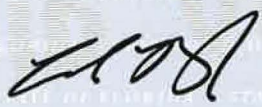


STATE OF FLORIDA DEPARTMENT OF STATE

I, Cord Byrd, Secretary of State of the State of Florida, do hereby certify that the attached and foregoing is a true and correct copy of Osceola County Ordinance No. 2024-49, establishing the Fish Lake Cove CDD, which was filed in this office on August 7, 2024, pursuant to the provisions of Section 125.66, Florida Statutes, as shown by the records of this office.



Given under my hand and the
Great Seal of the State of Florida
at Tallahassee, the Capitol, this the
7th day of August, A.D., 2024.


Secretary of State

ORDINANCE NO. 2024-49

An Ordinance of the Board of County Commissioners of Osceola County, Florida, Establishing the Fish Lake Cove Community Development District, at Approximately 41.83 Acres, Pursuant to Chapter 190, Florida Statutes; Naming the District; Describing the External Boundaries of the District; Describing the Functions and Powers of the District; Designating Five Persons to Serve as the Initial Members of the District's Board of Supervisors; Providing for Severability; Providing for Conflict; and Providing an Effective Date.

RECITALS

WHEREAS, Good-Keewin Development, LLC ("Petitioner"), having obtained written consent to the establishment of the District by the owners of 100 percent (100%) of the real property to be included in the District, has filed a Petition to Establish the Fish Lake Cove Community Development District ("Petition") with the Osceola County Board of Commissioners ("County") pursuant to Section 190.005(2)(a) and 190.046(1)(h), *Florida Statutes*, to adopt an ordinance establishing the Fish Lake Cove Community Development District ("District") pursuant to Chapter 190, *Florida Statutes*; and

WHEREAS, Petitioner is a Florida limited liability company and is authorized to conduct business in the State of Florida; and

WHEREAS, 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 a duly noticed public hearing conducted by the County, pursuant to Section 190.005(2)(b) and 190.046(1)(h), *Florida Statutes*; and

WHEREAS, upon consideration of the record established at that hearing, the Board of County Commissioners of Osceola County, Florida, has considered the record of the public hearing and the statutory factors set forth in Section 190.005(2)(c), *Florida Statutes*, in making its determination to grant or deny the Petition; and

WHEREAS, the Board of County Commissioners of Osceola County has determined pursuant to the information contained within the Petition and based on an investigation conducted by the County Staff and otherwise being fully advised as to the facts and circumstances contained within the request of the District: that the statements within the Petition are 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 Osceola County Comprehensive Plan; that the area of land within the District is of sufficient size, is sufficiently compact and sufficiently contiguous to be developable as one functionally interrelated community; that the District is the best alternative available for delivering community development services and facilities to the area that will be served by the District; that the services and facilities of the District will not be incompatible with the capacity and uses of existing local and regional community development services and facilities; and that the area to

be served by the District is amenable to separate special-district governance; and

WHEREAS, pursuant to the information as stated above, the Board of County Commissioners of Osceola County, Florida has decided to grant the District's Petition to establish the Fish Lake Cove Community Development District; and

WHEREAS, establishment of the District will constitute a timely, efficient, effective, responsive and economic way to deliver community development services in the area described within the Petition.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF OSCEOLA COUNTY, FLORIDA:

SECTION 1. RECITALS.

The above RECITALS are adopted as Findings of Fact in support of this Ordinance.

SECTION 2. AUTHORITY.

This ordinance is enacted in compliance with and pursuant to the Uniform Community Development District Act of 1980, Chapter 190, *Florida Statutes*.

SECTION 3. DISTRICT NAME.

There is hereby established a Community Development District situated entirely within the unincorporated limits of Osceola County, Florida, which District shall be known as the "Fish Lake Cove Community Development District."

SECTION 4. EXTERNAL BOUNDARIES OF THE DISTRICT.

The external boundaries of the District are described in **Exhibit A** attached hereto and incorporated by reference, the overall boundaries encompassing 41.83 acres, more or less.

SECTION 5. FUNCTIONS AND POWERS.

Upon the effective date of this Ordinance, the District will be duly and legally authorized to exist and exercise all of its powers as set forth in Section 190.012(1), Florida Statutes, and as otherwise provided by law. The powers and functions of the District are described in Chapter 190, *Florida Statutes*.

