CITY OF POLK CITY

PLANNING COMMISSION MEETING

May 29, 2018

Polk City Government Center 123 Broadway Blvd. SE 6:00 P.M.

AGENDA

| CALL TO ORDER | Chairman Charles Wilson |
|----------------------|---|
| PLEDGE OF ALLEGIANCE | Chairman Charles Wilson |
| ROLL CALL | Assistant to the City Manager Sheandolen Dunn |
| | |

ESTABLISHMENT OF A QUORUM

A. <u>New Business</u>

1. Review and Approval of Final Plat for Fountain Park Phase 2

ADJOURNMENT

PLEASE NOTE: PURSUANT TO SECTION 286.0105, FLORIDA STATUTES, IF A PERSON DECIDES TO APPEAL ANY DECISION MADE BY THE CITY COUNCIL WITH RESPECT TO ANY MATTER CONSIDERED DURING THIS MEETING, HE OR SHE WILL NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

IN ACCORDANCE WITH THE AMERICAN WITH DISABILITIES ACT, A PERSON WITH DISABILITIES NEEDING ANY SPECIAL ACCOMMODATIONS TO PARTICIPATE IN CITY MEETINGS SHOULD CONTACT THE OFFICE OF THE CITY CLERK, POLK CITY 123 BROADWAY BLVD SE, POLK CITY, FLORIDA 33868 TELEPHONE (863) 984-1375, AT LEAST 48HRS IN ADVANCE.



POLK CITY PRELIMINARY SUBDIVISION PLAT REVIEW **OVERVIEW REPORT**

MAY 29, 2018

TO: POLK CITY PLANNING COMMISSION

CENTRAL FLORIDA REGIONAL PLANNING COUNCIL FROM:

SUBJECT: Final Plat Review:

Fountain Park Phase 2

AGENDA DATE:

May 29, 2018, 6:00 PM: **Planning Commission Meeting** •

ATTACHMENTS:

- Final Plat Fountain Park Phase 2 •
- Preliminary Plat Fountain Park Phase 2 (provided for purposes of comparison) •

PROPERTY OVERVIEW:

| Property Owner | Pulte Home Corp. |
|--------------------------|--|
| Subject Property | 25-27-06-000000-024020 |
| Acreage | ± 23 acres for Phase 2A |
| Existing Future Land Use | Residential Low - X |
| Existing Zoning | Planned Unit Development – Special Protection Area |

REQUEST:

The applicant, Pulte Home Corp., is requesting Final Plat approval for Fountain Park Phase 2 in Polk City, located on the east side of SR 33(Commonwealth Avenue), south of Mt. Olive Road.

STANDARDS FOR REVIEWING FINAL SUBDIVISION PLATS:

The purpose of the Final Plat is to establish a legal record of the subdivision of land. The Final Plat shall be reviewed for consistency with the approved Preliminary Subdivision Plat.

The Planning Commission shall discuss the final plat and compare it to the preliminary plat.

FINDINGS OF FACT:

- The property has a Future Land Use (FLU) of Residential Low X (located in the Green Swamp Area of Critical State Concern) which allows up to 3 du/ac.
- The property has an Existing Zoning of Planned Unit Development Special Protection Area (located in the Green Swamp Area of Critical State Concern).
- Fountain Park Phase 2A consist of 100 lots on approximately 23 acres at a gross density of 2.3 du/ac.
- Typical lot size is 50 ft X 120 ft (6,000 sq. ft.). A total of 100 lots are proposed.
- Reviewing departments and agencies have reviewed and approved the Preliminary Plat for Fountain Park Phase 2.
- Reviewing departments and agencies have reviewed and approved the Preliminary Plat for Fountain Park Phase 2.

FINAL SUBDIVISION PLAT REQUIREMENTS:

The Final Subdivision Plat shall include the following.

- (1) Name of plat. Complete
- (2) Description of lands to be platted. Complete

- (3) Layout of proposed streets. **Complete**
- (5) All existing restrictions on the use of the land, including easements, rights-of-way, jurisdictional wetlands areas, either assumed or confirmed. **Complete**

PLANNING COMMISSION MOTION OPTIONS:

- 1. I move the Planning Commission forward the Fountain Park Phase 2 Final Plat to the City Commission with a recommendation of **approval**.
- 2. I move the Planning Commission forward the Fountain Park Phase 2 Final Plat to the City Commission with a recommendation of **approval with changes**.
- 3. I move the Planning Commission forward the Fountain Park Phase 2 Final Plat to the City Commission with a recommendation of **denial**.

Legal Description

A portion of Section 6, Township 27 South, Range 25 East, City of Polk City, Polk County, Florida, being more particularly described as follows:

BEGIN at the southeast corner of Tract H, FOUNTAIN PARK – PHASE 1, according to the plat thereof, as recorded in Plat Book 146, Pages 7 through 11, Public Records of Polk County, Florida; thence northeasterly, along the easterly line of said plat of FOUNTAIN PARK – PHASE 1, the following courses and distances: run N 60°06'35" W, a distance of 93.28 feet; thence run N 40°03'19" W, a distance of 91.67 feet; thence run N 16°19'29" W, a distance of 91.78 feet; thence run N 00°02'13" W, a distance of 129.11 feet; thence run N 06°45'54" W, a distance of 259.03 feet; thence run N 01°48'44" W, a distance of 11.49 feet; thence run N 87°35'24" E, a distance of 119.35 feet; thence run S 88°23'15" E. a distance of 50.54 feet: thence run S 88°30'21" E. a distance of 158.09 feet: thence run N 81°54'00" E. a distance of 92.40 feet: thence run N 56°40'49" E. a distance of 100.83 feet: thence run N 31°24'27" E. a distance of 91.67 feet; thence run S 70°37'02" E, a distance of 28.41 feet; thence run N 00°04'08" W, a distance of 289.21 feet; thence run N 20°02'48" E, a distance of 58.01 feet; thence run N 37°47'56" E, a distance of 79.24 feet; thence run N 61°18'22" E, a distance of 79.65 feet; thence run S 88°28'50" E, a distance of 218.49 feet; thence run N 18°15'54" E, a distance of 137.25 feet; thence run N 11°47'33" E, a distance of 163.07 feet; thence run N 07°36'28" E, a distance of 98.22 feet; thence run N 09°03'58" W, a distance of 143.08 feet to a point on the southerly maintained right-of-way line of Mount Olive Road as recorded in Map Book I, Pages 179 through 181, Public Records of Polk County, Florida; thence along the southerly and westerly maintained right-of-way line of said Mount Olive Road the following courses and distances: run N 80°58'54" E, a distance of 61.86 feet; thence run N 80°45'09" E, a distance of 100.00 feet; thence run N 81°09'12" E, a distance of 100.00 feet; thence run N 77°46'33" E, a distance of 100.14 feet; thence run N 84°07'45" E, a distance of 100.17 feet; thence run N 81°43'35" E, a distance of 100.01 feet; thence run N 80°24'31" E, a distance of 100.00 feet; thence run N 81°26'24" E, a distance of 100.01 feet; thence run N 80°41'42" E, a distance of 100.00 feet; thence run N 80°34'50" E, a distance of 100.00 feet; thence run N 81°40'09" E, a distance of 100.01 feet; thence run S 89°47'54" E, a distance of 70.89 feet; thence run S 57°04'20" E, a distance of 100.37 feet; thence run S 51°59'06" E, a distance of 100.00 feet; thence run S 53°07'51" E, a distance of 100.01 feet; thence run S 52°16'18" E, a distance of 100.00 feet; thence run S 52°19'44" E, a distance of 100.00 feet; thence run S 52°40'21" E, a distance of 100.00 feet; thence run S 52°09'25" E, a distance of 100.00 feet; thence run S 52°40'21" E, a distance of 100.00 feet; thence run S 52°26'36" E, a distance of 100.83 feet to a point on the north line of the Southwest 1/4 of the Southeast 1/4 of said Section 6; thence run N 89°47'41" W, along the north line of the Southwest 1/4 of the Southeast 1/4 of said Section 6, a distance of 46.97 feet to a point on the north line of the Southeast 1/4 of the Southwest 1/4 of said Section 6; thence run S 89°56'25" W, along on the north line of the Southeast 1/4 of the Southwest 1/4 of said Section 6, a distance of 295.03 feet to a point on the west line of the East 295.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6; thence run S 00°50'51" E, along the west line of the East 295.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6, a distance of 495.05 feet to a point on the south line of the North 495.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6; thence run N 89°56'25" E, along the south line of the North 495.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6, a distance of 295.03 feet to a point on the south line of the North 495.00 feet of the Southwest 1/4 of the Southeast 1/4 of said Section 6; thence run S 89°47'41" E, along the south line of the North 495.00 feet of the Southwest 1/4 of the Southeast 1/4 of said Section 6, a distance of 488.36 feet to a point on the aforementioned westerly maintained right-of-way line of Mount Olive Road; thence along said westerly maintained right-of-way line the following courses and distances: run S 43°42'57" E, a distance of 255.15 feet; thence run S 43°06'50" E, a distance of 173.40 feet to a point on the northerly line of right-of-way taking Parcel 123, Section 16320-2436, State Road 400 (1-4); thence southeasterly, along the northerly and westerly lines of said Parcel 123, the following courses and distances: run S 47°06'50" W, a distance of 28.91 feet; thence run S 42°53'05" E, a distance of 482.77 feet; thence run S 37°52'19" E, a distance of 150.28 feet to a point on the north line of the South 26.00 feet of the Southwest 1/4 of the Southeast 1/4 of said Section 6; thence run S 89°53'53" W, along the north line of the South 26.00 feet of the Southwest 1/4 of the Southeast 1/4 of said Section 6, a distance of 1,170.87 feet to a point on the north line of the South 26.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6; thence run S 89°57'47" W, along the north line of the South 26.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6, a distance of 68.53 feet to a point on the northerly limited access right-of-way line of the Polk County Parkway (State Road No. 570); said point being a point on a non-tangent curve, concave southerly, having a radius of 1,031.47 feet; thence westerly, along said northerly limited access right-of-way line, the following three (3) courses and distances: on a chord bearing of S 89"11'17" W and a chord distance of 1,821.92 feet, run westerly, along the arc of said curve, a distance of 2,233.29 feet, through a central angle of 124°03'15" to a point; thence run S 89°53'33" W, a distance of 458.42 feet; thence run S 02°31'12" W, a distance of 0.79 feet to a point on the south line of the Southwest 1/4 of the Southwest 1/4 of said Section 6; thence run S 89°57'47" W, along the south line of the Southwest 1/4 of said Section 6, a distance of 267.26 feet to the POINT OF BEGINNING.

