

CERTIFICATION

STATE OF FLORIDA)

COUNTY OF ORANGE)

I, Elizabeth Davidson, Assistant City Clerk, hereby certify that the attached is a true and correct copy of Dowden West Community Development District Ordinance #2017-20, dated April 10, 2017, documentary #1704101205.

Given under my hand and the corporate seal of the City of Orlando, Florida, affixed this 18th day of April, 2017.

Elizabeth Davidson
Assistant City Clerk

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AN ORDINANCE GRANTING PETITION OF BEACHLINE SOUTH RESIDENTIAL, LLC.; ESTABLISHING AND NAMING THE DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTER 190, FLORIDA STATUTES: DESCRIBING THE EXTERNAL BOUNDARIES, THE FUNCTIONS AND THE POWERS OF THE DISTRICT: DESIGNATING FIVE PERSONS TO SERVE AS THE INITIAL MEMBERS OF THE DISTRICT'S BOARD OF SUPERVISORS; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature created and amended Chapter 190, Florida Statutes, to provide an alternative method to finance and manage basic services for community development; and

WHEREAS, Beachline South Residential, LLC ("Petitioner") petitioned the City Council of the City of Orlando ("City") to enact an ordinance establishing the Dowden West Community Development District ("District") pursuant to Chapter 190, Florida Statutes (2016) over the real property described in Exhibit 2 of the Petition to Establish the Dowden West Community Development District; and

WHEREAS, Petitioner has obtained written consent to the establishment of the District by the owners of 100 percent of the real property to be included in the District; and

WHEREAS, Petitioner is a company authorized to conduct business in the State of Florida, Petitioner's principal place of business and local office is located at 1900 Summit Tower Blvd, Suite 500, Orlando, Florida 32810; and

WHEREAS, a public hearing has been conducted by the City Council on April 10, 2017 in accordance with the requirements and procedures of Section 190.005(2)(b), Florida Statutes, and the applicable requirements and procedures of the City's Charter and Code of Ordinances; all interested persons and affected units of general-purpose local government were afforded an opportunity to present oral and written comments on the Petition at said duly noticed public hearing; and

WHEREAS, upon consideration of the record established at that hearing, the City determined that the statements within the Petition were true and correct, that the establishment of the District is not inconsistent with any applicable element or portion of the state comprehensive plan or the City's comprehensive plan, that the land within the District is of sufficient size, is sufficiently compact, and sufficiently contiguous to be developable as a functionally interrelated community, that the District is the best alternative available for delivering community development services and facilities to the area served by the District, that the community development services and facilities of the District will not be incompatible with the capacity and uses of existing local and

		ent services and facilities, and that the area to be served eparate special-district governance; and
	effective, responsive, and econ the area described, thereby pro	ent of the District will constitute a timely, efficient, nomic way to deliver community development services in oviding a solution to the City's planning, management and capital infrastructure therein without overburdening the
NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITOF ORLANDO, FLORIDA:		
		TY. This Ordinance is enacted in compliance with and unity Development District Act of 1980, Chapter 190,
		 The foregoing recitals and findings are true and correct dopted, and made a part hereof.
SECTION 3. GRANT OF PETITION. The Petition, which was filed with the Office of the City Clerk on February 15, 2017 and a copy of which is attached hereto a Exhibit "A" and incorporated herein, is hereby granted.		
		E. There is hereby created a community development ncorporated boundaries of the City of Orlando, Florida nmunity Development District."
		AL BOUNDARIES OF THE DISTRICT. The external escribed in Exhibit 2 of the Petition. The District, overall, or less.
SECTION 6. FUNCTIONS AND POWERS. The powers and functions of the District are described in Section 190.011, Section 190.012(1) and Section 190.12(2)(a and (d), Florida Statutes, as well as Section 190.012(2)(f), Florida Statutes (to the extent required by the City).		
		PF SUPERVISORS. The five persons designated to District's Board of Supervisors are as follows: Address
	Keith Trace	1900 Summit Tower Blvd, Suite 500 Orlando, Florida 32810
	Drew Abel	1900 Summit Tower Blvd, Suite 500

Orlando, Florida 32810

1900 Summit Tower Blvd, Suite 500

Steven Kalberer

	Gregory U. Clark	189 S. Orange Ave, Suite 1110S Orlando, Florida 32801
	Thomas Franklin	1368 E. Vine Street Kissimmee, Florida 34744
1 2 3	All of the above-listed pethe United States of America.	ersons are residents of the State of Florida and citizens of
4 5 6	SECTION 8. OBLIGAT of the District, nor any default the City.	IONS OF DISTRICT. No bond, debt or other obligation thereon, shall constitute a debt or obligation or burden of
7 8 9 10	SECTION 9. SCRIVEN errors found in this ordinance be Clerk.	ER'S ERROR. The City Attorney may correct scrivener's by filing a corrected copy of this ordinance with the City
11 12 13 14 15	application to any person or cir other provisions or applications	BILITY. If any provision of this Ordinance or its reumstance is held invalid, the invalidity does not affect of this ordinance which can be given effect without the and to this end the provisions of this ordinance are
17 18 19	SECTION 11. EFFECTI adoption.	VE DATE. This Ordinance shall take effect upon
20 21 22 23	DONE, THE FIRST REA	ADING, by the City Council of the City of Orlando, nis day of March, 2017.
24 25 26 27	of Orlando, Florida, by the Peti , 2017, and	OTICES, in a newspaper of general circulation in the City tioner, commencing the
28 29 30 31	FINAL PASSAGE, by an affirm	READING, THE PUBLIC HEARING, AND ENACTED ON native vote of a majority of a quorum present of the City Florida, at a regular meeting, this \(\frac{10}{20} \) day of April, 2017.
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1	BY THE MAYOR/MAYOR PRO TEMPORE
2	OF THE CITY OF ORLANDO, FLORIDA
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6	Mayor / Mayor Pro Tempore
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9	ATTEST, BY THE CLERK OF THE
10	CITY COUNCIL OF THE CITY OF
11	ORLANDO, FLORIDA:
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13	(1). (1)
14	Derise aldridge
15	City Clerk
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18	APPROVED AS TO FORM AND LEGALITY
19	FOR THE USE AND RELIANCE OF THE
20	CITY OF ORLANDO, FLORIDA:
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23	
24	City Attorney, chief Assistant Kyle Shephard
25	1/ . (1
26	Kyle Shepherd
27	[Remainder of page intentionally left blank]

EXHIBIT "A"

PETITION

BEFORE THE CITY COUNCIL OF ORLANDO, FLORIDA

IN RE:	AN ORDINANCE PURSUANT TO)
	SECTION 190.005(2), FLORIDA STATUTES,)
	TO ESTABLISH THE DOWDEN WEST)
	COMMUNITY DEVELOPMENT DISTRICT)

PETITION TO ESTABLISH THE DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT

Petitioner, Beachline South Residential, LLC, a Florida limited liability company, authorized to do business in the State of Florida (the "Petitioner"), by and through its attorneys, hereby petitions the City Council of Orlando, Florida, pursuant to the "Uniform Community Development District Act of 1980", Chapter 190, *Florida Statutes*, to adopt an ordinance establishing the Dowden West Community Development District (the "District") with respect to the lands described herein. In support thereof, the Petitioner submits:

- 1. <u>Petitioner.</u> Petitioner has its principal place of business at 1900 Summit Tower Blvd, Suite 500, Orlando, Florida 32810 and whose registered agent in Florida is located at 1900 Summit Tower Blvd, Suite 500, Orlando, Florida 32810.
- 2. <u>Location and Size of the Land</u>. The land for the District is located entirely within the boundaries of Orlando (the "City"). <u>Exhibit 1</u> depicts the general location of the District within the City and Orange County, Florida. The proposed District covers approximately <u>736.279</u> acres of land, more or less. The metes and bounds description of the proposed external boundaries of the District, together with a sketch of said description, is set forth in <u>Exhibit 2</u> attached hereto. There is no real property within the external boundaries of the District that is excluded from the District.
- 3. <u>Landowner Consent.</u> The Petitioner owns or controls all of the property located within the boundaries of the proposed District. Attached to and made a part of this Petition as <u>Composite Exhibit 3</u> is the written consent to the establishment of the District by the entity controlling of 100% of the real property to be included in the District through deed, contract or option, as well as the written consent of the seller of certain real property within the District pursuant to that certain Second Amended and Restated Purchase Agreement dated September, 2, 2014.
- 4. <u>Initial Board Members</u>. The names and addresses of those persons designated to be the five initial members of the Board of Supervisors of the District, all of whom are residents of the State of Florida and citizens of the United States, are as follows:

	Name	Address
a)	Keith Trace	1900 Summit Tower Blvd., Suite 500 Orlando, Florida 32810
b)	Drew Abel	1900 Summit Tower Blvd., Suite 500 Orlando, Florida 32810
c)	Steven Kalberer	1900 Summit Tower Blvd., Suite 500 Orlando, Florida 32810
d)	Gregory U. Clark	189 S. Orange Ave, Suite 1110S Orlando, Florida 32801
e)	Thomas Franklin	1368 E. Vine Street Kissimmee, Florida 34744

- 5. Name. The name of the proposed District will be the "DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT."
- 6. <u>Water and Sewer Interceptors</u>. There are currently no major trunk water mains, sewer interceptors and/or outfalls within the boundaries of the proposed District and the nearest locations of such facilities with regard to the proposed District (but outside of the proposed District boundaries) are shown on <u>Exhibit 4</u>.
- 7. <u>District Facilities and Services</u>. Based upon currently available data, the proposed timetable for the construction of the District services and the estimated cost of constructing the proposed services, based on available data, is shown on <u>Exhibit 5</u>. This is a good faith estimate but is not binding on the Petitioner and the District and is subject to change.
- Land Uses: All of the land within the proposed District is presently vacant. The proposed land uses within the District are residential, conservation and recreational. By virtue of that certain City of Orlando Ordinance No. 2016-81 adopted on October 10, 2016 (the "PD Ordinance"), the real property comprising the District is currently zoned for "Planned Development," and the proposed uses for the land included within the District are consistent with the City of Orlando's Comprehensive Land Use Plan (the "City Comprehensive Plan"). The City Comprehensive Plan and the PD Ordinance designate the land contained within the proposed District for (i) residential use; (ii) public and private recreational uses which may include, without limitation, a clubhouse, general amenity center(s), swimming pool(s) and appurtenant facilities, community centers and park spaces; and (iii) conservation areas. Although the PD Ordinance allows for a maximum total of 6,400 dwelling units, the PD Ordinance is also applicable to, in addition to the real property which will comprise the District, other real property that will not constitute a part of the District and, therefore, only a portion of the maximum allowed dwelling units have been allocated to the real property that will comprise the District. Petitioner is currently in the process of obtaining the required permitting for developing multiple phases of single-family and townhouse residential subdivision(s) within the boundaries of the

District, with an anticipated total of 2,000 single-family detached and single-family attached residential dwelling units. The current, proposed future general distribution, location and extent of public and private uses within the District, which are subject to change but shall at all times remain in compliance with all applicable statutes, ordinances, agreements, orders and regulations, are shown on Exhibit 6.

- 9. <u>Statement of Estimated Regulatory Costs</u>. A Statement of Estimated Regulatory Costs prepared in accordance with the requirements of Section 120.541, *Florida Statutes*, is attached hereto as <u>Exhibit 7</u> and incorporated herein.
- 10. <u>Powers Requested.</u> The District is seeking and hereby requests the right to exercise all powers provided for in Section 190.011, Section 190.012(1), and Sections 190.012(2)(a) and (d), *Florida Statutes*, as well as Section 190.012(2)(f), *Florida Statutes*, to the extent required by the City.
- 11. Address of the Petitioner and its Authorized Agent. The Petitioner is: Beachline South Residential, LLC, a Florida limited liability company, whose principal address is 1900 Summit Tower Boulevard, Suite 500, Orlando, Florida 32810 and registered agent address is 1900 Summit Tower Boulevard, Suite 500, Orlando, Florida 32810. Copies of all correspondence and official notices should be sent to: Jan Albanese Carpenter, Esq. and/or Andrew d'Adesky, Esq. at Latham, Shuker, Eden & Beaudine, LLP, 111 N. Magnolia Avenue, Suite 1400, Orlando, Florida 32801.
- 12. <u>Justification Statement</u>. The property within the District is amenable to operating as an independent special district for the following reasons:
 - a. All statements contained in this Petition are true and correct.
- b. The establishment of the District is not inconsistent with any applicable element or portions of the effective City of Orlando Comprehensive Land Use Plan, as amended, or any applicable elements of the state comprehensive plan.
- c. The area of land within the District is part of a unified plan of development for which a development plan has been or will be, at the time of the City Council of Orlando consideration of this Petition, approved by the City Council of Orlando as part of the PD Ordinance. The land encompassing the District is of sufficient size and is sufficiently compact and contiguous to be developed as one functional interrelated community.
- d. The community development services and facilities of the District will be compatible with the capacity and use of existing local and regional community development services and facilities, allows for a more efficient use of resources, provides the opportunity for new growth to pay for itself, and provides a perpetual entity capable of making provisions for the operation and maintenance of the District services and facilities.
- e. The proposed District is the best alternative available for delivering community development services to the area to be served because the District provides a

governmental entity for delivering those services and facilities in a manner that does not financially impact persons residing outside the District, and provides a responsible perpetual public entity capable of making reasonable provisions for the operation and maintenance of the District services and facilities in the future. The establishment of the District will prevent the general body of taxpayers in Orange County from bearing the burden for installation of the infrastructure within and without the lands of the proposed District.

f. For the foregoing reasons, the area to be served by the District is amenable to separate special district government.

WHEREFORE, Petitioner respectfully requests the City Council of Orlando of Orange County, Florida to:

- 1. Direct that a local public hearing be held, as required by Section 190.005(2)(b), Florida Statutes, to consider the establishment of the Dowden West Community Development District.
- 2. Adopt an ordinance pursuant to Chapter 190, *Florida Statutes*, granting this Petition and establishing the Dowden West Community Development District.
- 3. Consent to the District's exercise of the statutory powers requested herein, as those powers are set forth in Chapter 190, *Florida Statutes*.

[SIGNATURES ON FOLLOWING PAGE]

SIGNATURE PAGE TO PETITION TO ESTABLISH THE DOWDEN COMMUNITY DEVELOPMENT DISTRICT

Respectfully submitted this 1540 day of February, 2017.

ATTORNEYS FOR PETITIONER:

LATHAM, SHUKER, EDEN & BEAUDINE, LLP

By

Jan Albanese Carpenter, Esquire Florida Bar No. 767158 Andrew d'Adesky, Esquire Florida Bar No. 0117586 111 N. Magnolia Avenue, Suite 1400 Orlando, Florida, 32801

Orlando, Florida 32801 407-581-5800 (telephone)

PETITIONER:

BEACHLINE SOUTH RESIDENTIAL, LLC,

a Florida limited liability company

By: Land Innovations, LLC, a Florida limited liability company, its Manager

By: Primo Land, LLC,

a Florida limited liability company,

its Manager

By:

Jay A. Thompson, its Manager

EXHIBIT 1

GENERAL LOCATION OF THE PROPOSED DOWDEN COMMUNITY DEVELOPMENT DISTRICT

[ATTACHED BELOW]

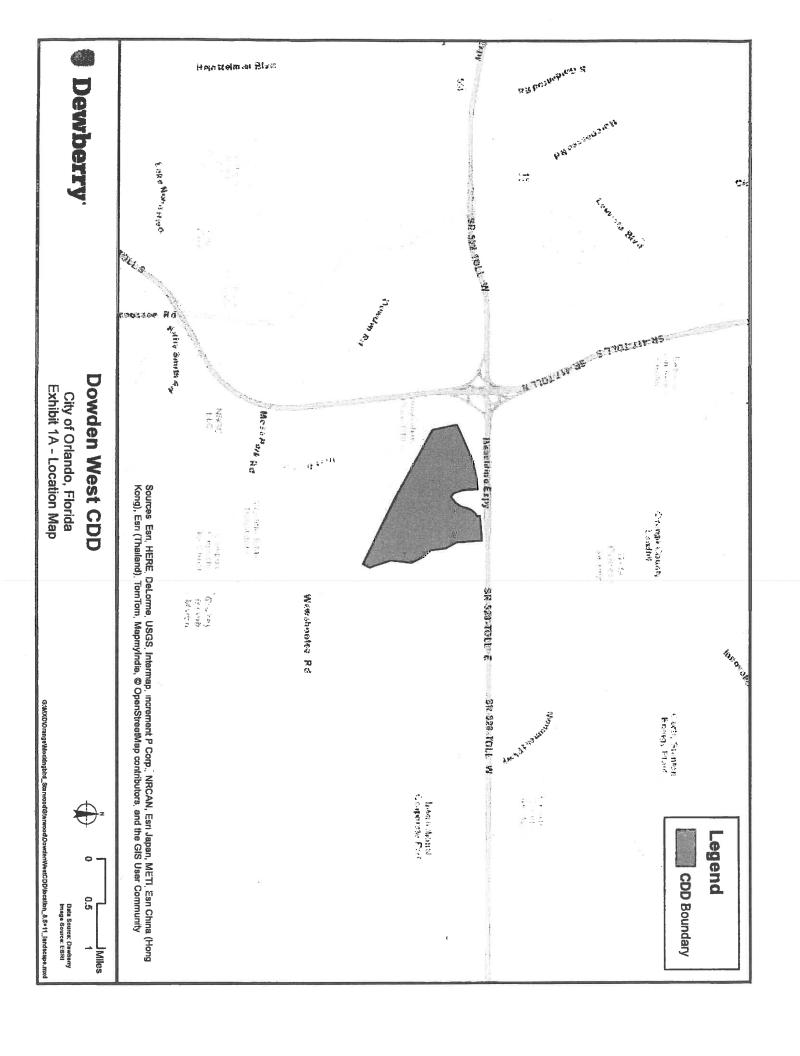
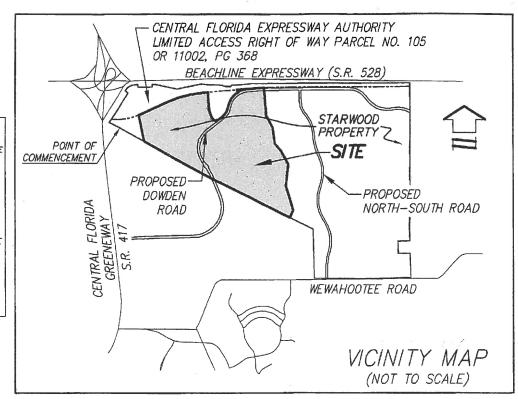


EXHIBIT 2

METES AND BOUNDS LEGAL DESCRIPTION OF THE DOWDEN COMMUNITY DEVELOPMENT DISTRICT, TOGETHER WITH A SKETCH OF SAID DESCRIPTION

[ATTACHED BELOW]



LEGEND:

- UNE BREAK POINT OF CURVATURE
POINT OF REVERSE CURVATURE
POINT OF TANGENCY
RIGHT OF WAY
OFFICIAL RECORDS BOOK PRC PT PAGE LENGTH RADIUS CENTRAL ANGLE

CHORD BEARING CB CHORD LENGTH

SECTION - TOWNSHIP S - RANGE E

CHANGE IN DIRECTION 0 POINT OF NON TANGENCY PNT

STATE ROAD NO. NUMBER

CDD COMMUNITY DEVELOPMENT DISTRICT

LICENSED SURVEYOR

SURVEY NOTES:

BEARINGS SHOWN HEREON ARE ASSUMED AND BASED ON THAT CERTAIN LINE BETWEEN THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 23 SOUTH, RANGE 31 EAST AND THE SOUTHEAST THE SOUTHEAST 1/4 OF SAID SECTION 33, AS BEING N61°17'20"W.