SECTION 6. CONSENT TO SPECIAL POWERS

Consent is hereby given to the District's Board of Supervisors to finance, fund, plan, establish, acquire, construct, reconstruct, enlarge or extend, equip, operate, and maintain systems and facilities for parks and facilities for indoor and outdoor recreational, cultural, and educational uses, and for security, all as authorized and described by Sections 190.012(2)(a) and

(2)(d), *Florida Statutes* (2023).

SECTION 7. BOARD OF SUPERVISORS.

The five persons designated to serve as initial members of the District's Board of Supervisors are as follows: Allan E. Keen, Carson Good, John Good, Tommy Franklin, Sr., and D. Brett Baker. All of the above-listed persons are residents of the State of Florida and citizens of the United States of America.

SECTION 8. SEVERABILITY.

If any provision of this ordinance or the application thereof is held by a court of competent jurisdiction to be illegal, invalid or unenforceable, such provisions shall be deemed to be severable and the remaining provisions shall continue in full force and effect provided that the illegal, invalid or unenforceable provision is not material to the logical and intended interpretation of this Ordinance.

SECTION 9. CONFLICT.

Any ordinance or part thereof, or any resolution, or part thereof, which is in conflict with this ordinance or part hereof is hereby repealed to the extent of the conflict.

SECTION 10. EFFECTIVE DATE.

The Clerk shall file a certified copy of this Ordinance with the Department of State within ten days of its adoption. This Ordinance shall take effect immediately upon its filing with the Department of State.



BOARD OF COUNTY
COMMISSIONERS OF OSCEOLA
COUNTY, FLORIDA

By:  _____
Chair/Vice-Chair

ATTEST:
OSCEOLA COUNTY CLERK OF THE BOARD

By:  _____ Clerk/Deputy Clerk of the Board

As authorized for execution at the Board of
County Commissioners meeting of:

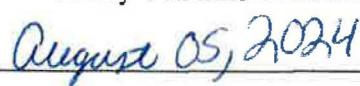
 _____

EXHIBIT A
EXTERNAL BOUNDARIES OF THE DISTRICT

TRACT D OF FISH LAKE – PHASE 1, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 12, PAGES 151—152 OF THE PUBLIC RECORDS OF OSCEOLA COUNTY, FLORIDA.

LESS AND EXCEPT THAT PORTION OF SAID TRACT D (SUCH PORTION BEING DESCRIBED IN AND CONVEYED BY THAT CERTAIN GENERAL WARRANTY DEED FROM DIVIRGILIO FAMILY PARTNERSHIP, LTD. TO ADVENTIST HEALTH SYSTEM/SUNBELT, LTD. DATED MAY 24, 2019 AND RECORDED UNDER CFN # 2019068598 IN OFFICIAL RECORDS BOOK 5531, PAGE 569 OF THE PUBLIC RECORDS OF OSCEOLA COUNTY, FLORIDA), MORE PARTICULARLY DESCRIBED AS: COMMENCE AT THE SOUTHEAST CORNER OF SECTION 30, TOWNSHIP 25 SOUTH, RANGE 30 EAST, OSCEOLA COUNTY, FLORIDA; THENCE RUN N00°11'34"W ALONG THE EAST LINE OF SAID SECTION 30, A DISTANCE OF 365.19 FEET TO THE POINT OF BEGINNING; THENCE RUN S89°48'26"W, A DISTANCE OF 386.68 FEET TO A POINT ON THE WEST LINE OF TRACT D, FISH LAKE – PHASE 1 AS RECORDED IN PLAT BOOK 12, PAGES 151 AND 152 OF THE PUBLIC RECORDS OF OSCEOLA COUNTY, FLORIDA; THENCE ALONG THE WEST LINE OF SAID TRACT D THE FOLLOWING TWO (2) COURSES: RUN N00°11'34"W, A DISTANCE OF 125.27 FEET; THENCE RUN N47°16'38"E, A DISTANCE OF 248.76 FEET TO A POINT ON THE SOUTHERLY BOUNDARY OF LOT 3, COBBLESTONE COMMERCIAL PLAZA AS RECORDED IN PLAT BOOK 20, PAGE 55 OF THE PUBLIC RECORDS OF OSCEOLA COUNTY, FLORIDA; THENCE RUN S46°55'24"E, ALONG SAID SOUTHERLY BOUNDARY, A DISTANCE OF 279.30 FEET TO A POINT ON THE EAST LINE OF AFOREMENTIONED SECTION 30; THENCE RUN S00°11'34"E, ALONG SAID EAST LINE OF SECTION 30, A DISTANCE OF 101.98 FEET TO THE POINT OF BEGINNING.