Containing 85.74 acres, more or less.

Surveyor's Notes:

2. All lot lines are radial unless otherwise noted as NR (non-radial).

3. Based on scaling of the Flood Insurance Rate map, the lands described hereon fall within Flood Zones "AE" and "X" per F.I.R.M. Map Panel No. 12105C0190G, dated December 22, 2016. The Flood Insurance Rate Map is not a survey and no responsibility is taken for the accuracy of said map.

FLOOD HAZARD WARNING: This property may be subject to flooding. You should contact Polk County and obtain the latest information on flood elevations and restrictions before making plans for the use of this property. Even meeting Polk County standards does not ensure that any improvements such as structures, driveways, yards, sanitary sewer systems and water well systems will not be flooded in certain rain events.

Tracts "A" (Private Right-of-Way) Tract "C" (Drainage / Open Space) Tract "E" (Stormwater) Drainage Easements

Wetland Buffer Easement

easement swales.

8. Utilization of lands within this plat are further limited and restricted by the provisions of the Master Declaration of Covenants, Conditions and Restrictions for Fountain Park, Florida, as it may be amended from time to time ("Master Declaration").

9. Maintenance of design function of the storm water management system and maintenance of vegetation growth in the drainage easements and rights-of-way is the responsibility of Fountain Park Homeowners' Association, Inc., a Florida not-for-profit corporation ("Association") and shall not be maintained by public funds. The Association shall maintain and operate the storm water management system within the lands described in this plat in accordance with the permit issued by the Southwest Florida Management District

10. Lands in the vicinity of the drainage easements and retention areas may be subject to standing water when conditions decrease the rate of percolation and drainage run-off.

11. Except as otherwise shown on this plat, there shall be a non-exclusive 12.00 foot wide drainage and utility easement area along all front lot lines and adjacent to all rights-of-way and a non-exclusive 5.00 foot wide utility easement area along each side and rear lot line. The platted utility easements shown hereon are easements in favor of utilities providers for the purpose of constructing, operating, maintaining, repairing and replacing their respective facilities servicing the lands encompassed by this plat.

12. All platted utility easements shall also be easements for the construction, installation, maintenance and operation of cable television services; provided however, no such construction, installation, maintenance and operation of cable television services shall interfere with the facilities and services of an electric, television, gas or other public utility. In the event a cable television company damages the facilities of a public utility, it shall be solely responsible for the damages pursuant to Section 177.091(28), Florida Statutes.

14. Coordinate basis is the West Zone of the Florida State Plane Coordinate System, NAD83 (1999) and are based on Horizontal Control Points.

NOTICE:

THIS PLAT. AS RECORDED IN ITS GRAPHIC FORM. IS THE OFF THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OF THE PLAT. THERE MAY BE ADDITIONAL RESTRIC NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THI OF THIS COUNTY.

| Mount Que | Count |
|---|---------------------------------|
| Interstate 4 State Road No. 400 State Road No. 570 | Not to Scale |
| | ON ASSOCIATES, INC. |
| 1275 E. Robinson Street, Orlando, FL R. Clayton Ganuna P.S.M. 4236 | 32801 (407) 894–6656 LB 7194 |

GBA Job No. 0408

FOUNTAIN PARK - PHASE 2

Situated in Section 6, Township 27 South, Range 25 East

City of Polk City, Polk County, Florida

1. Bearings are based on an assumed bearing of N 89?57'47" E along the south line of the Southwest 1/4 of Section 6, Township 27 South, Range 25 East.

4. The following tracts and deasements are hereby dedicated to and shall be maintained by the Fountain Park Homeowners Association.

Tract "B" (Wall / Fence / Landscape / Open Space)

Tracts "F" and "G" (Wetland / Upland Buffer)

5. Development rights to and a drainage easement over all of Tract "F" and Tract "G" and the Wetland Buffer Easement within Tract "B" are dedicated to Polk City, Florida. No construction, clearing, grading or alterations to Tract "F", Tract "G" and the Wetland Buffer Easement are permitted without prior approval of Polk City and all other applicable jurisdictional agencies.

6. The Association, (as defined above and in the Dedication hereon), shall be responsible for the maintenance, including maintenance of vegetation growth, in the rights—of—way, drainage swales, drainage easements and drainage

7. Tract "D" is a Future Development Tract and shall be owned and maintained by PULTE HOME COMPANY, LLC, its successors and /or assigns.

13. The owner has bonded the setting of the individual lot corners pursuant to existing platting requirements. No individual lot corners were set prior to the recording of this plat.

| ICIAL DEPICTION OF O CIRCUMSTANCES OR DIGITAL FORM TIONS THAT ARE E PUBLIC RECORDS | and permanent control points have been set in accordance with the requirements of said | CLERK OF THE CIRCUIT COURT STATE OF FLORIDA COUNTY OF POLK I, Richard M. Weiss, Clerk of the Circuit Court of Polk County, Florida, this plat has been accepted for recording this day of |
|--|--|--|
| | R. CLAYTON GANUNG, P.L.S.DateDateGANUNG-BELTON ASSOCIATES, INC.FLORIDA REGISTRATION NUMBER LB 7194 | Clerk of the |

| SHEET | 1 | OF | 5 | |
|-------|---|----|---|--|
| | | | | |

PAGE

PLAT

BOOK

FOUNTAIN PARK - PHASE 2 **DEDICATION**

STATE OF FLORIDA COUNTY OF POLK

KNOW ALL MEN BY THESE PRESENTS that PULTE HOME COMPANY, LLC, a Michigan limited liability company, the owner of the hereon described lands, does hereby dedicate the following forever:

1.) To Fountain Park Homeowners Association, Inc., a Florida not-for-profit corporation ("Association"), Tract "A" (private rights-of-way), Tract "B", Tract "C", Tract "E", Tract "F" and "G" as indicated hereon (which are together contemplated and/or defined as the "Common Areas" in the Declaration), and the drainage easements shown hereon for the purposes stated herein.

2.) Tracts "H" and "I" (additional right-of-way) are dedicated to the perpetual use of the public.

3.) To the City of Polk City, Florida, its successors and assigns, the public utility easements shown hereon for the purpose of providing water and sewer utilities and a perpetual non—exclusive easement for ingress and egress over all roads (rights—of—way) shown hereon for the purposes of maintenance of such water and sewer utilities.

