AN ORDINANCE OF THE CITY OF BELLE ISLE, FLORIDA REZONING THAT CERTAIN REAL PROPERTY LOCATED AT 7710, 7728 AND 7740 DAETWYLER DRIVE, BELLE ISLE, FLORIDA, HAVING ORANGE COUNTY TAX PARCEL IDENTIFICATION NUMBERS 29-23-30-0000-00-013, 29-23-30-4986-00-010 AND 29-23-30-4986-00-040 OWNED BY COMINS DEVELOPMENT I, LLC, FROM MULTIPLE-FAMILY DWELLING (R-2) TO PLANNED DEVELOPMENT (PD); APPROVING A PLANNED DEVELOPMENT (PD) DISTRICT CONCEPT PLAN; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Comins Development I, LLC, (hereinafter "Owner") has made application for the rezoning of its property located at 7710, 7728 and 7740 Daetwyler Drive, Belle Isle, Florida, having Orange County Tax Parcel Identification Numbers 29-23-30-0000-00-013, 29-23-30-4986-00-010 and 29-23-30-4986-00-040 being approximately 3.791 acres and legally described in Exhibit "A" attached hereto (hereinafter "the Property") from Multiple-Family Dwelling (R-2) to Planned Development (PD); and

WHEREAS, the Property has a Medium Density Future Land Use Map designation; and WHEREAS, the Planning and Zoning Board of the City of Belle Isle has reviewed the Owner's request at a public hearing and has made a recommendation to the City Council; and

WHEREAS, after public notice and due consideration of public comment, the City Council of the City of Belle hereby finds and declares the adoption of this Ordinance and the proposed development of the Property is consistent with the City of Belle Isle Comprehensive Plan and the land development regulations set forth in the City of Belle Isle Code of Ordinances; and

WHEREAS, based on competent substantial evidence in the record, the requested rezoning and preliminary concept plan set forth in this Ordinance meets all applicable criteria specified in the City of Belle Isle Comprehensive Plan and the Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Belle Isle, Florida as follows:

SECTION 1. The Property described above and in Exhibit "A" attached hereto is hereby rezoned from Multiple-Family Dwelling (R-2) to Planned Development (PD) subject to the following conditions and restrictions:

- A. Concept Plan. The Silver Isles Townhome Preliminary Concept Plan attached hereto as **Exhibit "B"** ("Concept Plan") is hereby approved. All development of the Property must conform to Concept Plan, including the development standards and requirements identified on the Concept Plan. Should any conflict be found between this Ordinance and the Concept Plan then the standards and conditions established by this Ordinance shall control.
- B. Code Provisions. Unless specifically noted elsewhere in the Concept Plan attached hereto, or expressly provided for herein, all development on the Property must comply with the general zoning requirements of the Planned Development zoning district. Such requirements include any approval or amendment procedures pertaining to the Planned Development zoning district. The Land Development Code of the Belle Isle Code of Ordinances, as amended, shall govern the development of the Property with respect to any matter not addressed by this Ordinance or its attached exhibits.
- C. Permitted Uses. The permitted uses for the Property are as follows: Attached single-family townhome dwellings and community amenities consistent with the Concept Plan. All other uses are prohibited.
- D. Minimum Size. The minimum size of each townhome unit shall be 2,000 square feet under air conditioning. The minimum size of each lot shall be 1,703 square feet of land.
- E. Maximum Building Height. The maximum height of structures shall be 30 feet for lakefront lots. The maximum height of structures shall be 35 feet for non-lakefront lots.
- F. Garages. Each townhome unit shall be developed with a double car garage.
- G. Setbacks. The setbacks shall be consistent with those depicted on the Concept Plan.
- H. Density. There shall be a maximum of thirty (30) townhome dwelling units on the Property.

- I. Architectural Features. The lakefront townhome dwelling units shall be developed consistent with one of the architectural concepts set forth in Exhibit "C" attached hereto and incorporated herein by this reference, and the non-lakefront townhome dwelling units shall include elements from the architectural concept that is selected for the lakefront units.
- J. Recreational Open Space. The Property shall be developed and maintained to preserve recreational open space as depicted on the Concept Plan. The recreational open space areas located on either side of the center lakefront building shown on the Concept Plan shall be developed to include hardscape elements and landscape plantings substantially similar to the depiction set forth in Exhibit "D" attached hereto and incorporated herein by this reference.
- K. Platting. The Property shall be platted in a single phase. The Owner shall obtain a single final plat for the subdivision of the Property to accommodate all of the proposed townhome lots and common area tracts. The final plat shall contain necessary dedications of easements, including for drainage, utilities and access, with terms acceptable to the City. All site infrastructure improvements (not including docks and piers) must be completed prior to final plat approval, unless the completion of such improvements are secured by a performance bond, then in such case these improvements shall be completed prior to occupancy of any structure.
- L. HOA. The Owner shall create a homeowners association ("HOA") pursuant to Chapter 720, Florida Statutes, to enforce a set of declaration of covenants, conditions and restrictions ("Declaration") binding upon the Property and its lot owners and to be responsible for the operation, maintenance and repair of all common areas and improvements thereon and having the power to assess the lots and lot owners within the subdivision to pay for common area operation, maintenance and repair expenses. The Declaration shall also incorporate the requirements and restrictions applicable to any docks and/or fishing/observation piers as set forth in subsection N which are acceptable to the City and give the City the right to enforce such restrictive covenants. As part of the platting process, the Owner shall submit the proposed Declaration to the City for

review and approval. The Declaration shall be executed and recorded in the public records concurrently with the recording of the approved final plat. The common area tracts shall be deeded to the HOA concurrently with the recording of the final plat.

- M. Private Right-of-Way/Roads. The internal rights-of-way to the Project will be privately owned, operated and maintained by the Project's HOA and each lot shall be given an easement by the HOA providing rights for access to and from their lots and public rights-of-way. The final plat shall dedicate to the City of Belle Isle and other public service and emergency service providers, a non-exclusive easement over and through private right-of-way tract(s) and any other privately owned internal roads, alleys, paved areas and sidewalks for vehicular and pedestrian ingress and egress access for the purpose of providing public and emergency services to the subdivision, including but not limited to, postal, fire protection, police protection, emergency medical transportation, code enforcement, garbage, utilities and other public and emergency services. The City shall have no obligation to maintain the private right-of-way and improvements thereon.
- N. *Docks*. The following conditions shall apply to any dock and/or any fishing/observation pier:
 - Dock permitting shall only occur after approval and recording of a final plat and the creation of the HOA for the Property;
 - ii. The applicant for any dock or fishing/observation pier shall be the HOA;
 - iii. Any dock and any fishing/observation pier shall be owned and maintained by the HOA.The HOA may lease boat slips to individual owners of the townhomes units in this PD;
 - iv. No boathouses shall be allowed on any dock or on any the fishing/observation pier;
 - v. No storage lockers shall be located on any dock or on any fishing/observation pier;
 - vi. No dock or fishing/observation pier shall be located within thirty feet (30') from the residential property to the north of the Property or twenty feet (20') from the property to the south of the Property.

vii. No overnight mooring, or other mooring more than 1 hour per vessel in a 24-hour period, shall be allowed on a fishing/observation pier. Drop-off and pick-up of boat passengers from a fishing/observation pier is allowed.

