 1983 (NAD83), 2011
ADJUSTMENT.

BEARINGS SHOWN HEREON ARE BASED ON THE WEST LINE OF SECTION 31, TOWNSHIP 41 SOUTH, RANGE 26,
WHERE SAID LINE BEARS N00°48'41"W.

c:\2016\20160286-000\Surveying\Sketches\20160286-000 Increment 1 North 02-26-2018.dwg (D (LTR)) TUF Mar 13, 2018 - 8:00am



JOHNSON ENGINEERING, INC.
2122 JOHNSON STREET
P.O. BOX 1550
FORT MYERS, FLORIDA 33902-1550
PHONE: (239) 334-0046
FAX: (239) 334-3661
E.B. #642 & L.B. #642

**DESCRIPTION
INCREMENT 1 NORTH**

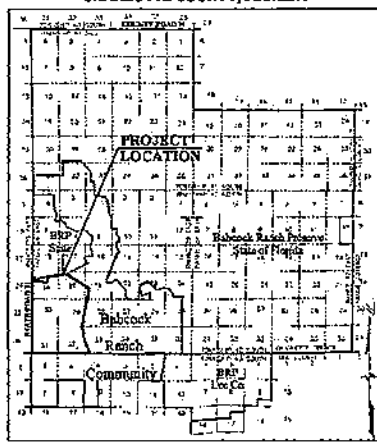
DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
MARCH 2018	20160286	31-41-26	N/A	2 OF 2

EXHIBIT A-2

INCREMENT 1 SOUTH AREA BABCOCK RANCH COMMUNITY LEGAL
DESCRIPTION

C:\GIS\130128200 - 0001\Summary\Summary\130128200 - Sketch - Increment 1 Parcel Map.dwg (Sheet 3) of Job 13, 2013 - 01

**INCREMENT 1 SOUTH AREA
BABCOCK RANCH COMMUNITY**
SECTIONS 19, 20, 21, 28, 29, 30, 31 AND 32
TOWNSHIP 42 SOUTH, RANGE 26 EAST
CHARLOTTE COUNTY, FLORIDA



- NOTES:**
1. BEARINGS, DISTANCES AND AREAS ARE BASED ON GMD VALUES.
 2. BEARING REFERENCE: STATE PLANE COORDINATES, FLORIDA WEST ZONE, NAD 83(99) WHEREBY THE SOUTH LINE OF THE OF SECTION 31, TOWNSHIP 42 SOUTH, RANGE 26 EAST BEARS SOUTH 89° 41' 45" EAST.
 3. THIS SKETCH DOES NOT MAKE ANY REPRESENTATION AS TO ZONING OR DEVELOPMENT RESTRICTIONS ON THE SUBJECT PARCEL.
 4. POC = POINT OF COMMENCEMENT.
 5. POB = POINT OF BEGINNING.
 6. DESC. = DESCRIPTION.
 7. BRP = BABCOCK RANCH PRESERVE.
 8. PARCEL CONTAINS 3,575.47 ACRES MORE OR LESS.
 9. DESCRIPTION ATTACHED.

LOCATION MAP
0 10,000 20,000
(INTENDED DISPLAY SCALE 1"=20,000')

THIS IS NOT A SURVEY

MICHAEL W. NORMAN (FOR THE FIRM LB-642)
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. 4500

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

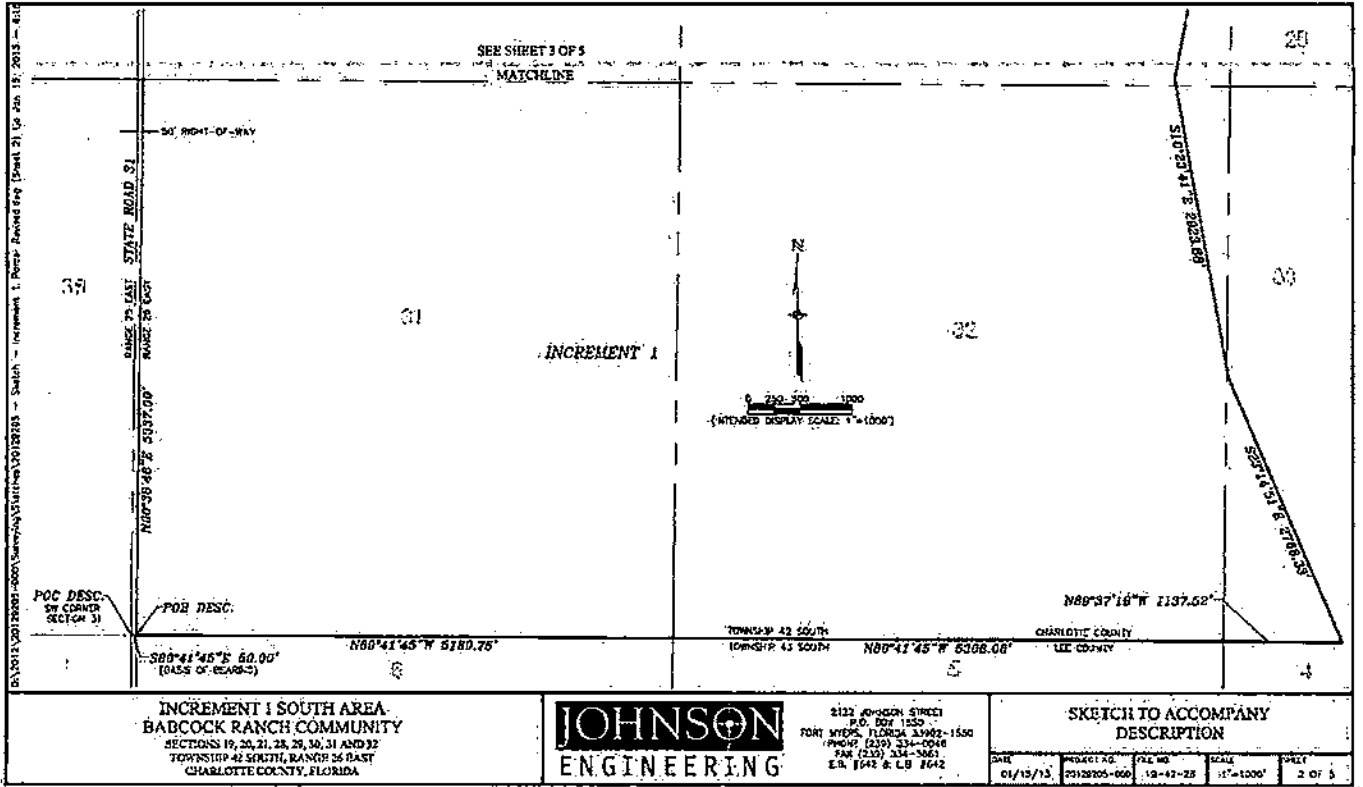
**INCREMENT 1 SOUTH AREA
BABCOCK RANCH COMMUNITY**
SECTIONS 19, 20, 21, 28, 29, 30, 31 AND 32
TOWNSHIP 42 SOUTH, RANGE 26 EAST
CHARLOTTE COUNTY, FLORIDA

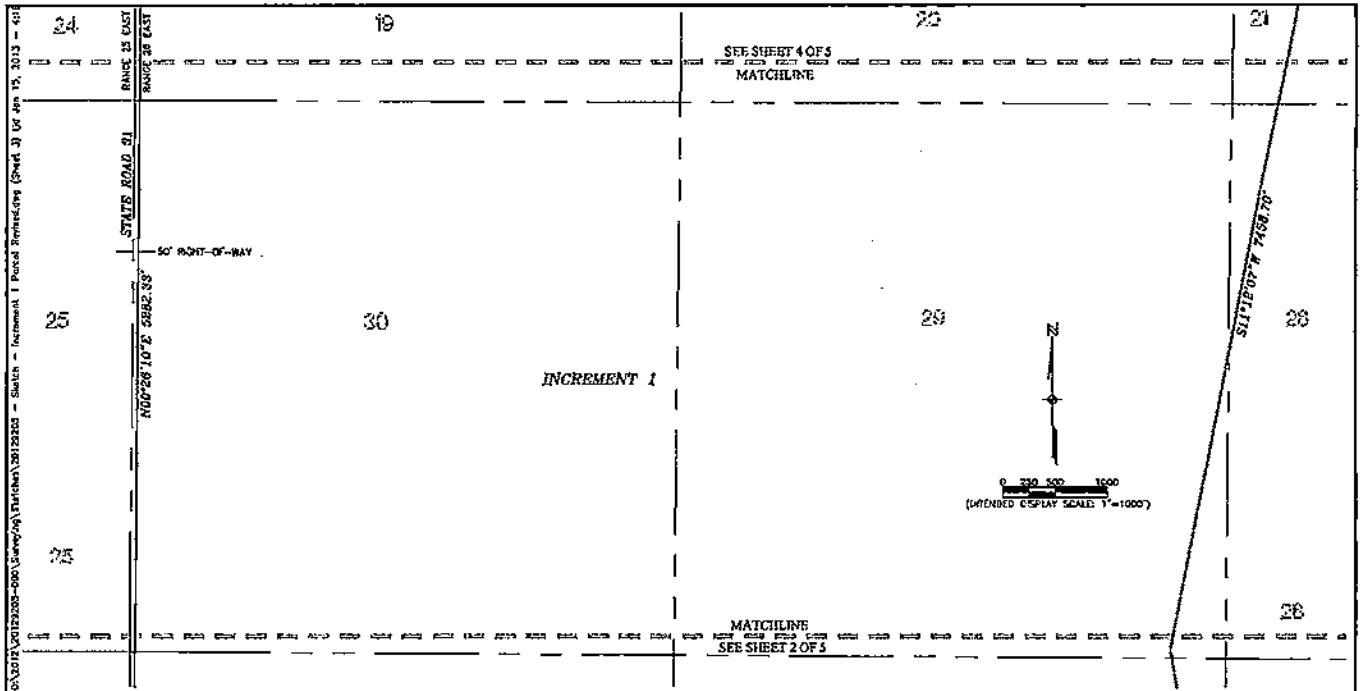


2122 JOHNSON STREET
P.O. BOX 1556
FORT MYERS, FLORIDA 33902-1556
PHONE (239) 334-0048
FAX (239) 334-3688
E.E. #442 & C.E. #642

**SKETCH TO ACCOMPANY
DESCRIPTION**

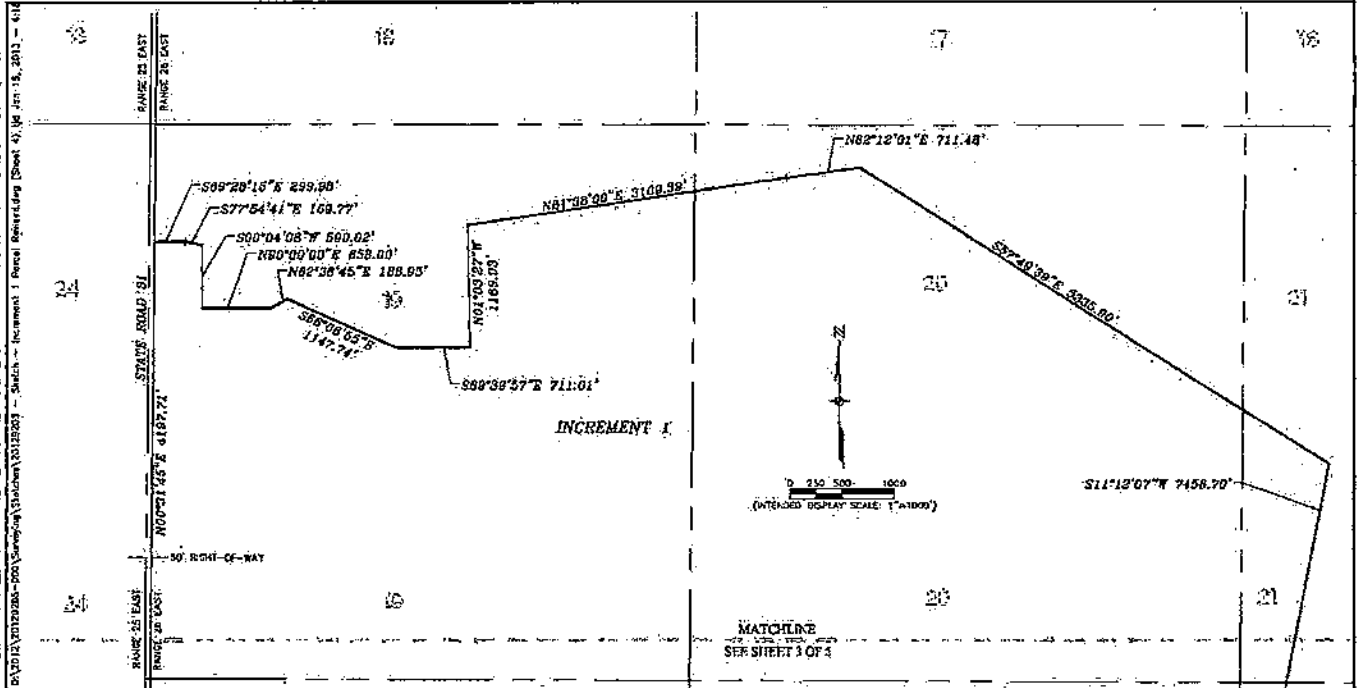
DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
01/15/13	20129205-000	19-02-26	AS SHOWN	1 OF 5





