

Blackburn Creek Community Development District

3501 Quadrangle Boulevard, Suite 270, Orlando, FL 32817

Phone 407-723-5900; Fax 407-723-5901

www.blackburncreekcdd.com

The meeting of the Board of Supervisors for the **Blackburn Creek Community Development District** will be held **Tuesday, April 9, 2024, at 11:00 a.m.** located at **6853 Energy Ct, Lakewood Ranch, FL 34240.** **The following is the proposed agenda for this meeting.**

Call in number: 1-844-621-3956

Passcode: 2538 286 6774 #

BOARD OF SUPERVISORS' MEETING AGENDA

Organizational Matters

- Call to Order
- Roll Call
- Public Comment Period *[for any members of the public desiring to speak on any proposition before the Board]*

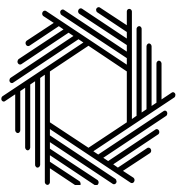
General Business Matters

1. Consideration of the Minutes of the March 12, 2024, Board of Supervisors' Meeting
2. District Engineer Project Update
 - a. Preventative Maintenance Plan
 - b. SWFLWMD Reminder of Notice of Inspection Report Coming Due, Permit 43024192.005
3. Discussion Regarding HOA Turnover
4. Ratification of Payment Authorization No. 214
5. Review of District Financial Statements *(provided under separate cover)*

Other Business

- Staff Reports
 - District Counsel
 - District Engineer
 - District Manager
 - District Accountant
- Audience Comments
- Supervisors Requests

Adjournment



pfm

**BLACKBURN CREEK COMMUNITY
DEVELOPMENT DISTRICT**

Minutes of the March 12, 2024,
Board of Supervisors Meeting

MINUTES OF MEETING

**BLACKBURN CREEK COMMUNITY DEVELOPMENT DISTRICT
BOARD OF SUPERVISORS MEETING MINUTES**

Tuesday, March 12, 2024, at 11:00 a.m.

6853 Energy Ct., Lakewood Ranch, FL 34240

Board Members Present via Speaker or in Person:

| | | |
|---------------|---------------------|-------------|
| Kevin Johnson | Chairperson | |
| David Trast | Vice Chairperson | (via phone) |
| Kirk Fegley | Assistant Secretary | |
| Phil Davis | Assistant Secretary | |
| James Sverapa | Assistant Secretary | |

Also Present via Speaker or in Person:

| | | |
|-----------------|--|-------------|
| Venessa Ripoll | District Manager- PFM Group Consulting LLC | |
| Vivian Carvalho | District Manager- PFM Group Consulting LLC | (via phone) |
| Jorge Jimenez | ADM- PFM Group Consulting LLC | (via phone) |
| Rick Montejano | Accountant - PFM Group Consulting LLC | (via phone) |
| David Jackson | District Counsel | |
| Robert Dvorak | District Engineer | |

Audience Member

FIRST ORDER OF BUSINESS

Organizational Matters

Call to Order and Roll Call

The Board of Supervisors' Meeting for the Blackburn Creek CDD was called to order at 11:00 a.m. by Ms. Ripoll and she proceeded with roll call and confirmed quorum to proceed with the meeting. Those in attendance are outlined above either in person or via speaker phone.

Public Comment Period

There were no public comments.

Ms. Ripoll asked for a motion to allow Mr. Trast to vote via phone.

ON MOTION by Mr. Sverapa seconded by Mr. Davis, with all in favor, the Board approved for Mr. Trast to vote via phone.

SECOND ORDER OF BUSINESS

General Business Matters

Consideration of the Minutes of the February 13, 2024, Board of Supervisors' Meeting

The Board reviewed the minutes.

ON MOTION by Mr. Johnson seconded by Mr. Davis, with all in favor, the Board approved the Minutes of the February 13, 2024, Board of Supervisors' Meeting.

**District Engineer Project Update
a. Preventative Maintenance Plan**

Mr. Dvorak stated that he had looked into Southwest Florida Water Management's database and saw the District had 3 permits that cover the entire development and are all under the Grand Palm Master Association. He noted that one of the permits is due for a re-certification. He also recommended that all of their permits be put on the same cycle. Ms. Ripoll will send the HOA Documents to Mr. Trast and Mr. Dvorak. Mr. Dvorak mentioned that they had gone through all of the drainage structures and are recommending that the debris and vegetation be removed in Phase 1. The Board discussed the transfer of documents from the previous engineer.