- viii. The length and location of any dock or any fishing/observation pier shall be governed by the City Code permitting process; provided, however, that the size of any dock and any fishing/observation pier shall comply with the following conditions set forth below that were recommended by the Planning and Zoning Board on April 25, 2017.
- ix. The existing boat docks and boat ramp on the Property as of the Effective Date of this Ordinance shall be removed prior to the installation of any new boat dock or fishing/observation pier.
- x. No dock shall be permitted by the City nor constructed prior to 25% of the total number of dwelling units approved with this Ordinance are permitted, constructed, and receive a certificate of occupancy;
- xi. Any proposed boat dock shall be deed restricted for use only by residents/lot owners within the development and not utilized for commercial lease or profit; and
- xii. The location, length and layout and design of any boat dock or any fishing/observation pier shall be determined through a separate Belle Isle permitting process in accordance with the Belle Isle boat dock regulations, except that the terminal platform of any fishing/observation pier shall be no larger than ten feet by twenty feet (10' X 20'), the height of any dock and any fishing/observation pier shall be no greater than five feet (5') above the Normal High Water Line ("NHWL"), and the maximum size of dock terminal platforms, cumulatively, shall not exceed 3,600 square feet.
- O. Development Plan/PD Expiration. The Owner shall submit a development plan for review and approval pursuant to the provisions of Chapter 54, Section 54-77 (e) (4) of the Land Development Code of the Belle Isle Code of Ordinances. Copies of the State Department of Environmental Protection

(DEP) and Orange County permits issued for lakefront clearing shall be provided with the Development Plan submittal. If the Owner fails to obtain final approval of said development plan within one year of the Effective Date of this Ordinance, the entitlements under this Ordinance shall become null and void and the zoning classification of the Property shall revert to R-2 pursuant to the provisions of Section 54-77 (e) (4), Land Development Code of the Belle Isle Code of Ordinances.

- P. *Violation*. A violation of this Ordinance or any of its Exhibits is considered a violation of the Land Development Code of the Belle Isle Code of Ordinances and zoning of the Property.
- Q. This Ordinance is the approval of the Revised PD contemplated by the Settlement Agreement between the City and Owner approved by the City Council on October 3, 2017. The provisions of this Ordinance, which incorporate agreed-upon revisions to the Settlement Agreement, are intended to supersede the Settlement Agreement, and this Ordinance shall govern and control the development of the Property.
- **SECTION 2.** Zoning Map. The City Manager is hereby authorized and directed to amend the Official City of Belle Isle Zoning Map consistent with the provisions of this Ordinance.
- **SECTION 3.** Severability. If any word, phrase, sentence, clause or other portion of this Ordinance is determined to be invalid, void or unconstitutional, the remainder of this Ordinance shall remain in effect.
- **SECTION 4.** Effective date. This Ordinance shall take effect immediately upon adoption.
 - First Reading held this 7th day of November, 2017
 Second Reading held this 21st day of November, 2017

	YES	NO	ABSENT
Ed Gold			
Anthony Carugno			
Jeremy Weinsier			
Bobby Lance			
Harvey Readey			
Lenny Mosse			
Sue Nielsen			
LYDIA PISANO, MAYOR			
ATTEST: Yolanda Qu	uiceno, CMC-City Clerk		
Approved as to form and I	egality		
City Attorney			

STATE OF FLORIDA COUNTY OF ORANGE I, Yolanda Quiceno, CITY CLERK of the City of Belle Isle do hereby certify that the above and foregoing document ORDINANCE 17-03 was duly and legally passed by the Belle Isle City Council, in session assembled on the _____ day of _____2017, at which session a quorum of its members were present. Yolanda Quiceno, CMC-City Clerk

EXHIBIT "A"

1

TRACT 1:

2 3

THAT PART OF THE SOUTH 75 FEET OF THE NORTH 235 FEET OF THE SOUTH ONE HALF OF GOVERNMENT LOT 3. OF SECTION 29. TOWNSHIP 23 SOUTH, RANGE 30 EAST, ORANGE COUNTY, FLORIDA, LYING WEST OF THE COUNTY PAVED ROAD.

4

TRACT 2:

5

- BEGINNING AT A POINT WHICH IS 825.5 FEET SOUTH AND 1792.85 FEET WEST OF THE 6 NORTHEAST CORNER OF GOVERNMENT LOT 3, OF SECTION 29, TOWNSHIP 23 SOUTH, RANGE 30 EAST, ORANGE COUNTY, FLORIDA, SAID POINT OF BEGINNING, BEING IN THE 7 ORIGINAL GOVERNMENT MEANDER LINE OF THE EASTERLY SHORE OF "LAKE CONWAY"; RUN WITH THE SAID ORIGINAL GOVERNMENT MEANDER LINE SOUTH 3 DEGREES 57
- 8 MINUTES WEST, 75.18 FEET TO A POINT IN THE SOUTH LINE OF THE SOUTH 75 FEET OF THE NORTH 235 FEET OF THE SOUTH HALF OF GOVERNMENT LOT 3: THENCE WITH THE EXTENSION OF SAID SOUTH LINE, WESTERLY 64.0 FEET TO A 4" X 4" CONCRETE
- MONUMENT SET ON THE 86.4 FOOT CONTOUR LINE AS ESTABLISHED FROM THE UNITED STATES COAST AND GEODETIC SURVEY DATUM THENCE WITH SAID 86.4 FOOT CONTOUR 10
- LINE NORTH 0 DEGREES 29 MINUTES WEST, 75.0 FEET TO A POINT IN THE NORTH LINE OF THE SOUTH 75 FEET OF THE NORTH 235 FEET OF THE SOUTH HALF OF SAID GOVERNMENT 11
- LOT 3, EXTENDED WESTERLY; THENCE WITH NORTH LINE EASTERLY 70.0 FEET TO THE POINT OF BEGINNING. 12
- 13 TRACT 3:
- 14 THE NORTH 160 FEET OF THE SOUTH ONE HALF OF GOVERNMENT LOT 3, OF SECTION 29, TOWNSHIP 23 SOUTH, RANGE 30 EAST, ORANGE COUNTY, FLORIDA, LYING WEST OF THE COUNTY ROAD. 15
- TRACT 4: 16
- 17 BEGINNING AT A POINT 666.53 FEET SOUTH AND 1784.45 FEET WEST OF THE NORTHEAST CORNER OF GOVERNMENT LOT 3, SECTION 29, TOWNSHIP 23 SOUTH, RANGE 30 EAST,
- ORANGE COUNTY, FLORIDA, SAID POINT BEING AT THE INTERSECTION OF THE ORIGINAL 18 GOVERNMENT MEANDER LINE OF LAKE CONWAY WITH THE PROJECTED SOUTH LINE OF
- LOT 7, BLOCK 2, OF SILVER BEACH SUBDIVISION, AS PER PLAT THEREOF RECORDED IN 19 PLAT BOOK L. PAGE 72, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, SAID
- POINT OF BEGINNING BEING WESTERLY ALONG THE PROJECTION OF THE SOUTH LINE OF 20 SAID LOT 7 AND 66.9 FEET FROM THE ORIGINAL SOUTHWEST CORNER OF LOT 7, BLOCK 2
- OF SILVER BEACH SUBDIVISION, RUN THENCE WITH THE ORIGINAL GOVERNMENT 21 MEANDER LINE SOUTH 3 DEGREES 57 MINUTES WEST 160.38 FEET TO A CONCRETE
- 22 MONUMENT IN THE SOUTH LINE OF THE NORTH 160 FEET OF THE SOUTH HALF OF GOVERNMENT LOT 3: THENCE WITH SAID LINE WEST 70.0 FEET TO A 4" X 4" CONCRETE
- MONUMENT SET IN THE 86.4 FOOT CONTOUR LINE AS ESTABLISHED BY THE UNITED 2.3 STATES COAST AND GEODETIC SURVEY DATUM: THENCE WITH THE SAID 86.4 CONTOUR
- LINE, NORTH 15 DEGREES 33 MINUTES EAST, 166.08 FEET TO A 4" X 4" CONCRETE 24 MONUMENT IN THE SOUTH LINE OF SILVER BEACH SUBDIVISION: THENCE WITH SAID LINE EAST 36.5 FEET TO THE POINT OF BEGINNING. 25

LESS THAT PART OF TRACTS 3 AND 4 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

2

LAND DESCRIPTION CREATED: A TRACT OF LAND SITUATED IN SECTION 29, TOWNSHIP 23 SOUTH, RANGE 30 EAST, ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

4

BEGINNING AT A POINT AT THE INTERSECTION OF THE ORIGINAL GOVERNMENT MEANDER LINE OF LAKE CONWAY WITH THE PROJECTED SOUTH LINE OF LOT 7, BLOCK 2 OF SILVER BEACH SUBDIVISION, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK L, PAGE 72, OF

- THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, SAID POINT OF BEGINNING BEING WESTERLY ALONG THE PROJECTION OF THE SOUTH LINE OF SAID LOT 7 AND 66.9 FEET
- FROM THE ORIGINAL SOUTHWEST CORNER OF SAID LOT 7; THENCE RUN NORTH 89
 DEGREES 38 MINUTES 25 SECONDS WEST ALONG THE NORTH LINE OF THE SOUTH HALF
- OF GOVERNMENT LOT 3 BEING THE PROJECTED SOUTH LINE OF SAID SILVER BEACH SUBDIVISION FOR A DISTANCE OF 45.47 FEET TO A POINT OF INTERSECTION WITH THE
- 9 NORMAL HIGH WATER LINE OF LAKE CONWAY; THENCE ALONG SAID NORMAL HIGHWATER LINE THE FOLLOWING COURSE AND DISTANCE: SOUTH 10 DEGREES 58 MINUTES 06
- SECONDS WEST, 7.89 FEET; SOUTH 26 DEGREES 24 MINUTES 46 SECONDS EAST, 17.24 FEET; SOUTH 10 DEGREES 37 MINUTES 44 SECONDS WEST, 47.43 FEET; SOUTH 12
- DEGREES 35 MINUTES 16 SECONDS WEST, 17.64 FEET; SOUTH 13 DEGREES 16 MINUTES 08 SECONDS WEST, 13.50 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 25 SECONDS EAST
- PARALLEL WITH SAID NORTH LINE OF SAID SOUTH HALF OF GOVERNMENT LOT 3, A DISTANCE OF 143.52 FEET; THENCE NORTH 10 DEGREES 37 MINUTES 44 SECONDS EAST, A
- DISTANCE OF 101.84 FEET TO A POINT OF INTERSECTION WITH SAID NORTH LINE; THENCE NORTH 89 DEGREES 38 MINUTES 25 SECONDS WEST ALONG SAID NORTH LINE, 107.31
- 14 | FEET TO SAID POINT OF BEGINNING.
- 15 **TRACT 5**:
- A TRACT OF LAND SITUATED IN SECTION 29, TOWNSHIP 23 SOUTH, RANGE 30 EAST, ORANGE COUNTY, FLORIDA, BEING MORE
- 17 | PARTICULARLY DESCRIBED AS FOLLOWS:
- BEGINNING AT A POINT AT THE INTERSECTION OF THE ORIGINAL GOVERNMENT MEANDER LINE OF LAKE CONWAY WITH THE PROJECTED SOUTH LINE OF LOT 7, BLOCK 2 OF SILVER
- BEACH SUBDIVISION, AS PER PLAT THEREOF RECORDED IN PLAT BOOK L, PAGE 72, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, SAID POINT OF BEGINNING BEING
- WESTERLY ALONG THE PROJECTION OF THE SOUTH LINE OF SAID LOT 7 AND 66.9 FEET FROM THE ORIGINAL SOUTHWEST CORNER OF SAID LOT 7; THENCE RUN NORTH 89
- DEGREES 38 MINUTES 25 SECONDS WEST ALONG THE NORTH LINE OF THE SOUTH HALF OF GOVERNMENT LOT 3 BEING THE PROJECTED SOUTH LINE OF SAID SILVER BEACH
- 22 SUBDIVISION FOR A DISTANCE OF 45.47 FEET TO A POINT OF INTERSECTION WITH THE NORMAL HIGH WATER LINE OF LAKE CONWAY; THENCE ALONG SAID NORMAL HIGH
- WATER LINE THE FOLLOWING COURSE AND DISTANCE: SOUTH 10 DEGREES 58 MINUTES 06 SECONDS WEST, 7.89 FEET; SOUTH 26 DEGREES 24 MINUTES 46 SECONDS EAST, 17.24
- FEET; SOUTH 10 DEGREES 37 MINUTES 44 SECONDS WEST, 47.43 FEET; SOUTH 12 DEGREES 35 MINUTES 16 SECONDS WEST, 17.64 FEET; SOUTH 13 DEGREES 16 MINUTES 08 SECONDS WEST, 13.50 FEET; THENCE SOUTH 89 DEGREES 38 MINUTES 25 SECONDS EAST,