C:\2013\20132200-000\Survey\99\Sketch\Increment 1 Parcel Refinement.dwg (Sheet 3) of 4 on 15, 2013 - 418

INCREMENT 1 SOUTH AREA BABCOCK RANCH COMMUNITY SECTIONS 19, 20, 21, 29, 30, 31 AND 32 TOWNSHIP 43 SOUTH, RANGE 26 EAST CHARLOTTE COUNTY, FLORIDA		2122 JOHNSON STREET P.O. BOX 1950 FORT JEFFERSON, FLORIDA 32902-1550 PHONE (239) 334-0048 FAX (239) 334-3681 E.B. #042 & L.B. #042	SKETCH TO ACCOMPANY DESCRIPTION										
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">DATE</th> <th style="width: 15%;">PROJECT NO.</th> <th style="width: 15%;">FILE NO.</th> <th style="width: 15%;">SCALE</th> <th style="width: 15%;">SHEET</th> </tr> </thead> <tbody> <tr> <td>D1/15/13</td> <td>20122200-000</td> <td>13-42-25</td> <td>1"=1000'</td> <td>3 OF 5</td> </tr> </tbody> </table>				DATE	PROJECT NO.	FILE NO.	SCALE	SHEET	D1/15/13	20122200-000	13-42-25	1"=1000'	3 OF 5
DATE	PROJECT NO.	FILE NO.	SCALE	SHEET									
D1/15/13	20122200-000	13-42-25	1"=1000'	3 OF 5									



INCREMENT 1 SOUTH AREA
 BABCOCK RANCH COMMUNITY
 SECTIONS 19, 20, 21, 22, 23, 24, 25, 26, 27 AND 28
 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA



2122 JOHNSON STREET
 P.O. BOX 1559
 FORT WYOMING, FLORIDA 32032-1559
 PHONE (238) 334-0048
 FAX (238) 334-3961
 E.O. 14176 & L.R. P642

SKETCH TO ACCOMPANY		DESCRIPTION	
DATE	PROJECT NO.	FILE NO.	SCALE
01/15/13	2012R205-000	13-42-25	1"=1000'
			SHEET
			4 OF 5

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DESCRIPTION

INCREMENT 1 SOUTH AREA
 BABCOCK RANCH COMMUNITY
 SECTIONS 19, 20, 21, 28, 29, 30, 31, 32, AND 33
 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA

A PARCEL OF LAND LYING IN SECTIONS 19, 20, 21, 28, 29, 30, 31, 32 AND 33, TOWNSHIP 42 SOUTH,
 RANGE 26 EAST, CHARLOTTE COUNTY, FLORIDA, WHICH TRACT OR PARCEL IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 31 THENCE SOUTH 89°41'45" EAST ALONG
 THE SOUTH LINE OF SAID SECTION 31 FOR 50.00 FEET TO AN INTERSECTION WITH THE EASTERLY
 RIGHT-OF-WAY LINE OF STATE ROAD 31 AND THE POINT OF BEGINNING.
 FROM SAID POINT OF BEGINNING THENCE THE FOLLOWING THREE (3) BEARINGS AND DISTANCES ON SAID
 EASTERLY RIGHT-OF-WAY LINE: NORTH 00°36'46" EAST FOR 5,337.00 FEET; NORTH 00°26'10" EAST
 FOR 5,282.33 FEET; NORTH 00°31'45" EAST FOR 4,197.71 FEET; THENCE SOUTH 89°28'15" EAST
 DEPARTING SAID RIGHT-OF-WAY LINE FOR 289.98 FEET; THENCE SOUTH 77°54'41" EAST FOR 189.77
 FEET; THENCE SOUTH 00°04'08" WEST FOR 899.02 FEET; THENCE NORTH 90°00'00" EAST FOR 658.00
 FEET; THENCE NORTH 82°36'45" EAST FOR 186.95 FEET; THENCE SOUTH 88°06'55" EAST FOR 1,147.74
 FEET; THENCE NORTH 89°39'57" EAST FOR 711.01 FEET; THENCE NORTH 01°03'27" WEST FOR 1,169.03
 FEET; THENCE NORTH 81°38'00" EAST FOR 3,109.39 FEET; THENCE NORTH 82°12'01" EAST FOR 711.48
 FEET; THENCE SOUTH 57°49'39" EAST FOR 5,335.90 FEET; THENCE SOUTH 11°12'07" WEST FOR
 7,458.70 FEET; SOUTH 10°23'41" EAST FOR 2,923.88 FEET; THENCE SOUTH 23°14'51" EAST FOR
 2,788.33 FEET TO AN INTERSECTION WITH THE SOUTH LINE OF SAID SECTION 33, TOWNSHIP 42 SOUTH,
 RANGE 26 EAST; THENCE THE FOLLOWING BEARINGS AND DISTANCE ON THE SOUTH LINE OF SAID
 TOWNSHIP 42 SOUTH: NORTH 89°37'18" WEST FOR 1,137.52 FEET; NORTH 89°41'45" WEST FOR
 5,306.08 FEET; NORTH 89°41'45" WEST ALONG SAID LINE FOR 5,189.75 FEET TO THE POINT OF
 BEGINNING.
 PARCEL CONTAINS 3,575.47 ACRES, MORE OR LESS.

BEARINGS, DISTANCES AND AREAS ARE BASED ON GRID VALUES. BEARING REFERENCE: STATE PLANE
 COORDINATES, FLORIDA WEST ZONE, NAD 83 (99) WHEREIN THE SOUTH LINE OF SECTION 31,
 TOWNSHIP 42 SOUTH, RANGE 26 EAST BEARS SOUTH 89° 41' 45" EAST.

INCREMENT 1 SOUTH AREA
 BABCOCK RANCH COMMUNITY
 SECTIONS 19, 20, 21, 28, 29, 30, 31 AND 32
 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA



2122 JOHNSON STREET
 P.O. BOX 1550
 FORT WERS, FLORIDA 33902-1550
 PHONE (239) 334-0948
 FAX (239) 334-3091
 E.S. #842 & L.R. #842

SKETCH TO ACCOMPANY
 DESCRIPTION

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
01/15/13	2012R06-020	19-42-26		5 OF 5

EXHIBIT A-3

UTILITY EASEMENT BABCOCK RANCH COMMUNITY LEGAL DESCRIPTION

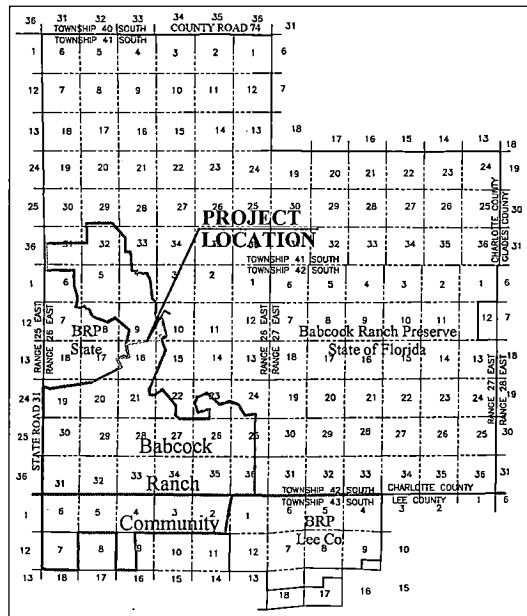
C:\2012\20129205-001\Surveying\Sketches\20129205-001 - Sketch - Inc1 Truncated TRU Easement.dwg (Cover) KMJ Jul 08, 2016 - 2:26pm

INCREMENT 1 - TRUNCATED UTILITY EASEMENT
BABCOCK RANCH COMMUNITY
 SECTIONS 9,10,15,16,17, and 20
 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA

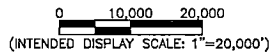


NOTES:

1. BEARINGS, DISTANCES AND AREAS ARE BASED ON GRID VALUES.
2. BEARING REFERENCE: STATE PLANE COORDINATES, FLORIDA WEST ZONE, NAD 83(99) WHEREIN THE SOUTH LINE OF THE OF SECTION 31, TOWNSHIP 42 SOUTH, RANGE 26 EAST BEARS SOUTH 89° 41' 45" EAST.
3. THIS SKETCH DOES NOT MAKE ANY REPRESENTATION AS TO ZONING OR DEVELOPMENT RESTRICTIONS ON THE SUBJECT PARCEL.
4. POC = POINT OF COMMENCEMENT.
5. POB = POINT OF BEGINNING.
6. DESC. = DESCRIPTION
7. BRP = BABCOCK RANCH PRESERVE
8. PARCEL CONTAINS 21.19 ACRES MORE OR LESS.
9. DESCRIPTION ATTACHED ON SHEET 4 of 4.
10. NOT VALID WITHOUT ALL SHEETS 1 THROUGH 4.



LOCATION MAP



THIS IS NOT A SURVEY

MICHAEL L. LOHR (FOR THE FIRM LB-642)
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA CERTIFICATE NO. 5916
 DATE SIGNED: _____
 NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

**INCREMENT 1 - TRUNCATED
 UTILITY EASEMENT BABCOCK
 RANCH COMMUNITY**
 SECTIONS 9,10,15,16,17 AND 20 TOWNSHIP 42 SOUTH,
 RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA

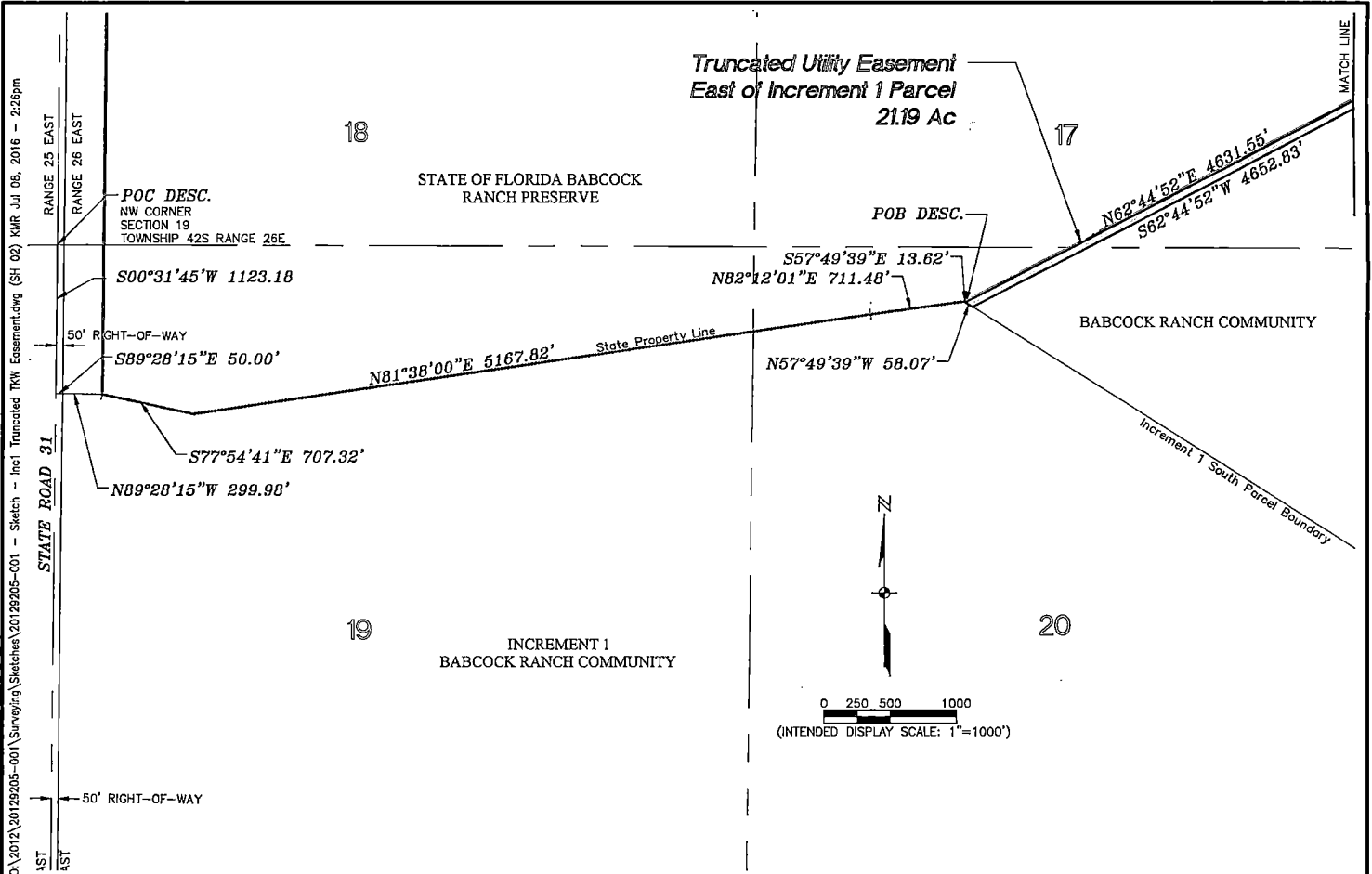


JOHNSON ENGINEERING, INC.
 2122 JOHNSON STREET
 P.O. BOX 1550
 FORT MYERS, FLORIDA 33902-1550
 PHONE: (239) 334-0046
 FAX: (239) 334-3661
 E.B. #642 & L.B. #642

SKETCH TO ACCOMPANY DESCRIPTION

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
6/20/2016	20129205-001	9-42-26	As shown	1 of 4

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**INCREMENT 1 - TRUNCATED
 UTILITY EASEMENT BABCOCK
 RANCH COMMUNITY**
 SECTIONS 9,10,15,16,17 AND 20 TOWNSHIP 42 SOUTH,
 RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA

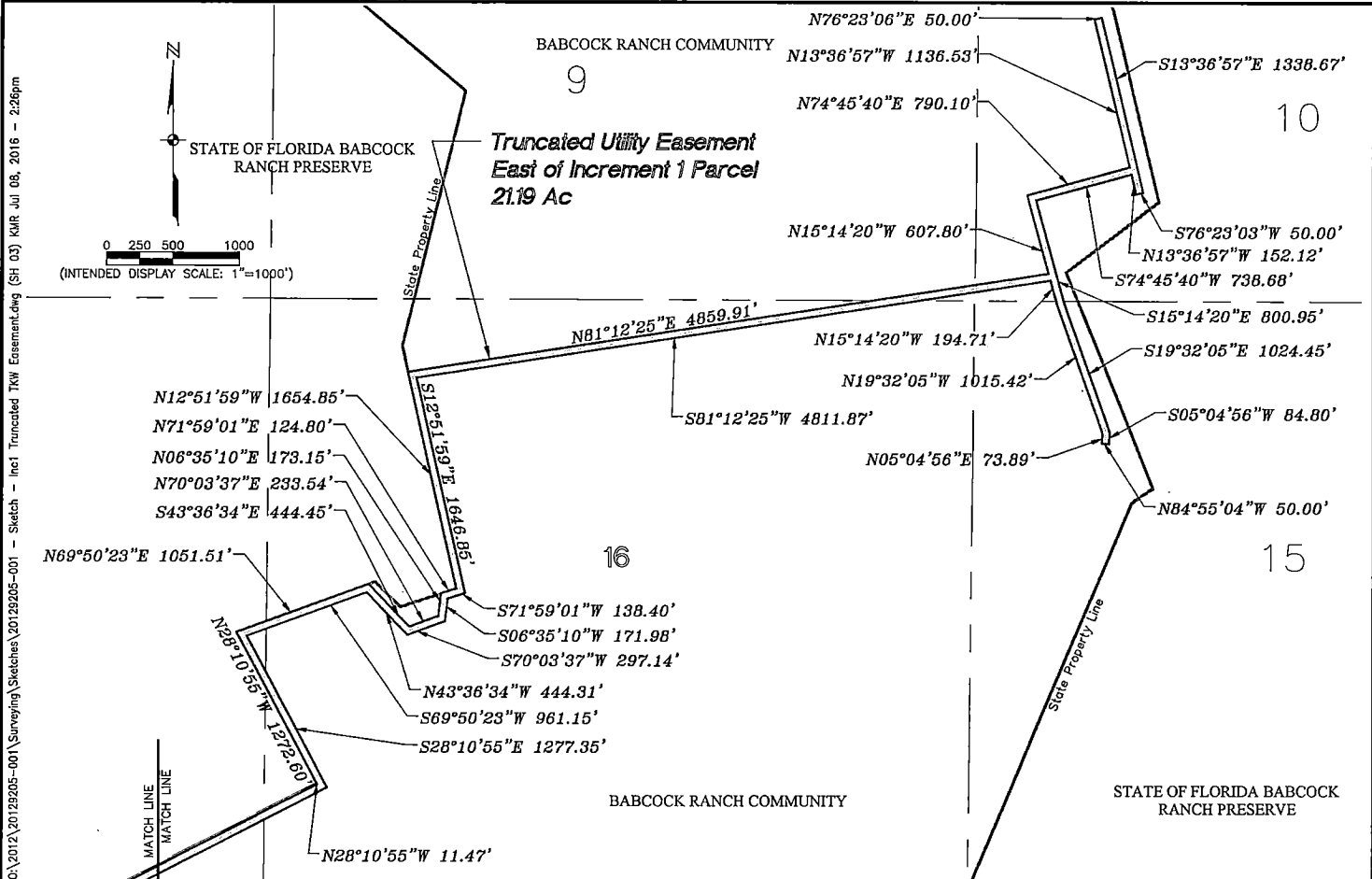


JOHNSON ENGINEERING, INC.
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 FAX: (239) 334-3661
 E.B. #642 & L.B. #642

SKETCH TO ACCOMPANY DESCRIPTION

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
6/30/2016	20129205-001	9-42-26	As Shown	3 of 3

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INCREMENT 1 - TRUNCATED UTILITY EASEMENT BABCOCK RANCH COMMUNITY
SECTIONS 9,10,15,16,17 AND 20 TOWNSHIP 42 SOUTH, RANGE 26 EAST
CHARLOTTE COUNTY, FLORIDA



JOHNSON ENGINEERING, INC.
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FORT MYERS, FLORIDA 33902-1550
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SKETCH TO ACCOMPANY DESCRIPTION

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
6/30/2016	20129205-001	9-42-26	As Shown	3 OF 4

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DESCRIPTION

INCREMENT 1 - TRUNCATED UTILITY EASEMENT
 EAST OF SOUTH INCREMENT 1 PARCEL
 BABCOCK RANCH COMMUNITY
 SECTIONS 9, 10, 15, 16, 17, AND 20
 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA

A PARCEL OF LAND LYING IN SECTIONS 9, 10, 15, 16, 17 AND 20, TOWNSHIP 42 SOUTH, RANGE 26 EAST, CHARLOTTE COUNTY, FLORIDA, WHICH TRACT OR PARCEL IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 19 TOWNSHIP 42 SOUTH RANGE 26 EAST; THENCE SOUTH 00°31'45" WEST ALONG THE WEST LINE OF SAID SECTION 19 FOR 1,123.18'; THENCE SOUTH 89°28'15" EAST FOR 50.00 FEET, DEPARTING SAID SECTION LINE, TO AN INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF STATE ROAD 31; THENCE SOUTH 89°28'15" EAST DEPARTING SAID RIGHT-OF-WAY LINE FOR 299.98 FEET TO A POINT ON THE STATE PROPERTY LINE FOR BABCOCK RANCH PRESERVE; THENCE THE FOLLOWING 3 CALLS ALONG SAID STATE PROPERTY LINE: SOUTH 77°54'41" EAST FOR 707.32 FEET; THENCE N81°38'00"E FOR 5167.82 FEET; THENCE N82°12'01"E FOR 711.48 FEET, LEAVING SAID STATE PROPERTY LINE; THENCE S57°49'39" FOR 13.62 FEET AND THE POINT OF BEGINNING.

FROM SAID POINT OF BEGINNING THENCE THE FOLLOWING THIRTY FIVE (35) BEARINGS AND DISTANCES: NORTH 62°44'52" EAST FOR 4631.55 FEET; THENCE NORTH 28°10'55" WEST FOR 11.47 FEET TO A POINT ON SAID STATE PROPERTY LINE; THENCE ALONG SAID STATE PROPERTY LINE NORTH 28°10'55" WEST FOR 1272.60 FEET; THENCE ALONG SAID STATE PROPERTY LINE NORTH 69°50'23" EAST FOR 1051.51 FEET; THENCE LEAVING SAID STATE PROPERTY LINE SOUTH 43°36'34" EAST FOR 444.45 FEET; THENCE NORTH 70°03'37" EAST FOR 233.54 FEET; THENCE NORTH 06°35'10" EAST FOR 173.15 FEET TO A POINT ON THE SAID STATE PROPERTY LINE; THENCE ALONG SAID STATE PROPERTY LINE NORTH 71°59'01" EAST FOR 124.80; THENCE ALONG SAID STATE PROPERTY LINE NORTH 12°51'59" WEST FOR 1654.85 FEET; THENCE LEAVING SAID STATE PROPERTY LINE NORTH 81°12'25" EAST FOR 4859.91 FEET; THENCE NORTH 15°14'20" WEST FOR 607.80 FEET; THENCE NORTH 74°45'40" EAST FOR 790.10 FEET; THENCE NORTH 13°36'57" WEST FOR 1136.53 FEET; THENCE NORTH 76°23'06" EAST FOR 50.00 FEET; THENCE SOUTH 13°36'57" EAST FOR 1338.67 FEET; THENCE SOUTH 76°23'03" WEST FOR 50.00 FEET; THENCE NORTH 13°36'57" WEST FOR 152.12 FEET; THENCE SOUTH 74°45'40" WEST FOR 738.68 FEET; THENCE SOUTH 15°14'20" EAST FOR 800.95 FEET; THENCE SOUTH 09°32'05" EAST FOR 1024.45 FEET; THENCE SOUTH 05°04'56" WEST FOR 84.80 FEET; THENCE NORTH 84°55'04" WEST FOR 50.00 FEET; THENCE NORTH 05°04'56" EAST FOR 73.89 FEET; THENCE NORTH 19°32'05" WEST FOR 1015.42 FEET; THENCE NORTH 15°14'20" WEST FOR 194.71 FEET; THENCE SOUTH 81°12'25" WEST FOR 4811.87 FEET; THENCE SOUTH 12°51'59" EAST FOR 1646.85 FEET; THENCE SOUTH 71°59'01" WEST FOR 138.40 FEET; THENCE SOUTH 06°35'10" WEST FOR 1714.98 FEET; THENCE SOUTH 70°03'37" WEST FOR 297.14 FEET; THENCE NORTH 43°36'34" WEST FOR 444.31 FEET; THENCE SOUTH 69°50'23" WEST FOR 961.15 FEET; THENCE SOUTH 28°10'55" EAST FOR 1277.35 FEET; THENCE SOUTH 62°44'52" WEST FOR 4652.83 FEET; THENCE NORTH 57°49'39" WEST FOR 58.07 FEET AND THE POINT OF BEGINNING.

PARCEL CONTAINS 21.19 ACRES, MORE OR LESS.

BEARINGS, DISTANCES AND AREAS ARE BASED ON GRID VALUES. BEARING REFERENCE: STATE PLANE COORDINATES, FLORIDA WEST ZONE, NAD 83 (99) WHEREIN THE SOUTH LINE OF SECTION 31, TOWNSHIP 42 SOUTH, RANGE 26 EAST BEARS SOUTH 89° 41' 45" EAST.