LANDS SHOWN HEREON WERE NOT ABSTRACTED FOR RIGHTS—OF—WAY, EASEMENTS, OWNERSHIP, ADJOINERS OR OTHER INSTRUMENTS OF RECORD.

THIS SKETCH MEETS THE APPLICABLE "STANDARDS OF PRACTICE" AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN RULE 5117.050-.052, FLORIDA ADMINISTRATIVE CODE. THIS IS NOT A BOUNDARY SURVEY.

SECTION TIES SHOWN HEREON ARE BASED ON A BOUNDARY SURVEY BY DONALD W. MCINTOSH AND ASSOCIATES UNDER JOB #14153.002, DATED MARCH 16, 2015, PROVIDED TO THIS FIRM BY THE CLIENT. THOMAS R. CAMDEN PROFESSIONAL SURVEYOR & MAPPER

LICENSE NUMBER LS 7078

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

SHEET 1 OF 7

(SEE SHEET 2 FOR DESCRIPTION OF SKETCH)
(SEE SHEETS 3—7 FOR SKETCH OF DESCRIPTION)

DATE

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

SKETCH OF DESCRIPTION

-OF-

DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA



Dewberry

131 WEST KALEY STREET ORLANDO, FLORIDA 32806 PHONE: 321.354.9826 FAX: 407.648.9104 WWW.DEWBERRY.COM

CERTIFICATE OF AUTHORIZATION No. LB 8011

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC

DATE: 01/27/17 REV DATE: SCALE N/A

LEGAL DESCRIPTION

DOWDEN WEST CDD

A PORTION OF SECTIONS 33 AND 34 TOWNSHIP 23 SOUTH, RANGE 31 EAST, AND A PORTION OF SECTION 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST, ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 23 SOUTH, RANGE 31 EAST, ORANGE COUNTY, FLORIDA; THENCE S6177'20TE, A DISTAINCE OF 1558.70 FEET TO THE POINT OF BEGINNING; THENCE NI1'39'53"M, A DISTAINCE OF 1468.65 FEET TO A POINT ON THE SOUTHERLY LIME OF THE CENTRAL FLORIDA EXPRESSMAY AUTHORY LIMITED ACCESS RIGHT OF WAY PARCEL NUMBER 105 AS DESCRIBED IN OFFICIAL RECORDS BOOK 11002, PAGE 368 OF THE PUBLIC RECORDS OF GRANGE COUNTY, FLORIDA, POINT ALSO BEING ON A NON-TANGENT CURVE, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 3246.20 FEET, A CENTRAL ANGLE OF 01'32'43", A CHORD BEARING OF N66'49'30"E AND A CHORD DISTANCE OF 87.55 FEET, THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE AND SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 87.55 FEET, THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE AND SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 13'54'21"E AND A CHORD DISTANCE OF 210'7.65 FEET, THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 117.61 FEET TO THE POINT OF TANGENCY, THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 917.534'21"E AND A CHORD DISTANCE OF 30'2.65 FEET, THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 917.75 FEET, THENCE DEPARTING SAID SOUTHERLY RIGHT OF WAY LINE, RUN SOZ'40'45"E, A DISTANCE OF 90.92 FEET; THENCE SISHA'31'1"E, A DISTANCE OF 96.86 FEET; THENCE SISHA'51'10'4"E, A DISTANCE OF 30'2.75 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 918.95 FEET, A CENTRAL ANGLE OF 37'32'17", A CHORD BEARING OF N32'30'55"E AND A CHORD DISTANCE OF 591.35 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF A CURVE, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 918.95 FEET, A CENTRAL ANGLE OF 92.5'15", A CHORD BEARING OF N32'30'55"E AND A CHORD DISTANCE OF 591.35 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF TO THE POINT OF FEET; THENCE NORTHEASTE

CONTAINING 736.279 ACRES, MORE OR LESS.

SHEET 2 OF 7

(SEE SHEETS 3-7 FOR SKETCH OF DESCRIPTION)

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

SKETCH OF DESCRIPTION

-OF-

DOWDEN WEST COD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA



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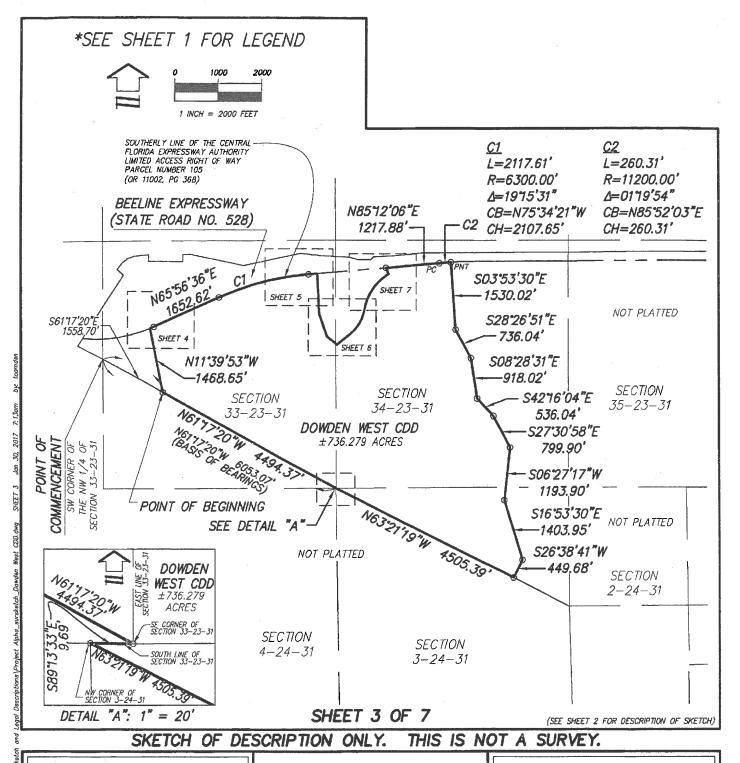
131 WEST KALEY STREET ORLANDO, FLORIDA 32806 PHONE: 321.354.9826 FAX: 407.648.9104 WWW.DEWBERRY.COM

CERTIFICATE OF AUTHORIZATION No. LB 8011

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC

DATE: 01/27/17 REV DATE: SCALE N/A



-OF-

DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

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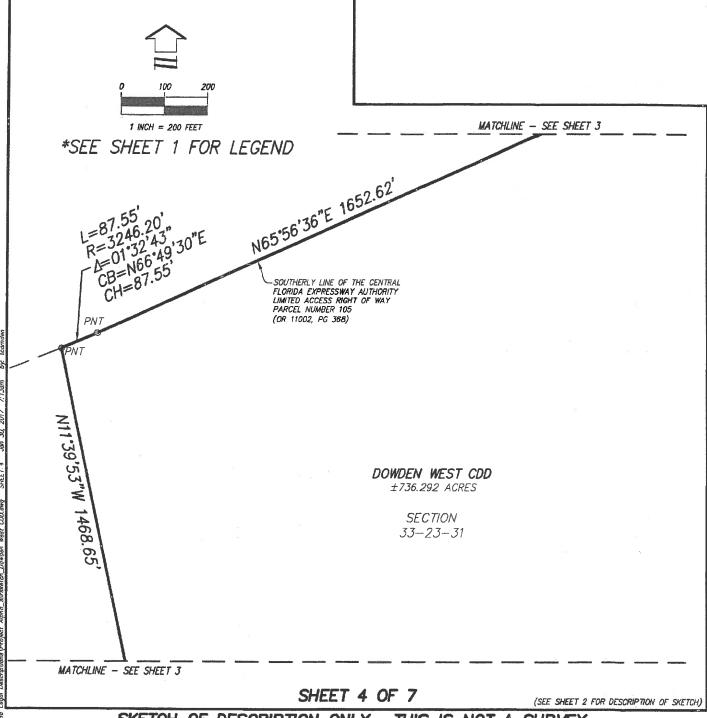
DATE: 01/27/17 REV DATE:

SCALE 1" = 2000'

PROJ: 50088981 DRAWN BY: MF CHECKED BY: TRC

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC



SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

SKETCH OF DESCRIPTION

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DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA



Dewberry

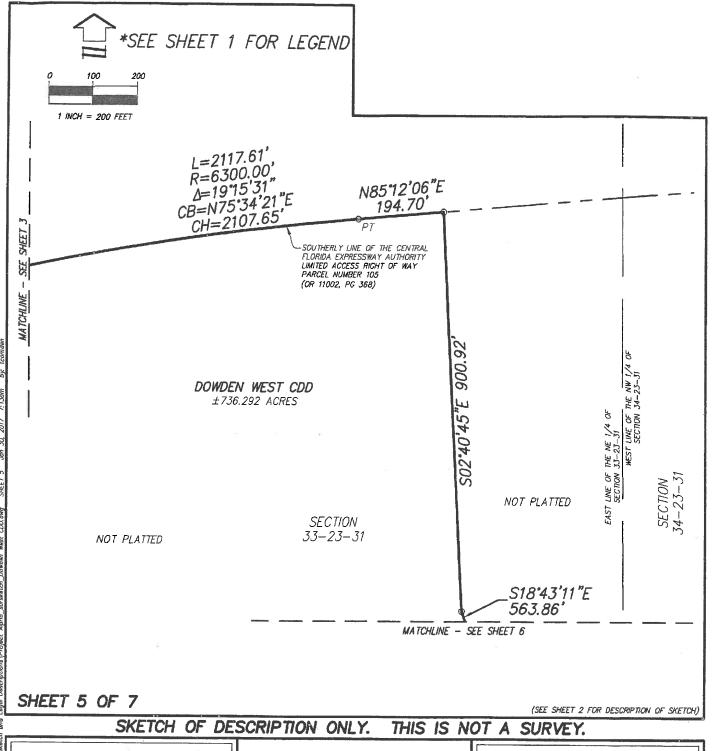
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PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC

DATE: 01/27/17 REV DATE: SCALE 1" = 200"



-OF-

DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

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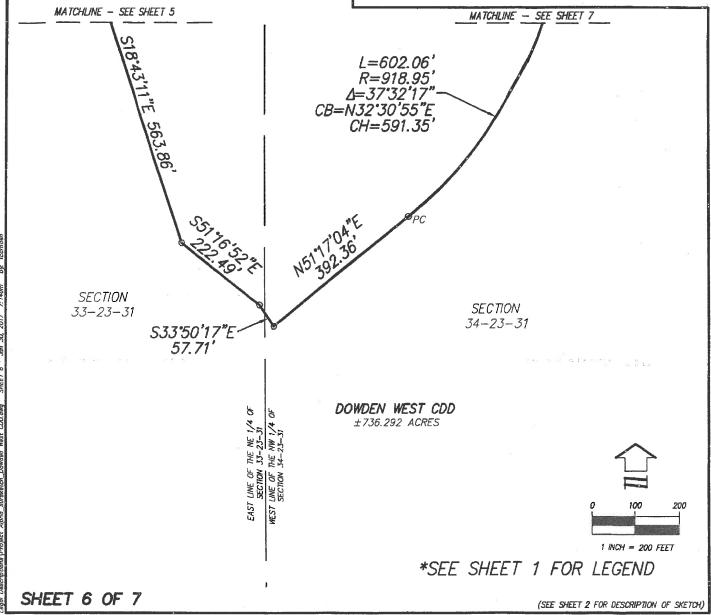
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DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

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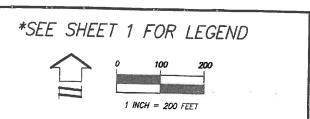
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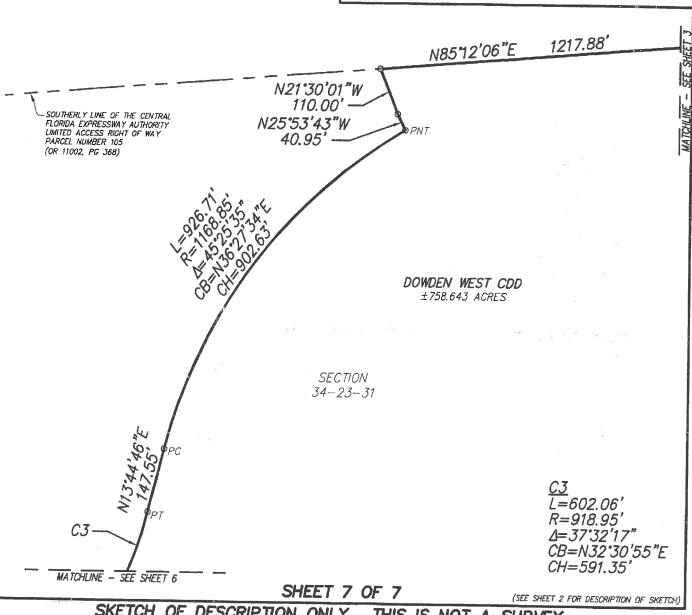
CERTIFICATE OF AUTHORIZATION No. LB 8011

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC

DATE: 01/27/17 REV DATE: SCALE 1" = 200'





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SKETCH OF DESCRIPTION

-OF-

DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA

Dewberry

131 WEST KALEY STREET ORLANDO, FLORIDA 32806 PHONE: 321.354.9826 FAX: 407.648.9104 WWW.DEWBERRY.COM CERTIFICATE OF AUTHORIZATION No. LB 8011 PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC

DATE: 01/27/17 REV DATE: SCALE 1" = 200'

COMPOSITE EXHIBIT 3

WRITTEN CONSENT OF ENTITIES OWNING OR CONTROLLING 100%
OF THE REAL PROPERTY WITHIN THE
DOWDEN COMMUNITY DEVELOPMENT DISTRICT.

[ATTACHED BELOW]

CONSENT AND JOINDER TO PETITION TO ESTABLISH THE DOWDEN COMMUNITY DEVELOPMENT DISTRICT

THE UNDERSIGNED, BEACHLINE SOUTH RESIDENTIAL, LLC, is the owner of certain lands located in Orange County, Florida, and more fully described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN.

The above-described land is hereinafter referred to as the "Property".

The undersigned understands and acknowledges that it, as Petitioner under that certain Petition to Establish the Dowden Community Development District, intends to submit an application to establish the **DOWDEN COMMUNITY DEVELOPMENT DISTRICT** (the "District") in accordance with the provisions of Chapter 190 of the Florida Statutes.

The undersigned owns or controls, through deed, trust agreement, contract or option, all of the lands which are intended to constitute the District, and the undersigned understands and acknowledges that, pursuant to the provisions of Section 190.005(2), Florida Statutes, the undersigned, as Petitioner, is required to demonstrate that undersigned has control by deed, trust agreement, contract or option of one hundred percent (100%) of the real property to be included in the District.

The undersigned hereby consents to the inclusion of its Property into the District, which will include the Property within the lands to be a part of the District, and agrees to further execute any other documentation necessary or convenient to evidence this consent and joinder.

The undersigned hereby acknowledges and agrees that the foregoing consent and obligation to execute additional documentation is and shall be a covenant running with the land which shall bind the undersigned's heirs, personal representatives, administrators, successors-intitle and assigns and shall remain in full force and effect three (3) years from the date hereof.

[SIGNATURE ON FOLLOWING PAGE]

SIGNATURE PAGE FOR CONSENT AND JOINDER TO PETITION TO ESTABLISH THE DOWDEN COMMUNITY DEVELOPMENT DISTRICT

Executed this O day of January, 2017.

BEACHLINE SOUTH RESIDENTIAL, LLC, a Florida limited liability company

By: Land Innovations, LLC, a Florida limited liability company, Manager

By: Primo-Land, LLC, a Florida limited liability company, Manager

By: Tay A Thompson Manager

COUNTY OF Palm Beach

The foregoing instrument was acknowledged before me this 20 day of 2016 by Jay A. Thompson, as Manager of Primo Land, LLC, a Florida limited liability company, Manager of Land Innovations, LLC, a Florida limited liability company, Manager of BEACHLINE SOUTH RESIDENTIAL, LLC, a Florida limited liability company, on behalf of said limited liability companies. Said person is _____ personally known to me or _____ has produced a valid driver's license as identification.