1 2 3	PARALLEL WITH SAID NORTH LINE OF SAID SOUTH HALF OF GOVERNMENT LOT 3, A DISTANCE OF 143.52 FEET; THENCE NORTH 10 DEGREES 37 MINUTES 44 SECONDS EAST, A DISTANCE OF 101.84 FEET TO A POINT OF INTERSECTION WITH SAID NORTH LINE; THENCE NORTH 89 DEGREES 38 MINUTES 25 SECONDS WEST ALONG SAID NORTH LINE, 107.31 FEET TO SAID POINT OF BEGINNING.
4	CONTAINS 116,262 SQUARE FEET OR 2.6690 ACRES MORE OR LESS.
5	AND
6	LOTS 1 THROUGH 4, LARKINVILLE USA, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 15, PAGE 16, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.
7	CONTAINS 48,895 SQUARE FEET OR 1.1225 ACRES MORE OR LESS.
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PLANNED DEVELOPMENT/ PRELIMINARY SUBDIVISION PLAN

SILVER ISLES TOWNHOME PROJECT 7710, 7728, AND 7740 DAETWYLER DRIVE BELLE ISLE, ORANGE COUNTY, FLORIDA

PARCEL I.D. Nos. 29-23-30-4986-00-010, 29-23-30-4986-00-040, AND 29-23-30-4986-00-013

OWNER/APPLICANT: COMINS DEVELOPMENT

9145 NARCOOSSEE RD. #102

ORLANDO, FL 32832 PHONE: 407-281-8455

UNIVERSAL ENGINEERING SCIENCES **GEOTECHNICAL:**

3532 MAGGIE BLVD.

ORLANDO, FLORIDA 32811 407-423-0504 PHONE:

SURVEYOR: IRELAND & ASSOCIATES SURVEYING INC

1300 INTERNATIONAL PKWY #2001

LAKE MARY, FLORIDA 32746 PHONE: 407-678-3366

PERMITTING AGENCIES

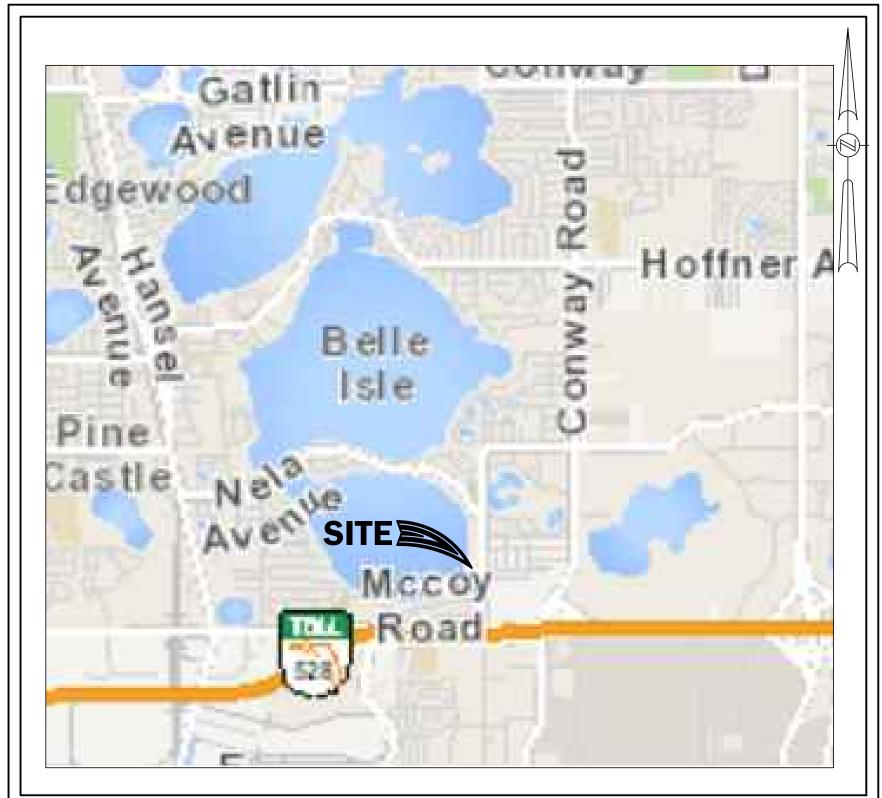
S.J.R.W.M.D.: ENVIRONMENTAL RESOURCE PERMIT F.D.E.P.: WATER AND WASTEWATER SYSTEM PERMITS

F.D.E.P.: NOTICE OF INTENT (NPDES PERMIT)

CITY OF BELLE ISLE: SUBDIVISION PLAN APPROVAL

ORLANDO UTILITIES COMMISSION: WATER SYSTEM PERMITS

SITE VICINITY MAP



NOT TO SCALE

PLAN INDEX

C-1 COVER SHEET

C-2 BOUNDARY & TOPOGRAPHIC SURVEY, SHEET 1 OF 2

BOUNDARY & TOPOGRAPHIC SURVEY, SHEET 2 OF 2

PRELIMINARY SITE GEOMETRY PLAN

C-5 PRELIMINARY SITE DRAINAGE & UTILITY PLANS

UTILITY COMPANIES

WATER: (407) 434-2576 ORLANDO UTILITIES COMMISSION (407) 254-9764 **WASTEWATER: ORANGE COUNTY UTILITIES** (407) 246-3525 CITY OF ORLANDO BUREAU OF WASTEWATER **WASTEWATER: ELECTRIC: DUKE ENERGY** (407) 905-3321