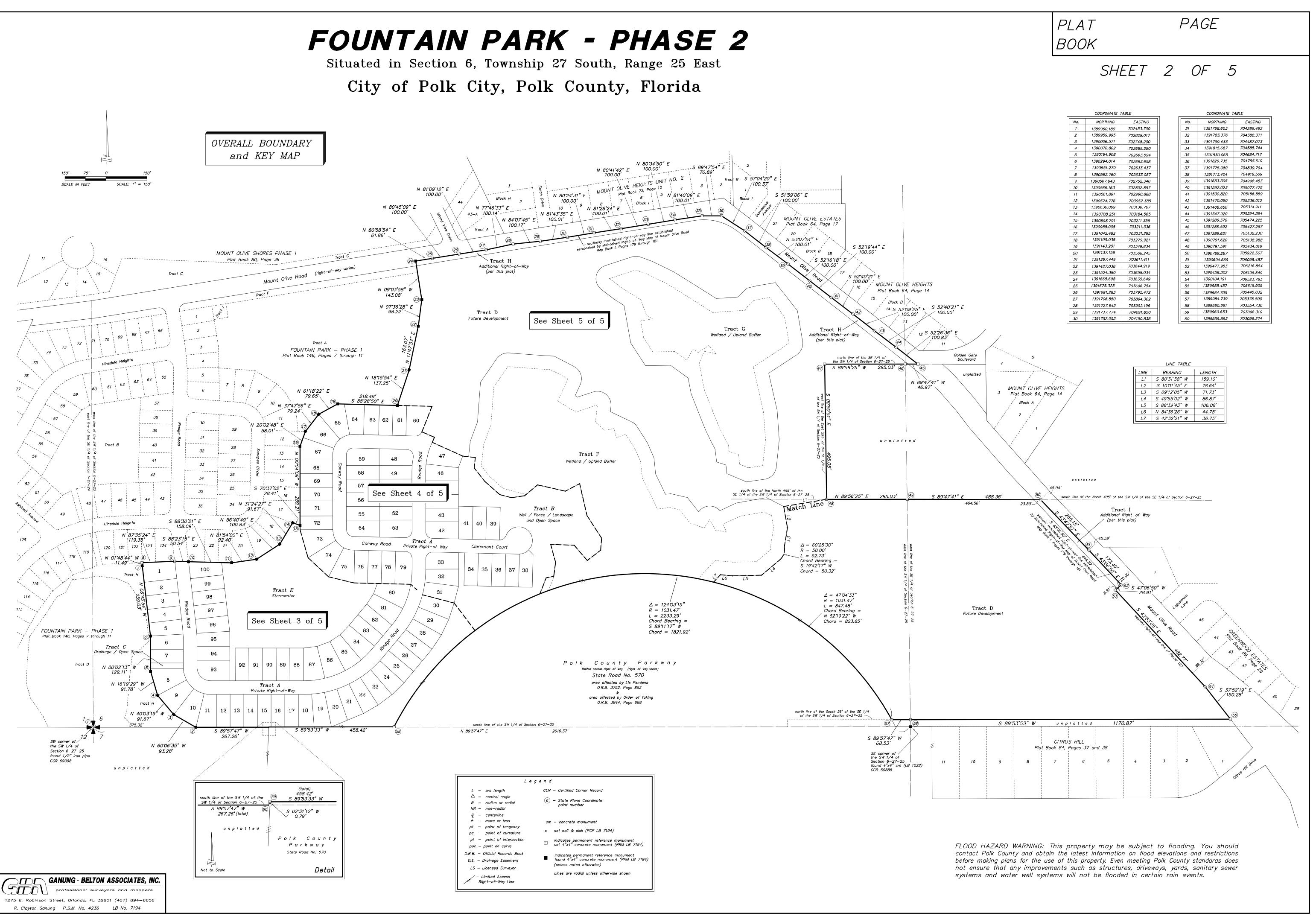
4.) Reserving to PULTE HOME COMPANY, LLC, and its successors and assigns, a perpetual non-exclusive easement for ingress and egress over all roads (rights-of-way) shown hereon.

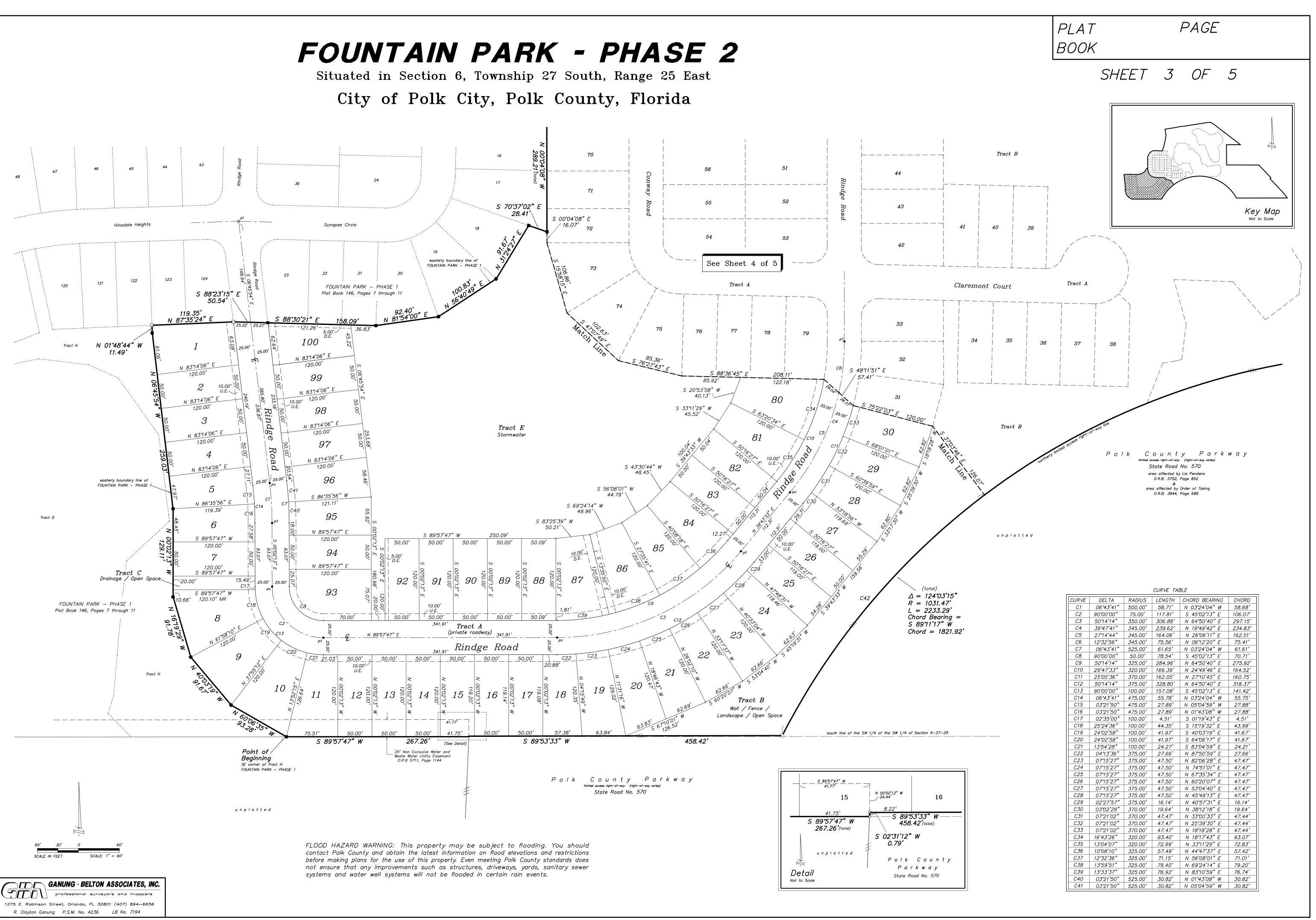
5.) PULTE HOME COMPANY, LLC dedicates a non-exclusive ingress and egress easement over Tract "A" (private rights-of-way) shown hereon, to the City of Polk City, its successors and assigns, and other applicable authorities for the benefit of pick-up and delivery services, law enforcement services, ambulance services and other authorities of law,

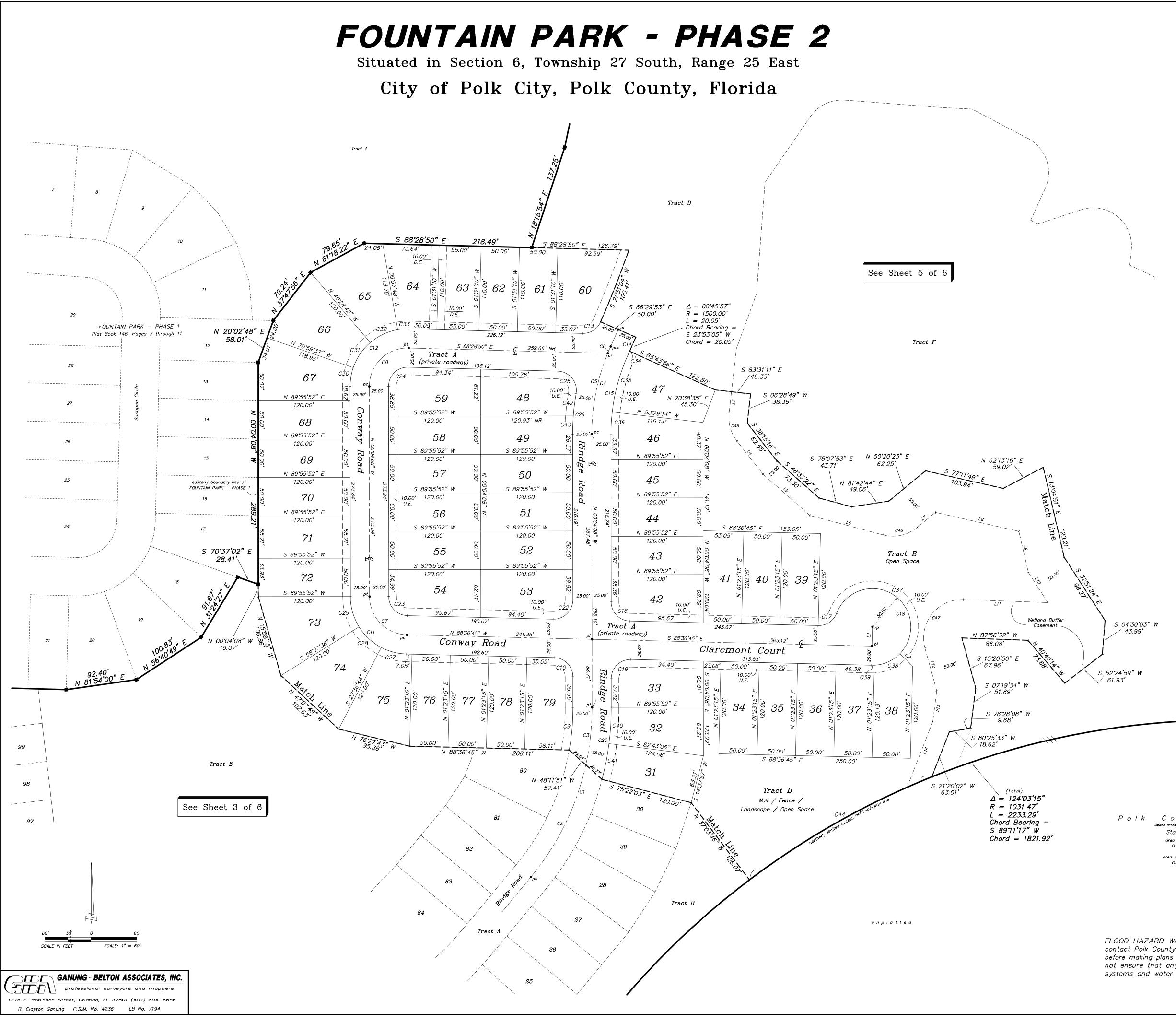
| | - | PULTE HOME COMPANY, LLC Michigan limited liability company |
|---|--------------------|--|
| Witness Signature | | mengan mintea habinty company |
| | Ву: | |
| Print Name | Name: | Doug Hoffman |
| Witness Signature | — Tit/e: | Vice-President of Land and Entitlement |
| Print Name | | |
| ACK | NOWLEDGME | NT |
| I HEREBY CERTIFY the foregoing in: , 2018, by | Doug Hoffman | owledged before me this day of ,Vice—President of Land |
| | any. He [is persor | ς, LLC, a Michigan limited liability nally known to me] [has produced |
| Notary Public, State of Florida | | |
| | | |
| Print Name ly commission expires: | Comr | nission No |
| y commission expires | Comm | |
| CITY OF POLK CITY CITY CLERK | | pproved by the City Clerk for the City A.D., 2018. |
| | | City Clerk |
| CITY ENGINEER | | Print Name |
| | = | pproved by the City of Polk City Engineer |
| | | Consulting City Engineer |
| | | Print Name |
| PLANNING DIVISION This plat of FOUNTAIN PARK — PH Division this day of | | pproved by the City of Polk City Planning)., 2018. |
| | | Chairman of the Planning Commission |
| | | Print Name |
| CITY OF POLK CITY This plat of FOUNTAIN PARK – PH Commission this day of | | pproved by the City of Polk City A.D., 2018. |
| | | Mayor |
| | | Print Name |
| | | |
| CITY SURVEYOR This plat has been reviewed and f of Chapter 177, Florida Statutes, | | ntially in compliance with the provisions king of maps and plats. |
| This plat has been reviewed and f | | |

