RESOLUTION 2015-11

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE AVE MARIA STEWARDSHIP COMMUNITY DISTRICT ADOPTING A POLICY GOVERNING USE OF DISTRICT LAKES AND PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE.

WHEREAS, the Ave Maria Stewardship Community District ("District") is a local unit of special purpose government created and existing pursuant to Chapter 2004-461, Laws of Florida, being situated in Collier County, Florida; and

WHEREAS, Chapter 2004-461, Laws of Florida, authorizes the District to adopt resolutions as may be necessary for the conduct of district business; and

WHEREAS, the District desires to implement a policy governing public use of District Lakes; and

WHEREAS, the District Lakes are portions of the stormwater management infrastructure improvements which are part of the Master Capital Improvement Program for the District as outlined in the May 2, 2006 Engineer's Report; and

WHEREAS, the District Lakes were designed to meet the permit criteria of the South Florida Water Management District and Collier County Development Services; and

WHEREAS, the District's Board of Supervisors ("Board") finds that it is in the best interests of the District to adopt by resolution a Use of District Lakes and Stormwater Management Facilities Policy (the "Lake Use Policy") for immediate use and application.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE AVE MARIA STEWARDSHIP COMMUNITY DISTRICT:

SECTION 1. The District Lakes were constructed for the sole purpose of being a drainage and stormwater management utility and there is no expectation of public access to the utility.

SECTION 2. The following policies govern the use of the District Lakes:

a. Wading and swimming in District Lakes and other District stormwater management facilities is prohibited.

b. Watercraft of any kind is prohibited in District Lakes or other District stormwater management facilities.

c. The District Lakes and other stormwater management facilities primarily function as retention ponds to facilitate the District's system for treatment and attenuation of stormwater run-off and overflow. As a result,

contaminants may be present in the water and fishing is only permitted on a "CATCH AND RELEASE" basis. Anyone fishing in the lakes or other stormwater management facilities shall access the lakes through the proper public access points designated on the map attached hereto as Exhibit A. Residents of the District may fish from property in which they have a leasehold or fee interest. Any fish caught in any lake or stormwater facility shall be immediately released back in to the District Lake or stormwater management facility from which it was caught.

d. All users of lakes and other stormwater management facilities shall not engage in any conduct or omission that violates any ordinance, resolution, law, permit requirement, or regulation of any governmental entity relating to the District Lakes and other stormwater management facilities.

SECTION 3. If any provision of this resolution is held to be illegal or invalid, the other provisions shall remain in full force and effect.

SECTION 4. This resolution shall become effective upon its passage and shall remain in effect unless rescinded or repealed.