TELEPHONE: (561) 997-0240 AT&T CABLE: **SPECTRUM** (407) 532-8509

CABLE: (352) 516-3824 **COMCAST CABLE COMMUNICATIONS**



Engineering the Future

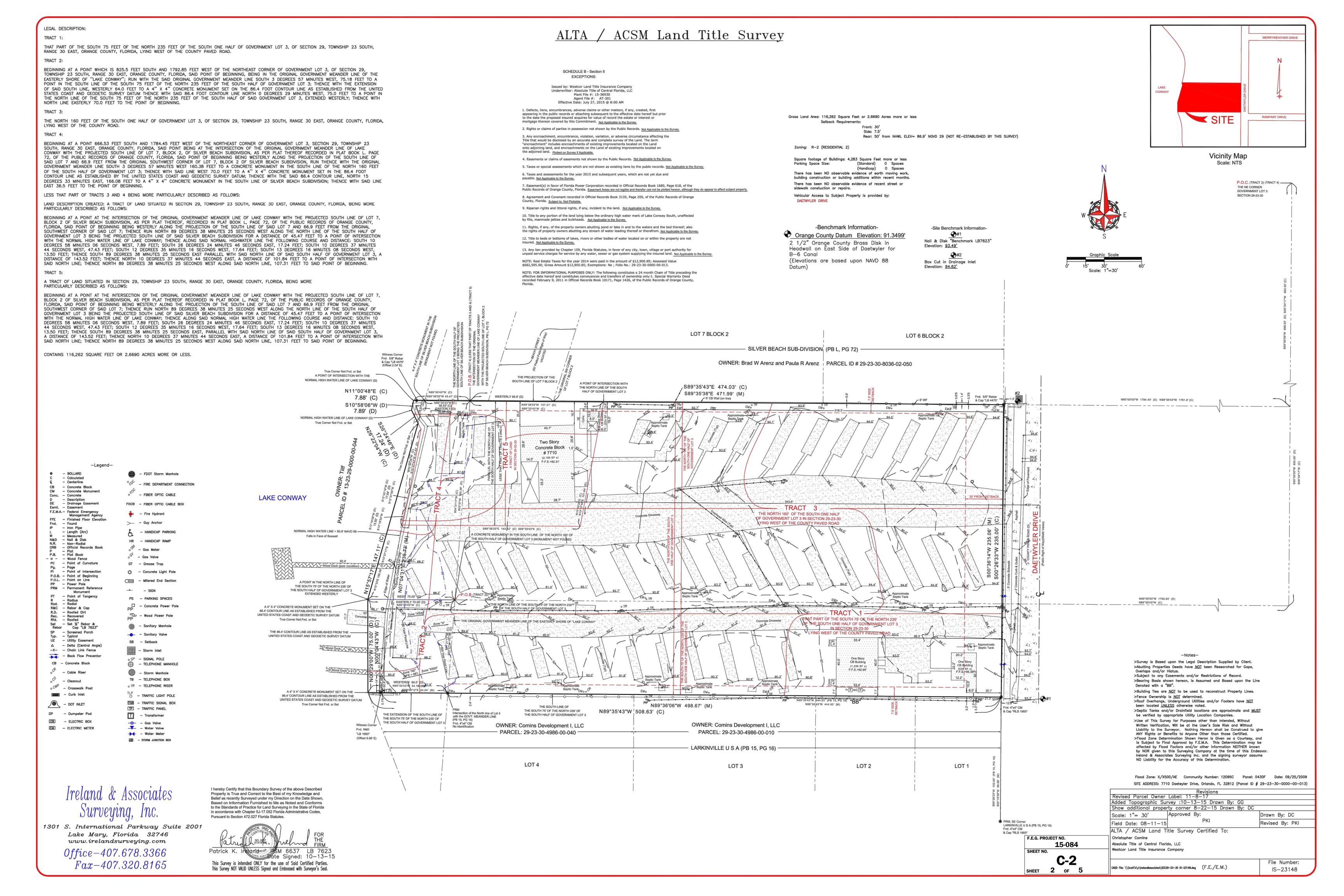
5127 S. Orange Avenue, Suite 200

Orlando, FL 32809 Phone: 407-895-0324

Fax: 407-895-0325

www.feg-inc.us

JEAN M. ABI-AOUN, P.E. LICENSE NO. 45128



SCHEDULE B - Section II EXCEPTIONS:

Issued by: Westcor Land Title Insurance Company Underwritter: Absolute Title of Central Florida, LLC Plant File #: 15-36809 Agent File #: AT-300 Effective Date: August 17, 2015 @ 8:00 AM

1. Defects, liens, encumbrances, adverse claims or other matters, if any, created, first appearing in the public records or attaching subsequent to the effective date hereof but prior to the date the proposed insured acquires for value of record the estate or interest or mortgage thereon covered by this Commitment. Not Applicable to the Survey.

2. Rights or claims of parties in possession not shown by the Public Records. Not Applicable to the Survey.

3. Any encroachment, encumbrance, violation, variation, or adverse circumstance affecting the Title that would be disclosed by an accurate and complete survey of the Land. The term "encroachment" includes encroachments of existing improvements located on the Land onto adjoining land, and encroachments on the Land of existing improvements located on the adjoined land. Plotted on Survey if Applicable.

4. Easements or claims of easements not shown by the Public Records. Not Applicable to the Survey.

Taxes or special assessments which are not shown as existing liens by the public records. Not Applicable to the Survey.

6. Taxes and assessments for the year 2015 and subsequent years, which are not yet due and payable. Not Applicable to the Survey.

7. Restrictions, reservations, setbacks and easements, if any, as indicated and/or shown on that certain Plat recorded in Plat Book 15, Page 16, of the Public Records of Orange County, Florida. Subject to. Affects as Shown.

8. Distribution Easement in favor of Florida Power Corporation recorded in Official Records Book 4010, Page 178, of the Public Records of Orange County, Florida. Subject to. Affects as Shown.

9. Subject to Land Use Agreement with the City of Belle Isle recorded in Official Records Book 3614, Page 764, of the Public Records of Orange County, Florida.

10. Existing unrecorded leases and all right thereunder of the lessees and of any person claiming by, through or under lessees. Not Applicable to the Survey.

11. Reservations affecting rights in Oil, Gas or any other Minerals, lying upon or beneath the lands insured hereby, pursuant to that instrument recorded in Official Records Book 3757, Page 1223, of the Public Records of Orange County, Florida. Not Applicable to the Survey.

(No determination has been made as to the current record holder of such mineral interest). Element of coverage 3b of the Florida Form 9 comprehensive Endorsement issued herewith, if any, shall not apply with respect to this

12. Riparian rights and littoral rights, if any, incident to the land. Not Applicable to the Survey.

13. The inalienable rights of the public to use the navigable waters covering lands described herein. Not Applicable to the Survey. 14. Title to any portion of the land lying below the ordinary high water mark of Lake Conway, unaffected by fills,

unpaid service charges for service by any water, sewer or gas system supplying the insured land. Not Applicable to the Survey.

man-made jetties and bulkheads. Not Applicable to the Survey. 15. Any lien provided by Chapter 159, Florida Statutes, in favor of any city, town, village or port authority for

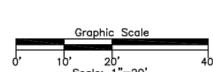
ALTA / ACSM Land Title Survey

LEGAL DESCRIPTION:

LOTS 1 THROUGH 4, LARKINVILLE USA, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 15, PAGE 16, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

CONTAINS 48,895 SQUARE FEET OR 1.1225 ACRES MORE OR LESS.