Tina R. Anderson
Notary Public
State of Florida
My Commission Expires 4/9/19
Commission No. FF 218804

Notary Public: State of 1

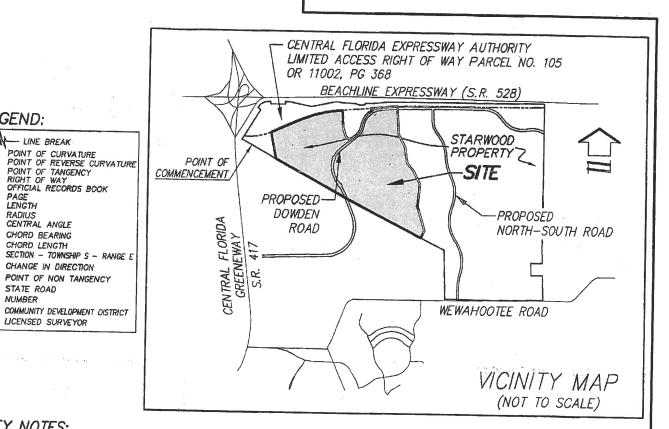
My Commission Expires: _ <

My Commission No.:

EXHIBIT "A"

LEGAL DESCRIPTION

[METES AND BOUNDS DESCRIPTION TO BE ATTACHED BELOW]



SURVEY NOTES:

LEGEND:

PAGE LENGTH

RADIUS

PC PT PT R/W OR

PG

CB

0

PNT

NO.

- LINE BREAK

CENTRAL ANGLE

CHORD BEARING

STATE ROAD

NUMBER

CHANGE IN DIRECTION

LICENSED SURVEYOR

BEARINGS SHOWN HEREON ARE ASSUMED AND BASED ON THAT CERTAIN LINE BETWEEN THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 23 SOUTH, RANGE 31 EAST AND THE SOUTHEAST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 33, AS BEING

N6117'20"W.
LANDS SHOWN HEREON WERE NOT ABSTRACTED FOR RIGHTS-OF-WAY,

EASEMENTS, OWNERSHIP, ADJOINERS OR OTHER INSTRUMENTS OF RECORD.
THIS SKETCH MEETS THE APPLICABLE "STANDARDS OF PRACTICE" AS SET
FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND
MAPPERS IN RULE 5J17.050—,052, FLORIDA ADMINISTRATIVE CODE. THIS IS NOT A BOUNDARY SURVEY.

SECTION TIES SHOWN HEREON ARE BASED ON A BOUNDARY SURVEY BY DONALD W. MCINTOSH AND ASSOCIATES UNDER JOB #14153.002, DATED MARCH 16, 2015, PROVIDED TO THIS FIRM BY THE CLIENT.

THOMAS R. CAMDEN PROFESSIONAL SURVEYOR & MAPPER LICENSE NUMBER LS 7078

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

SHEET 1 OF 7

(SEE SHEET 2 FOR DESCRIPTION OF SKETCH) (SEE SHEETS 3-7 FOR SKETCH OF DESCRIPTION)

DATE

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

SKETCH OF DESCRIPTION

-OF-

DOWDEN WEST COD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA



Dewberry

131 WEST KALEY STREET ORLANDO, FLORIDA 32806 PHONE: 321.354.9826 FAX: 407.648.9104 WWW.DEWBERRY.COM

CERTIFICATE OF AUTHORIZATION No. LB 8011

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL LLC

DATE: 01/27/17 REV DATE: SCALE N/A

LEGAL DESCRIPTION

DOWDEN WEST CDD

A PORTION OF SECTIONS 33 AND 34 TOWNSHIP 23 SOUTH, RANGE 31 EAST, AND A PORTION OF SECTION 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST, ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 23 SOUTH, RANGE 31 EAST, ORANGE COUNTY, FLORIDA; THENCE S61"7'20"E, A DISTANCE OF 1558.70 FEET TO THE POINT OF BEGINNING; THENCE N11"39"53"W, A DISTANCE OF 1468.65 FEET TO A POINT ON THE SOUTHERLY LINE OF THE CENTRAL FLORIDA EXPRESSWAY AUTHORITY LIMITED ACCESS RIGHT OF WAY PARCEL NUMBER 105 AS DESCRIBED IN OFFICIAL RECORDS BOOK 11002, PAGE 368 OF THE PUBLIC RECORDS OF ORANGE COUNTY, TO SOUTH AND TANCENT CUBIC CONDUCT HOST WAY PARCEL NUMBER 105 AS DESCRIBED IN OFFICIAL RECORDS BOOK 11002, PAGE 368 OF THE PUBLIC RECORDS OF ORANGE COUNTY, TO SOUTH AND TANCENT CUBIC CONDUCT HOST WAY PARCEL NUMBER 105 AS DESCRIBED IN OFFICIAL RECORDS BOOK 11002, PAGE 368 OF THE PUBLIC RECORDS OF ORANGE COUNTY, TO SOUTH THE SOUTH AND TANCENT CUBIC CONDUCT HOST WAY THE PUBLIC RECORDS OF THE PU FLORIDA; POINT ALSO BEING ON A NON-TANGENT CURVE, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 3246.20 FEET, A CENTRAL ANGLE OF 01'32'43", A CHORD BEARING OF N66'49'30"E AND A CHORD DISTANCE OF 87.55 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE AND SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 87.55 FEET TO THE END OF SAID CURVE; THENCE N65'56'36"E, A DISTANCE OF 1652.62 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 6300.00 FEET, A CENTRAL ANGLE OF 19'15'31", A CHORD BEARING OF N75'34'21"E AND A CHORD DISTANCE OF 2107.65 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 2117.61 FEET TO THE POINT OF TANGENCY; THENCE N8572'06"E, ALONG SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 194.70 FEET; THENCE DEPARTING SAID SOUTHERLY RIGHT OF WAY LINE, RUN S02'40'45"E, A DISTANCE OF 900.92 FEET; THENCE S18'43'11"E, A DISTANCE OF 563.86 FEET; THENCE S51'16'52"E, A DISTANCE OF 222.49 FEET; THENCE S33'50'17"E, A DISTANCE OF 57.71 FEET; THENCE N51"17"04"E, A DISTANCE OF 392.36 FEET TO THE POINT OF CURVATURE OF A CURVE, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 918.95 FEET, A CENTRAL ANGLE OF A CHORD BEARING OF N32'30'55"E AND A CHORD DISTANCE OF 591.35 FEET, THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 602.06 FEET TO THE POINT OF TANGENCY; THENCE N13'44'46"E, A DISTANCE OF 147.55 FEET TO THE POINT OF CURVATURE OF A CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 1168.85 FEET, A CENTRAL ANGLE OF 45'25'35", A CHORD BEARING OF N36"27"34"E AND A CHORD DISTANCE OF 902.63 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 926.71 FEET TO A POINT OF NON-TANGENCY OF SAID CURVE; THENCE N25'53'43"W, A DISTANCE OF 40.95 FEET; THENCE N21'30'01"W, A DISTANCE OF 110.00 FEET TO A POINT OF THE AFOREMENTIONED SOUTHERLY RIGHT OF WAY LINE; THENCE N8572'06"E, A DISTANCE OF 1217.88 FEET TO THE POINT OF CURVATURE OF A CURVE, CONCAVE SOUTHERLY, HAVING A RADIUS OF 11200.00 FEET, A CENTRAL ANGLE OF 01"19"54", A CHORD BEARING OF N85'52"03"E AND A CHORD DISTANCE OF 260.31 FEET; THENCE EASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 260.31 FEET TO A POINT OF NON-TANGENCY; THENCE DEPARTING SAID SOUTHERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 1260.31 FEET; THENCE S28'26'51"E, A DISTANCE OF 736.04 FEET; THENCE S28'26'51"E, A DISTANCE OF 736.04 FEET; THENCE S08'28'31"E, A DISTANCE OF 918.02 FEET; THENCE S42"16'04"E, A DISTANCE OF 536.04 FEET; THENCE S27'30'58"E, A DISTANCE OF 799.90 FEET; THENCE S06'27'17"W, A DISTANCE OF 1193.90 FEET; THENCE S16'53'30"E, A DISTANCE OF 1403.95 FEET; THENCE S26'38'41"W, A DISTANCE OF 449.68 FEET; THENCE N63'21'19"W, A DISTANCE OF 4505.39 FEET TO NORTHWEST CORNER OF SAID SECTION 3, SAID CORNER ALSO BEING A POINT ON THE SOUTH LINE OF SAID SECTION 33; THENCE SB9"13"33"E, ALONG SAID SOUTH LINE OF SECTION 33, A DISTANCE OF 9.69 FEET TO THE SOUTHEAST CORNER OF SAID SECTION 33; THENCE DEPARTING SAID SOUTH LINE OF SECTION 33, RUN N6117'20"W, A DISTANCE OF 4494.37 FEET TO THE POINT OF BEGINNING.

CONTAINING 736.279 ACRES, MORE OR LESS.

SHEET 2 OF 7

(SEE SHEETS 3-7 FOR SKETCH OF DESCRIPTION)

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

SKETCH OF DESCRIPTION

-OF-

DONDEN WEST COD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34. TOWNSHIP 23 SOUTH, RANGE 31 FAST

FLORIDA



131 WEST KALEY STREET ORLANDO, FLORIDA 32806 PHONE: 321.354.9826 FAX: 407.648.9104 WWW.DEWBERRY.COM

CERTIFICATE OF AUTHORIZATION No. LB 8011

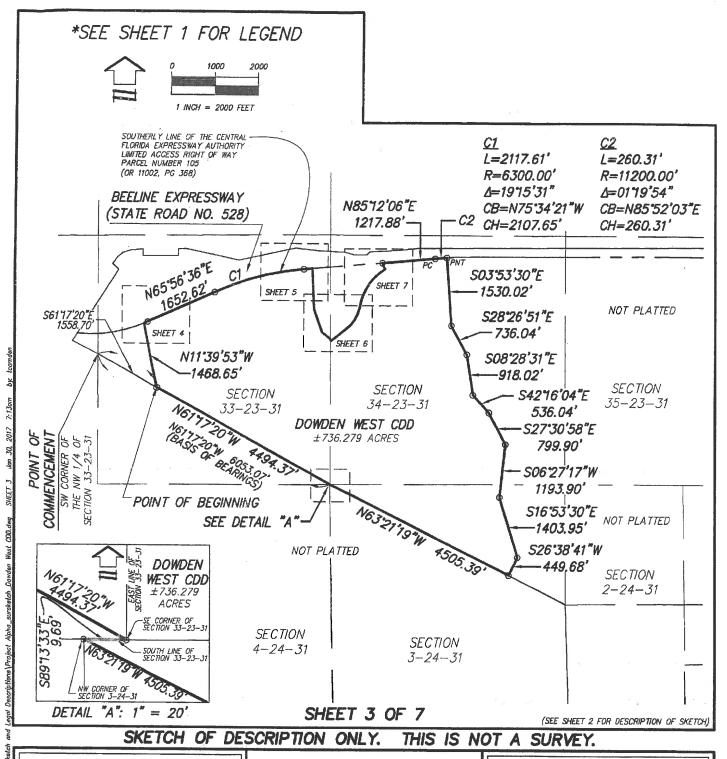
PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL. LLC

DATE: 01/27/17 REV DATE: SCALE N/A

PROJ: 50088981 DRAWN BY: MF CHECKED BY: TRC

ORANGE COUNTY



-OF-

DOWDEN WEST COD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA

Dewberry

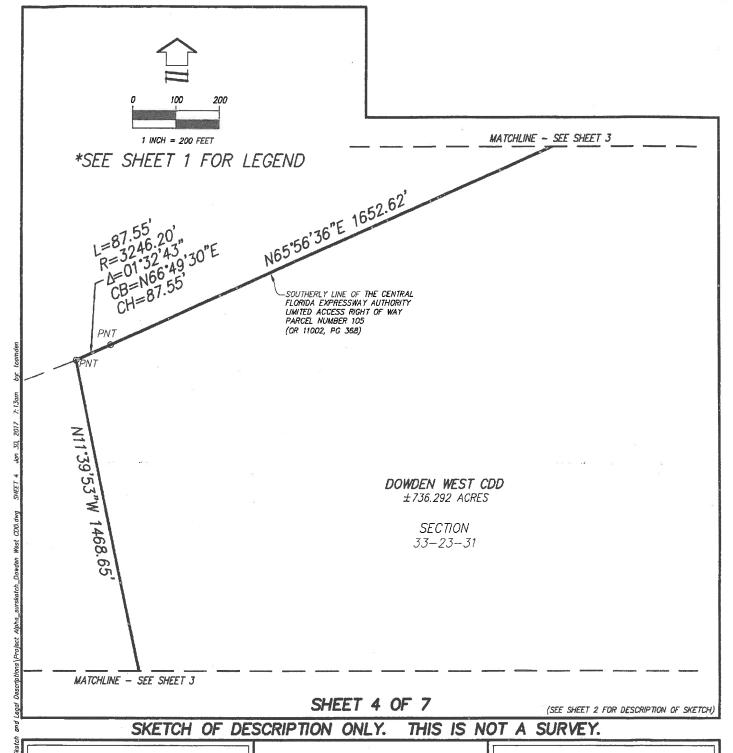
131 WEST KALEY STREET ORLANDO, FLORIDA 32806 PHONE: 321.354.9826 FAX: 407.648.9104 WWW.DEWBERRY.COM

CERTIFICATE OF AUTHORIZATION No. LB 8011

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL. LLC

DATE: 01/27/17 REV DATE: SCALE 1" = 2000'



-OF-

DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA



Dewberry

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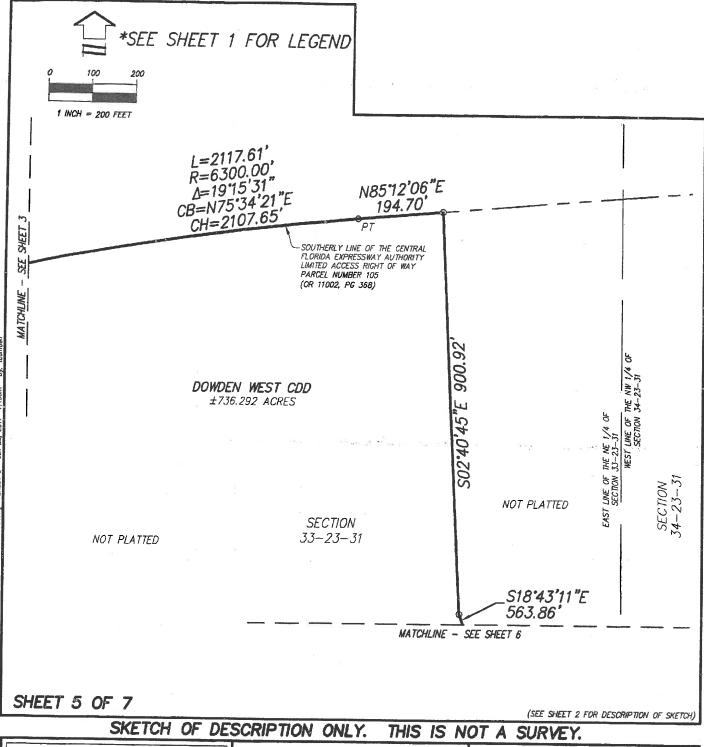
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PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC

DATE: 01/27/17 REV DATE: SCALE 1" = 200"

01/27/17 PROJ: 50088981 TE: DRAWN BY: MF I" = 200" CHECKED BY: TRC



-OF-

DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA



Dewberry

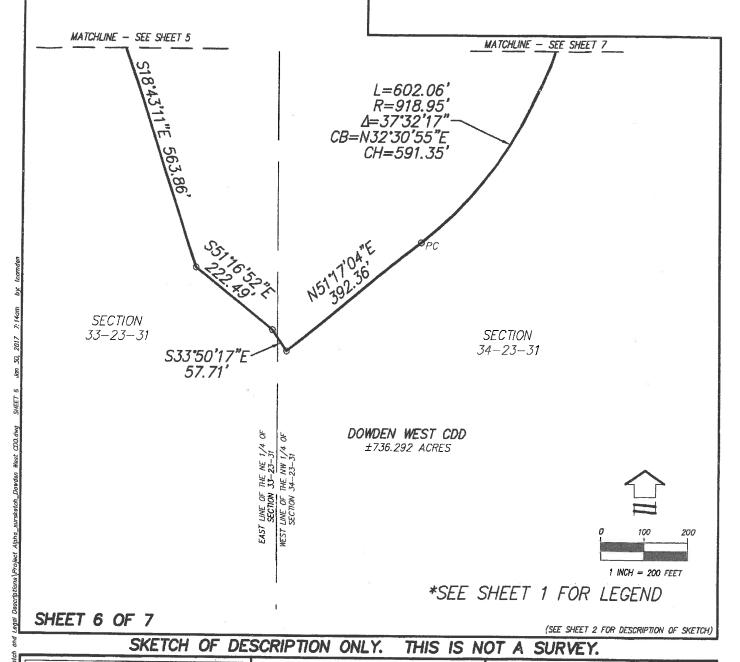
131 WEST KALEY STREET ORLANDO, FLORIDA 32806 PHONE: 321.354.9826 FAX: 407.648.9104 WWW.DEWBERRY.COM

CERTIFICATE OF AUTHORIZATION No. LB 8011

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC

DATE: 01/27/17 REV DATE: SCALE 1" = 200'



-OF-

DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST AND SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA

Dewberry

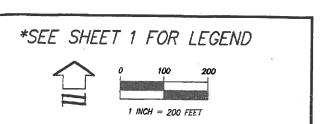
131 WEST KALEY STREET ORLANDO, FLORIDA 32806 PHONE: 321.354.9826 FAX: 407.648.9104 WWW.DEWBERRY.COM

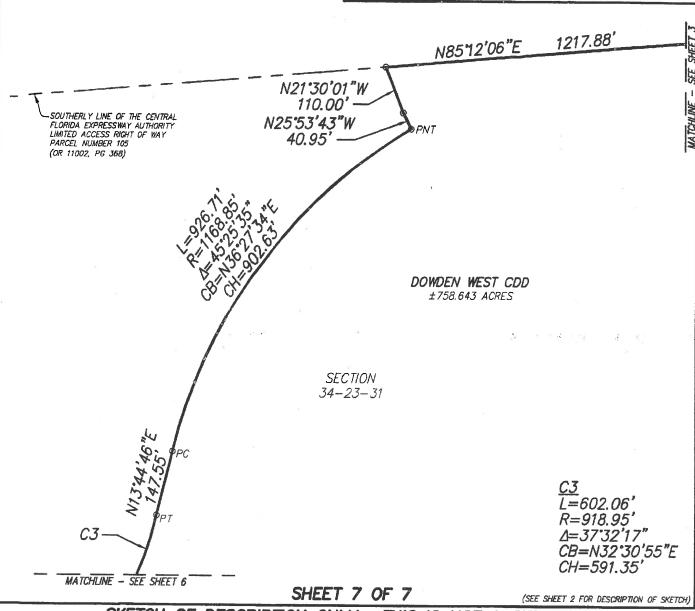
CERTIFICATE OF AUTHORIZATION No. LB 8011

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL. LLC

DATE: 01/27/17 REV DATE: SCALE 1" = 200"





SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

SKETCH OF DESCRIPTION

-OF-

DOWDEN WEST CDD

SECTIONS 3, TOWNSHIP 24 SOUTH, RANGE 31 EAST SECTIONS 33 & 34, TOWNSHIP 23 SOUTH, RANGE 31 EAST

ORANGE COUNTY

FLORIDA



Dewberry

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CERTIFICATE OF AUTHORIZATION No. LB 8011

PREPARED FOR:

BEACHLINE SOUTH RESIDENTIAL, LLC

DATE: 01/27/17 REV DATE: SCALE 1" = 200"

CONSENT AND JOINDER TO PETITION TO ESTABLISH THE DOWDEN COMMUNITY DEVELOPMENT DISTRICT

THE UNDERSIGNED, Carlsbad Orlando, LLC, a Florida limited liability company is the owner of certain lands located in Orange County, Florida, and more fully described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN

The above-described land is hereinafter referred to as the "Property".