ALSO LESS AND EXCEPT THAT PORTION OF SAID TRACT D (SUCH PORTION BEING DESCRIBED IN AND CONVEYED BY THAT SPECIAL WARRANTY DEED DATED OCTOBER 9, 2006 AND RECORDED UNDER CFN # 2006249548 IN OFFICIAL RECORDS BOOK 3302, PAGE 2724 OF THE PUBLIC RECORDS OF OSCEOLA COUNTY, FLORIDA), MORE PARTICULARLY DESCRIBED AS:

FROM A POINT OF BEGINNING AT THE NORTHEAST CORNER OF TRACT "D" OF FISH LAKE – PHASE 1, AS FILED AND RECORDED IN PLAT BOOK 12, PAGES 151 AND 152 OF THE PUBLIC RECORDS OF OSCEOLA COUNTY, FLORIDA; RUN THENCE S00°11'34" E, ALONG THE EAST LINE OF SAID TRACT "D", 191.44 FEET; RUN THENCE N46°55'24"W, 279.30 FEET; RUN THENCE N89°48'26"E, 203.37 FEET TO THE POINT OF BEGINNING.

SUBJECT TO A DRAINAGE EASEMENT AS DESCRIBED IN O.R. BOOK 3281, PAGE 131, OF THE PUBLIC RECORDS OF OSCEOLA COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A PARCEL OF LAND BEING A PORTION OF SECTION 30, TOWNSHIP 25 SOUTH, RANGE 30 EAST, OSCEOLA COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHEAST CORNER OF SAID SECTION 30, THENCE RUN S89°35'21"W, ALONG THE SOUTH LINE OF SAID SECTION 30, A DISTANCE OF 386.69 FEET; THENCE DEPARTING SAID SOUTH LINE OF SECTION 30; RUN S00°11'34"E, A DISTANCE OF 62.82 FEET; THENCE RUN S45°01'18"W, A DISTANCE OF 135.65 FEET; THENCE RUN N67°58'50"W, A DISTANCE OF 306.69 FEET; THENCE RUN S89°38'07"W, A DISTANCE OF 309.58 FEET; THENCE RUN N66°00'42"W, A DISTANCE OF 477.28 FEET; THENCE RUN N48°12'27"W, A DISTANCE OF 311.44 FEET TO THE POINT OF BEGINNING; THENCE RUN S41°47'33"W, A DISTANCE OF 30.00 FEET; THENCE RUN N48°12'27"W, A DISTANCE OF 166.41 FEET; THENCE RUN S79°36'46"W, A DISTANCE OF 70.93 FEET; THENCE RUN S69°59'41"W, A DISTANCE OF 300.01 FEET TO A POINT ON THE EASTERLY BOUNDARY OF FUTURE TRACT B, FISH LAKE - PHASE 1; THENCE RUN N18°37'34"W, ALONG SAID EASTERLY BOUNDARY, A DISTANCE OF 25.01 FEET; THENCE DEPARTING SAID EASTERLY BOUNDARY, RUN N69°59'41"E, A DISTANCE OF 301.48 FEET; THENCE RUN N48°34'24"E, A DISTANCE OF 132.46 FEET; THENCE RUN N48°49'08"E, A DISTANCE OF 150.00 FEET; THENCE RUN S41°10'52"E, A DISTANCE OF 30.00 FEET; THENCE RUN S48°49'08"W, A DISTANCE OF 150.00 FEET; THENCE RUN S09°08'25"W, A DISTANCE OF 65.87 FEET; THENCE RUN S48°12'27"E, A DISTANCE OF 150.00 FEET TO THE POINT OF BEGINNING. CONTAINING 0.546 ACRES, MORE OR LESS. (23,790 SQ.FT.)