INCREMENT 1 - TRUNCATED
 UTILITY EASEMENT BABCOCK
 RANCH COMMUNITY
 SECTIONS 9,10,15,16,17 AND 20 TOWNSHIP 42 SOUTH,
 RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA



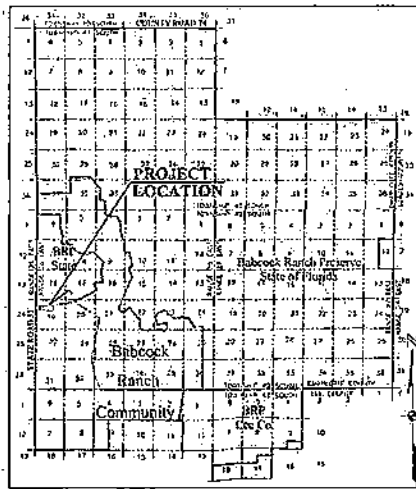
JOHNSON ENGINEERING, INC.
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 PHONE: (239) 334-0046
 FAX: (239) 334-3661
 E.B. #642 & L.B. #642

SKETCH TO ACCOMPANY DESCRIPTION				
DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
6/30/2016	20129205-001	9-42-26	As Shown	4 OF 4

EXHIBIT A-4

INCREMENT 1 – 45.98 ACRE PARCEL – BABCOCK RANCH COMMUNITY

INCREMENT 1 - 45.98AC PARCEL
 BABCOCK RANCH COMMUNITY
 SECTION 19 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA



LOCATION MAP
 0 10,000 20,000
 (INTENDED DISPLAY SCALE: 1"=20,000')

NOTES:

1. BEARINGS, DISTANCES AND AREAS ARE BASED ON GRID VALUES.
2. BEARING REFERENCE: STATE PLANE COORDINATES, FLORIDA WEST ZONE, MAD 83(99) WHEREIN THE SOUTH LINE OF THE OF SECTION 31, TOWNSHIP 42 SOUTH, RANGE 26 EAST BEARS SOUTH 09° 41' 45" EAST.
3. THIS SKETCH DOES NOT MAKE ANY REPRESENTATION AS TO ZONING OR DEVELOPMENT RESTRICTIONS ON THE SUBJECT PARCEL.
4. POC = POINT OF COMMENCEMENT.
5. POB = POINT OF BEGINNING.
6. DESC. = DESCRIPTION
7. BRP = BABCOCK RANCH PRESERVE
8. PARCEL CONTAINS 45.98 ACRES MORE OR LESS.
9. DESCRIPTION ATTACHED ON SHEET 3 OF 3.
10. NOT VALID WITHOUT ALL SHEETS 1 THROUGH 3.

THIS IS NOT A SURVEY

Michael L. Lohr
 MICHAEL L. LOHR (FOR THE FIRM LB-642)
 PROFESSIONAL SURVEYOR AND MAPPER
 FLORIDA CERTIFICATE NO. 5916
 DATE SIGNED: 05/25/2016
 NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

INCREMENT 1 - 45.98AC PARCEL
 BABCOCK RANCH COMMUNITY
 SECTION 19 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA

JOHNSON
 ENGINEERING

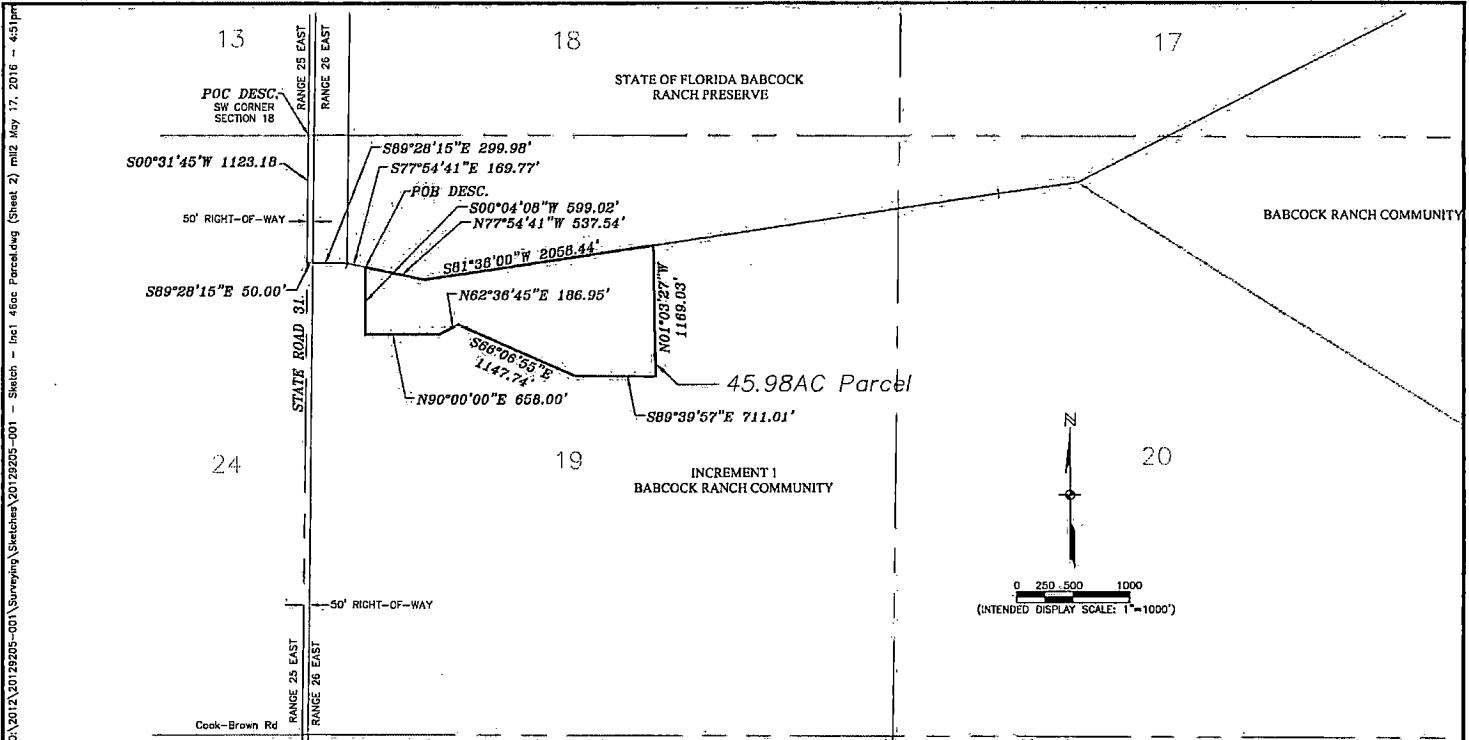
2122 JOHNSON STREET
 P.O. BOX 1550
 FORT MYERS, FLORIDA 33902-1550
 PHONE (239) 334-0046
 FAX (239) 334-3661
 E.B. #642 & L.B. #642

SKETCH TO ACCOMPANY
 DESCRIPTION

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
04/27/2016	20129205-001	19-42-26	AS SHOWN	1 OF 3

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C:\2012\20122205-001\Surveying\Sketches\20122205-001 - Sketch - Inc1 46ac Parcel.dwg (Sheet 2) m12 May 17, 2016 - 4:51 pm



INCREMENT 1 - 45.98AC PARCEL
BABCOCK RANCH COMMUNITY
 SECTION 19 TOWNSHIP 42 SOUTH, RANGE 26 EAST
 CHARLOTTE COUNTY, FLORIDA

JOHNSON
ENGINEERING

2122 JOHNSON STREET
 P.O. BOX 1550
 FORT MYERS, FLORIDA 33902-1550
 PHONE (239) 334-0046
 FAX (239) 334-3661
 E.B. #542 & L.B. #542

SKETCH TO ACCOMPANY
DESCRIPTION

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
4/27/2016	20122205-001	19-42-26	1"=1000'	2 OF 3

O:\2012\201205-001\Surveying\Sheet\201205-001 - Sketch - Inc 1 - 45.98 Parcel.dwg (Sheet) pl2 May 17, 2016 - 4:48pm

DESCRIPTION

INCREMENT 1 45.98 AC PARCEL
BABCOCK RANCH COMMUNITY
SECTION 19 TOWNSHIP 42 SOUTH, RANGE 26 EAST
CHARLOTTE COUNTY, FLORIDA

A PARCEL OF LAND LYING IN SECTION 19 TOWNSHIP 42 SOUTH, RANGE 26 EAST, CHARLOTTE COUNTY, FLORIDA, WHICH TRACT OR PARCEL IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SECTION 19 TOWNSHIP 42 SOUTH RANGE 26 EAST; THENCE SOUTH 00°31'45" WEST ALONG THE WEST LINE OF SAID SECTION 19 FOR 1,123.18'; THENCE SOUTH 89°28'15" EAST FOR 50.00 FEET, DEPARTING SAID SECTION LINE, TO AN INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF STATE ROAD 31; THENCE SOUTH 89°28'15" EAST DEPARTING SAID RIGHT-OF-WAY LINE FOR 299.98 FEET; THENCE SOUTH 77°54'41" EAST FOR 169.77 FEET AND THE POINT OF BEGINNING. FROM SAID POINT OF BEGINNING THENCE THE FOLLOWING EIGHT (8) BEARINGS AND DISTANCES; SOUTH 00°04'08" WEST FOR 599.02 FEET; THENCE NORTH 90°00'00" EAST FOR 658.00 FEET; THENCE NORTH 62°36'45" EAST FOR 185.95 FEET; THENCE SOUTH 66°06'55" EAST FOR 1,147.74 FEET; THENCE SOUTH 89°39'57" EAST FOR 711.01 FEET; THENCE NORTH 01°03'27" WEST FOR 1,169.03 FEET; THENCE SOUTH 81°38'00" WEST FOR 2058.44 FEET; THENCE NORTH 77°54'41" WEST FOR 537.54 FEET AND THE POINT OF BEGINNING.
PARCEL CONTAINS 45.98 ACRES, MORE OR LESS.

BEARINGS, DISTANCES AND AREAS ARE BASED ON GRID VALUES. BEARING REFERENCE: STATE PLANE COORDINATES, FLORIDA WEST ZONE, NAD 83 (99) WHEREIN THE SOUTH LINE OF SECTION 31, TOWNSHIP 42 SOUTH, RANGE 26 EAST BEARS SOUTH 89° 41' 45" EAST.

INCREMENT 1 - 45.98AC PARCEL
BABCOCK RANCH COMMUNITY
SECTION 19 TOWNSHIP 42 SOUTH, RANGE 26 EAST
CHARLOTTE COUNTY, FLORIDA