The undersigned understands and acknowledges that Beachline South Residential, LLC, a Florida limited liability company, as Petitioner under that certain Petition to Establish the Dowden Community Development District, intends to submit an application to establish the Dowden Community Development District (the "District") in accordance with the provisions of Chapter 190 of the Florida Statutes.

The undersigned currently owns the Property which is under contract for sale to Petitioner, which is intended to be included within the lands that constitute the District, and the undersigned understands and acknowledges that, pursuant to the provisions of Section 190.005(2), Florida Statutes, the Petitioner forming the District must demonstrate control by deed, trust agreement, contract or option of one hundred percent (100%) of the real property to be included in the District.

The undersigned hereby consents to the inclusion of its Property into the District, which will include the Property within the lands to be a part of the District, and agrees to further execute any other documentation necessary or convenient to evidence this consent and joinder.

The undersigned acknowledges that the consent will remain in full force and effect until three (3) years after all of the Property has been conveyed to Petitioner.

The undersigned hereby represents and warrants that it has taken all actions and obtained all consents necessary to duly authorize the execution of this consent and joinder by the officer executing this instrument.

Executed this 5th day of January 2017.

[Signature on following page]

SIGNATURE PAGE FOR CONSENT AND JOINDER TO PETITION TO ESTABLISH THE DOWDEN COMMUNITY DEVELOPMENT DISTRICT

CARLSBAD ORLANDO, LLC, a Florida limited liability company		
A 11 12		
Name: <u>STEVEN</u> H. GRA T Title: MANAGER		
STATE OF FLORIDA		*
COUNTY OF Marion		
The foregoing instrument was acknowl 20 17, by Steven H. Gray, as a Florida limited liability company, on behalf o has produced	Transger of Carlsbad Or f the company. He is personally known	rlando, LLC.
Joanun Selval		ž.
Signature of Notary Public Print Name:	JOANNE M. DeGRAFF	
Notary Public - State of	Notary Public, State of Florida My comm. expires June 28, 201	i B
My Commission Expires:	Comm. No. FF 116850	O .

EXHIBIT "A" Legal Description

[Metes and bounds description to be attached below]

The Property is the land described below less that portion which is depicted as cross-hatched on Schedule A attached to this Exhibit "A"

THAT PORTION OF SECTION 32, LYING NORTH OF A LINE EXTENDED BETWEEN THE EASTERLY 14 CORNER AND THE NORTHWEST CORNER; THAT PORTION OF SECTION 33, LYING NORTH OF A LINE EXTENDED BETWEEN THE SOUTHEAST CORNER AND THE WEST 14 CORNER AND LYING SOUTH OF STATE ROAD 528 (BEELINE EXPRESSWAY); AND ALL OF SECTIONS 34 AND 35; ALL LYING IN TOWNSHIP 23 SOUTH, RANGE 31 EAST.

LESS AND EXCEPT: THAT PORTION SET FORTH AND DESCRIBED IN THAT STIPULATED ORDER OF TAKING RECORDED APRIL 3, 1989 IN OFFICIAL RECORDS BOOK 4068, PAGE 3668 AND THAT FINAL JUDGMENT OF COMPENSATION AND TITLE RECORDED JULY 18, 1991 IN OFFICIAL RECORDS BOOK 4307, PAGE 2300, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

ALSO LESS AND EXCEPT: THAT PORTION CONVEYED CONVEY TO ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY PURSUANT TO THAT WARRANTY DEED RECORDED MAY 30, 1966 IN OFFICIAL RECORDS BOOK 1544, PAGE 611, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

ALSO LESS AND EXCEPT: THAT PORTION CONVEYED TO CENTRAL FLORIDA EXPRESSWAY AUTHORITY PURSUANT TO THAT SPECIAL WARRANTY DEED RECORDED OCTOBER 22, 2015 IN OFFICIAL RECORDS BOOK 11002, PAGE 368, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

AND:

ALL OF SECTION 2, TOWNSHIP 24 SOUTH, RANGE 31 EAST:

LESS AND EXCEPT: THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4;

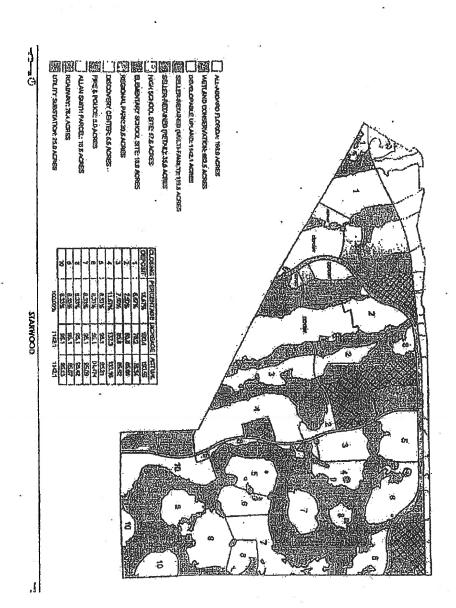
ALSO LESS AND EXCEPT: THAT PART OF SECTION 2, TOWNSHIP 24 SOUTH, RANGE 31 EAST, ORANGE COUNTY, FLORIDA, DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF SECTION 2, TOWNSHIP 24 SOUTH, RANGE 31 EAST, AND RUN SOL®30'57"E ALONG THE WEST LINE OF SAID SOUTHWEST 1/4 A DISTANCE OF 68.04 FEET TO THE POINT OF BEGINNING; THENCE S63°21'50"E, 217.15 FEET; THENCE N87°12'24"E, 651.62 FEET TO A POINT ON A NON-TANGENT CURVE CONCAVE WESTERLY HAVING A RADIUS OF 1950.00 FEET AND A CHORD BEARING OF S00°23'08"E; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 30°32'14" FOR A DISTANCE OF 1039.30 FEET TO THE POINT OF TANGENCY; THENCE S 14°52'59"W, 280.55 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE EASTERLY HAVING A RADIUS OF 2166.00 FEET AND A CHORD BEARING OF S11°26'09"W; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 06°53'39" FOR A DISTANCE OF 260.62 FEET TO A POINT ON A NON-TANGENT LINE; THENCE N90°00'00"W, 107.88 FEET; THENCE N06°40'24"W, 43.69 FEET; THENCE N35°22'58"W, 42.90 FEET; THENCE N20°31'52"W, 25.51 FEET; THENCE N38°13'26"W, 40.92 FEET; THENCE N11°52'28"W, 34.62 FEET; THENCE N22°55'17"W, 78.38 FEET; THENCE N44°25'17"W, 30.80 FEET; THENCE N27°18'52"W, 37.86 FEET; THENCE N90°00'00"W, 444.50 FEET TO THE WEST LINE OF SAID SOUTHWEST 1/4 OF SECTION 2; THENCE N01°30'57"W ALONG SAID WEST LINE A DISTANCE OF 1323.40 FEET TO THE POINT OF BEGINNING.

AND:

THAT PORTION OF SECTION 3, LYING NORTH OF A LINE EXTENDED BETWEEN THE EASTERLY 1/4 CORNER AND THE NORTHWEST CORNER, ALL BEING IN TOWNSHIP 24 SOUTH, RANGE 31 EAST.

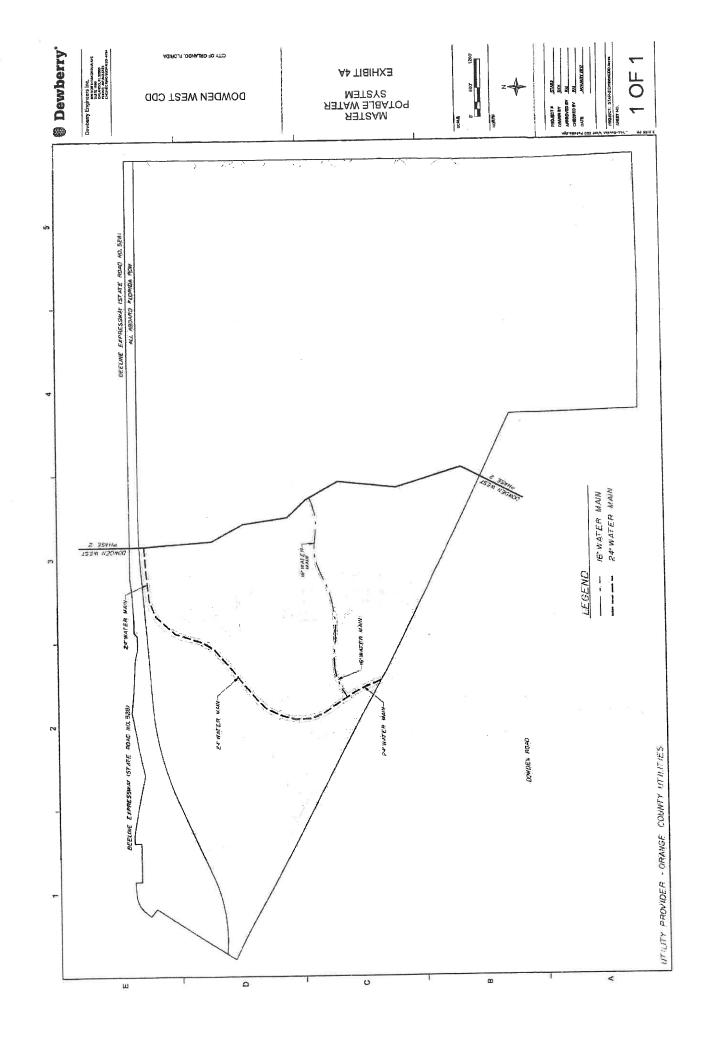
Schedule A to Exhibit "A"

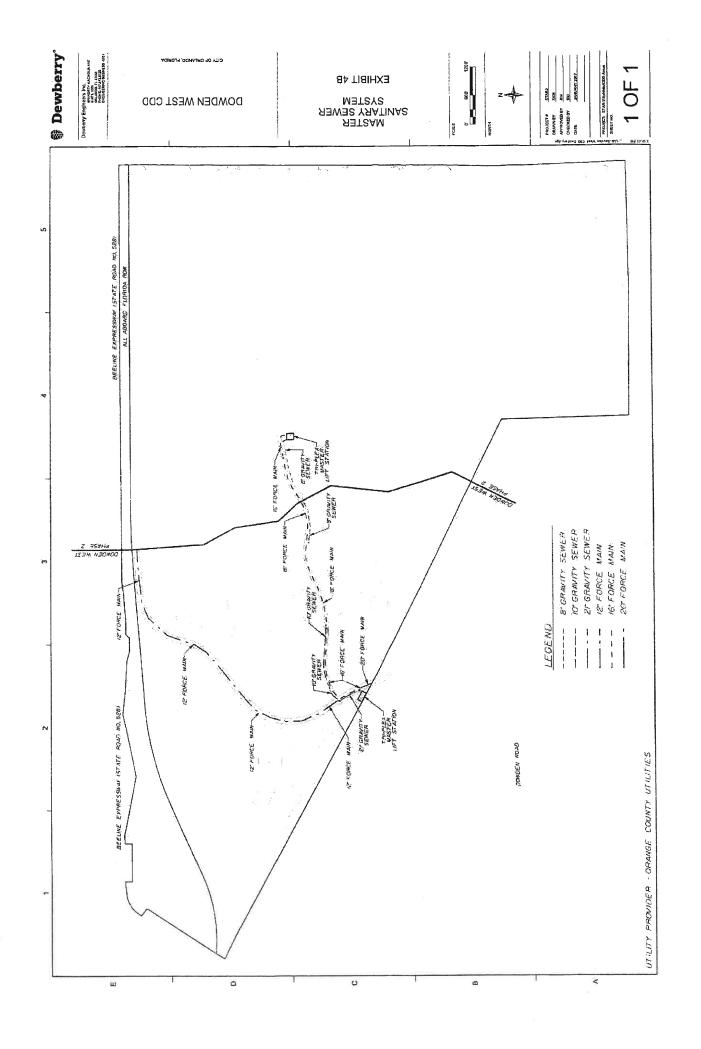


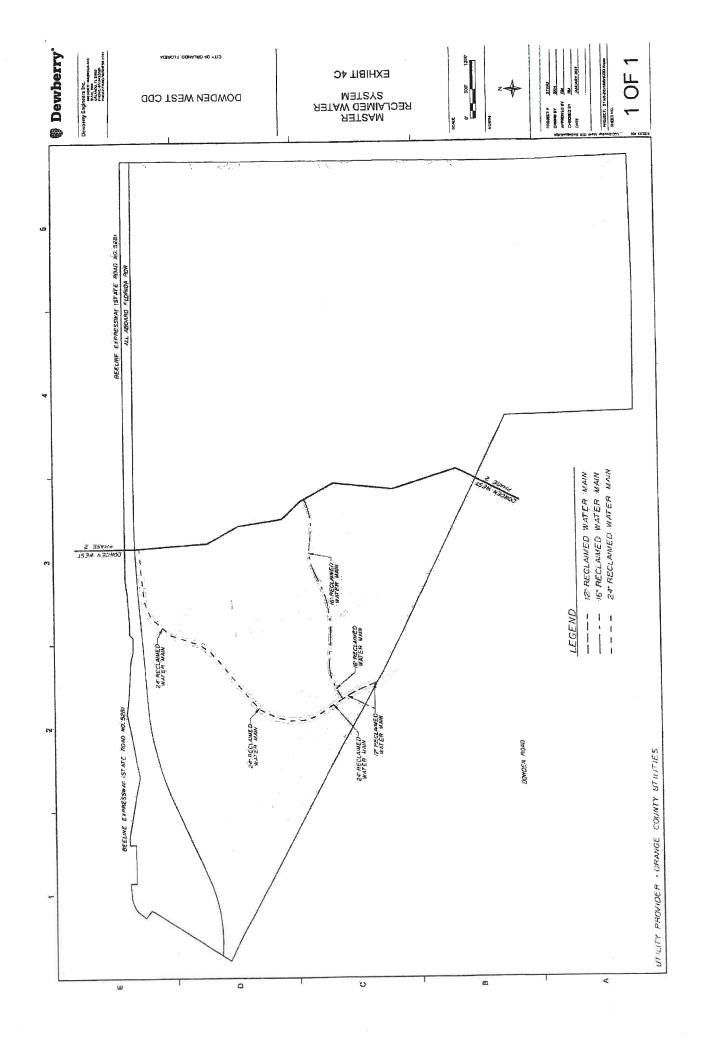
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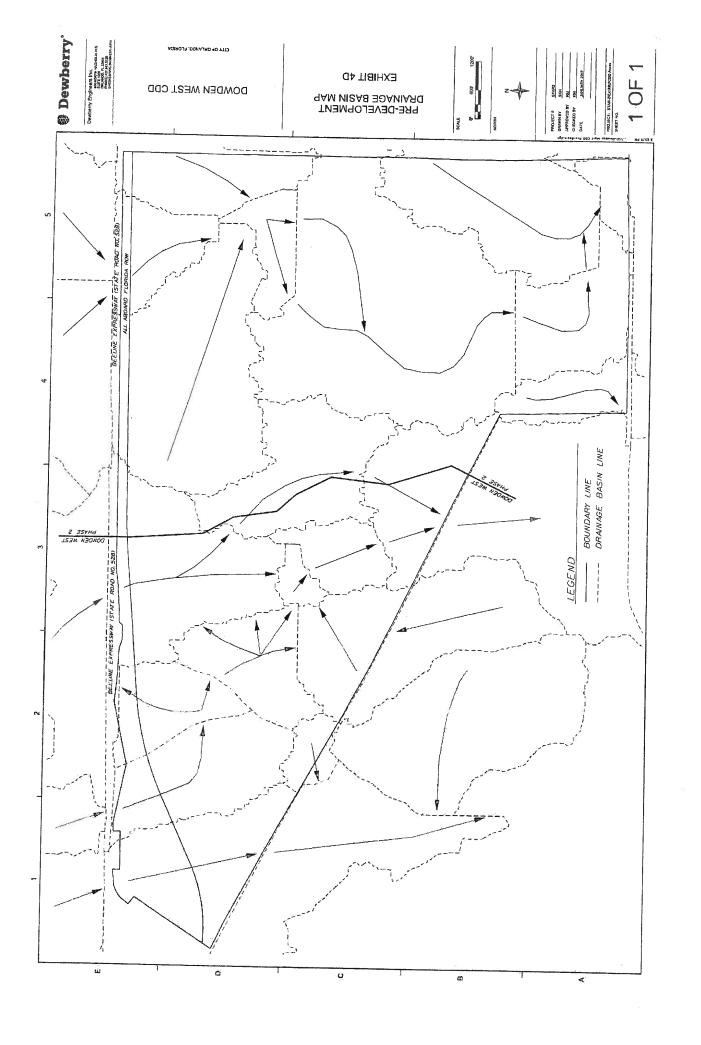
EXHIBIT 4