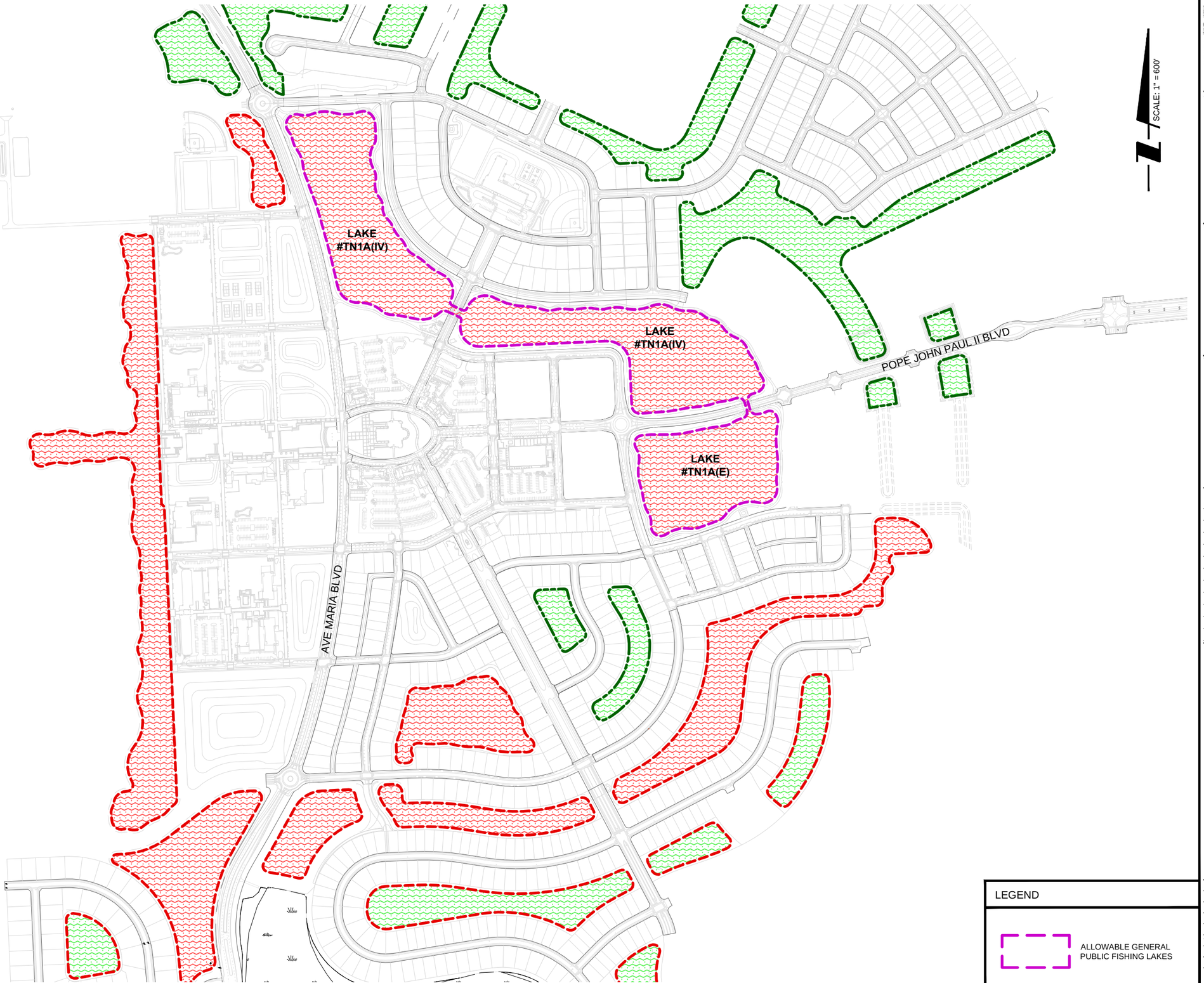
PASSED AND ADOPTED this 15th day of December, 2015.

ATTEST:

AVE MARIA STEWARDSHIP COMMUNITY DISTRICT

ASSISTANT SECRETARY

CHAIRMAN



LEGEND

ALLOWABLE GENERAL PUBLIC FISHING LAKES

PENINSULA ENGINEERING
2600 Golden Gate Parkway
Naples, Florida 34105
Phone: 239.403.6700 Fax: 239.261.1797
Email: info@pen-eng.com Website: www.pen-eng.com
Florida Certificate of Authorization #28275

OWNER/CLIENT/CONSULTANT:

PENINSULA ENGINEERING

PROJECT:

AVE MARIA STEWARDSHIP COMMUNITY DISTRICT

TITLE:

GENERAL PUBLIC FISHING LAKES

REVISIONS:

No:	Revision:	Date:

NOTES:

SEC: 4,5,32,33	TWP: 47S,48S RGE: 29E
Designed by:	DAVID B. GENSON, P.E.
Drawn by:	ALEJANDRO AVILA
Date:	DECEMBER 2015
Horizontal Scale:	1" = 600'
Vertical Scale:	N.T.S.
Project Number:	P-AMD-001-001
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Sheet Number: 01 of 01

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