Discussion Regarding HOA Turnover

Mr. Johnson stated that the HOA had appointed 3 new Board members on March 6, 2024.

Ratification of Payment Authorization 213

Ms. Ripoll requested a motion to ratify payment authorization 213.

ON MOTION by Mr. Davis seconded by Mr. Fegley, with all in favor, the Board ratified Payment Authorization 213.

Review of District Financial Statements

The Board reviewed the Financial Statements as of February 29, 2024.

ON MOTION by Mr. Johnson seconded by Mr. Sverapa, with all in favor, the Board approved the District Financial Statements.

THIRD ORDER OF BUSINESS

Staff Reports

District Counsel – No report.

District Engineer – No report.

District Manager – Ms. Ripoll noted the next meeting is scheduled for April 9, 2024, at 11:00 a.m.

FOURTH ORDER OF BUSINESS

Audience Comments and Supervisor Requests

There were no comments at this time.

FIFTH ORDER OF BUSINESS

Adjournment

There was no additional business to discuss. Ms. Ripoll requested a motion to adjourn.

ON MOTION by Mr. Fegley, seconded by Mr. Trast, with all in favor, the March 12, 2024, the Meeting of the Board of Supervisors of the Blackburn Creek Community Development District was adjourned at 11:35 a.m.

Secretary/Assistant Secretary

Chairperson/Vice Chairperson

**BLACKBURN CREEK COMMUNITY
DEVELOPMENT DISTRICT**

District Engineer Project Update



Southwest Florida Water Management District

2379 Broad Street, Brooksville, Florida 34604-6899
(352) 796-7211 or 1-800-423-1476 (FL only)
SUNCOM 628-4150 TDD only 1-800-231-6103 (FL only)
On the Internet at: WaterMatters.org

An Equal
Opportunity
Employer

Bartow Service Office
170 Century Boulevard
Bartow, Florida 33830-7700
(863) 534-1448 or
1-800-492-7862 (FL only)

Sarasota Service Office
6750 Fruitville Road
Sarasota, Florida 34240-9711
(941) 377-3722 or
1-800-320-3503 (FL only)

Tampa Service Office
7601 Highway 301 North
Tampa, Florida 33637-6759
(813) 985-7481 or
1-800-836-0797 (FL only)

October 10, 2013

Resource Conservation of Sarasota, LLC
Attn: James R. Schier
5800 Lakewood Ranch Boulevard
Lakewood Ranch, FL 34240

Subject: **Notice of Intended Agency Action**
ERP Individual Construction Modification
Project Name: Grand Palm - Phase 1A
App ID/Permit No: 682471 / 43024192.005
County: SARASOTA
Sec/Twp/Rge: S19/T39S/R20E

Dear Permittee(s):

Your Environmental Resource Permit has been approved contingent upon no objection to the District's action being received by the District within the time frames described in the enclosed Notice of Rights.

Approved construction plans are part of the permit, and construction must be in accordance with these plans. These drawings are available for viewing or downloading through the District's Application and Permit Search Tools located at www.WaterMatters.org/permits.

The District's action in this matter only becomes closed to future legal challenges from members of the public if such persons have been properly notified of the District's action and no person objects to the District's action within the prescribed period of time following the notification. The District does not publish notices of intended agency action. If you wish to limit the time within which a person who does not receive actual written notice from the District may request an administrative hearing regarding this action, you are strongly encouraged to publish, at your own expense, a notice of intended agency action in the legal advertisement section of a newspaper of general circulation in the county or counties where the activity will occur. Publishing notice of intended agency action will close the window for filing a petition for hearing. Legal requirements and instructions for publishing notice of intended agency action, as well as a noticing form that can be used is available from the District's website at www.WaterMatters.org/permits/noticing. If you publish notice of intended agency action, a copy of the affidavit of publishing provided by the newspaper should be sent to the District's Tampa Service Office, for retention in the File of Record for this agency action.

If you have questions, please contact Steven Lopes, at the Tampa Service Office, extension 6506. For assistance with environmental concerns, please contact Chaz Collins, extension 2092.

Sincerely,

Michelle K. Hopkins, P.E.
Bureau Chief
Environmental Resource Permit Bureau
Regulation Division

Enclosures: Approved Permit w/Conditions Attached
 [Statement of Completion](#)
 Notice of Authorization to Commence Construction
 Notice of Rights
cc: Thomas M. Stovall, P.E., Kimley-Horn and Associates, Inc.