MAP OF THE DOWDEN COMMUNITY DEVELOPMENT DISTRICT SHOWING CURRENT MAJOR TRUNK WATER MAINS, SEWER INTERCEPTORS AND OUTFALLS, NONE OF WHICH ARE LOCATED WITHIN THE BOUNDARIES OF THE DISTRICT









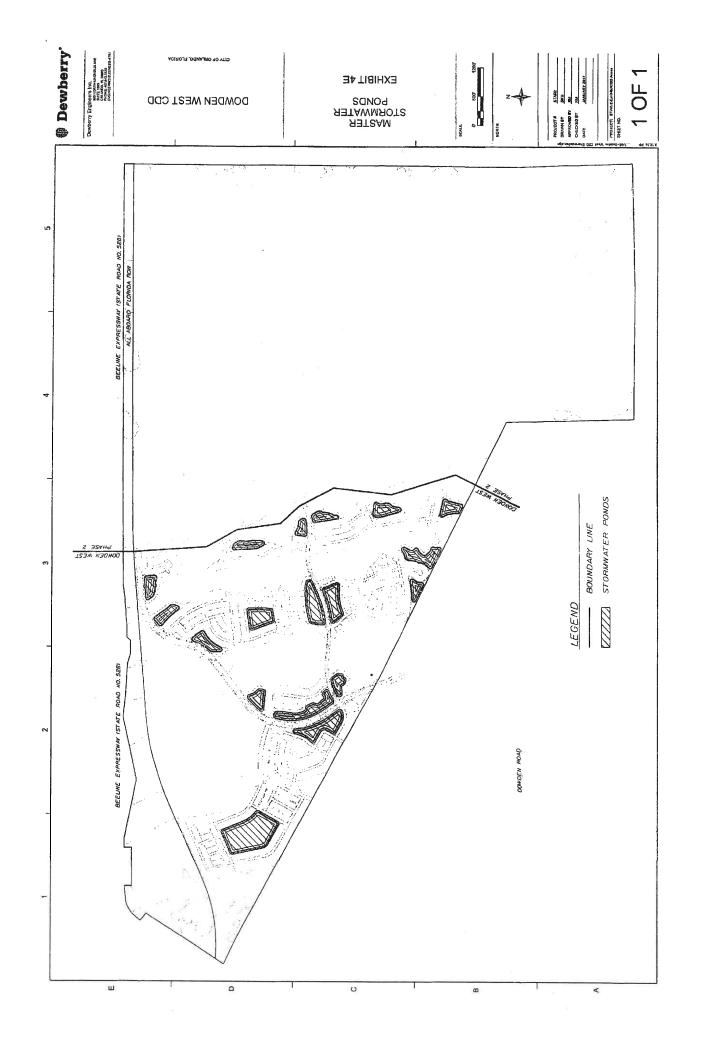


EXHIBIT 5

TIMETABLE FOR CONSTRUCTION OF "ON-SITE" DISTRICT SERVICES (WITHIN THE DISTRICT BOUNDARIES)

EXHIBIT 5- A1

TIMETABLE FOR CONSTRUCTION OF "ON-SITE" DISTRICT SERVICES (OUTSIDE THE DISTRICT BOUNDARIES)

TASK TO BE COMPLETED

DATE TO BE COMPLETED BY

1. Entitlement	
a.) Land Use/Zoning	October 2016
2. Permits	
a.) FDEP Water Permit	Mid 2017
b.) FDEP Sewer Permit	Mid 2017
c.) US-ACOE Permit	Summer 2017
3. Land Development/Site Work – Phase 1	
(Dowden Rd – Villages 1, 2 & 3)**	•
a.) Install erosion control/best practices management	Spring 2018
b.) Earthwork conducted	Spring 2018
c.) Install gravity sewer	Spring 2018
d.) Install storm drainage	Spring 2018
e.) Install force main	Spring 2018
f.) Install re-use/reclaimed water	Spring 2018
g.) Install irrigation conduit	Spring 2018
h.) Install utility crossing	Spring 2018
i.) Install potable water	Spring 2018
j.) Ready sub-grade	Spring 2018
k.) Install curb	Spring 2018
l.) Install underdrain	Spring 2018
m.) Install base	Spring 2018
n.) Install sidewalk	Spring 2018
o.) Install asphalt	Spring 2018
p.) Install lift station	Spring 2018
q.) Install irrigation	Spring 2018
r.) Install landscaping	Mid 2018
s.) Install recreational facilities	Mid 2018
t.) Install hardscape (entry features)	Mid 2018
4. <u>Vertical Construction</u>	Spring 2018

NOTE: The above timetable is preliminary in nature and the dates are subject to change.

^{*}Indicates that it is anticipated the particular task will only be partially funded by the District.

^{**}The timeline for Phase 1 infrastructure. Remaining infrastructure for District and Villages to be completed over the next 10 years.

TIMETABLE FOR CONSTRUCTION OF "OFF-SITE" DISTRICT SERVICES (OUTSIDE THE DISTRICT BOUNDARIES)

EXHIBIT 5 - A2

TIMETABLE FOR CONSTRUCTION OF "OFF-SITE" DISTRICT SERVICES (OUTSIDE THE DISTRICT BOUNDARIES)

TASK TO BE COMPLETED

DATE TO BE COMPLETED BY

1. Entitlement		
a.) Land Use/Zoning		October 2016
2. Permits		
a.) FDEP Water Permit		Mid 2017
b.) FDEP Sewer Permit		Mid 2017
c.) US-ACOE Permit		Mid 2017
3. <u>Land Development/Site</u>	Work – Dowden Roadway	·
a.) Install erosion cont	rol/best practices management	Spring 2018
b.) Install gravity sewe	r	Spring 2018
c.) Install storm draina	ge	Spring 2018
d.) Install force main		Spring 2018
e.) Install re-use/reclai	med water	Spring 2018
f.) Install irrigation cor	nduit	Spring 2018
g.) Install utility crossir	ng	Spring 2018
h.) Install potable wate	er	Spring 2018
i.) Ready sub-grade		Spring 2018
j.) Install curb		Spring 2018
k.) Install underdrain		Spring 2018
l.) Install base		Spring 2018
m.) Install sidewalk		Spring 2018
n.) Install asphalt		Spring 2018
o.) Install irrigation		Spring 2018
p.) Install landscaping		Spring 2018

NOTE: The above timetable is preliminary in nature and the dates are subject to change.

^{*}Indicates that it is anticipated the particular task will only be partially funded by the District.

COST ESTIMATES FOR CONSTRUCTION OF DISTRICT SERVICES

Exhibit 5 Estimated Costs Summary

Dowden West Community Development District

Improvement	Total
Utilities Systems	
Water System	\$ 5,551,025
Sanitary Sewer System	\$ 8,652,715
Reuse Water System	\$ 5,361,403
Stormwater Management System	\$ 13,956,760
Electrical Service Systems	\$ 5,137,805
Conservation Mitigation	\$ 2,000,000
Onsite Public Roadway Systems*	\$ 6,587,250
Offsite Public Roadway Systems *	\$ 2,293,000
Landscaping/Hardscaping/Irrigation	\$ 2,808,425
Parks and Recreational Areas	\$ 4,000,000
Consulting Fees - Engineering & Attorneys	\$ 2,400,000
Subtotal Costs	\$ 58,748,383
Contingency (10%)	\$ 5,874,838
TOTAL ESTIMATED COSTS	\$ 64,623,221

Notes:

- * Costs for offsite and some onsite roadways do not reflect reimbursement costs from the City of Orlando.
 Construction Cost are from Preliminary Master Plan and MUP s only.
 This estimate does not include developer improvements within the non-single family parcel developments.

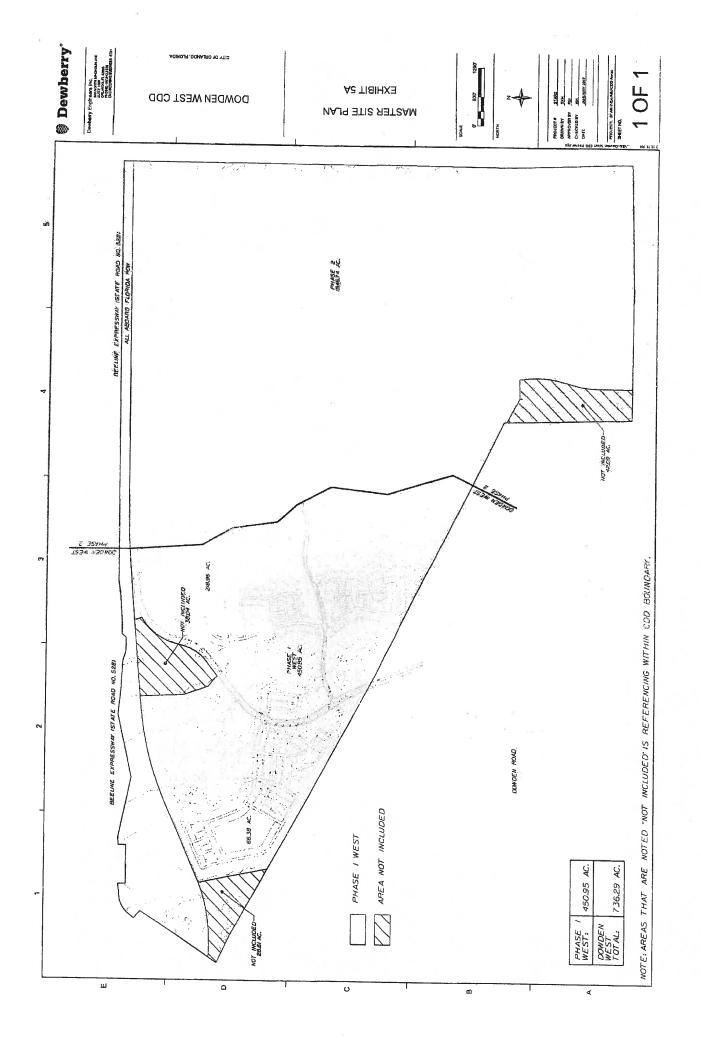
Prepared by Dewberry Engineers Inc.

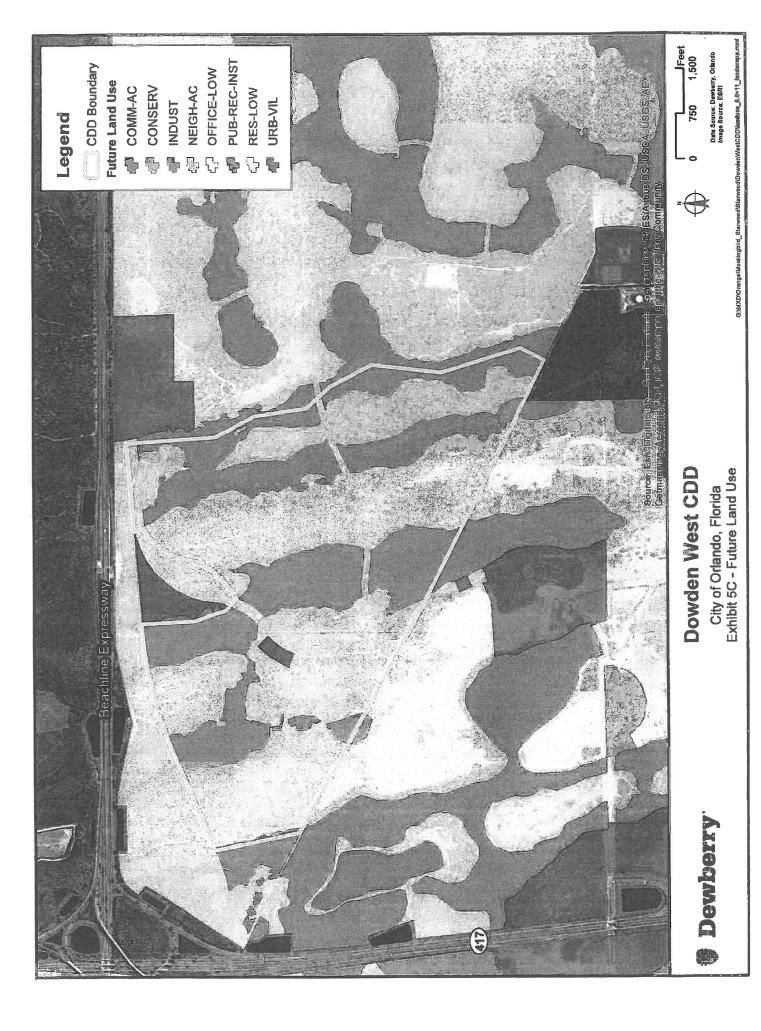
February 2017

Version 5 - 02-01-2017

EXHIBIT 6

FUTURE GENERAL DISTRIBUTION, LOCATION AND EXTENT OF PUBLIC AND PRIVATE USES WITHIN THE DISTRICT





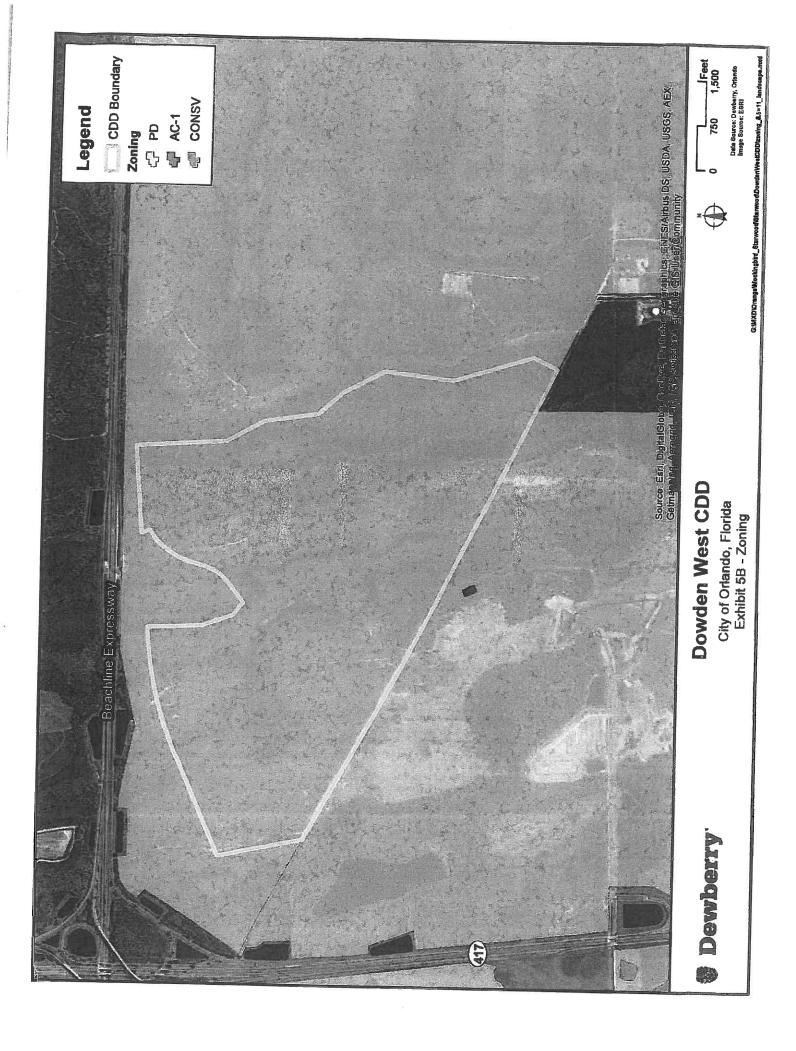


EXHIBIT 7

STATEMENT OF ESTIMATED REGULATORY COSTS

STATEMENT OF ESTIMATED REGULATORY COSTS

1.0 Introduction

1.1 Purpose and Scope

This Statement of Estimated Regulatory Costs ("SERC") supports the petition to form the **Dowden West Community Development District** (the "District"). The proposed District comprises approximately 736 acres of land located within the City of Orlando, Florida (the "City"). The project is planned for approximately 2,200 attached and detached single family units. The SERC provides the information required by Section 190.005 and Section 120.541, Florida Statutes. The limitations on the scope of this SERC are explicitly set out in Section 190.002(2)(d), Florida Statutes, as follows:

That the process of establishing such a district pursuant to uniform general law shall be fair and based only on factors material to managing and financing the service delivery function of the district, so that any matter concerning permitting or planning of the development is not material or relevant.