CONWAY SITE RAMPART DRIVE

Vicinity Map Scale: NTS

-Benchmark Information-

Orange County Datum Elevation: 91.3499'

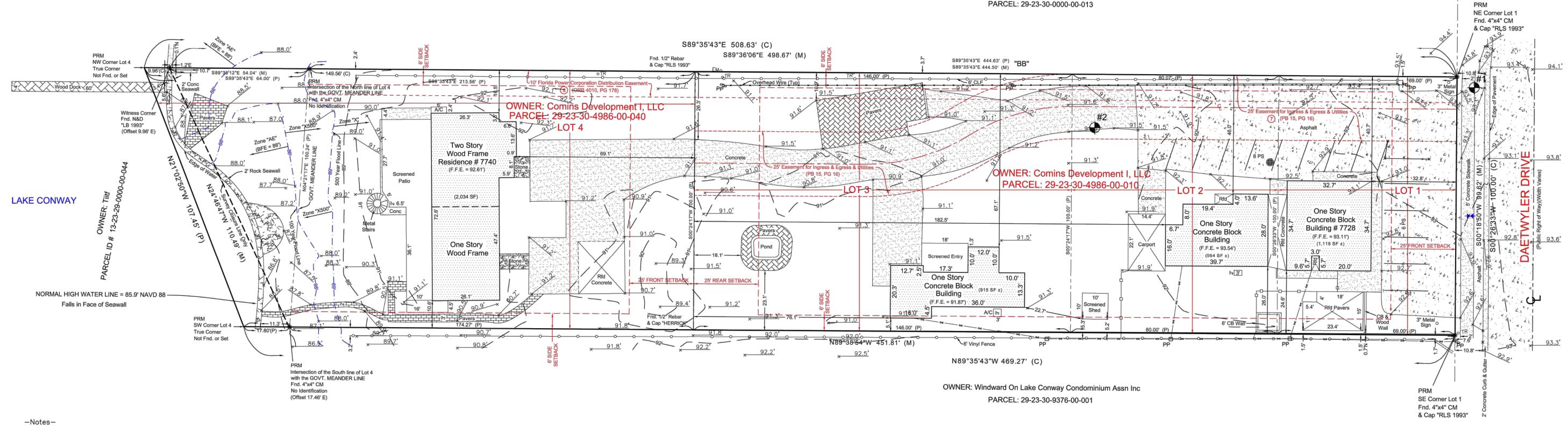
2 1/2" Orange County Brass Disk in Headwall on East Side of Daetwyler for

(Elevations are based upon NAVD 88 Datum)

-Site Benchmark Information-

Nail & Disk "Benchmark LB7623" Elevation: 93.49'

Nail & Disk "Benchmark LB 7623" Elevation: 91.43



>Survey is Based upon the Legal Description Supplied by Client. >Abutting Properties Deeds have NOT been Researched for Gaps, Overlaps and/or Hiatus.

>Subject to any Easements and/or Restrictions of Record. >Bearing Basis shown hereon, is Assumed and Based upon the Line Denoted with a "BB".

>Building Ties are NOT to be used to reconstruct Property Lines. >Fence Ownership is NOT determined. >Roof Overhangs, Underground Utilities and/or Footers have NOT

been located <u>UNLESS</u> otherwise noted. >Septic Tanks and/or Drainfield locations are approximate and MUST be verified by appropriate Utility Location Companies.

>Use of This Survey for Purposes other than Intended, Without Written Verification, Will be at the User's Sole Risk and Without Liability to the Surveyor. Nothing Hereon shall be Construed to give ANY Rights or Benefits to Anyone Other than those Certified. >Flood Zone Determination Shown Heron is Given as a Courtesy, and is Subject to Final Approval by F.E.M.A. This Determination may be affected by Flood Factors and/or other information NEITHER known by NOR given to this Surveying Company at the time of this Endeavor. Ireland & Associates Surveying Inc. and the signing surveyor assume NO Liability for the Accuracy of this Determination.

1301 S. International Parkway Suite 2001 Lake Mary, Florida 32746 www.ireland surveying.com

> *Office-407.678.3366* Fax-407.320.8165

I hereby Certify that this Boundary Survey of the above Described Property is True and Correct to the Best of my Knowledge and Belief as recently Surveyed under my Direction on the Date Shown, Based on Information Furnished to Me as Noted and Conforms to the Standards of Practice for Land Surveying in the State of Florida in accordance with Chapter 5J-17.052 Florida Administrative Codes, Pursuant to Section 472.027 Florida Statutes.

This Survey is intended ONLY for the use of Said Certified Parties. This Survey NOT VALID UNLESS Signed and Embossed with Surveyor's Seal. Gross Land Area: 48,895 Square Feet or 1.1225 Acres more or less Setback Requirements: Rear: 50' from NHWL ELEV= 86.9' NGVD 29 (NOT RE-ESTABLISHED BY THIS SURVEY) Zoning: R-2 (RESIDENTIAL 2) Square footage of Buildings: 5,021 Square Feet more or less (Standard) 14 Spaces Parking Space Size: There has been NO observable evidence of earth moving work, building construction or building additions within recent months. There has been NO observable evidence of recent street or sidewalk constuction or repairs.

Vehicular Access to Subject Property is provided by:

DAETWYLER DRIVE

BOLLARD Calculated Centerline Concrete Block Rec. - Recovered Conc. - Concrete D - Description Drainage Easement Esmt. - Easement F.E.M.A. - Federal Emergency Management Agency FFE Fnd. Finished Floor Elevation Found Iron Pipe Length (Arc) Measured N&D — Nail & Disk N.R. — Non—Radial Official Records Book Plat 。CO - Cleanout P.B. - Plat Book - □ - Wood Fence PC - Point of Curvature Pg. — Page PI - Point of Intersection P.O.B. - Point of Beginning / ON LET P.O.L. - Point on Line

PP - Power Pole

Radius

PRM - Permanent Reference

Monument

Point of Tangency

R&C - Rebar & Cap R.D. - Roofed Dirt Roofed - Set ½" Rebar Cap "LB 7623" SP - Screened Porch Typical UE - Utility Easement △ – Delta (Central Angle) -X- - Chain Link Fence - Back Flow Preventor CB - Concrete Block - Cable Riser $_{\circ}$ C $^{\text{NP}}$ - Crosswalk Post — Curb Inlet