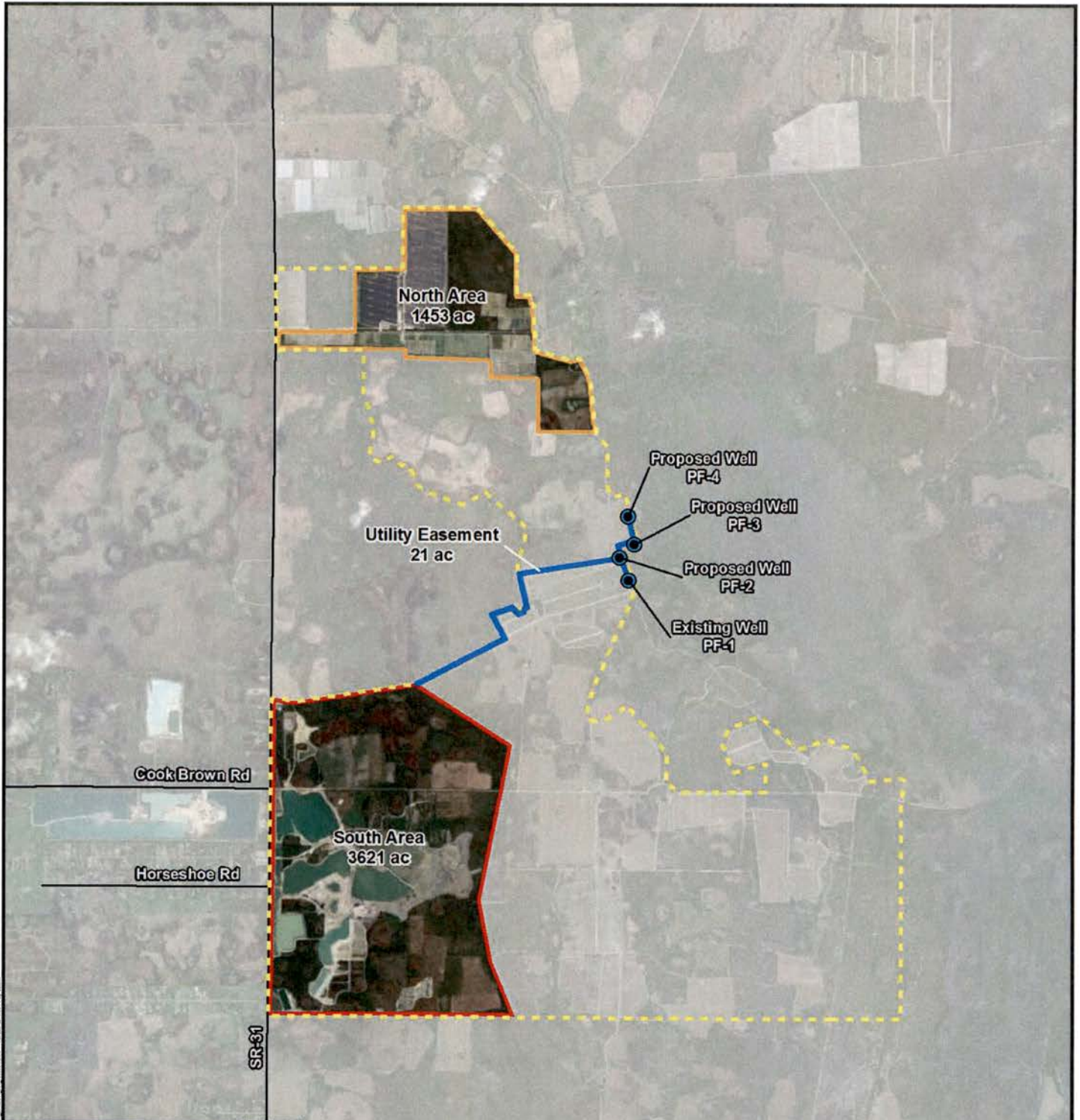
2122 JOHNSON STREET
P.O. BOX 1550
FORT MYERS, FLORIDA 33802-1550
PHONE (239) 334-0046
FAX (239) 331-3861
E.B. #642 & L.B. #642

SKETCH TO ACCOMPANY
DESCRIPTION

DATE	PROJECT NO.	FILE NO.	SCALE	SHEET
4/27/2016	201205-000	19-42-26		3 OF 3

EXHIBIT B-1

**BABCOCK RANCH COMMUNITY MAP H INCREMENT 1 MASTER DEVELOPMENT
PLAN**



LEGEND

-  Potable Well Locations
-  Babcock Ranch Community DRI Boundary
-  Increment 1 South Area Boundary
-  Increment 1 North Area Boundary
-  Increment 1 Utility Easement Area Boundary

Boundary	Area	Open Space	Area
South Area	3,621 ac	South Area	TBD ac
North Area	1,453 ac	North Area	1,453 ac
Utility Easement	21 ac	Utility Easement	21 ac
Total	5,095 ac	Total	TBD ac
		TBD/5,095 = TBD	

Chart



Disclaimer: Stantec assumes no responsibility for data supplied in electronic format. The recipient accepts full responsibility for verifying the accuracy and completeness of the data. The recipient releases Stantec, its officers, employees, consultants and agents, from any and all claims arising in any way from the content or provision of the data.

Exhibit B-1
Babcock Ranch Community
 Map H Increment 1 Master Development Plan
 March 2018

Stantec Consulting Services Inc.
 6900 Professional Parkway East
 Sarasota, FL 34240
 tel 941.507.6500
 fax 941.507.6911

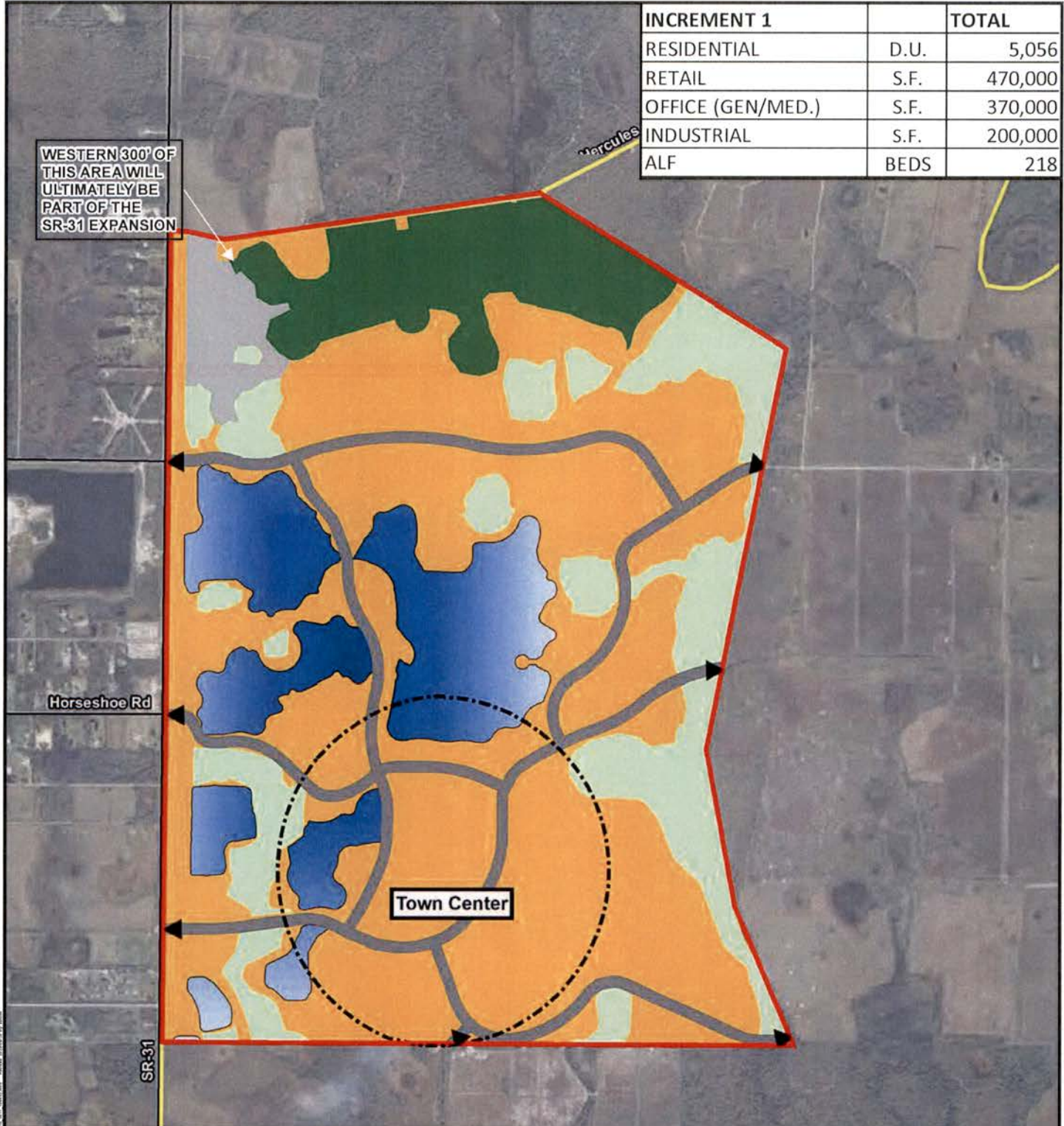


EXHIBIT B-2

**BABCOCK RANCH COMMUNITY MAP H-1 INCREMENT 1 SOUTH MASTER
DEVELOPMENT PLAN**

INCREMENT 1		TOTAL
RESIDENTIAL	D.U.	5,056
RETAIL	S.F.	470,000
OFFICE (GEN/MED.)	S.F.	370,000
INDUSTRIAL	S.F.	200,000
ALF	BEDS	218

WESTERN 300' OF THIS AREA WILL ULTIMATELY BE PART OF THE SR-31 EXPANSION



LEGEND

- Babcock Ranch Community DRI Boundary
- Town Center
- Utility (± 90 ac)
- Lake (± 535 ac)
- Mixed Use (± 2,129 ac)
- Active Greenway (± 546 ac)
- Observation Greenway (± 321 ac)
- Increment 1 South Boundary, (±3,621 ac)
- Internal Roadway Circulation System, ± 123 ac
- Parcel Access
- Fire / EMS / Sheriff/ Communication Tower

ADDITIONAL UNITS AND SQUARE FOOTAGE MAY BE ADDED TO THE INCREMENT IN THE FUTURE THROUGH AN AMENDMENT TO THIS INCREMENT

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Exhibit B-2
Babcock Ranch Community
 Map H-1 Increment 1 South Master Development Plan
 June 2022

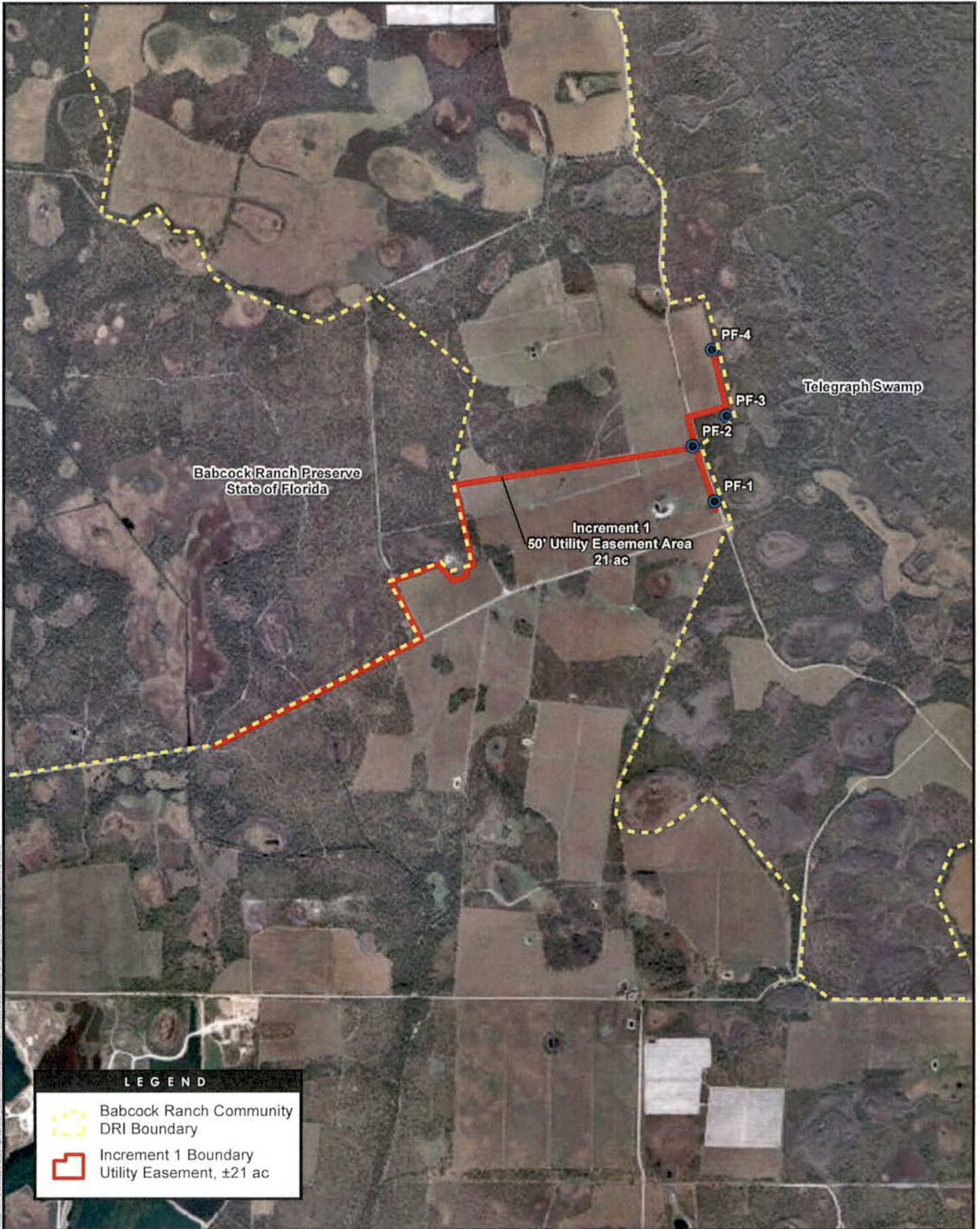
Stantec Consulting Services Inc.
 6020 Professional Parkway East
 Sarasota, FL 34240
 tel 941.907.6900
 fax 941.907.6911





