

LAND USE AND ZONING COMMITTEE AMENDMENT

The Land Use and Zoning Committee offers the following first amendment to File No. 2021-104:

- (1) On **page 1, line 17, after** "L-5508-20C;" **insert** "PUD SUBJECT TO CONDITIONS;"; and
- (2) On **page 3, line 20½, insert** a new Section 4 to read as follows:
"Section 4. Rezoning Approved Subject to Conditions. This rezoning is approved subject to the following conditions. Such conditions control over the Written Description and the Site Plan and may only be amended through a rezoning.

(1) Prior to the ninety percent (90%) completion of the Baypointe Townhomes on Legacy Trail, the owner shall improve (mill and re-surface) Baymeadows Circle East from its starting point of approximately Paseo Drive South, at the starting point for which the owner ended new pavement which was installed at the entrance of Baymeadows Circle East from Baymeadows Road, to approximately its intersection at Legacy Trail.

(2) As described in the Written Description, it is the intent of the owner to preserve the upland island area within Parcel B as shown on the Site Plan (the "Island Parcel") for Preservation uses. Additionally, the owner intends to preserve an area (not within this PUD) located on the north side of a pond between Las Palmas Way and Baymeadows Circle West (generally located within a parcel identified as Property Appraiser's R.E.# 148521-4015) (the "Pond Parcel"). If a Dependent Special Taxing District or other public or private entity funded by homeowners is established and will accept ownership and maintenance of the Island Parcel and Pond Parcel by January 31, 2022 (or by a later date, as agreed to by the

owner in writing), the owner shall convey fee title ownership of the Island Parcel and Pond Parcel to such entity.”; and

(3) Renumber the remaining Sections.

(4) On **page 1, line 1**, amend the introductory sentence to add that the bill was amended as reflected herein.

Form Approved:

/s/ Shannon K. Eller

Office of General Counsel

Legislation Prepared By: Shannon K. Eller

GC-#1428929-v1-2021-104_LUZ_Amd.docx