Clerk of the Circuit Court

Print Name

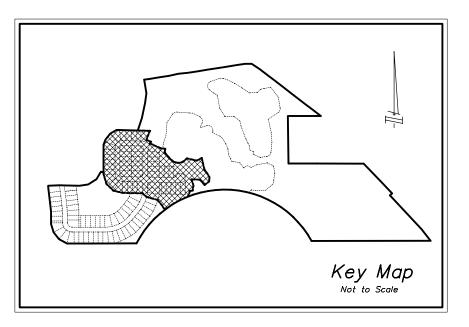






PAGE

SHEET 4 OF 5



| | | CUI | RVE TABLE | | |
|------------|-----------------------|--------------------|------------------|----------------------|-----------------|
| CURVE | DELTA | RADIUS | LENGTH | CHORD BEARING | CHORD |
| C1 | 39°47'40" | 345.00' | 239.62' | N 19°49'42" E | 234.83' |
| C2 | 27°14'44" | 345.00' | 164.06' | N 26°06'11" E | 162.51' |
| С3 | 12 ° 32'56" | 345.00' | 75.56 ' | N 06'12'20" E | 75.41' |
| C4 | 24°30'37" | 275.00' | 117.64' | S 12°11'11" W | 116.75' |
| C5 | 22°30'17" | 275.00' | 108.01' | S 11"11'01" W | 107.32' |
| C6 | 02'00'20" | 275.00' | 9.63' | S 23°26'19" W | 9.63' |
| C7 | 88*32'37" | 50.00' | 77.27' | S 44°20'27" E | 69.81' |
| C8 | 91 ° 35'18" | 50.00' | 79.93' | S 45°43'31" W | 71.68' |
| С9 | 10°00'08" | 320.00' | 55.86' | N 04°55'56" E | 55.79' |
| C10 | 88'32'37" | 25.00' | 38.63' | N 44°20'27" W | 34.90' |
| C11 | 88'32'37" | 75.00' | 115.90' | S 44°20'27" E | 104.71' |
| C12 | 91*35'18" | 75.00' | 119.89' | S 45°43'31" W | 107.53' |
| C13 | 68 ° 01'03" | 25.00' | 29.68' | N 57'30'39" E | 27.97' |
| C14 | 00*56'22" | 1500.00' | 24.60' | N 23'58'18" E | 24.60' |
| C15 | 24°30'37" | 250.00' | 106.95' | S 12°11'11" W | 106.13' |
| C16 | 88'32'37" | 25.00' | 38.63' | S 44°20'27" E | 34.90' |
| C17 | 70*31'44" | 25.00' | 30.77' | N 56°07'23" E | 28.87' |
| C18 | 250°31'44" | 50.00' | 218.63' | N 33°52'37" W | 81.65' |
| C19 | 91°27'23" | 25.00' | 39.91' | S 45'39'33" W | 35.80' |
| C20 | 14°42'05" | 370.00' | 94.94' | N 07'16'54" E | 94.68' |
| C22 | 91°27'23" | 25.00' | 39.91' | N 45°39'33" E | 35.80' |
| C23 | 88'32'37" | 25.00' | 38.63' | S 44°20'27" E | 34.90' |
| C24 | 91 ° 35'18" | 25.00' | 39.96' | S 45°43'31" W | 35.84' |
| C25 | 98 ° 31'29" | 25.00' | 42.99' | N 39°13'05" W | 37.89' |
| C26 | 10°06'47" | 300.00' | 52.95' | S 04'59'15" W | 52.88' |
| C27 | 26*13'29" | 75.00' | 34.33' | S 75°30'01" E | 34.03' |
| C28 | 30°30'54" | 75.00' | 39.94' | S 47°07'49" E | 39.47' |
| C29 | 31°48'14" | 75.00' | 41.63' | S 15°58'15" E | 41.10' |
| C30 | 19°04'31" | 75.00' | 24.97' | S 09°28'08" W | 24.85' |
| C31 | 30'30'54" | 75.00' | 39.94' | S 34"15'50" W | 39.47' |
| C32 | 30°30'54" | 75.00' | 39.94' | S 64'46'45" W | 39.47' |
| C33 | 11*28'59" | 75.00' | 15.03' | S 85°46'41" W | 15.01' |
| C34 | 00'10'25" | 1500.00' | 4.55' | N 24°21'17" E | 4.55' |
| C35 | 17 ° 55'43" | 250.00' | 78.23' | S 15°28'38" W | 77.91' |
| C36 | 06°34'54" | 250.00' 250.00' | 28.72' | S 03°13'19" W | 28.70' |
| C37 | 203°31'45" | 50.00' | 177.61' | N 57°22'36" W | 97.90' |
| C38 | 42'51'01" | 50.00' | 37.39' | N 65'48'47" E | 37.30 36.53' |
| C39 | 04°08'57" | 50.00' | 3.62' | N 8918'46" E | 3.62' |
| C40 | 07'21'02" | 370.00° | 47.47' | N 03°36'23" E | 47.44' |
| C40 | 07'21'02" | 370.00° | 47.47 | N 10°57'26" E | 47.44 |
| C47 C42 | 05°35'45" | 370.00° | 29.30° | S 07"14'46" W | 47.44 29.29' |
| C42 C43 | 03 33 43 04*31'02" | 300.00 | 29.30 23.65' | S 02"11'23" W | 29.29 23.65' |
| C43 C44 | 15°12'42" | 1031.47' | 23.85 273.85' | | 23.65 |
| | | | | | |
| C45 | 44°44'05" | 50.00' | 39.04' | S 15°53'14" E | 38.05' |
| C46 | 54'31'44" | 50.00' | 47.59' | <u>N 77°36'15" E</u> | 45.81' |
| C47 | 107°24'17" | 50.00' | 93.73' | S 38°21'19" W | 80.60' |

Polk County Parkway limited access right-of-way (right-of-way varies) State Road No. 570 area affected by Lis Pendens 0.R.B. 3752, Page 852 & area affected by Order of Taking O.R.B. 3844, Page 688

| BEARING | LENG |
|---------------|-------|
| S 01°23'15" W | 25.0 |
| S 45'36'44" E | 23.3 |
| S 06°28'49" W | 28.0 |
| S 38°15'16" E | 54.5. |
| S 48'33'22" E | 81.40 |
| | 007 |