Prepared by: EES036018

EXHIBIT B-3

BABCOCK RANCH COMMUNITY MAP H-2 INCREMENT 1 UTILITY EASEMENT
AREA MASTER DEVELOPMENT PLAN



LEGEND

-  Babcock Ranch Community DRI Boundary
-  Increment 1 Boundary Utility Easement, ±21 ac



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Exhibit B-3
Babcock Ranch Community
 Map H-2 Increment 1 Utility Easement Area Master Development Plan
 June 2016

Stantec Consulting Services Inc.
 6900 Professional Parkway East
 Sarasota, FL 34240
 Tel: 941.907.6900
 Fax: 941.907.6911



EXHIBIT B-4

BABCOCK RANCH COMMUNITY MAP H-3 INCREMENT 1 NORTH AREA MASTER
DEVELOPMENT PLAN

The Babcock
Ranch Preserve
State of Florida

SR-31

Increment 1 North Area
±1,453 ac

Tuckers Grade

The Babcock
Ranch Preserve
State of Florida

LEGEND

-  North Babcock Area (± 50 ac)
-  Active Greenway (± 1,203 ac)
-  Corridor Greenway (± 3 ac)
-  Observation Greenway (± 113 ac)
-  Passive Greenway (± 38 ac)
-  S.R. 31 300' R.O.W. (± 6 ac)
-  Increment 1 North Boundary, (±1,453 ac)
-  Tuckers Grade (± 40 ac)

ADDITIONAL UNITS AND SQUARE
FOOTAGE MAY BE ADDED TO THE
INCREMENT IN THE FUTURE
THROUGH AN AMENDMENT TO
THIS INCREMENT

Disclaimer: Stantec assumes no responsibility for data supplied in electronic format. The recipient accepts full responsibility for verifying the accuracy and completeness of the data. The recipient releases Stantec, its officers, employees, consultants and agents, from any and all claims arising in any way from the content or provision of the data.



Exhibit B-4
Babcock Ranch Community
Map H-3 Increment 1 North Area Master Plan
March 2023

Stantec Consulting Services Inc.
6920 Professional Parkway East
Sarasota, FL 34240
tel 941.907.8200
fax 941.907.8911



EXHIBIT B-5

**BABCOCK RANCH COMMUNITY MAP H-4 INCREMENT 1 MASTER
DEVELOPMENT PLAN FIXED AND VARIABLE DEVELOPMENT CRITERIA**

FIXED AND VARIABLE DEVELOPMENT CRITERIA FOR BABCOCK RANCH COMMUNITY INCREMENT 1

FIXED DEVELOPMENT CRITERIA

1. THE ALLOCATION OF DWELLING UNITS AND SQUARE FOOTAGE IDENTIFIED ON THE LAND USE TABLE ON THE MAP H SERIES MAY BE MODIFIED CONSISTENT WITH THE EQUIVALENCY MATRIX. SUPPORTING COMMUNITY ANCILLARY FACILITIES INCLUDED IN INCREMENT 1 SUCH AS SCHOOLS, LIBRARIES, PLACES OF WORSHIP, FIRE, EMS, AND SHERIFF FACILITIES, REGIONAL AND COMMUNITY UTILITY INFRASTRUCTURE AND PARK FACILITIES, SITES AND BUILDINGS AND SIMILAR NEIGHBORHOOD AMENITIES WILL NOT BE ATTRIBUTED TO OTHER DEVELOPMENT COMPONENTS AND WILL NOT REQUIRE USE OF THE EQUIVALENCY MATRIX.
2. AGRICULTURAL USES, UTILITY INFRASTRUCTURE, RENEWABLE ENERGY SYSTEMS AND FACILITIES SHALL BE PERMITTED THROUGHOUT INCREMENT 1 AND WILL NOT BE ATTRIBUTED TO OTHER DEVELOPMENT PROGRAMS AND WILL NOT BE SUBJECT TO THE EQUIVALENCY MATRIX.
3. ALL DEVELOPMENT OF THE SUBJECT PROPERTY, AS IT RELATES TO THE DEFINED DEVELOPMENT FORMS, DESIGN STANDARDS AND PROVISIONS AND USES COMMON TO THE DISTRICT, SHALL BE IN CONFORMANCE WITH THE BABCOCK RANCH OVERLAY ZONING DISTRICT (ORDINANCE NO. 2014-077), AS MAY BE AMENDED.
4. OPEN SPACE SHALL BE TABULATED AND UPDATED AS A RESULT OF FINAL PERMITTING FOR THE PURPOSE OF MONITORING THE MINIMUM OF 35% OPEN SPACE REQUIRED OVERALL FOR THE BABCOCK RANCH COMMUNITY. OPEN SPACE/GREENWAY AREAS SUBJECT TO CONSERVATION EASEMENTS IDENTIFIED IN THIS INCREMENT SHALL BE RECORDED IN THE PUBLIC RECORDS FOLLOWING FINAL PERMITTING.
5. WHEN COMBINED WITH NON-RESIDENTIAL DEVELOPMENT IN THE LEE COUNTY BABCOCK MIXED USE PLANNED DEVELOPMENT DISTRICT THE TOTAL NON-RESIDENTIAL DEVELOPMENT SHALL NOT EXCEED THE TOTAL SQUARE FOOTAGE IN THE CHARLOTTE COUNTY BABCOCK RANCH MASTER DEVELOPMENT OF REGIONAL IMPACT ORDER (AS MAY BE MODIFIED BY THE DRI'S ADOPTED CONVERSION MATRIX).
5. HELICOPTER LANDING SITE AND MOSQUITO CONTROL BUILDING MAY BE LOCATED IN GREENWAYS, EXCEPT IN CORRIDOR AND OBSERVATION GREENWAYS.

VARIABLE DEVELOPMENT CRITERIA

1. THE FOLLOWING ITEMS WILL BE DEFINED DURING DETAILED SITE PLANNING AND PERMITTING:
 - a. FINAL CONFIGURATIONS OF DEVELOPMENT PODS, INCLUDING POTENTIAL RELOCATION AND RECONFIGURATION OF NEIGHBORHOOD MIXED USE/RESIDENTIAL/COMMERCIAL (MURC), AND TOWN CENTER.
 - b. FINAL ACREAGES OF ALL PROPOSED USES.
 - c. NATIVE HABITAT PRESERVATION, ALTERATION, ENHANCEMENT, MITIGATION AND CONSERVATION ACREAGES MAY BE MODIFIED BASED ON FINAL LAND PLANNING, STORMWATER LAKE DESIGN, OTHER ENGINEERING REQUIREMENTS AND FINAL PERMITTING. MITIGATION MAY OCCUR OUTSIDE THE BOUNDARIES OF THE INCREMENT SUBJECT TO FINAL PERMITTING APPROVALS.
 - d. STORMWATER MANAGEMENT FACILITIES MAY OCCUR OUTSIDE THE BOUNDARIES OF THE INCREMENT SUBJECT TO FINAL ENGINEERING AND PERMITTING.
 - e. THE FINAL LOCATION, SIZE AND ALLOCATION OF CIVIC FACILITIES (I.E. INTERNAL PARKS, SCHOOLS, CHURCHES, EMERGENCY SERVICES BUILDINGS, ETC.).
 - f. THE INTERNAL ROAD ALIGNMENTS AND CIRCULATION (LOCAL ROADS WITHIN DEVELOPMENT PODS WILL BE PROVIDED AS PART OF FINAL SITE PLANNING AND PERMITTING).
 - g. THE CONFIGURATION AND DETAIL ASSOCIATED WITH THE AGRICULTURE AREAS AND RENEWABLE ENERGY SYSTEMS AND FACILITIES.
 - h. THE FINAL LOCATION, ALLOCATION, ALIGNMENT AND USE OF THE MULTI-MODAL TRAIL SYSTEM AND THE EXACT LOCATIONS AND FUTURE INTERCONNECTIONS OF THE MULTI-MODAL TRAIL SYSTEM WITH THE NEIGHBORHOOD TRAIL/PATH/SIDEWALK SYSTEM.
 - i. THE LOCATION OF VEHICULAR ACCESS POINTS, INCLUDING EXISTING TEMPORARY ENTRYWAYS, TO EXTERNAL PUBLIC ROADWAYS.
2. THE EXISTING PERMITTED OR APPROVED MINING OPERATIONS WILL BE ALLOWED TO CONTINUE. ADDITIONAL MINING AREAS MAY BE ALLOWED CONSISTENT WITH CURRENT AND SUBSEQUENT PERMITTING.
- 3.2. FURTHER ADJUSTMENTS TO THE BOUNDARIES OF DEVELOPMENT PODS FOR SPECIFIC LAND USE CLASSIFICATIONS MAY OCCUR AS A RESULT OF FINAL LAND PLANNING AND PERMITTING. SPECIFIC USES TO SUPPORT DEVELOPMENT SUCH AS PARKING, STORMWATER LAKES, PARKS OR OTHER SPACES MAY BE IDENTIFIED AND REFINED THROUGH SUBSEQUENT PERMITTING CONSISTENT WITH LOCAL LAND DEVELOPMENT REGULATIONS.
- 4.3. ADDITIONAL UNITS AND SQUARE FOOTAGE WILL BE ADDED TO THE INCREMENT IN THE FUTURE THROUGH AN AMENDMENT TO THIS INCREMENT.
- 5.4. GOLF COURSE/RECREATION IS ALLOWED IN MIXED USE RESIDENTIAL COMMERCIAL (MURC).

EXHIBIT C

RESERVED

EXHIBIT D

UPDATED SUMMARY OF LAND DEDICATIONS AND FACILITIES CONSTRUCTION

Exhibit D

SUMMARY OF LAND DEDICATION & FACILITIES CONSTRUCTION

**SITE & BUILDING
DEDICATION/CONSTRUCTION TIME LINE**
The criteria for determining public facility shell completion and/or land dedication shall be by population or residential certificate of occupancy ("C/O") referenced below.

Public Facilities Required	Aggregate Site Dedication (acre)	Number of Sites (#)	Shell Building Required (s.f.)	Commencement of Operations	
Extension Services					
Mosquito Control pre-fab building (shell only)	1	1	3000 *1	Prior to reaching 12,500 persons	*7
Fire/Rescue/Law Enforcement					
Site #1 Sheriff	1.8	1	12,500	October 1, 2024	*7
Site #1 Fire	1.5	1	12,160	October 1, 2024	*7
One Ladder Truck *2	n/a	n/a	n/a	October 1, 2024	
One EMS Vehicle	n/a	n/a	n/a	500th C/O	<u>COMPLETE</u>
One permanent helicopter landing site*3	0.25	1	n/a	October 1, 2024	*7
Fire & Police Communications Tower Site	0.25±	1	n/a	Site identification and dedication by 1,500th C/O	COMPLETE
Interim Sheriff's Sub-station Office Trailer and Site *4	n/a	1	24'W x 60' overall	The later of the issuance of the 100th residential C/O or upon written request of Sheriff's Dept.	COMPLETE
Interim EMS Sub-Station Site *5	n/a	1	n/a		COMPLETE

SUMMARY OF LAND DEDICATION & FACILITIES CONSTRUCTION

SITE & BUILDING DEDICATION TIME LINE

Public Facilities Required	Aggregate Site Dedication (acre)	Number of Sites (#)	Shell Building Required (s.f.)	Commencement of Operations
Schools *6				
Elementary Schools				
Middle Schools				
High Schools				
Educational Service Center				

The criteria for determining public facility shell completion and/or land dedication shall be by residential certificate of occupancy ("C/O")

~~School Board criteria for land dedication per the School Site Dedication Agreement.~~

~~School Board criteria for land dedication per the School Site Dedication Agreement.~~

~~School Board criteria for land dedication per the School Site Dedication Agreement.~~

~~School Board criteria for land dedication per the School Site Dedication Agreement.~~

Notes to Exhibit 'D'

*1 Pre-fab building to include two offices, two bays for vehicle and equipment, and chemical storage. This facility shall be ADA compliant and shall include all required utilities, parking, and landscaping.