Dumpster Pad

- ELECTRIC BOX

EM - ELECTRIC METER

EB

-Legend-

OWNER: Conway Ig LLC

- FIBER OPTIC CABLE FOCB - FIBER OPTIC CABLE BOX → Fire Hydrant > - Guy Anchor HANDICAP PARKING HR - HANDICAP RAMP G Gas Meter o Gas Valve GT - Grease Trap - Concrete Light Pole

— – SIGN

PS - PARKING SPACES

- FDOT Storm Manhole

° 0 - FIRE DEPARTMENT CONNECTION

- Mitered End Section

— Sanitary Manhole — Sanitary Valve SB - Setback Storm Inlet o SP - SIGNAL POLE — TELEPHONE MANHOLE Storm Manhole TB - TELEPHONE BOX o TR - TELEPHONE RISER TLP - TRAFFIC LIGHT POLE TSB - TRAFFIC SIGNAL BOX TP - TRAFFIC PANEL Transformer

-⊗- - Gas Valve

— Water Valve

- Water Meter

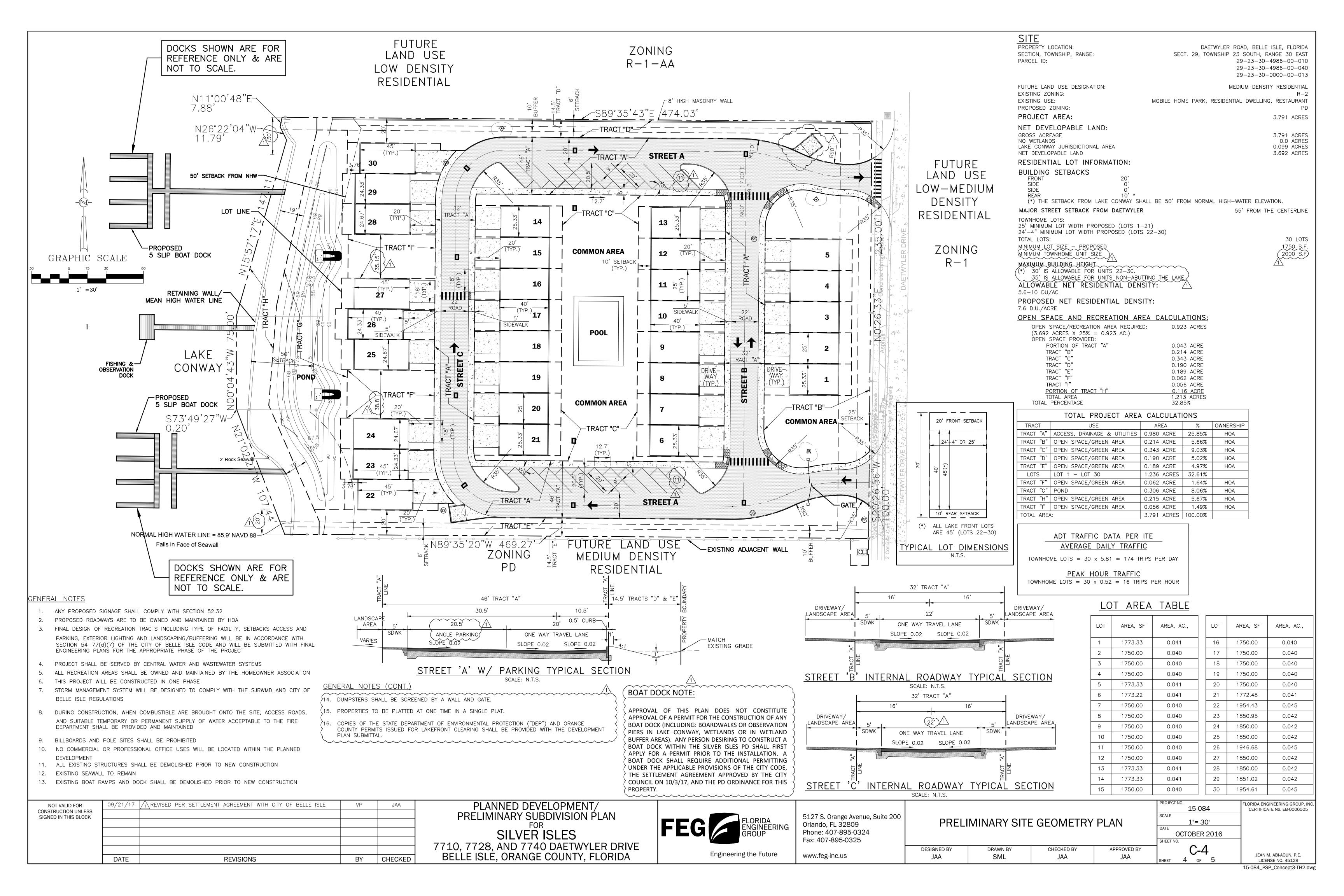
— Concrete Power Pole

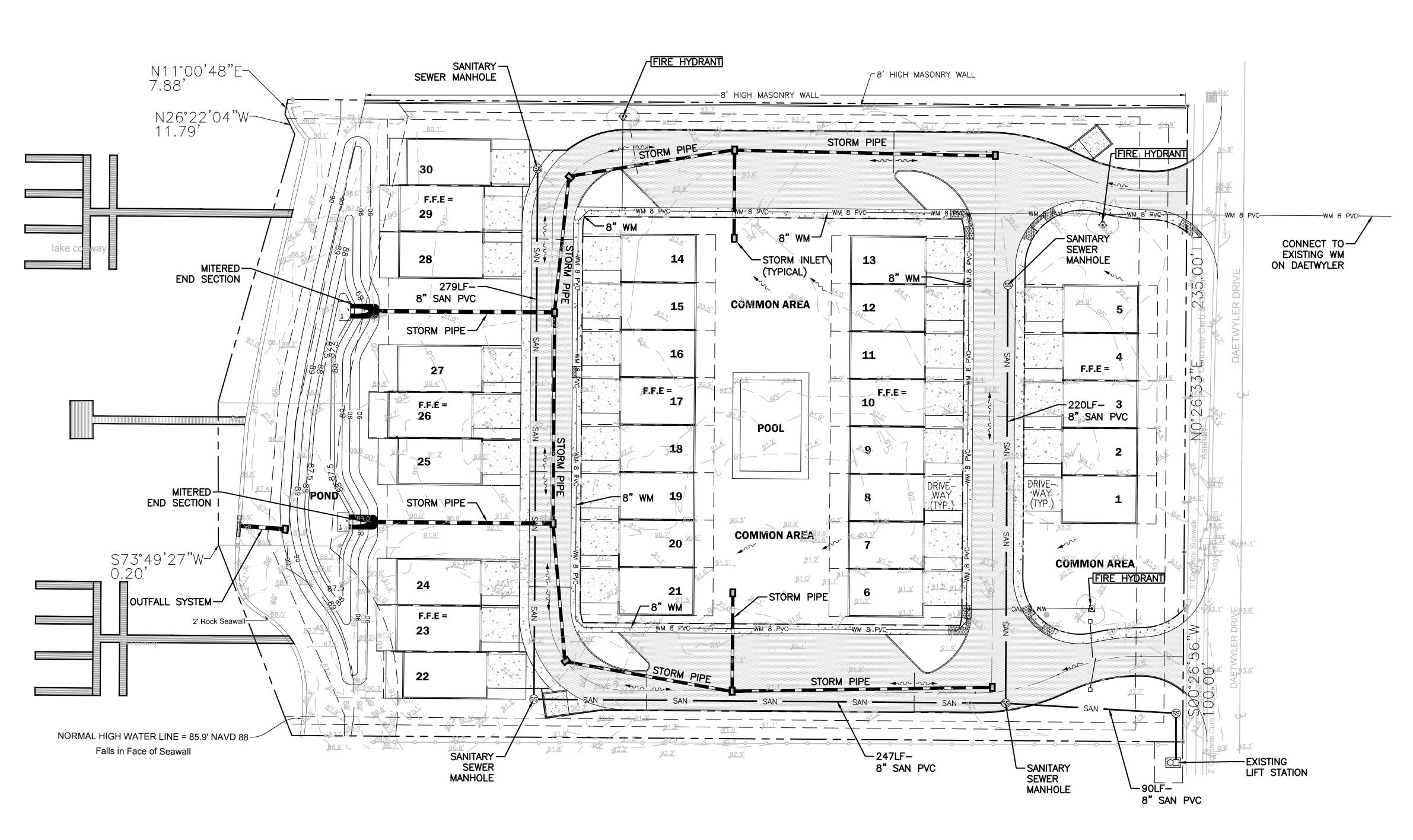
_ Wood Power Pole

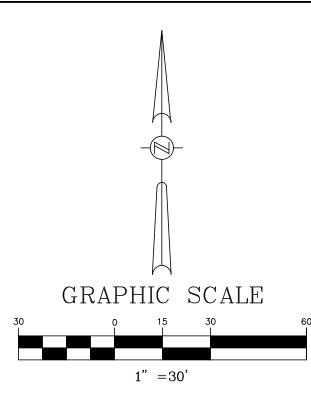
F.E.G. PROJECT NO. **15-084** 3 of 5

Flood Zone: X Community Number: 12095C Panel: 0430F Date: 09/25/2009 SITE ADDRESS: 7728 Daetwyler Drive, Orlando, FL 32812 (Parcel ID # 29-23-30-4986-00-010

Revised 10-13-15: Added Topographic Survey Scale: 1"= 20" Approved By: Field Date: 08-11-15 Revised By: PKI ALTA / ACSM Land Title Survey Certified To: Christopher Comins Absolute Title of Central Florida, LLC Westcor Land Title Insurance Company File Number: CADD File: \\Scott's\c\lrelandAssociates\LARKINVILLE USA IS-23149.dwg (F.E./E.M.) IS-23149







SANITARY SEWER SERVICE NOTES

1. CONSTRUCTION OF THE SANITARY SEWER SERVICE SYSTEM SHALL MEET ORANGE COUNTY UTILITIES STANDARDS AND FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION REQUIREMENTS.

CLEAN-OUT NOTE