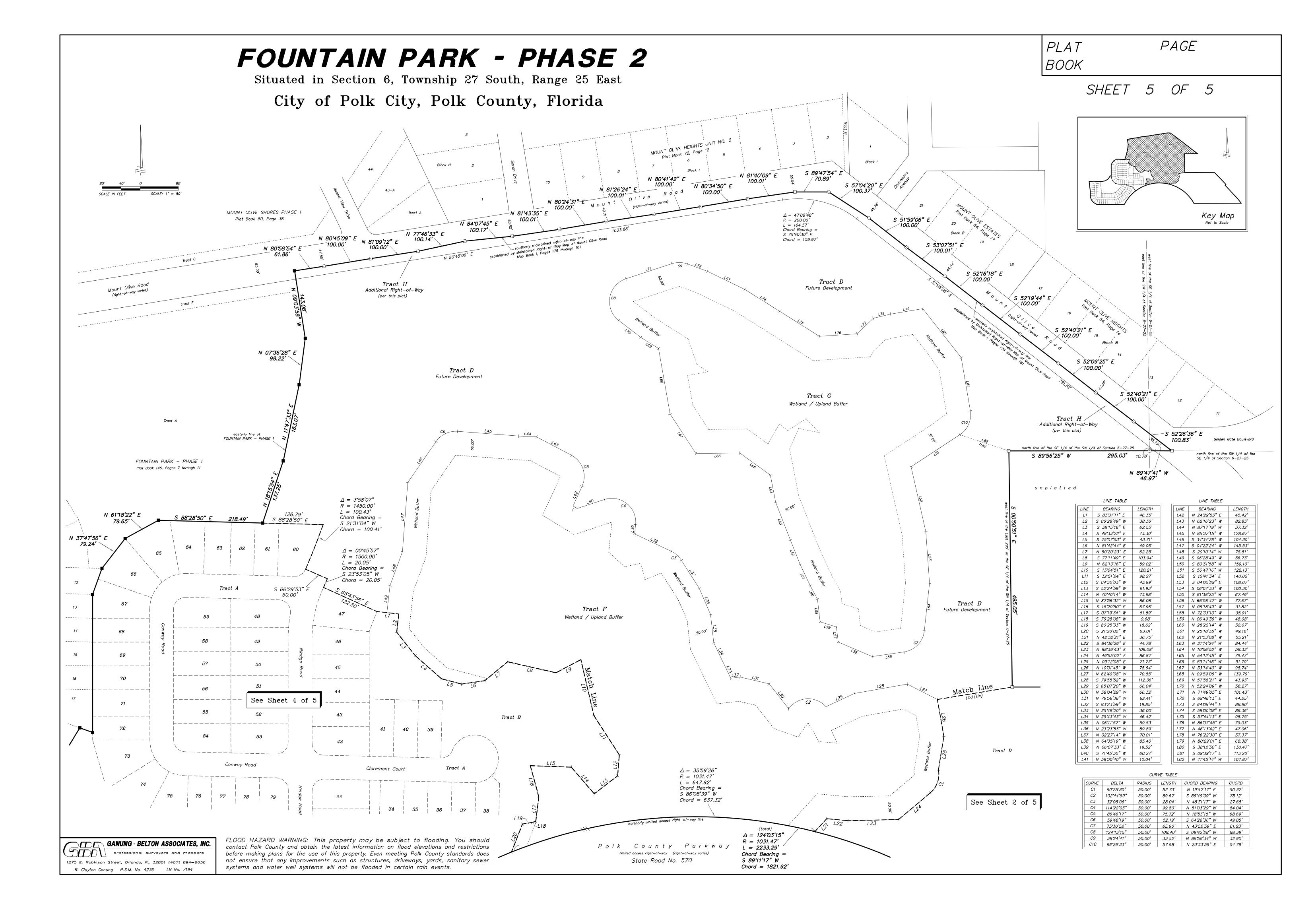
LINE TABLE

LINE

L4

L6 S 75°07'53" E 98.79' L7 N 50°20'23" E 30.60' L8 S 77'11'49" E 111.44' L9 S 13°04'51" E 54.94' L10 S 32°51'24" E 46.89' L11 N 87°56'32" W 110.25' L12 S 15°20'50" E 57.94' L13 S 07"19'34" W 40.18' L14 S 21°20'02" W 91.91'

FLOOD HAZARD WARNING: This property may be subject to flooding. You should contact Polk County and obtain the latest information on flood elevations and restrictions before making plans for the use of this property. Even meeting Polk County standards does not ensure that any improvements such as structures, driveways, yards, sanitary sewer systems and water well systems will not be flooded in certain rain events.



Legal Description

A portion of Section 6, Township 27 South, Range 25 East, City of Polk City, Polk County, Florida, being more particularly described as follows:

BEGIN at the southeast corner of Tract H, FOUNTAIN PARK – PHASE 1, according to the plat thereof, as recorded in Plat Book 146, Pages 7 through 11, Public Records of Polk County, Florida; thence northeasterly, along the easterly line of said plat of FOUNTAIN PARK – PHASE 1, the following courses and distances: run N 60°06'35" W, a distance of 93.28 feet; thence run N 40°03'19" W, a distance of 91.67 feet; thence run N 16°19'29" W, a distance of 91.78 feet; thence run N 00°02'13" W, a distance of 129.11 feet; thence run N 06°45'54" W, a distance of 259.03 feet; thence run N 01°48'44" W, a distance of 11.49 feet; thence run N 87°35'24" E, a distance of 119.35 feet; thence run S 88°23'15" E, a distance of 50.54 feet; thence run S 88°30'21" E, a distance of 158.09 feet; thence run N 81°54'00" E, a distance of 92.40 feet; thence run N 56°40'49" E, a distance of 100.83 feet; thence run N 31°24'27" E, a distance of 91.67 feet; thence run S 70°37'02" E, a distance of 28.41 feet; thence run N 00°04'08" W, a distance of 289.21 feet; thence run N 20°02'48" E, a distance of 58.01 feet; thence run N 37°47'56" E, a distance of 79.24 feet; thence run N 61°18'22" E. a distance of 79.65 feet: thence run S 88°28'50" E. a distance of 218.49 feet: thence run N 18°15'54" E. a distance of 137.25 feet: thence run N 11°47'33" E. a distance of 163.07 feet: thence run N 07°36'28" E, a distance of 98.22 feet; thence run N 09°03'58" W, a distance of 143.08 feet to a point on the southerly maintained right-of-way line of Mount Olive Road as recorded in Map Book I, Pages 179 through 181, Public Records of Polk County, Florida; thence along the southerly and westerly maintained right-of-way line of said Mount Olive Road the following courses and distances: run N 80°58'54" E, a distance of 61.86 feet; thence run N 80°45'09" E, a distance of 100.00 feet; thence run N 81°09'12" E, a distance of 100.00 feet; thence run N 77°46'33" E, a distance of 100.14 feet; thence run N 84°07'45" E, a distance of 100.17 feet; thence run N 81°43'35" E, a distance of 100.01 feet: thence run N 80°24'31" E. a distance of 100.00 feet: thence run N 81°26'24" E. a distance of 100.01 feet: thence run N 80°41'42" E. a distance of 100.00 feet: thence run N 80°34'50" E. a distance of 100.00 feet: thence run N 81°40'09" E. a distance of 100.01 feet: thence run S 89°47'54" E. a distance of 70.89 feet: thence run S 57°04'20" E. a distance of 100.37 feet: thence run S 51°59'06" E. a distance of 100.00 feet: thence run S 53°07'51" E. a distance of 100.01 feet: thence run S 52°16'18" E, a distance of 100.00 feet: thence run S 52°19'44" E, a distance of 100.00 feet: thence run S 52°40'21" E, a distance of 100.00 feet: thence run S 52°09'25" E, a distance of 100.00 feet; thence run S 52°40'21" E, a distance of 100.00 feet; thence run S 52°26'36" E, a distance of 100.83 feet to a point on the north line of the Southwest 1/4 of the Southeast 1/4 of said Section 6; thence run N 89°47'41" W. along the north line of the Southwest 1/4 of the Southeast 1/4 of said Section 6, a distance of 46.97 feet to a point on the north line of the Southeast 1/4 of the Southwest 1/4 of said Section 6; thence run S 89°56'25" W, along on the north line of the Southeast 1/4 of the Southwest 1/4 of said Section 6, a distance of 295.03 feet to a point on the west line of the East 295.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6; thence run S 00°50'51" E, along the west line of the East 295.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6, a distance of 495.05 feet to a point on the south line of the North 495.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6; thence run N 89°56'25" E, along the south line of the North 495.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6, a distance of 295.03 feet to a point on the south line of the North 495.00 feet of the Southwest 1/4 of the Southeast 1/4 of said Section 6; thence run S 89°47'41" E, along the south line of the North 495.00 feet of the Southwest 1/4 of the Southeast 1/4 of said Section 6, a distance of 488.36 feet to a point on the aforementioned westerly maintained right-of-way line of Mount Olive Road; thence along said westerly maintained right-of-way line the following courses and distances: run S 43°42'57" E, a distance of 255.15 feet; thence run S 43°06'50" E, a distance of 173.40 feet to a point on the northerly line of right-of-way taking Parcel 123, Section 16320-2436, State Road 400 (1-4); thence southeasterly, along the northerly and westerly lines of said Parcel 123, the following courses and distances: run S 47°06'50" W, a distance of 28.91 feet; thence run S 42°53'05" E, a distance of 482.77 feet; thence run S 37°52'19" E, a distance of 150.28 feet to a point on the north line of the South 26.00 feet of the Southwest 1/4 of the Southeast 1/4 of said Section 6; thence run S 89°53'53" W, along the north line of the South 26.00 feet of the Southwest 1/4 of the Southeast 1/4 of said Section 6, a distance of 1,170.87 feet to a point on the north line of the South 26.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6; thence run S 89°57'47" W, along the north line of the South 26.00 feet of the Southeast 1/4 of the Southwest 1/4 of said Section 6, a distance of 68.53 feet to a point on the northerly limited access right-of-way line of the Polk County Parkway (State Road No. 570); said point being a point on a non-tangent curve, concave southerly, having a radius of 1,031.47 feet; thence westerly, along said northerly limited access right-of-way line, the following three (3) courses and distances: on a chord bearing of S 89"11'17" W and a chord distance of 1,821.92 feet, run westerly, along the arc of said curve, a distance of 2,233.29 feet, through a central angle of 124°03'15" to a point; thence run S 89°53'33" W, a distance of 458.42 feet; thence run S 02°31'12" W, a distance of 0.79 feet to a point on the south line of the Southwest 1/4 of the Southwest 1/4 of said Section 6; thence run S 89°57'47" W, along the south line of the Southwest 1/4 of said Section 6, a distance of 267.26 feet to the POINT OF BEGINNING.