1.2 Overview of the Dowden West Community Development District

The District is designed to provide community infrastructure, services, and facilities along with their operations and maintenance to the lands within the District. The District will encompass approximately 736 acres.

The Development plan for the proposed lands within the District includes approximately 2,200 attached and detached single family units. The above referenced residential units are authorized for inclusion within the District. A Community Development District ("CDD") is an independent unit of special purpose local government authorized by Chapter 190, Florida Statutes, to plan, finance, construct, operate and maintain community-wide infrastructure in large, planned community developments. CDD's provide a "solution to the state's planning, management and financing needs for delivery of capital infrastructure in order to service projected growth without overburdening other governments and their taxpayers." Section 190.002(1)(a), Florida Statutes.

A CDD is not a substitute for the local, general purpose, government unit, e.g., the City and County in which the CDD lies. A CDD does not have the permitting, zoning or police powers possessed by general purpose governments. A CDD is an alternative means of financing, constructing, operating, and maintaining community infrastructure for planned developments, such as the District. The scope of this SERC is limited to evaluating the economic consequences of approving the petition to establish the District.

1.3 Requirements for Statement of Estimated Regulatory Costs

According to Section 120.541(2), Florida Statutes, a statement of estimated regulatory costs must contain:

- (a) An economic analysis showing whether the rule directly or indirectly: is likely to have an adverse impact on economic growth, private sector job creation or employment, or private sector investment in excess of \$1 million in the aggregate within 5 years after the implementation of the rule; is likely to have an adverse impact on business competitiveness, including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets, productivity, or innovation in excess of \$1 million in the aggregate within 5 years after the implementation of the rule; or is likely to increase regulatory costs, including any transactional costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rule.
- (b) A good faith estimate of the number of individuals and entities likely to be required to comply with the rule, together with a general description of the types of individuals likely to be affected by the rule.
- (c) A good faith estimate of the cost to the agency¹, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state or local revenues.
- (d) A good faith estimate of the transactional costs likely to be incurred by individuals and entities, including local governmental entities, required to comply with the requirements of the rule. As used in this paragraph, "transactional costs" are direct costs that are readily ascertainable based upon standard business practices, and include filing fees, the cost of obtaining a license, the cost of equipment required to be installed or used or procedures required to be employed in complying with the rule, additional operating costs incurred, and the cost of monitoring and reporting, and any other costs necessary to comply with the rule.
- (e) An analysis of the impact on small businesses as defined by Section 288.703, Florida Statutes, and an analysis of the impact on small counties and small cities as defined by Section 120.52, Florida Statutes. (The City of Orlando is not defined as a small city for purposes of this requirement.)
- (f) Any additional information that the agency determines may be useful.
- (g) In the statement or revised statement, whichever applies, a description of any regulatory alternative submitted under paragraph (1)(a) of Section 120.541, Florida Statutes and a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule.

¹ For the purposes of this SERC, the term "agency" means the City of Orlando and the term "rule" means the ordinance(s) which the City of Orlando will enact in connection with the creation of the District.

A description and analysis of the above requirements are set forth below.

2.0 Adverse impact on economic growth, business competitiveness or increased regulatory costs, in excess of \$1 million.

It is unlikely the creation of the District will meet any of the triggers in Section 120.541(2)(a), Florida Statutes. The basis for this determination is provided in the discussions in Section 3.0 through Section 6.0.

3.0 A good faith estimate of the number of individuals and entities likely to be required to comply with the rule, together with a general description of the types of individuals likely to be affected by the rule.

As noted above, the Dowden West Community Development District is a community designed for approximately 2,200 attached and detached single family units. Formation of the District will place these units within the jurisdiction of the District. Prior to sale of any units, the land within the boundaries of the District will also be subject to the jurisdiction of the District and required to comply with the establishing ordinance.

- 4.0 Good faith estimate of the cost to state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state and local revenues.
- 4.1 Costs of Governmental Agencies of Implementing and Enforcing Rule

State Government Entities

There will be only modest costs to various State governmental entities to implement and enforce the proposed formation of the District. The District as proposed will encompass under 1,000 acres, therefore the City is the establishing entity under Section 190.005(2)(e), Florida Statutes. The modest costs to various State entities to implement and enforce the proposed rule relate strictly to the receipt and processing of various reports that the proposed District is required to file with the State and its various entities. The costs to those State agencies that will receive and process the District's reports are minimal, because the District is only one of many governmental units that are required to submit the various reports. Therefore, the marginal cost of processing one additional set of reports is inconsequential. Additionally, pursuant to Section 189.412, Florida Statutes, the proposed District must pay an annual fee to the State of Florida Department of Economic Opportunity, which offsets such costs.

City of Orlando

The land proposed to comprise the District is within the City of Orlando and consists of approximately 736 acres. The City and its staff will process and analyze the petition, conduct a public hearing with respect to the petition, and vote upon the petition to establish the District. These activities will absorb some resources. However, a filing fee will be paid to the City which is anticipated to cover the City's costs for review of the petition for establishment.

The costs to the City are modest for a number of reasons. First, review of the petition to establish the District does not include analysis of the project itself. Second, the petition itself provides much of the information needed for a staff review. Third, the City already possess the staff needed to conduct the review without the need for new staff. Fourth, there is no capital required to review the petition. Finally, the City routinely processes similar petitions for land uses and zoning charges that are far more complex than is the petition to establish a CDD.

The annual costs to the City because of the establishment of the District are minimal. The proposed District is an independent unit of local government. The only annual costs the City faces are the minimal costs of receiving and reviewing the various reports that the District is required to provide to the City.

Orange County

The annual costs to Orange County (the "County") are also modest. As indicated above, the proposed District is an independent unit of local government. The only annual costs the County faces are the minimal costs of receiving and reviewing the various reports that the District is required to provide to the County.

4.2 Impact on State and Local Revenues

Adoption of the proposed rule will have no negative impact on State and local revenues. The District is an independent unit of local government. It is designed to provide community facilities and services to serve the development. The District has its own sources of revenue to provide and maintain such facilities and services. No state or local subsidies are required or expected.

In this regard it is important to note that any debt obligations incurred by the District to construct its infrastructure, or for any other reason, are not debts of the State of Florida or any unit of local government. In accordance with State law, debts of the District are strictly its own responsibility.

5.0 A good faith estimate of the transactional costs that are likely to be incurred by individuals and entities required to comply with the requirements of the ordinance.

Table 1 provides an outline of the various facilities and services the proposed District may provide. It is anticipated that the on-site and off-site roadway improvements, utility distribution and collections systems, the master stormwater management system, landscaping, irrigation and hardscaping, conservation mitigation, and parks and recreation as described in Table 1, will be financed by the District. Some of the facilities will be dedicated to other governments for operations and those governments will collect the associated revenue to operate and maintain those facilities.

Table 1. Dowden West Community Development District Proposed Facilities and Services

Facility	 Financed By	Ownership	O&M
8 4 4		Fair I	2 2
Water System	CDD	County	County
Sanitary Sewer System	CDD	County	County
Reuse Water System	CDD	County	County
Stormwater Management System	CDD	CDD	CDD
Electrical Service System	CDD	OUC	OUC
Conservation Mitigation	CDD	CDD	CDD
On-Site Public Roadway Improvements	CDD	City	City
Off-Site Public Roadway Improvements	CDD	City	City
Landscaping/Hardscaping/Irrigation	CDD	CDD	CDD
Parks and Recreational Areas	CDD	CDD	CDD

Key: CDD=Community Development District, City=City of Orlando, COUNTY=Orange County, OUC=Orlando Utilities Commission; O&M=Operations and Maintenance

The petitioner has estimated the design and development costs for providing the capital facilities. The cost estimates are shown in Table 2 below. Total design and development costs for these facilities are estimated to be approximately \$64,623,221. The District and/or developer of the project may pay a portion of these construction and development costs. The District may issue special assessments or other revenue bonds to fund the development of these facilities. These bonds would be repaid through non-ad valorem assessments levied on all properties in the District that may benefit from the District's capital improvement program.

Table 2. Cost Estimate for District Facilities

Category	Estimated Cost	
** *** *** *** *** *** *** *** *** ***		
Water System	\$5,551,025	
Sanitary Sewer System	\$8,652,715	
Reuse Water System	\$5,361,403	
Stormwater Management System	\$13,956,760	
Electrical Service Systems	\$5,137,805	
Conservation Mitigation	\$2,000,000	
Onsite Public Roadway Systems	\$6,587,250	
Offsite Public Roadway Systems	\$2,293,000	
Landscaping/Hardscaping/Irrigation	\$2,808,425	
Parks and Recreational Areas	\$4,000,000	
Consulting Fees - Engineering & Attorneys	\$2,400,000	
Professional Fees/Contingencies	\$5,874,838	
Total Projected Cost of Improvements	\$64,623,221	

Future landowners in the District shall be required to pay non-ad valorem assessments levied by the District to secure the debt incurred through bond issuance, assuming such bonds are issued by the District. In addition to the levy of non-ad valorem assessments for debt service, the District may also impose non-ad valorem assessments to fund the operations and maintenance of the District and its facilities and services.

It is important to recognize that buying property in the District is completely voluntary. Ultimately, all owners and users of the affected property by purchasing such property choose to accept the non-ad valorem assessments as a tradeoff for the numerous benefits and facilities that the District provides.

A CDD provides property owners with the option of having higher levels of types of facilities and services financed through self-imposed charges. The District is an alternative means to finance necessary community services. District financing is no more expensive, and often less expensive, than the alternatives of a municipal service taxing unit (MSTU), a neighborhood association, or through higher cost developer equity and/or bank loans.

In considering these costs it should be noted that owners and occupants of the lands to be included within the District will receive four major classes of benefits.

First, those property owners and businesses in the District will receive a higher level of public services and amenities sooner than would otherwise be the case.

Second, the District is a mechanism for assuring that the community services and amenities will be completed concurrently with development of lands within the District. This satisfies the intent of revised growth management legislation, and assures that growth pays for itself without undue burden on other consumers. Establishment of the District will ensure that these landowners pay for the provision of facilities, services and improvements to these lands.

Third, a CDD is the sole form of governance which allows CDD landowners, through landowner voting and ultimately electoral voting for resident elected boards, to determine the type, quality and expense of the CDD services they receive, provided they meet the City's overall requirements.

Fourth, the CDD has the ability to maintain infrastructure better than a Homeowners' Association ("HOA") because it is able to offer a more secure funding source for maintenance and repair costs through assessments collected on the County tax bill pursuant to Section 197.3632, Florida Statutes. Further, a CDD is a perpetual entity and provides for continuous operation and maintenance of infrastructure.

The cost impact on the ultimate landowners in the District is not the total cost for the District to provide infrastructure services and facilities. Instead, it is the incremental costs above what the landowners would have paid to install infrastructure via an alternative financing mechanism. The cost impact to landowners is negligible given the low cost of capital for a CDD through tax-exempt financing, etc.

6.0 An analysis of the impact on small businesses as defined by Section 288.703, Florida Statutes, and an analysis of the impact on small counties and small cities as defined by Section 120.52, Florida Statutes.

There will be no impact on small businesses because of the formation of the District. If anything, the impact may be positive. This is because the District must competitively bid many of its contracts. This affords small businesses the opportunity to bid on District work.

The City has an estimated un-incarcerated population that is greater than 10,000 according to the 2010 U.S Census. Therefore, the City is not defined as a "small city" according to Section 120.52(18), Florida Statutes.

The County has an estimated un-incarcerated population that is greater than 75,000 according to the 2010 U.S. Census. Therefore, the County is not defined as a "small county" according to Section 120.52(19), Florida Statutes.

7.0 Any additional useful information.

The analysis provided above is based on a straightforward application of economic theory, especially as it relates to tracking the incidence of regulatory costs and benefits. Inputs were received from the project developer, the project design engineer and other professionals associated with the project.

8.0 In the statement or revised statement, whichever applies, a description of any good faith written proposal submitted under paragraph (1)(a) and either a statement adopting the alternative or a statement of the reasons for rejecting the alternative in favor of the proposed rule.

There have been no good faith written proposals or revised statement submitted to the City as described in Section 120.541(1)(a), Florida Statutes.

Prepared by: Governmental Management Services - Central Florida, LLC February 1, 2017

1 2 3		TESTIMONY OF GEORGE FLINT (DISTRICT MANAGER) FOR DOWDEN WEST DEVELOPMENT DISTRICT
4	1.	Please state your name and business address.
5 6		My name is George Flint. My business address is 135 West Central Boulevard, Suite 320, Orlando, Florida 32801.
7	2.	By whom are you employed and in what capacity?
8 9 10 11		I am a Vice President with Governmental Management Services – Central Florida, LLC ("GMS") and serve as the district manager and financial consultant for community development districts ("CDDs").
12	3.	And what is the nature of your firm's business?
13 14 15 16		GMS provides management consulting services to CDDs and the real estate industry, including general management, accounting, recording secretary, field services and assessment administration. GMS currently serves as the district manager for over one hundred thirty (130) CDDs in Florida.
18	4.	Do you work for both public and private entities?
19 20 21 22 23		GMS primarily works for public entities providing district management services. However, we are retained from time to time by private entities to consult on the creation of special districts as well as the viability of certain proposed developments.
24 25	5.	Prior to your current employment, by whom were you employed and what were your responsibilities in those positions?
26 27 28 29 30 31 32 33 34 35		I have twenty-three (23) years of experience in the public and private sectors providing general management, budgeting, and consulting services. I served as the Budget Officer and Assistant County Administrator for St. Johns County, Florida, and as the Assistant County Manager/Performance Manager for Alachua County, Florida. In addition, I served as Senior Management Consultant and Regional Manager for TetraTech, Inc., an environmental engineering firm, and as the Executive Director of the St. Johns County Utility Authority. I have extensive knowledge of special districts, governmental budgeting and finance issues, the development process and water and wastewater utilities.
36	6.	Please describe your educational background.
37 38 39		I have a Bachelor of Arts degree from Princeton University in politics with a focus in economics and a Master of Public Administration from Florida State University with a specialization in public budgeting and finance.

- 40 7. Have you previously prepared a Statement of Estimated Regulatory Costs for petitions to establish community development districts?
- Yes, I have prepared many, including Statements of Estimated Regulatory Costs for petitions to establish CDDs.
- 44 8. Please describe your work with CDDs in Florida.
- Through GMS, the clients I serve are both resident-elected and landowner-elected CDDs, depending on the stage in life of the development. I assist the various Boards of Supervisors and residents by managing the accounting, official recordkeeping, and operations and management of the assets acquired or constructed by the District.
- 50
- 51 9. Where in Florida are the districts with which you have worked?
- My office currently manages approximately thirty (30) districts, the majority of which are in the central Florida area and are located in Orange, Osceola, Lake and Polk counties. I also manage districts in Flagler, Brevard, Leon, Hillsborough, Marion, Pasco, St. Lucie and Sarasota counties.
- 56
- 57 10. Do you represent CDDs of about the same size as the proposed Dowden West Community Development District?
- 59 Yes.
- 60
- At this point, I will ask you to address certain matters that relate to CDD management. Please describe the general manner in which a CDD actually operates.
- 64 Initially, community development districts are governed by a five-member Board 65 of Supervisors who are each elected by district landowners. The Board retains a 66 district manager who supervises the services, facilities and administrative 67 functions of the CDD, and essentially runs the day-to-day operations and 68 implements many of the actions of the board. Each year, the CDD Board publicly 69 notices and conducts a public hearing for the purpose of adopting a budget. The 70 proposed budget is submitted to the applicable local general purpose government 71 for review and comment prior to its formal adoption.
- 72
- 73 12. Are there requirements, such the open meetings, public records and ethics
 74 laws, imposed on CDDs in order to safeguard the public that are similar to
 75 those imposed upon general purpose local governments?
- 76 Yes, there are.

13. Please describe these requirements and safeguards.

The creation of a CDD does not change any requirements for government approval of any construction within the district. Any land development requirements, and all state and local development regulations, still apply. There must also be disclosure of public financing and the facilities and services being provided by a CDD. The CDD must provide financial reports to the Department of Financial Services in the same form and manner as is required of all other political subdivisions, and is annually audited by an independent certified public accountant. Furthermore, under Chapter 286, Florida Statutes, all meetings and district records must be open to the public in compliance with "Government in the Sunshine."

Members of the initial CDD Board of Supervisors must be residents of Florida and citizens of the United States. Boards are elected initially on a one acre, one vote basis. By law, after 6 years (and 250 registered voters live in the CDD), the board begins transitioning to registered voters living in the CDD. At that time, the Supervisors are required to be residents and electors of the district. Board members are required to file annual financial disclosure statements, as is required by other local officials. The CDD budget must be filed with the applicable general purpose government, and a public hearing must be held prior to its adoption. All fees, rates and charges imposed by the CDD must be adopted in accordance with its rule-making procedures pursuant to Chapter 120, Florida Statutes.

101 W 102 17

When a CDD imposes special or non-ad valorem assessments pursuant to Chapter 170, Florida Statutes, it must provide both published and mailed notice to those who are to be assessed. The assessment process includes preparation of a methodology that fairly and equitably allocates the cost of the District's projects.

105 14. Please describe in general terms how a CDD operates financially, both on a day-to-day and long-term basis.

Typically, in the first year of a CDD's existence, most or all of the land is owned by the developer, and expenses are funded by the developer by way of a "funding agreement" between the developer and the District, as opposed to imposing assessments.

In addition to the funding agreement, CDDs have the ability to utilize various financing techniques for financing long-term projects. Bonds are frequently issued by CDDs and must be secured by a trust agreement. For any bonds maturing for a term of more than five years, the CDD must seek circuit court validation of its bonds, in accordance with Chapter 75, Florida Statutes. The District also has the ability to borrow funds on either a long or short term basis.