FOR A TOTAL OF 41.83 ACRES, MORE OR LESS



CDD24-0002

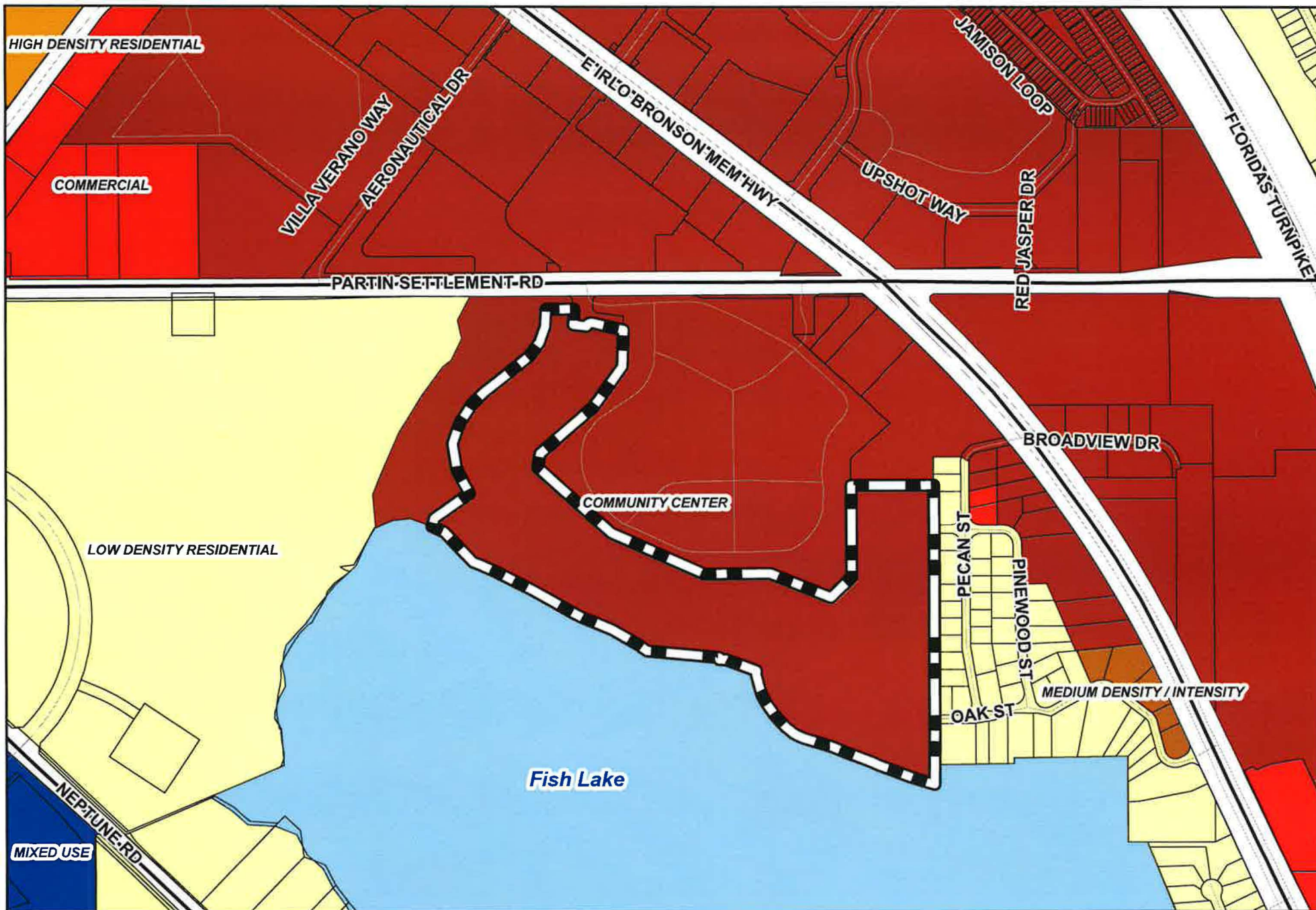
2024 AERIAL
PHOTOGRAPHY



SUBJECT SITE
Within Urban Growth Boundary
NOT Within E192 CRA

0 600
Feet





CDD24-0002

**FUTURE
LAND USE**

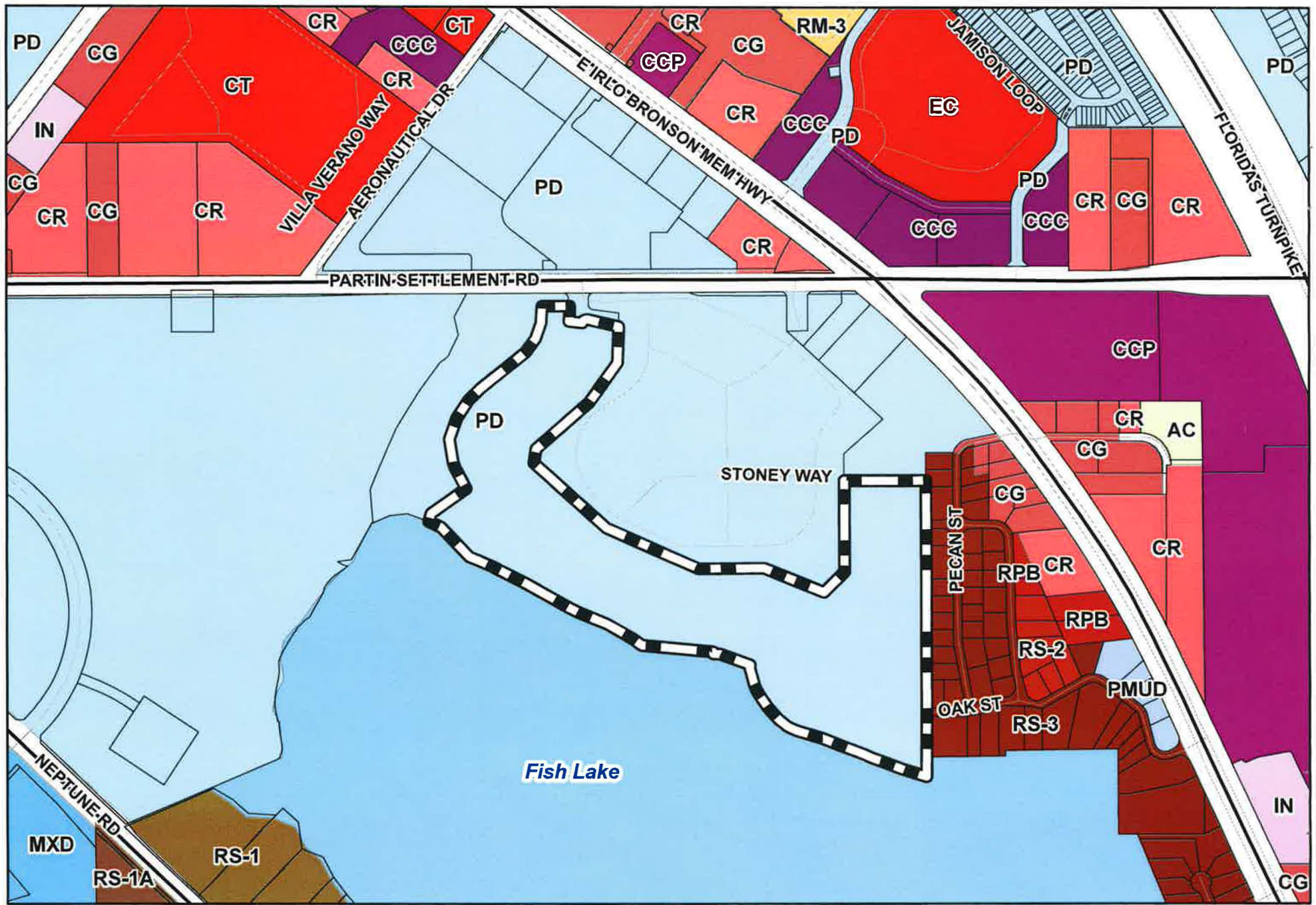


SUBJECT SITE
 Community Center
 Commercial
 High Density Residential

Low Density Residential
 Medium Density / Intensity
 Mixed Use

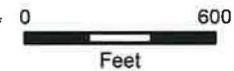
0 600
 Feet





CDD24-0002 ZONING MAP

* Preceding Zoning District





FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

CORD BYRD
Secretary of State

August 7, 2024

Honorable Kelvin Soto
Clerk of Court & County Comptroller
Osceola County
2 Courthouse Square
Kissimmee, FL 34741

Dear Honorable Kelvin Soto,

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Osceola County Ordinance No. 2024-49, which was filed in this office on August 7, 2024.

Sincerely,

Alexandra Leijon
Administrative Code and Register Director

AL/wlh