Containing 85.74 acres, more or less.

Surveyor's Notes:

1. Bearings are based on an assumed bearing of N 89?57'47" E along the south line of the Southwest 1/4 of Section 6, Township 27 South, Range 25 East.

2. All lot lines are radial unless otherwise noted as NR (non-radial).

survey and no responsibility is taken for the accuracy of said map.

FLOOD HAZARD WARNING: This property may be subject to flooding. You should contact Polk County and obtain the latest information on flood elevations and restrictions before making plans for the use of this property. Even meeting Polk County standards does not ensure that any improvements such as structures, driveways, yards, sanitary sewer systems and water well systems will not be flooded in certain rain events.

Tracts "A" (Private Right-of-Way) Tract "B" (Wall / Fence / Landscape / Open Space) Tract "C" (Drainage / Open Space)

Tract "E" (Stormwater) Tracts "F" and "G" (Wetland / Upland Buffer)

Drainage Easements

City and all other applicable jurisdictional agencies.

easement swales.

8. Utilization of lands within this plat are further limited and restricted by the provisions of the Master Declaration of Covenants, Conditions and Restrictions for Fountain Park, Florida, as it may be amended from time to time ("Master Declaration").

9. Maintenance of design function of the storm water management system and maintenance of vegetation growth in the drainage easements and rights—of—way is the responsibility of Fountain Park Homeowners' Association, Inc., a Florida not-for-profit corporation ("Association") and shall not be maintained by public funds. The Association shall maintain and operate the storm water management system within the lands described in this plat in accordance with the permit issued by the Southwest Florida Management District

10. Lands in the vicinity of the drainage easements and retention areas may be subject to standing water when conditions decrease the rate of percolation and drainage run-off.

11. Except as otherwise shown on this plat, there shall be a non-exclusive 12.00 foot wide drainage and utility easement area along all front lot lines and adjacent to all rights-of-way and a non-exclusive 5.00 foot wide utility easement area along each side and rear lot line. The platted utility easements shown hereon are easements in favor of utilities providers for the purpose of constructing, operating, maintaining, repairing and replacing their respective facilities servicing the lands encompassed by this plat.

12. All platted utility easements shall also be easements for the construction, installation, maintenance and operation of cable television services; provided however, no such construction, installation, maintenance and operation of cable television services shall interfere with the facilities and services of an electric, television, gas or other public utility. In the event a cable television company damages the facilities of a public utility, it shall be solely responsible for the damages pursuant to Section 177.091(28), Florida Statutes.

14. Coordinate basis is the West Zone of the Florida State Plane Coordinate System, NAD83 (1999) and are based on Horizontal Control Points.

NOTICE:

THIS PLAT. AS RECORDED IN ITS GRAPHIC FORM. IS THE OFFIC THE SUBDIVIDED LANDS DESCRIBED HEREIN AND WILL IN NO BE SUPPLANTED IN AUTHORITY BY ANY OTHER GRAPHIC OF THE PLAT. THERE MAY BE ADDITIONAL RESTRICT. NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE OF THIS COUNTY.

| | 1st Street | Polk City |
|--|----------------------|-------------------------------------|
| State Road No. 33 | SITE | Berkley Road County Road No. 655 |
| | | Con |
| Interstate 4 State Road No. 400 State Road No. 400 No. 400 No. 400 No. 400 No. 400 No. 400 No. 400 | Pointy Parkway Not t | Y MAP |
| 5 | 러우 Not t | o Scale |
| GANUNG - BE | LTON ASSOCIAT | ES, INC. |
| | surveyors and m | appers |
| 1275 E. Robinson Street, Orlando, I | FL 32801 (407) 89 | 4-6656 |
| R. Clayton Ganung P.S.M. 4236 | LB 7194 | |

GBA Job No. 0408

FOUNTAIN PARK - PHASE 2

Situated in Section 6, Township 27 South, Range 25 East City of Polk City, Polk County, Florida

PRELIMINARY PLAT

3. Based on scaling of the Flood Insurance Rate map, the lands described hereon fall within Flood Zones "AE" and "X" per F.I.R.M. Map Panel No. 12105C0190G, dated December 22, 2016. The Flood Insurance Rate Map is not a

4. The following tracts andd easements are hereby dedicated to and shall be maintained by the Fountain Park Homeowners Association.

5. Development rights to and a drainage easement over all of Tracts "F" and "G" are dedicated to Polk City, Florida. No construction, clearing, grading or alterations to Tracts "F" and "G" are permitted without prior approval of Polk

6. The Association, (as defined above and in the Dedication hereon), shall be responsible for the maintenance, including maintenance of vegetation growth, in the rights—of—way, drainage swales, drainage easements and drainage

7. Tract "D" is a Future Development Tract and shall be owned and maintained by PULTE HOME COMPANY, LLC, its successors and /or assigns.

13. The owner has bonded the setting of the individual lot corners pursuant to existing platting requirements. No individual lot corners were set prior to the recording of this plat.

| | | CERTIFICATE OF SURVEYOR plat is a true and correct representation of the lands as surveyed | | CLERK OF THE CIRCUIT COURT |
|--|------|--|------------------|--|
| CIAL DEPICTION OF | | ection and supervision and that the survey data complies with all of oter 177, Florida Statutes and that permanent reference monuments | STATE OF FLORIDA | COUNTY OF POLK |
| O CIRCUMSTANCES OR DIGITAL FORM ONS THAT ARE PUBLIC RECORDS | | oints have been set in accordance with the requirements of said | | erk of the Circuit Court of Polk County, Florida, epted for recording this day of |
| | Date | R. CLAYTON GANUNG, P.L.S. FLORIDA REGISTRATION NUMBER 4236 GANUNG-BELTON ASSOCIATES, INC. FLORIDA REGISTRATION NUMBER LB 7194 | | Clerk of the |

| SHEET | 1 | OF | 5 | |
|-------|---|----|---|--|
| | | | | |

Clerk of the Circuit Court

PAGE

PLAT

BOOK

FOUNTAIN PARK - PHASE 2 **DEDICATION**

STATE OF FLORIDA COUNTY OF POLK

KNOW ALL MEN BY THESE PRESENTS that PULTE HOME COMPANY, LLC, a Michigan limited liability company, the owner of the hereon described lands, does hereby dedicate the following forever:

1.) To Fountain Park Homeowners Association, Inc., a Florida not-for-profit corporation ("Association"), Tract "A" (private rights-of-way), Tract "B", Tract "C", Tract "E", Tract "F" and "G" as indicated hereon (which are together contemplated and/or defined as the "Common Areas" in the Declaration), and the drainage easements shown hereon for the purposes stated herein.

2.) Tracts "H" and "I" (additional right-of-way) are dedicated to the perpetual use of the public.