117 118 119 120 121 122		By law, debt of the district cannot become debt of any other government (city, county, or state), without that government's consent. The District's debt may be retired through non ad valorem or special assessments imposed on benefited properties, or rates, fees, and charges imposed on users of district facilities and services. The CDD has no ability to assess land outside its boundaries, nor to assess any land owned by another government.
123 124	15.	Are you familiar with the petition and exhibits filed to establish the Dowden West Community Development District?
125 126 127 128		Yes, I have reviewed the Petition and all of its exhibits. Petition Exhibit 7 is the Statement of Estimated Regulatory Costs ("SERC"); it is a requirement of Chapter 190, <i>Florida Statutes</i> , and was prepared by me.
129 130	16.	To the best of your knowledge, is Exhibit 7 to the petition a true and accurate recitation of the SERC?
131 132 133		Yes.
134 135 136	17.	Based on your review of Exhibit 7 to the Petition, are there any updates that need to be made at this time?
137 138	10	No.
139 140	18.	What exactly is a Statement of Estimated Regulatory Costs?
141 142 143		A Statement of Estimated Regulatory Costs provides the analysis of financial impact of that establishing a community development district, and is required by §§ 190.005(2)(a) and 190.005(1)(a)(8), Florida Statutes (2016).
144 145		Section 120.541(2), <i>Florida Statutes</i> , specifically provides a list of the necessary elements that a SERC must include: (1) a good faith estimate of the number of
146		individuals and entities likely to be required to comply with, or are affected by,
147		the ordinance; (2) a good faith estimate of the cost to the agency, and any other
148		state or local government entity; (3) an analysis of the transactional costs likely to
149		be incurred by individuals and entities required to comply with the ordinance; (4)
150 151		impact on small businesses, small cities and small counties; and (5) any additional information that the City might find useful.
152		The methodology used to create the SERC is consistent with that commonly used
153		by others within the industry. The information comprising the SERC is based on
154		my professional knowledge relative to prior experience working with special
155		districts, and information provided to us by the Petitioner.
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158 159 160	19.	Please summarize the costs to the City of Orlando resulting from the establishment of the Dowden West Community Development District.
161		The costs incurred to the City of Orlando are minimal at best. The City may incur
162		one-time administrative costs involved with the staff review process associated
163		
		with the establishment, but those costs will be offset by the required filing fee to
164		be paid to the City by the Petitioner.
165		Once established, ongoing costs will not be incurred by the City. The Dowden
166		West Community Development District (the "District") will be an independent
167		unit of local government. The only foreseeable cost to the City would be the
168		minimal expense to the City for their optional review of reports required to be
169		submitted by the District. The review of these reports is at the City's option.
170 171	20.	Please summarize the costs to the State of Florida resulting from the establishment of the Dowden West Community Development District.
172		The State will only incur minimal costs once the District is established. The costs
173		are usually the result of administrative review of reports required to be submitted
174		periodically pursuant to Chapters 189 and 190, Florida Statutes. The Legislature
175		has adopted a fee of \$175 per year to be paid to the Department of Community
176		Affairs as the agency collecting information about districts. Since the District is
177		designed to be a self-sufficient, special-purpose governmental entity, it is
178		responsible for its own management. No additional burden is placed on the State
179		of Florida once the District has been established, with the exception of reporting
180		requirements previously mentioned.
181 182	21.	Will the establishment of the proposed District result in costs to local small businesses?
183		No. Small businesses will not be negatively impacted by the establishment of the
184		District. Small businesses may actually benefit since businesses have the option of
185		becoming competitive bidders of the District's business.
186		becoming competitive didders of the District's dasmess.
187	22.	Will the establishment of the proposed District have a negative impact on
188	<i>LL</i> .	state or local revenues?
189		No. The District will have their own source of revenue and no state or local
190		subsidies are required or expected. In addition, establishment of the District
191		should have no negative impact on state or local revenues because the District
192		will be an independent unit of local government, and debts of the District will be
193		strictly its own responsibility.
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200		viability and feasibility of the proposed District?
201		Yes, I do.
202	24.	What is that opinion?
203 204 205		In my opinion, based on my experience with other districts, the proposed District is expected to be financially viable and feasible.
206 207 208 209 210	25.	Based on your training and experience, do you have an opinion as to whether the proposed District is of sufficient size, sufficient compactness, and sufficient contiguity to be developable as a functional interrelated community?
211 212		Yes, I do.
213	26.	What is your opinion?
214 215 216		It is my opinion that the District is of sufficient size, is sufficiently compact, and sufficiently contiguous to be developable as a functionally interrelated community.
217	27.	What is the basis for your opinion?
218 219 220 221 222 223 224 225 226 227		Functional interrelation means that each community purpose has a mutual reinforcement relationship to one another. Each function must therefore be planned to contribute to the development of the larger community. This requires a long range plan that can evaluate the future needs of a community as it relates to needed facilities and services, such as roads, drainage, water, sewer, lighting, etc. Each function must in turn have a management capability, funding source and comprehension of the community needs and ability to handle growth. The District, will be able to meet the requirements to be a functionally interrelated community because it is of sufficient size (approximately 758.64 acres of land), is sufficiently compact and sufficiently contiguous, as depicted in the Petition.
228 229 230 231	28.	Do you have an opinion as to whether the proposed Dowden West Community Development District is the best alternative available for providing the proposed community development services and facilities to the areas to be served?
232 233 234 235		Yes, I do.

Based on your training and experience in the financial aspect of community

development districts, do you have an opinion regarding the financial

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23.

29. What is your opinion?

My opinion is that the proposed District is the best alternative available to provide the proposed community development services and facilities to the lands which can be paid for by the District itself.

30. What is the basis for your opinion?

From an economic perspective, the District is the best alternative because establishment of the District would result in the lowest cost to landowners and to homeowners as compared to other alternatives. The Petitioner proposes to establish the Dowden West Community Development District to construct certain public infrastructure and community facilities which will be needed by the property owners and residents of the District. Establishment of the District will allow the community development process to take care of its own needs by restricting costs to those who benefit from the services provided. Non-ad valorem or special assessments on the property within the District are expected to be used to repay any debt that is incurred. Expenses for operations and maintenance are expected to be paid through maintenance assessments, which assures that the District will be maintained at the sustained level of quality desired by its residents.

The use of non-ad valorem and maintenance assessments or user fees ensures that the property receiving the benefit of district services is the same property to pay for those services.

There are no effective alternatives to provide for such financing structures, although the general-purpose local government could finance the improvements utilizing special assessments or general funds, or the developer could provide the infrastructure through private means, including private financing, if available, but this is generally more expensive. A homeowners association ("HOA") could be used to provide for the facilities; however, the HOA does not have the ability to finance the facilities, and lacks the legal backing to effectively enforce assessments. In addition, the developer would not be able to provide long-term maintenance of any of the facilities other than through the HOA.

Specifically, although both CDDs and HOAs are permitted to oversee the operation and maintenance for stormwater management systems, mitigation areas, and conservation areas, the South Florida Water Management District ("SFWMD") takes the position that a CDD is the preferred unit because it is a perpetual local government unit that by law has the requisite assessment authority, and is only required to provide a letter to the SFWMD that it will accept responsibility for operation and maintenance. Contrarily, an HOA must submit more documentation and proof that it has the legal, financial, and administrative capabilities to provide for the long term maintenance of the facility. An HOA must also submit documentation that it has the power to levy taxes, has the

278 279 280 281		authority and responsibility to operate and maintain the system, and may be precluded from dissolving until another entity acceptable to the SFWMD can be found to operate the system. Therefore, none of these alternatives are preferable concepts.
282 283 284	31.	Will the services and facilities to be provided by the District be incompatible with the uses and existing local and regional facilities and services?
285 286 287 288 289		My opinion is that the services and facilities proposed to be provided by the District are not incompatible with the uses and existing local and regional facilities and services. Any services required of the proposed District are necessary to support new growth in the City; however, none of the proposed facilities and services currently exists.
290 291 292	32.	Do you have an opinion as to whether the area that will be served by the Dowden West Community Development District is amenable to separate special district government?
293		Yes.
294 295	33.	What is your opinion?
296 297 298 299 300		It is my opinion that the areas to be included within the proposed District are amenable to being served by a separate special district government. Because the area within the proposed District is of sufficient size, compactness and contiguity, and is economically viable, the area to be served by the proposed District is clearly amenable to separate special district governance.
301 302	34.	What is the basis for your opinion?
303 304 305 306 307 308		There are two criteria to be reviewed when determining if a District is amenable to separate special district government: First, does the land area have a need for the facilities and services and will its owners and residents benefit from facilities that the special district could provide? Second, is the land area of sufficient size, sufficient compactness and sufficiently contiguous to be the basis for a functional interrelated community?
309 310 311 312 313 314 315 316		Under both criteria, the District covers a planned community of sufficient size with a need for the facilities and improvements that are presently expected to be provided by the District. As described in the Petition for Establishment, the District will construct and maintain certain identified needed facilities and services. Some improvements may be constructed by the proposed CDD and ultimately maintained by the City. Based on my professional experience in district management, districts of this size are large enough to effectively provide

317 318 319 320 321 322		and manage services. From a management and operations perspective, the land area is well suited to the provision of the proposed services and facilities. However, if later circumstances would cause the City to re-evaluate whether these lands should continue as separate special district government, the City has the option under section 190.046(4), <i>Florida Statutes</i> , to effectively take over the functions of any CDD.
323 324 325	35.	In general, what financing methods does Petitioner propose that the proposed District use to pay for the anticipated facilities and services?
326 327 328 329 330 331 332 333		Petitioner presently expects that the District will finance certain services and improvements through the issuance of tax-exempt bonds. The debt issued by the proposed District is expected to be retired from "non-ad valorem" or "special" assessments on benefitted property within the proposed District. Ongoing maintenance and operational activities are expected to be funded by maintenance assessments. At present, the Petitioner expects that the proposed District may issue long-term bonds or other permitted debt instruments that will pay a portion of the cost of these facilities. Any facilities not financed with a bond issue will be
334 335 336	36.	funded by the developer and/or with conventional bank financing. Is the proposed District expecting to fund any off-site improvements
337 338	30.	described in Composite Exhibit 5?
339 340 341 342		Based on the information provided by the District Engineer, the offsite improvements to be funded by the CDD include offsite roadway improvements at an estimated cost of \$2,293,000.
342 343 344	37.	Who will be responsible for paying the proposed District's assessments?
345 346 347		Only those property owners, including any current landowners, within the proposed District will be responsible for paying District assessments.
348 349 350	38.	Will these debts of the proposed District be an obligation of the City of Orlando, Orange County or the State of Florida?
351 352 353		No. Florida law provides that community development district debt cannot become the obligation of a city, county, or the state without the consent of that government.
354 355	39.	Does this conclude your testimony?

Yes it does.

356

AFFIDAVIT OF GEORGE S. FLINT (DISTRICT MANAGER)

BEFORE ME, personally appeared George S. Flint, who after being duly sworn stated that the following facts set forth in the attached Testimony of George S. Flint (District Manager) for the Dowden West Community Development District are true and correct.

Signature of Witness
Date: 2 | S | 17

STATE OF FLORIDA
COUNTY OF Orange

The foregoing instrument was acknowledged before me this ft day of F. 1, 2017, by George S. Flint as District Manager for Community Development Districts for Governmental Management Services – Central Florida, LLC. He is personally known to me or has produced a valid driver's license as identification.



Notary Public; State of Florida

Print Name: Stave M. Vanderuit

My Commission Expires: 7/29/2020

My Commission No.: FF980 (04)

1		TESTIMONY OF BRETT SEALY (UNDERWRITER)						
2		FOR DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT						
3	1.	Please state your name and business address.						
4 5		My name is Brett Sealy. My business address is 152 Lincoln Avenue, Winter Park, Florida 32789.						
6	2.	By whom are you employed and in what capacity?						
7 8 9		I am a Managing Partner of MBS Capital Markets, LLC ("MBS") which firm intends to serve as underwriter for the proposed Dowden West Community Development District (the "District").						
10	3.	And what is the nature of your firm's business?						
11 12 13 14 15		MBS Capital Markets, LLC is a Florida-based boutique investment banking firm primarily specializing in land-secured, utility and general government tax-exemp financings. The professionals of MBS have more than 100 years of combined experience having served as lead bankers on the issuance of more than \$12 billion of tax-exempt bonds for more than 350 issuers in 770 separate transactions.						
17	4.	What is your academic background?						
18		I earned a Bachelor of Science degree in Economics from Rollins College.						
19 20 21 22 23 24 25 26 27	5.	Are you familiar with the Dowden West Community Development District and its proposed establishment? I am familiar with the Dowden West Community Development District and its proposed establishment. MBS has consulted with the other professionals involved with the petition and with representatives of the Developer regarding financing infrastructure improvements for the proposed Dowden West Community Development District.						
28 29	6.	What is your opinion on using a community development district to finance infrastructure improvements?						
30 31 32 33 34 35		It is our opinion that using a community development district to finance infrastructure improvements is an efficient and advisable option which we would recommend to the County. It is further our opinion that the utilization of the Dowden West Community Development District for providing the required infrastructure for this development is an efficient and appropriate financing strategy.						

In your opinion is it anticipated that assessments on the property for the
 proposed Dowden West Community Development District would be utilized
 to repay the debt incurred to provide the infrastructure?

It is anticipated that only assessments on the property within the proposed District would be utilized to repay the debt incurred to provide the infrastructure. We believe that the range of proposed assessments will provide adequate revenues to repay the anticipated debt in today's market environment.

8. What is your opinion on the issuance of the District's bonds; will it in any way impact the bonding capacity or the credit rating of the County?

We are of the opinion that the issuance of the District's bonds will not in any way impact the bonding capacity or the credit rating of the County. The disclosure document utilized in selling the District's bonds will clearly and prominently indicate that the bonds being issued by the District are not an obligation of the State of Florida or Orange County.

9. In your opinion would the enabling legislation for a community development district found in Chapter 190, *Florida Statutes*, preclude the District from allowing its debt to be construed as an obligation of the County?

We have been advised and it is our opinion that the enabling legislation for a community development district found in Chapter 190, *Florida Statutes*, precludes the District from allowing its debt to be construed as an obligation of the County.

10. Have you reviewed the plans for providing the infrastructure related to the establishment area of the District?

We have reviewed the District's plans for infrastructure related to the establishment area, we have analyzed the cost of providing such infrastructure and we are of the opinion that the proposed financing is feasible utilizing an assessment methodology which only imposes assessments on the property designed for use with the District.

11. Does this conclude your testimony?

73 Yes it does.

AFFIDAVIT OF BRETT SEALY (UNDERWRITER)

BEFORE ME, personally appeared Brett Sealy, who after being duly sworn stated that the following facts set forth in the attached Testimony of Brett Sealy (Underwriter) for Dowden West Community Development District are true and correct.

Signature of/Witness
Date: 2-9-17

STATE OF FLORIDA COUNTY OF <u>ORANGE</u>

The foregoing instrument was acknowledged before me this day of <u>Fab</u> 201___, by Brett Sealy, as Managing Partner of MBS Capital Markets, LLC. He is personally known to me or produced a valid driver's license as identification.

MARY JEAN DANIELSEN
Notary Public - State of Florida
Commission # FF 997129
My Comm. Expires May 31, 2020

Notary Public: State of FLORIDA

Print Name: NARY JEAN DANIELSEN

My Commission Expires: 5.31.20

My Commission No.: FF 997/29

1		TESTIMONY OF REY MALAVE (ENGINEER)
2		FOR DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT
4 5 6	1.	Please state your name and business address.
7 8 9		My name is Reinardo Malave. My business address is 800 North Magnolia Avenue, Suite 1000, Orlando, Florida 32801.
10 11	2.	By whom are you employed and in what capacity?
12 13 14		I am employed by Dewberry Engineers Inc. as an Associate Vice President, Department Manager.
15 16	3.	How long have you held that position?
17 18		I have held that position since 38 years.
19 20	4.	Please describe your duties with Dewberry Engineers Inc.
21 22 23 24 25 26		I am responsible for overseeing projects of various size and development programs. I have been involved in projects that include Single-Family, Multifamily, Commercial, Industrial, Retail, Office and Roadway improvements within projects that range in size from several acres to large developments of regional impact ("DRI") and planned developments.
27 28 29	5.	Please give your educational background, with degrees earned, major areas of study and institutions attended.
30 31		I obtained a BS degree in Civil Engineering from University of Puerto Rico.
32 33	6.	Do you have any professional licenses, registrations, or certifications?
34 35		Yes, I am a practicing Registered Professional Engineer, Florida license # 31588.
36 37	7.	Are you a member of any professional associations?
38 39		Yes, I am a member of ASCE, FES, and AWWA
40 41	8.	Please describe your experience and background.
42 43 44		I have over 38 years of professional experience, providing comprehensive civil engineering and planning services in both the public and private sectors. I have managed and coordinated multi-disciplined, multiple design team efforts for all facets of project

scope, from planning and due diligence, to engineering / design, management and construction administration, for both private and public sector clients.

2 3 4

9. Have you ever testified as an expert witness? If so, please describe in what capacity and in what types of proceedings.

I have had various experiences as an expert witness for all of the CDD's that we have been involved in, over 20 CDD's from creation to their current operation. I have served on various construction projects as an expert witness involving litigation issues and eminent domain proceedings for FDOT, counties, and cities.

10. Please summarize your previous experience as it relates to public facility design and construction.

I have extensive experience in the design of infrastructure, roadways, master sanitary sewer collection systems, master water distribution and reuse water systems. Also, the design of stormwater management systems with grading and master earthwork configurations for developments consisting of residential, multifamily, commercials, and public use.