CLEAN—OUT TOPS SHALL MATCH PAVEMENT FINISHED GRADES OR DIRT GRADES AS APPLICABLE. ALL CLEAN—OUTS IN PAVED OR WALKWAY AREAS SHALL HAVE BRASS RING & PLUG TOPS. ALL SANITARY CLEAN—OUT TOPS SHALL HAVE COVERS WHICH ARE IDENTIFIED AS "SANITARY".

WASTEWATER NOTE

LOTS SHALL BE SERVED BY A GRAVITY SEWER COLLECTION SYSTEM WHICH WILL DISCHARGE INTO AN EXISTING LIFT STATION LOCATED ON THE ADJACENT WINDWARD ON LAKE CONWAY PROPERTY. A UTILITY AGREEMENT WILL BE IN PLACE AND APPROVED BY ORANGE COUNTY PRIOR TO THE FINAL CONNECTION.

STORMWATER MANAGEMENT SYSTEM

THE STORMWATER SYSTEM WILL BE DESIGNED TO MEET WATER QUALITY STANDARDS OF THE CITY OF BELLE ISLE AND ST. JOHNS RIVER WATER MANAGEMENT DISTRICT. THE IMPERVIOUS AREA IS DESIGNED UP TO 55%.

IMPERVIOUS AREA CALCULATIONS:

PAVEMENT & SIDE	WALK AREA:	0.931 ACRES
DRIVEWAY AREAS:		0.255 ACRES
ROOF AREA:		0.712 ACRES
TOTAL IMPERVIOUS	S:	1.898 ACRES
PERCENT IMPERVIO	DUS:	49.00%

09/21/17	REVISED PER SETTLEMENT AGREEMENT WITH CITY OF BELLE ISLE	VP	JAA
DATE	DEVICIONIC	DV	CHECKED
	, ,		D9/21/17 REVISED PER SETTLEMENT AGREEMENT WITH CITY OF BELLE ISLE VP DATE REVISIONS BY

PLANNED DEVELOPMENT/
PRELIMINARY SUBDIVISION PLAN
FOR
SILVER ISLES

SILVER ISLES
7710, 7728, AND 7740 DAETWYLER DRIVE
BELLE ISLE, ORANGE COUNTY, FLORIDA



5127 S. Orange Avenue, Suite 200 Orlando, FL 32809 Phone: 407-895-0324 Fax: 407-895-0325	
1 ax. 407-095-0525	L

PRE	ELIMINA UT
DESIGNED BY	DRAWN
JAA	SML

LIMINARY SITE DRAINAGE & UTILITY PLANS			PROJECT NO. 15-084 SCALE 1" = 30' DATE OCTOBER 2016 SHEET NO.	FLORIDA ENGINEERING GROUP, INC. CERTIFICATE No. EB-0006505
DRAWN BY SML	CHECKED BY JAA	APPROVED BY JAA	C-5 sheet 5 of 5	JEAN M. ABI-AOUN, P.E. LICENSE NO. 45128



