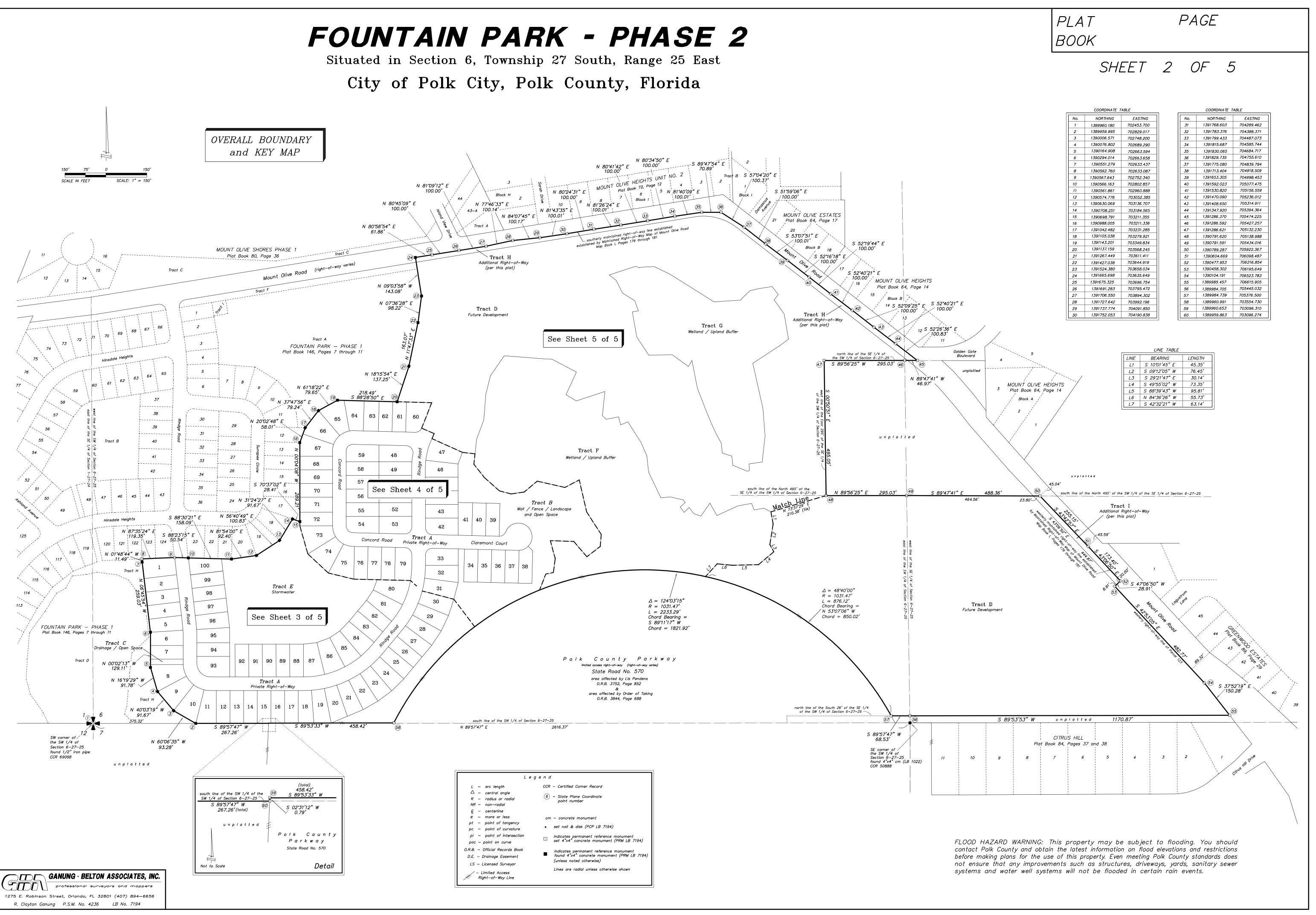
3.) To the City of Polk City, Florida, its successors and assigns, the public utility easements shown hereon for the purpose of providing water and sewer utilities and a perpetual non-exclusive easement for ingress and egress over all roads (rights-of-way) shown hereon for the purposes of maintenance of such water and sewer utilities.

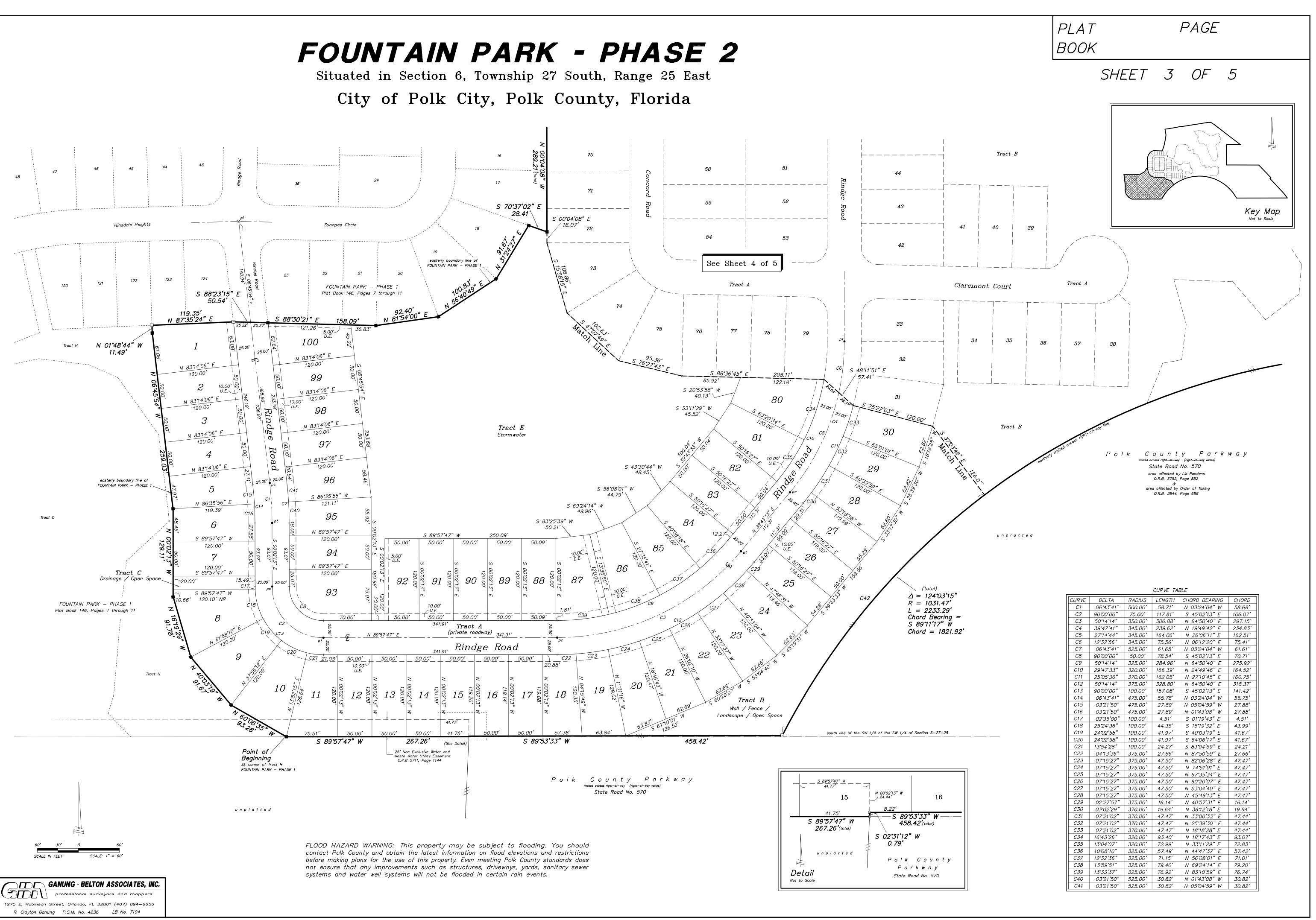
4.) Reserving to PULTE HOME COMPANY, LLC, and its successors and assigns, a perpetual non-exclusive easement for ingress and egress over all roads (rights-of-way) shown hereon.

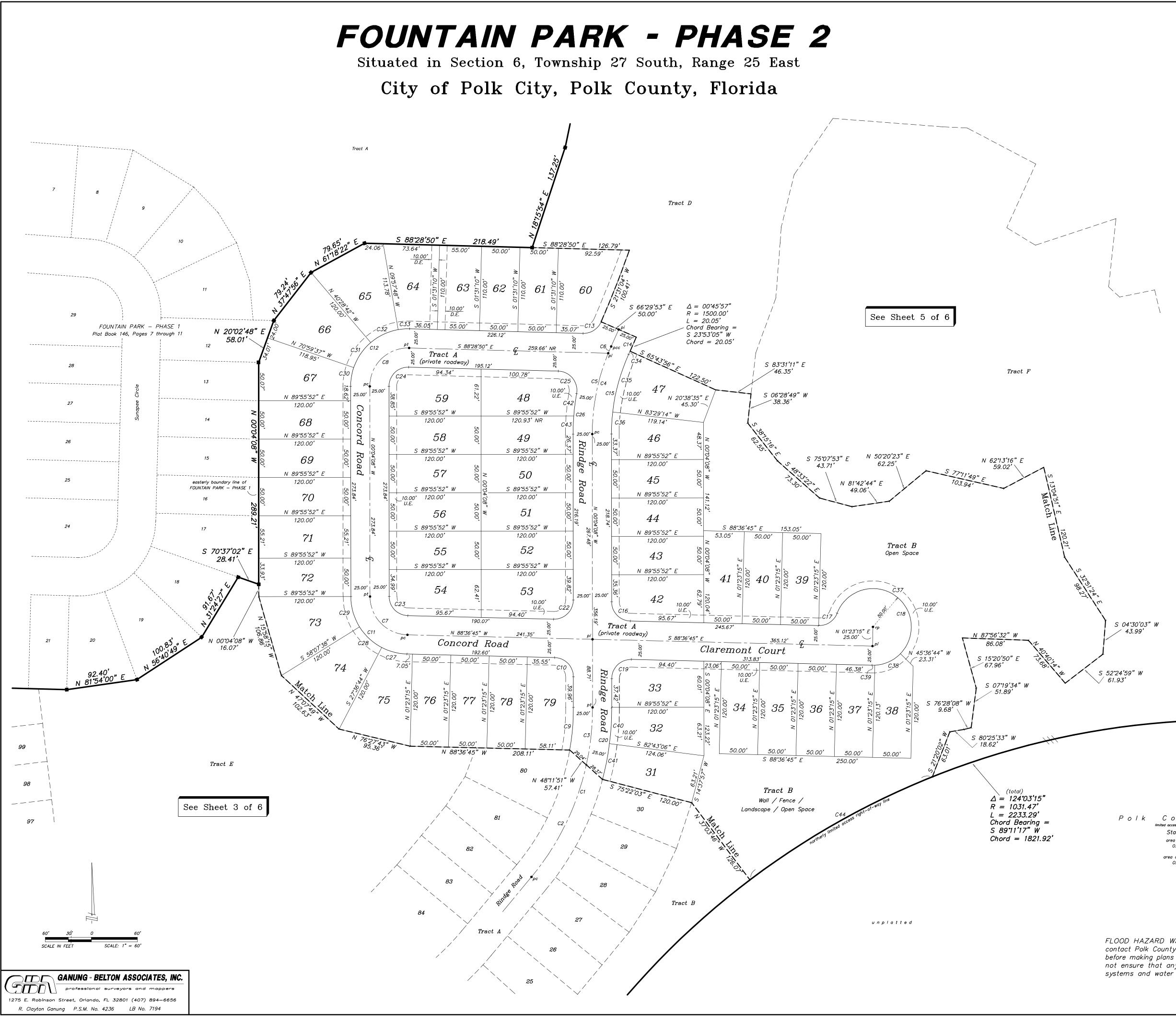
5.) PULTE HOME COMPANY, LLC dedicates a non-exclusive ingress and egress easement over Tract "A" (private rights-of-way) shown hereon, to the City of Polk City, its successors and assigns, and other applicable authorities for the benefit of pick-up and delivery services, law enforcement services, ambulance services and other authorities of law,