11. Please summarize your previous work experience relating to special districts in general.

I have been involved in the creation and operation of at least 40 special districts over the past 32 years. My work with special districts includes design, permitting and financing of water management systems, water and sewer facilities, roadways, bridges and special purpose recreational facilities. I have attended special district meetings on behalf of the district engineer in the capacity as engineer for several special districts. I advise special districts on construction and design matters, maintenance responsibilities, bidding, permitting and financing requirements for major infrastructure projects.

12. Have you been involved in any developments of the type and nature contemplated within the Dowden West Community Development District?

Yes, I have been involved in several other development districts similar to Dowden West CDD.

13. Where in Florida are the special districts with which you have worked?

I have worked with the _Vista Lakes and Narcoosee Districts in Orange County, the Lake Ashton Community Development District in Polk County, the Montecito District in Brevard County and many others.

1		
2	14.	Are you familiar with the petition filed by Beachline South Residential, LLC seeking
3		the establishment of the Dowden West Community Development District?
4		The second of the 20 wast fred Community Development District
5		Yes, I am. I have reviewed the Petition and my firm assisted the Petitioner with the
6		preparation of several exhibits in the Petition.
7		proparation of several exhibits in the religion.
8	15.	Are you generally familiar with the geographical area, type, and scope of
9	15.	
10		development and the available services and facilities in the vicinity of the proposed District?
11		District:
		Van I have been to the many of the Court of
12		Yes, I have been to the property and am familiar with the available infrastructure services
13		to the property.
14	1.	
15	16.	Did you prepare or have others prepare under your supervision, any of the exhibits
16		attached to the petition?
17		
18		Yes, I did.
19		
20	17.	Which exhibits did you prepare or have others prepare under your supervision?
21		
22		Yes, I did.
23		
24	18.	Do any of the exhibits prepared by your firm or under your supervision require any
25		change or correction?
26		
27		I prepared Exhibit 1, Composite Exhibits 4, 5 and 6 ("Engineer Exhibits") attached to the
28		petition. To the best of my knowledge, they are all true and correct.
29		
30	19.	In general, what do the Engineer Exhibits demonstrate?
31		
32		Exhibit 1 is a general location map which graphically delineates the location of the
33		District in the City of Orlando, Orange County, Florida.
34		The second second of the secon
35		Composite Exhibit 4 consists of four maps of the District showing major trunk water
36		mains, sewer interceptors and outfalls, reclaimed water improvements, and a post-
37		development basin map.
38		and the special states and the special states are special
39		Composite Exhibit 5 includes three tables: one depicting the estimated timetable for
40		construction of on-site District improvements, one table depicting the estimated timetable
41		for construction of off-site District improvements and one table setting forth a good-faith
42		cost estimate for construction of the improvements/ services.
43		cost estimate for construction of the improvements/ services.
TJ		

2 3		Composite Exhibit 6 includes three maps depicting the current, proposed future general distribution, location and extent of public and private uses within the District.
4 5 6	20.	What methods did you use to configure the timetable contained in Composite Exhibit 5?
7 8 9 10		I used several methods to configure this timetable; estimated man hours to complete the job; past experience for these types of construction, and consulted with contractors for these types of projects.
11 12	21.	What methods did you use to estimate the costs contained in Composite Exhibit 5?
13 14		Yes, given the current state of design and permitting of the infrastructure.
15 16 17	22.	In your profession opinion, are the construction cost estimates for the proposed facilities and the timetable for the Dowden West CDD reasonable?
18 19		Yes, given the current state of design and permitting of the infrastructure.
20 21 22	22.	What capital facilities are presently expected to be provided by the Dowden West CDD?
23 24 25 26		The proposed District presently expects to provide facilities and services which include roadway improvements, stormwater management, water, sewer and reclaimed water improvements.
27 28	23.	Does this conclude your testimony?
29		Yes, it does.

AFFIDAVIT OF REY MALAVE (ENGINEER)

BEFORE ME, personally appeared Reinardo Malave, who after being duly sworn stated that the following facts set forth in the attached Testimony of Reinardo Malave (Engineer) for the Dowden West Community Development District are true and correct.

THE WITNESS HAD NO FURTHER TESTIMONY.

Signature of Witness

Date: Feb. 8, 2017

STATE OF FLORIDA COUNTY OF <u>Orange</u>

The foregoing instrument was acknowledged before me this <u>8</u> day of <u>Feb.</u> 201<u>7</u>, by Reinardo Malave, of Dewberry Engineers Inc.. He is personally known to me or has produced a valid driver's license as identification.

Notary Public; State of Florida
Print Name: Laura S. Kline
My Commission Expires: 3/1/18
My Commission No.: FF 068 283



1 2		TESTIMONY OF KEITH TRACE (PETITIONER)							
3	FOR DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT								
5	1.	Please state your name and business address.							
7 8 9		My name is Keith Trace. My business address is 1900 Summit Tower Blvd, Suite 500, Orlando, Florida, 32810.							
10 11 12 13	2.	By whom are you employed and in what capacity? Beachline South Residential, LLC for Mattamy Orlando, LLC and I am the Dir Land Acquisitions.							
14 15	3.	. Where is the Petitioner's principal place of business?							
16 17 18		The Petitioner has its principal place of business at 1900 Summit Tower Blvd, Suite 500, Orlando, Florida, 32810.							
19 20	4.	How long have you held your position?							
21 22		I have held my position for 4 years.							
23 24	5.	Please describe your duties with the Petitioner.							
25 26		I oversee land acquisition activities for Mattamy Homes.							
27 28 29	6.	Please give your educational background, with degrees earned, major areas of study and institutions attended.							
30 31 32		I hold a Bachelor of Science degree, with a concentration in Civil Engineering from the University of Florida.							
33 34 35	7.	Have you ever submitted testimony in relation to establishment of a community development district Petition?							
36 37 38		I provided testimony regarding the establishment of the Tapestry community development district.							
39 40	8.	Are you a member of any professional associations?							
41 42		Yes. I'm a member of the Urban Land Institute.							
43 44 45	9.	Have you been involved in any developments of the type and nature contemplated within the Dowden West Community Development District?							

46 47 48		Yes, I have. I have been involved with the following developments: Tapestry CDD (Osceola), Westside CDD (Osceola) and Randal Park CDD (Orange).					
49 50	10.	O. Are you familiar with the petition filed by Dowden West Community Development of the District?					
51 52 53 54		Yes, I am. I have had a chance to review and provide input in the preparation of the document.					
55 56	11.	How is the Petitioner associated with the District?					
57 58 59		The Petitioner owns or will own land and develop the various phases of development contemplated in the Petition.					
60 61 62	12. Did you personally review the Petitioner's consents of and execute, or have review and execute, under your direction, Petitioner's consent to the Estab of the District in the Petition's Composite Exhibit 3?						
63 64 65		Yes, I did.					
66 67 68	13.	Do the consents executed by the Petitioner in Composite Exhibit 3 require any change or correction?					
69 70		No.					
71 72 73	14.	Are the Consents of the Petitioner in Composite Exhibit 3 to the Petition true an correct to the best of your knowledge?					
74 75		Yes, to the best of my knowledge.					
76 77 78	15.	In general, what does the Consent of the Petitioner in Composite Exhibit 3 to the Petition demonstrate?					
79 80		The Consent demonstrates that the Petitioner, or its affiliates, own or control the					
81 82	16.	What is the proposed name of the community development district?					
83 84		Dowden West Community Development District.					
85 86 87	17.	Who are the five persons designated in the Petition to serve as the initial Board of Supervisors?					
88 89 90		The five persons are Keith Trace, Drew Abel, Steven Kalberer, Gregory U. Clark and Thomas Franklin.					
		Page 2 - 62					

91 92 93	18.	Are each of the persons designated to serve as the initial Board of Supervisors residents of the State of Florida and citizens of the United States?
94 95		Yes, to the best of my knowledge.
96 97 98	19.	Does this conclude your testimony? Yes, it does.

AFFIDAVIT OF KEITH TRACE, ON BEACHLINE SOUTH RESIDENTIAL, LLC FOR MATTAMY HOMES (PETITIONER)

BEFORE ME, personally appeared Keith Trace, who after being duly sworn stated that the following facts set forth in the attached Testimony of Keith Trace, Director of Land Acquisitions of Beachline South Residential, LLC (Petitioner) for Dowden West Community Development District are true and correct.

Date: 2/8/17

STATE OF FLORIDA COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this $\sqrt{}$ day of February 2017, by KEITH TRACE, as Director of Land Acquisitions of Beachline South Residential, LLC. He is personally known to me or has produced a valid driver's license as identification.

Notary Public; State of Florida

Print Name: Dana Rolon

My Commission Expires: 12.18.17

My Commission No.: ++077656.

DANA ROLON
MY COMMISSION #FF077656
EXPIRES December 18, 2017
FloridaNotaryService.com

Orlando Sentinel

633 North Orange Avenue Orlando, FL 32801

Latham, Shuker, Eden & Beaudine, LLP #CU00116974

To: Jeanne Adams

This is to confirm that the advertisement for Latham, Shuker, Eden, & Beaudine, LLP published in the Orlando Sentinel on the following date:

Publication Dates: Monday, March 13th, Monday, March 20th, Monday, March 27th, and Monday, April 3td, 2017

Ad Caption: Dowden West CDD

Section: Main A

Size: 3 columns x 10.5"

Job: #4822001

Should you need further information, please feel free to contact me.

Sincerely,

Lisa L. Mercer Multimedia Account Executive Orlando Sentinel

/11m

State of Florida County of Orange

The foregoing instrument was acknowledged before me this 3rd day of April, 2017, by Lisa Mercer, who is personally known to me.

Notary Public State of Florida at Large



CITY OF ORLANDO, FLORIDA **NOTICE OF PUBLIC HEARING** TO CONSIDER PETITION FOR ESTABLISHMENT OF THE DOWDEN WEST COMMUNITY DEVELOPME

On April 10, 2017 at 2:00 p.m. or as soon thereafter as the matter may be heard, the City Council for the City of Orlando (the "City Council") will hold a public hearing in the Council Chambers, 2nd Floor, City Hall, 400 South Orange Avenue, Orlando, Florida 32801, to consider the following proposed Ordinance:

AN ORDINANCE GRANTING PETITION OF BEACHLINE SOUTH RESIDENTIAL, LLC; ESTABLISHING AND NAMING THE DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTER 190, FLORIDA STATUTES; DESCRIBING THE EXTERNAL BOUNDARIES, THE FUNCTIONS AND THE POWERS OF THE DISTRICT, DESIGNATING FIVE PERSONS TO SERVE AS THE INITIAL MEMBERS OF THE DISTRICT'S BOARD OF SUPERVISORS; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

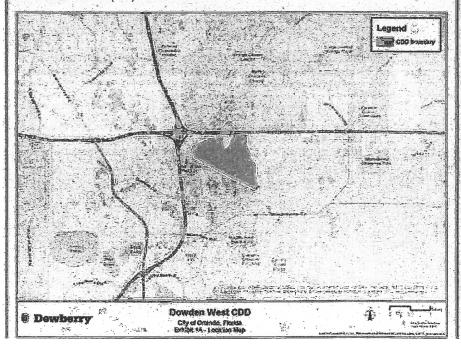
Interested parties may appear and be heard regarding this matter. The public hearing may be continued to a time and date certain by announcement of the City Council at this scheduled hearing without any further published notice.

The City Council will consider the elements of the Petition filed by Beachline South Residential, LLC, requesting the formation of the Dowden West Community Development District ("Dowden West"). Dowden West is a proposed community development district to be formed pursuant to the provisions of Chapter 190, Florida Statutes, which community development district, if approved, will encompass an area described by a general description and map set forth below. Dowden West consists of approximately 736,279 acres, located generally south of State Road 528 (Beach Line Expressway) and east of the State Road 417 (Central Florida Greeneway), right of way. Dowden West is located entirely within the boundaries of the City of Orlando.

Any governmental entity affected by the proposed community development district, and the general public, shall be given an opportunity at the hearing to appear and present oral or written comments for or against the Petition. Written comments filed with the City Council will be considered and will be made a matter of record at the public hearing. Persons wishing to appeal any decision made by the City Council at the above-referenced public hearing are hereby notified they may need to ensure that a verbatim record of these proceedings is made, including the testimony and any documentary evidence on which an appeal may be based.

In accordance with the Americans with Disabilities Act of 1990 (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, such person shall, not later than two (2) business days prior to the proceedings, call (407) 246-2251 for assistance. Si usted requiere ayuda especial bajo la ley de Americanos con Incapacidades de 1990, por favor llame al (407) 246-2251.

A copy of the proposed Ordinance and Petition regarding the proposed community development district is available for public inspection during normal business hours between 8:00 a.m. and 5:00 p.m., Monday through Friday, at the City Clerk's Office, 400 South Orange Avenue, 2nd Floor Orlando, Florida 32801. You may telephone the City Clerk's Office during those same hours at (407) 246-2251.



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CITY OF ORLANDO, FLORIDA NOTICE OF PUBLIC HEARING TO CONSIDER PETITION FOR ESTABLISHMENT OF THE DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT

On April 10, 2017 at 2:00 p.m. or as soon thereafter as the matter may be heard, the City Council for the City of Orlando (the "City Council") will hold a public hearing in the Council Chambers, 2nd Floor, City Hall, 400 South Orange Avenue, Orlando, Florida 32801, to consider the following proposed Ordinance:

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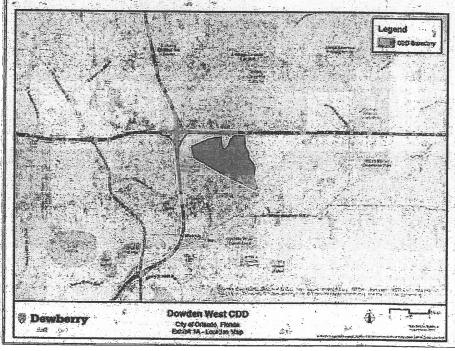
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A copy of the proposed Ordinance and Petition regarding the proposed community development district is available for public inspection during normal business hours between 8:00 a.m. and 5:00 p.m., Monday through Friday, at the City Clerk's Office, 400 South Grange Avenue, 2nd Floor Orlando, Florida 32801. You may telephone the City Clerk's Office during those same hours at (407) 246-2251.



CITY OF ORLANDO, FLORIDA **NOTICE OF PUBLIC HEAR** TO CONSIDER PETITION FOR ESTABLISHMENT OF THE DOWDEN WEST COMMUN

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AN ORDINANCE GRANTING PETITION OF BEACHLINE SOUTH RESIDENTIAL LLC: ESTABLISHING AND NAMING THE DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTER 190, FLORIDA STATUTES; DESCRIBING THE EXTERNAL BOUNDARIES, THE FUNCTIONS AND THE POWERS OF THE DISTRICT; DESIGNATING FIVE PERSONS TO SERVE AS THE INITIAL MEMBERS OF THE DISTRICT'S BOARD OF SUPERVISORS; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

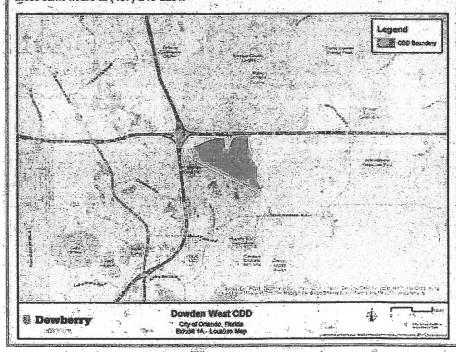
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CITY OF ORLANDO, FLORIDA TICE OF PUBLIC HEAR OF THE DOWDEN WEST COMMUNI

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> n ordinance granting petition of beachline south residential LLC; ESTABLISHING AND NAMING THE DOWDEN WEST COMMUNITY DEVELOPMENT DISTRICT PURSUANT TO CHAPTER 190, FLORIDA STATUTES; DESCRIBING THE EXTERNAL BOUNDARIES, THE FUNCTIONS AND THE POWERS OF THE DISTRICT; DESIGNATING FIVE PERSONS TO SERVE AS THE INITIAL MEMBERS OF THE DISTRICT'S BOARD OF SUPERVISORS; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

Interested parties may appear and be heard regarding this matter. The public hearing may be continued to a time and date certain by announcement of the City Council at this scheduled hearing without any further published notice.

The City Council will consider the elements of the Petition filed by Beachline South Residential. LLC, requesting the formation of the Dowden West Community Development District ("Dowden West"). Dowden West is a proposed community development district to be formed pursuant to the provisions of Chapter 190, Florida Statutes, which community development district, if approved, will encompass an area described by a general description and map set forth below. Dowden West consists of approximately 736.279 acres, located generally south of State Road 528 (Beach Line Expressway) and east of the State Road 417 (Central Florida Greeneway) right of way. Dowden West is located entirely within the boundaries of the City of Orlando.

Any governmental entity affected by the proposed community development district, and the general public, shall be given an opportunity at the hearing to appear and present oral or written comments for or against the Petition. Written comments filed with the City Council will be considered and will be made a matter of record at the public hearing. Persons wishing to appeal any decision made by the City Council at the above-referenced public hearing are hereby notified they may need to ensure that a verbatim record of these proceedings is made. including the testimony and any documentary evidence on which an appeal may be based.

In accordance with the Americans with Disabilities Act of 1990 (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, such person shall, not later than two (2) business days prior to the proceedings, call (407) 246-2251 for assistance. Si usted requiere ayuda especial bajo la ley de Americanos con Incapacidades de 1990, por favor llame al (407) 246-2251.

A copy of the proposed Ordinance and Petition regarding the proposed community development district is available for public inspection during normal business hours between 8:00 a.m. and 5:00 p.m., Monday through Friday, at the City Clerk's Office, 400 South Orange Avenue, 2nd Floor Orlando, Florida 32801. You may telephone the City Clerk's Office during those same hours at (407) 246-2251.

