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RESOLUTION
NUMBER 2001-027

A RESOLUTION AMENDING RESOLUTION 87-274, AS AMENDED, TO EXTEND THE BUILDOUT DATE FOR INCREMENT II OF THE MURDOCK CENTER DRI TO DECEMBER 30, 2002, FINDING THAT THE AMENDMENT DOES NOT CONSTITUTE A SUBSTANTIAL DEVIATION, AND PROVIDING AN EFFECTIVE DATE.

RECITALS

WHEREAS, on November 10, 1987, Charlotte County approved Resolution 87-274, the Murdock Center Increment II Development Order (hereinafter "the Development Order"); and

WHEREAS, the Increment II Development Order was amended by Charlotte County Resolution 88-281 on December 13, 1988. It was further amended by Resolutions 93-67 and 96-1234A0 on May 11, 1993 and December 17, 1996, respectively; and

WHEREAS, the Applicant, Tara Group, Inc., has requested that Charlotte County consider an additional amendment to the Development Order to provide an extension of the project's buildout date in accordance with the provisions of Section 380.06(19)(c), Florida Statutes; and

WHEREAS, the Board of County Commissioners of Charlotte County, Florida, has reviewed the amendment application in the form of a Notification of Proposed Change to a Previously Approved Development of Regional Impact submitted by the Applicant on October 19, 2000, and conducted a public hearing on even date herewith in accordance with Sections 380.06(19)(c) and (f), Florida Statutes, and finds that pursuant to Section 380.06(19), Florida Statutes, the application does not constitute a substantial deviation.

NOW THERE, BE IT RESOLVED by the Board of County Commissioners of Charlotte County, Florida, that:

1. Resolution 87-274, as amended, be further amended as follows:
 - a. Section 7.2 of Resolution 87-274 is amended to read, in its entirety, as follows:
 - 7.2 Increment II is planned to extend for a fifteen (15) year period. Any further proposed extensions to the buildout date shall be reviewed cumulatively with the adopted extension pursuant to Section 380.06(19), Florida Statutes.

RECORDING FEE 24.00
FILE NUMBER 789671
RECORDED 02/16/01 @ 11:36 AM
OR BOOK 1864 PAGE 0205
CHARLOTTE COUNTY
BARBARA T. SCOTT, CLERK

IMAGED PD

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- b. Page 2.1 of Exhibit 2 of Resolution 87-274 is amended to reflect a fifteen (15) year buildout period. See Exhibit "A", Applicant Information and Development Summary, which shall replace the existing Applicant Information and Development Summary, at page 2.1 of Exhibit 2 to Resolution 87-274, as amended.
 - c. Page 2.4 of Exhibit 2 of Resolution 87-274 is amended to indicate a December 30, 2002, buildout date for Phase II. See Exhibit "B", Development Site Plan, which shall replace the existing Development Site Plan at page 2.4 of Exhibit 2 to Resolution 87-274, as amended.
 - d. Page 2.5 of Exhibit 2 of Resolution 87-274 is amended to indicate a December 30, 2002, buildout date for Phase II. See Exhibit "C", Development Schedule, which shall replace any existing Development Schedule at page 2.5 of Exhibit 2 to Resolution 87-274, as amended.
2. The amendment incorporated herein does not constitute a substantial deviation of the Development Order.
 3. All terms and conditions of the Development Order not affected by this resolution shall remain unchanged and in full force and effect.
 4. This resolution shall become effective immediately upon its adoption.

PASSED AND DULY ADOPTED this 13th day of February, 2001.

BOARD OF COUNTY COMMISSIONERS
OF CHARLOTTE COUNTY, FLORIDA

By [Signature]
Adam Cummings, Chair

ATTEST:

Barbara T. Scott, Clerk of
Circuit Court and Ex-Officio
Clerk to the Board of County
Commissioners

By [Signature]
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

[Signature]
Reneé Francis Lee, County Attorney