| | - | IE COMPANY, LLC imited liability company |
|--|---|---|
| | a mionigan i | |
| | Ву: | |
| Print Name | Name: Doug | Hoffman |
| Witness Signature | | esident of Land Entitlement |
| Print Name | | |
| ACK | OWLEDGMENT | |
| STATE OF FLORIDA COU | ITY OF POLK | |
| I HEREBY CERTIFY the foregoing insi , 2018, by | ument was acknowledged bet Doug Hoffman ,Vice=-I | |
| and Entitlement of PULTE | | |
| company on behalf of the compa | | to me] [has produced |
| | utionj. | |
| Notary Public, State of Florida | | |
| Print Name | | |
| My commission expires: | Commission No. | |
| AP | PROVALS | |
| STATE OF FLORIDA COUNTY CITY OF POLK CITY CITY CLERK | OF POLK | |
| This plat of FOUNTAIN PARK – PHA of Polk City this day of _ | | |
| | City Clerk | |
| CITY ENGINEER | Print Nar | ne |
| This plat of FOUNTAIN PARK – PHA this day of | | the City of Polk City Engineer |
| | Consultin | g City Engineer |
| | Print Nan | |
| PLANNING DIVISION This plat of FOUNTAIN PARK – PHA | | |
| Division this day of | | |
| | Chairman | of the Planning Commission |
| | Print Nan | ne |
| CITY OF POLK CITY This plat of FOUNTAIN PARK – PHA Commission this day of _ | | |
| | Mayor | |
| | Print Nan | |
| | 1 1111 1 1011 | 1e |
| CITY SURVEYOR | | 16 |
| CITY SURVEYOR This plat has been reviewed and fo of Chapter 177, Florida Statutes, r | nd to be substantially in co | ompliance with the provisions |

Print Name



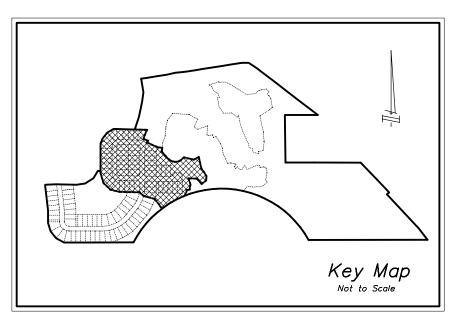




| PLAT | |
|------|--|
| BOOK | |

PAGE

SHEET 4 OF 5



| | | CUł | RVE TABLE | | |
|-------|--------------------|----------|----------------|---------------|---------|
| CURVE | DELTA | RADIUS | LENGTH | CHORD BEARING | CHORD |
| C1 | 39°47'40" | 345.00' | 239.62' | N 19°49'42" E | 234.83' |
| C2 | 27°14'44" | 345.00' | 164.06' | N 26°06'11" E | 162.51' |
| С3 | 12 ° 32'56" | 345.00' | 75.56 ' | N 06'12'20" E | 75.41' |
| C4 | 24°30'37" | 275.00' | 117.64' | S 12"11'11" W | 116.75' |
| C5 | 22°30'17" | 275.00' | 108.01' | S 11"11'01" W | 107.32' |
| C6 | 02 ° 00'20" | 275.00' | 9.63' | S 23°26'19" W | 9.63' |
| C7 | 88 : 32'37" | 50.00' | 77.27' | S 44°20'27" E | 69.81' |
| C8 | 91 ° 35'18" | 50.00' | 79.93 ' | S 45°43'31" W | 71.68' |
| C9 | 10°00'08" | 320.00' | 55.86' | N 04°55'56" E | 55.79' |
| C10 | 88 : 32'37" | 25.00' | 38.63' | N 44°20'27" W | 34.90' |
| C11 | 88 : 32'37" | 75.00' | 115.90' | S 44°20'27" E | 104.71' |
| C12 | 91 * 35'18" | 75.00' | 119.89' | S 45°43'31" W | 107.53' |
| C13 | 68°01'03" | 25.00' | 29.68' | N 57°30'39" E | 27.97' |
| C14 | 00 ° 56'22" | 1500.00' | 24.60' | N 23*58'18" E | 24.60' |
| C15 | 24°30'37" | 250.00' | 106.95' | S 12"11'11" W | 106.13' |
| C16 | 88'32'37" | 25.00° | 38.63' | S 44°20'27" E | 34.90' |
| C17 | 70 ° 31'44" | 25.00' | 30.77' | N 56°07'23" E | 28.87' |
| C18 | 250°31'44" | 50.00' | 218.63' | N 33°52'37" W | 81.65' |
| C19 | 91°27'23" | 25.00' | 39.91' | S 45'39'33" W | 35.80' |
| C20 | 14 ° 42'05" | 370.00' | 94.94' | N 07'16'54" E | 94.68' |
| C22 | 91°27'23" | 25.00' | 39.91' | N 45°39'33" E | 35.80' |
| C23 | 88°32'37" | 25.00' | 38.63' | S 44°20'27" E | 34.90' |
| C24 | 91*35'18" | 25.00' | 39.96' | S 45°43'31" W | 35.84' |
| C25 | 98 ' 31'29" | 25.00' | 42.99' | N 39°13'05" W | 37.89' |
| C26 | 10°06'47" | 300.00' | 52.95' | S 04°59'15" W | 52.88' |
| C27 | 26*13'29" | 75.00' | 34.33' | S 75°30'01" E | 34.03' |
| C28 | 30°30'54" | 75.00' | 39.94' | S 47°07'49" E | 39.47' |
| C29 | <i>31°48'14"</i> | 75.00' | 41.63' | S 15°58'15" E | 41.10' |
| C30 | 19°04'31" | 75.00' | 24.97' | S 09°28'08" W | 24.85' |
| C31 | 30 ° 30'54" | 75.00' | 39.94' | S 3415'50" W | 39.47' |
| C32 | 30 ° 30'54" | 75.00' | 39.94' | S 64°46'45" W | 39.47' |
| C33 | 11 ° 28'59" | 75.00' | 15.03' | S 85°46'41" W | 15.01' |
| C34 | 00°10'25" | 1500.00' | 4.55' | N 24°21'17" E | 4.55' |
| C35 | 17 ° 55'43" | 250.00' | 78.23' | S 15°28'38" W | 77.91' |
| C36 | 06°34'54" | 250.00' | 28.72' | S 03°13'19" W | 28.70' |
| C37 | 203°31'45" | 50.00' | 177.61' | N 57°22'36" W | 97.90' |
| C38 | 42 ' 51'01" | 50.00' | 37.39' | N 65°48'47" E | 36.53' |
| C39 | 04°08'57" | 50.00' | 3.62' | N 89°18'46" E | 3.62' |
| C40 | 07 ° 21′02″ | 370.00' | 47.47' | N 03°36'23" E | 47.44' |
| C41 | 07 ° 21′02″ | 370.00' | 47.47' | N 10°57'26" E | 47.44' |
| C42 | 05°35'45" | 300.00' | 29.30 ' | S 07"14'46" W | 29.29' |
| C43 | 04°31'02" | 300.00' | 23.65' | S 02"11'23" W | 23.65' |
| C44 | 15°12'42" | 1031.47' | 273.85' | S 60°32'35" W | 273.04' |

Polk County Parkway limited access right-of-way (right-of-way varies) State Road No. 570 area affected by Lis Pendens 0.R.B. 3752, Page 852 & area affected by Order of Taking O.R.B. 3844, Page 688

FLOOD HAZARD WARNING: This property may be subject to flooding. You should contact Polk County and obtain the latest information on flood elevations and restrictions before making plans for the use of this property. Even meeting Polk County standards does not ensure that any improvements such as structures, driveways, yards, sanitary sewer systems and water well systems will not be flooded in certain rain events.