*2 Developer and/or District will provide funding up to one million two hundred thousand dollars (\$1,200,000) towards the purchase of a ladder truck and County will be responsible for funding any remaining cost of the ladder truck.

*3 Helicopter landing site may also be used by mosquito control and co-located with the mosquito control pre-fab building (shell only).

General Notes:

- 1) All dedications and construction, required under this schedule, shall be completed and turned over based on a population or residential dwelling unit certificate of occupancy use threshold required above or as otherwise agreed to by the parties.
- 2) The shell building construction required above shall be completed by the Developer one (1) year prior to the trigger referenced in the column entitled 'Commencement of Operations'.
- 3) Subject to agreement with the County and Developer, public facilities may be located in other increments without the requirement to amend Exhibit D. Biennial Report monitoring and subsequent amendments to the DRI will incorporate such changes, as appropriate.

*4 An interim sheriff's sub-station office trailer (24'W x 60' overall length) will be fully operational the later of the issuance of the 100th residential C/O or upon written request of Sheriff's Department and will be terminated upon the opening of the Sheriff's facility.

COMPLETE

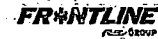
*5 Provide site work and utility connections for interim EMS station 9 expansion

~~*6 School sites may be dedicated to a charter school(s), in accordance with the First Amendment to the Babcock Ranch School Site Dedication Agreement dated July 22, 2016. School sites will be located, based on appropriateness of site and anticipated demographic makeup of each increment. School site locations will be provided for the DRI, but are not allocated to a specific increment. School Board criteria for land dedication per the School Site Dedication Agreement.~~

*7 County and Developer shall meet bi-annually to discuss the next five (5) years of development projections, such projections shall include the projected population and square footage for non-residential development, including but not limited to retail, office, industrial, ancillary facilities, etc. The population projection shall be based on 2.5 persons per unit. The development projections shall also be coordinated with the emergency response zones to meet the service requirements. The site and building dedication/construction timing for each public facility will be agreed upon in writing as part of the bi-annual meetings.

EXHIBIT D1

SPECIFICATIONS FOR ONE (1) FREIGHTLINER M2 AEV TYPE I AMBULANCE



October 8, 2018

Mr. Donnie Finkelstein, Fleet Manager
Charlotte County Fire and EMS
26581 Airport Road
Punta Gorda, FL 33982

We are pleased to provide you with the following pricing, shop order, drawings, and chassis specifications for new 2019 Freightliner M2 4 door cab with custom AEV Type I Ambulance. Pricing is based on purchasing this unit from the Florida Sheriff's Association Bid No. FS18-VEF13.0 Specification #03 - Type I Ambulance Medium Duty (4 x 2) Freightliner M2.

PRICING:

- Total price per unit 4 door cab with AEV Type I module \$289,365.00
- Included in above price: Your standard graphic/chevron package, M2 4 door rear cab a/c system, Engel MT17-F-U1, TSL17 tray, Stryker Power Pro XT Cot, Power Load Compatibility, steer lock, foot end O2 bottle holder, fowler O2 bottle holder w/pad, 3 stage IV pole, equipment hook, flat head end storage pouch, base storage net, backrest storage pouch, XPS, Stryker Power Load and Stryker stair chair.
- Above price is good for 60 days
- TERMS: Payment in full is due upon the delivery of each unit. Upon payment, ETR, L.L.C. shall furnish the County a "Statement of Origin" or the necessary validated documents require for title application.

Sincerely,

Jerry Michaluk
President/CEO

EXHIBIT E

BABCOCK RANCH COMMUNITY INCREMENT 1 PARAMETERS

EXHIBIT E

Table 1. Increment 1 Parameters

LAND USE	AMOUNT/SIZE
Residential	5,05600 units
Hotel	600 rooms
Retail	4870,000 sf
Office	3750,000 sf
Industrial	200,000 sf
Assisted Living Facility	218400 Bedsunits
Supporting Community & other facilities	50,000 sf
School	20 acres
Golf Course	18 holes

Table 2. Increment 1 Parameters by Development Area

LAND USE	AMOUNT/SIZE	VILLAGE MINIMUM/ AMOUNT/SIZE	TOWN CENTER MINIMUM AMOUNT/SIZE
Residential	5,000 units	1,000 units	2,000 units
Retail	870,000 sf	5,000 sf	100,000 sf
Office	350,000 sf	0 sf	40,000 sf
Assisted Living Facility	100 units	0 units	0 units
Supporting community and other facilities	50,000 sf	0 sf	10,000 sf
Golf Course	18 holes	0 holes	0 holes

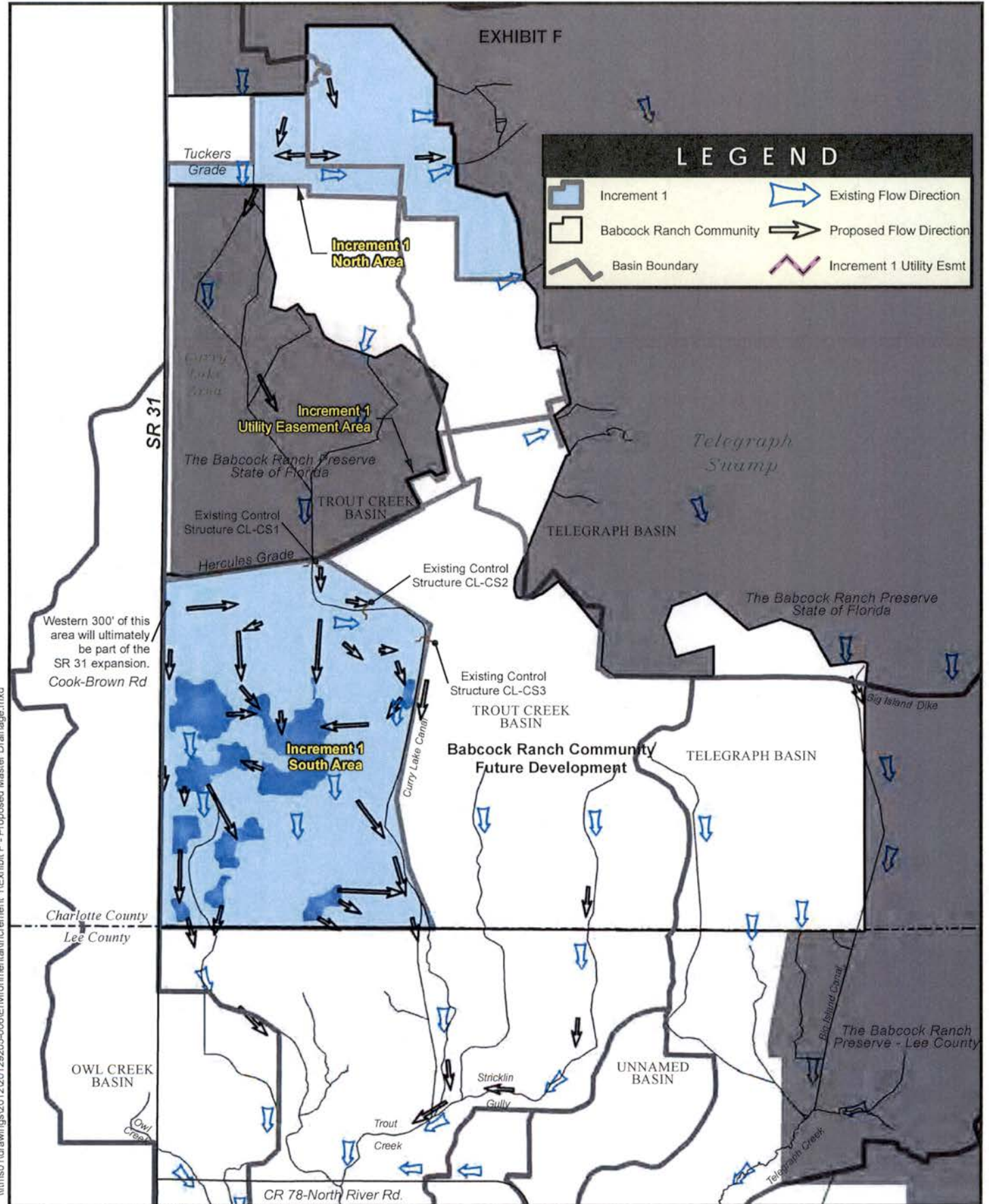
NOTE:

- 1) Utilities, agriculture, ecotourism, and mining uses are permitted throughout Increment 1.
- 2) ~~Table 1 and Table 2 in this Increment 1 Parameters and by Development Area in this Exhibit E can be adjusted and interchanged in accordance with the equivalency matrix set forth in Exhibit HG hereto of the MDQ, subject to the external vehicle trip limitations set forth in Exhibit GSection 4 of this IDQMDQ.~~
- 3) ~~Retail includes clubhouses, pro shops and private clubs and restaurants.~~
- 34) Supporting community and other facilities are subject to Findings of Fact and Conclusions of Law Sections 5 (vii) and (viii).

EXHIBIT F

INCREMENT 1 MASTER DRAINAGE PLAN

EXHIBIT F



\\lms01\drawings\2012\20129205-006\Environmental\Increment 1\Exhibit F - Proposed Master Drainage.mxd

Western 300' of this area will ultimately be part of the SR 31 expansion. Cook-Brown Rd

SR 31

Increment 1 North Area

Increment 1 Utility Easement Area

TROUT CREEK BASIN

The Babcock Ranch Preserve State of Florida

Existing Control Structure CL-CS1

Hercules Grade

Existing Control Structure CL-CS2

Existing Control Structure CL-CS3

TROUT CREEK BASIN

Babcock Ranch Community Future Development

TELEGRAPH BASIN

The Babcock Ranch Preserve State of Florida

Big Island Dike

Charlotte County
Lee County

OWL CREEK BASIN

Owl Creek

Curry Lake Canal

UNNAMED BASIN

Stricklin Gully

Trout Creek

CR 78-North River Rd.

Big Island Canal

The Babcock Ranch Preserve - Lee County

Telegraph Creek

Johnson Engineering, Inc.
2122 Johnson Street
P.O. Box 1550
Fort Myers, Florida 33902-1550
Phone (239) 334-0046
Fax (239) 334-3661
E.B. #642 & L.B. #642



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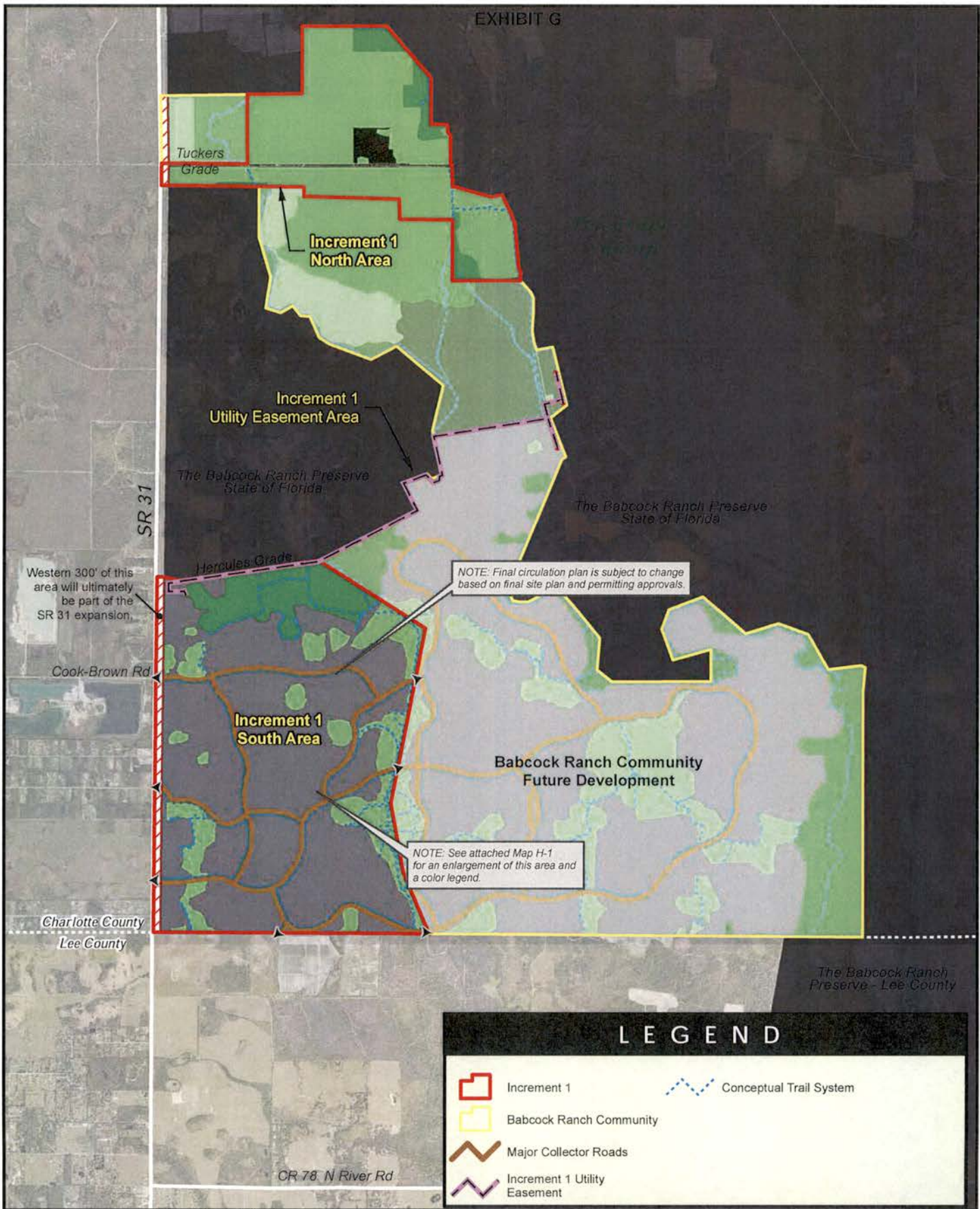
Exhibit F
Babcock Ranch
Increment 1 - Master Drainage Plan
June 2022

Prepared by: PML 6/22/2022

EXHIBIT G

INCREMENT 1 MASTER INTERNAL CIRCULATION PLAN

EXHIBIT G



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Exhibit G
 Babcock Ranch
 Increment 1 - Master Internal Circulation Plan
 June 2022

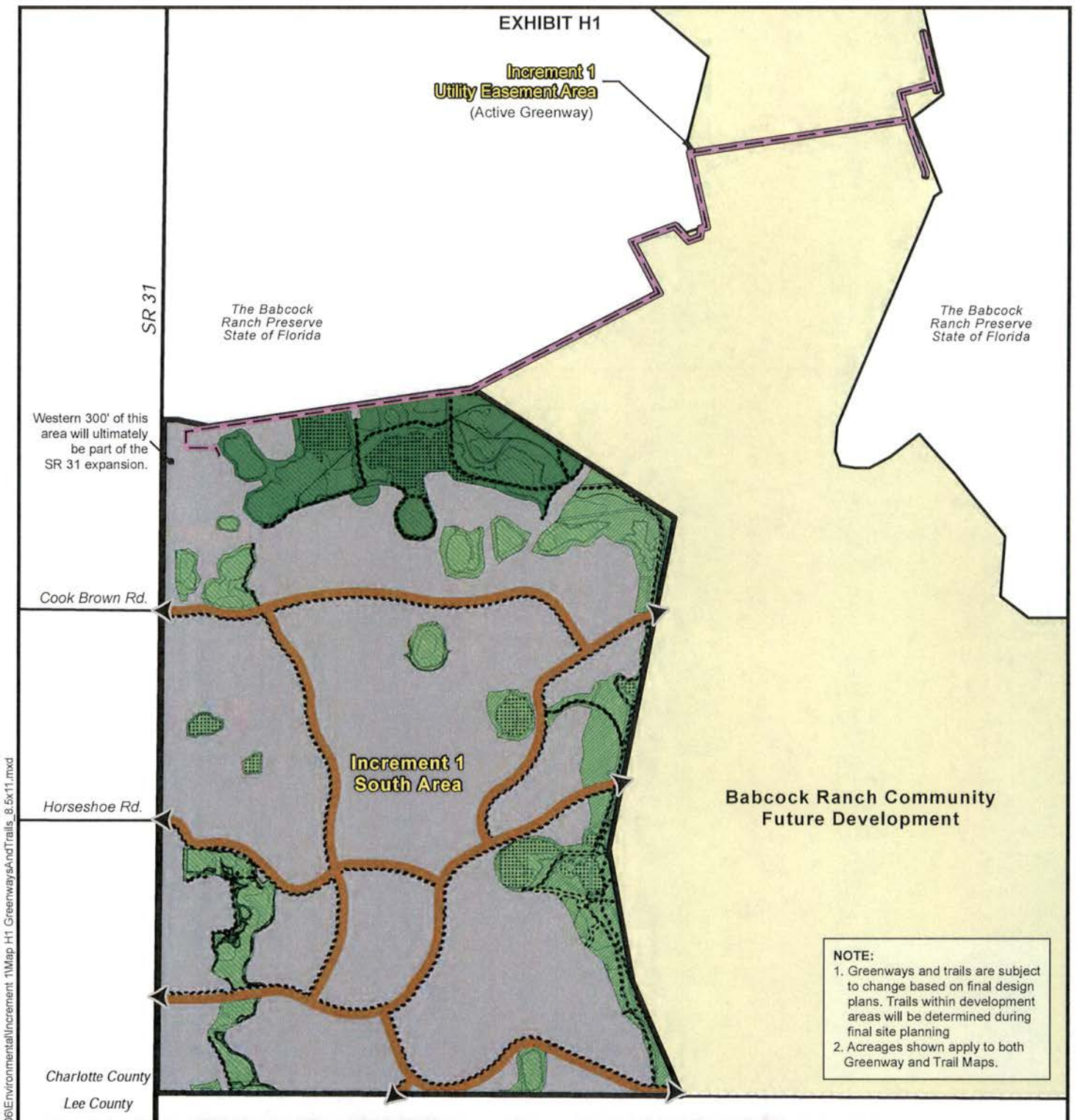
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Prepared by: PML 6/28/2022

EXHIBIT H1

INCREMENT 1 SOUTH AREA PRIMARY GREENWAY MAP AND TRAILS PLAN



LEGEND

Increment 1	Corridor Greenway (3.0 ac.)	Active Greenway (1) (1771.3 ac.) (Includes 30.0 acres within 50' utility easement)	Upland Preservation and Enhancement 423.40 ac.	Wetland Preservation 272.39 ac.
Babcock Ranch Community	Observation Greenway (434.0 ac.)	Wetland Enhancement 107.61 ac.	Wetland Creation 19.02 ac.	Increment 1 Utility Easement
Conceptual Trail System	Passive Greenway (38.0 ac.)		Major Collector Roads	

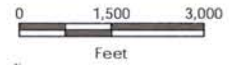
\\flms01\drawings\2012\201229205-006\Environmental\Increment 1\Map H1 GreenwaysAndTrails_8.5x11.mxd



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Exhibit H1
Babcock Ranch
Increment 1 - Primary Greenway Map
and Trails Plan
June 2022

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Prepared by: PML 6/28/2022

EXHIBIT H2

INCREMENT 1 NORTH AREA PRIMARY GREENWAY MAP AND TRAILS PLAN

EXHIBIT H2

The Babcock
Ranch Preserve
State of Florida

Increment 1
North Area








North
Babcock
Area

TUCKER'S GRADE

Babcock Ranch Community
Future Development

The Babcock
Ranch Preserve
State of Florida

LEGEND

-  Increment 1
-  Babcock Ranch Community
-  Conceptual Trail System
-  Corridor Greenway
(3.0 ac.)
-  Observation Greenway
(434.0 ac.)
-  Passive Greenway
(38.0 ac.)
-  Active Greenway
(1771.3 ac.)
(Includes 30.0 acres within
50' utility easement on Map H1)

NOTE:
1. Greenways and trails are subject to change based on final design plans. Trails within development areas will be determined during final site planning.
2. Acreages shown apply to both Greenway and Trail Maps.

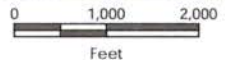
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Exhibit H2
Babcock Ranch
Increment 1 North Area -
Primary Greenway Map and Trails Plan
June 2022

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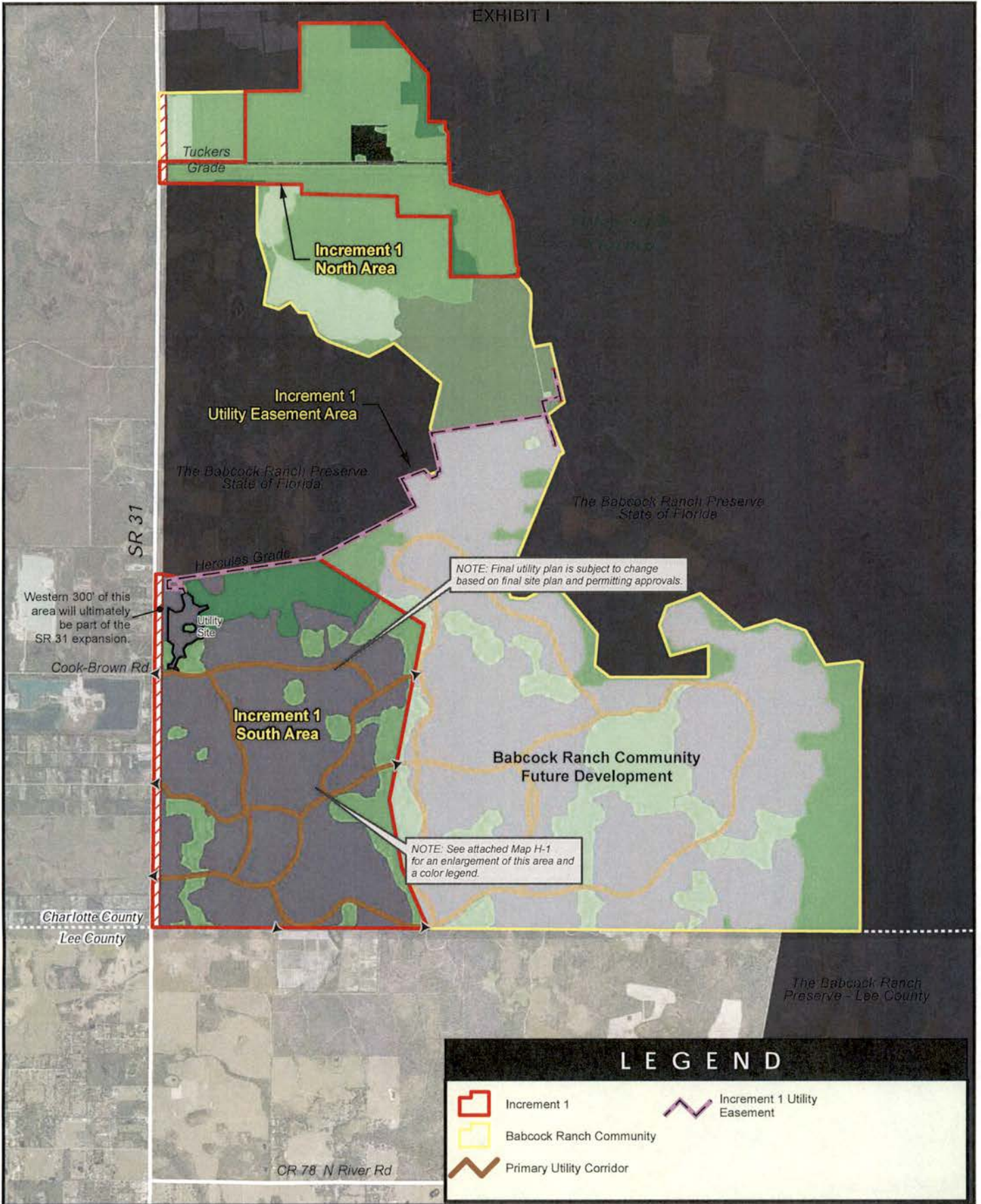


Prepared by: PML 6/28/2022

EXHIBIT I

INCREMENT 1 PRIMARY UTILITY CORRIDOR MAP

EXHIBIT I



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Exhibit I
Babcock Ranch
Increment 1 - Primary Utility Corridor Plan
June 2022

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Prepared by: PML 6/28/2022