**SOUTHWEST FLORIDA WATER MANAGEMENT DISTRICT
ENVIRONMENTAL RESOURCE
INDIVIDUAL CONSTRUCTION MODIFICATION
PERMIT NO. 43024192.005**

EXPIRATION DATE: **October 10, 2018**

PERMIT ISSUE DATE: **October 10, 2013**

This permit is issued under the provisions of Chapter 373, Florida Statutes, (F.S.), and the Rules contained in Chapters 40D-4 and 40D-40, Florida Administrative Code, (F.A.C.). The permit authorizes the Permittee to proceed with the construction of a surface water management system in accordance with the information outlined herein and shown by the application, approved drawings, plans, specifications, and other documents, attached hereto and kept on file at the Southwest Florida Water Management District (District). Unless otherwise stated by permit specific condition, permit issuance constitutes certification of compliance with state water quality standards under Section 401 of the Clean Water Act, 33 U.S.C. 1341. All construction, operation and maintenance of the surface water management system authorized by this permit shall occur in compliance with Florida Statutes and Administrative Code and the conditions of this permit.

PROJECT NAME: Grand Palm - Phase 1A
GRANTED TO: Resource Conservation of Sarasota, LLC
 Attn: James R. Schier
 5800 Lakewood Ranch Boulevard
 Lakewood Ranch, FL 34240

OTHER PERMITTEES: N/A

ABSTRACT: This permit authorizes modifications to Environmental Resource Permit (ERP) No. 43024192.002 entitled Blackburn Creek - Phase 1A and Mass Grading issued on October 3, 2011. The modifications approved in this permit are as follows:

1. Phase 1A construction is identified separately from the remainder of the project, and includes 259 single-family lots and wet detention Pond Nos. 1, 5, 6, 8 and 10.
2. The project design and site configuration is modified as shown on the construction plans.

Information regarding the surface water management system, 100-year floodplain, wetlands and/or surface waters is stated below and on the permitted construction drawings for the project.

OP. & MAIN. ENTITY: Grand Palm Master Association, Inc.
OTHER OP. & MAIN. ENTITY: N/A
COUNTY: SARASOTA
SEC/TWP/RGE: S19/T39S/R20E
**TOTAL ACRES OWNED
OR UNDER CONTROL:** 1179.70
PROJECT SIZE: 182.20 Acres
LAND USE: Residential
DATE APPLICATION FILED: June 05, 2013
AMENDED DATE: N/A

I. Water Quantity/Quality

| POND No. | Area Acres @ Top of Bank | Treatment Type |
|----------|--------------------------|------------------------|
| 1 | 1.85 | MAN-MADE WET DETENTION |
| 5 | 2.90 | NO TREATMENT SPECIFIED |
| 6 | 2.54 | MAN-MADE WET DETENTION |
| 8 | 1.77 | NO TREATMENT SPECIFIED |
| 10 | 19.28 | MAN-MADE WET DETENTION |
| | Total: 28.34 | |

Water Quantity/Quality Comments:

Ponds 5 and 8 provide attenuation/conveyance only. Conservation Areas/Vegetated Buffers are provided for water quality treatment for lots with rear yards that drain overland to adjacent wetlands.

An Incidental Site Activities Permit (ERP No. 44024192.002J) was issued for the project on August 31, 2011 authorizing limited land clearing, limited excavation, and installation of erosion and sediment control facilities in upland areas of the project.

A mixing zone is not required.

A variance is not required.

II. 100-Year Floodplain

| Encroachment (Acre-Feet of fill) | Compensation (Acre-Feet of excavation) | Compensation Type | Encroachment Result* (feet) |
|----------------------------------|--|-------------------|-----------------------------|
| 23.40 | 0.00 | Storage Modeling | 0.12 |

Floodplain Comments:

The draft Lower Myakka River Watershed model was updated with site specific information to establish the 100 year floodplain on the site. Consistent with Basis of Review Subsection 4.4, the model demonstrates that the net encroachment of 23.4 acre-feet into the 100-year floodplain for the project will result in no adverse water quantity impacts.

*Depth of change in flood stage (level) over existing receiving water stage resulting from floodplain encroachment caused by a project that claims Minimal Impact type of compensation.

III. Environmental Considerations

Wetland/Other Surface Water Information

Wetland/Other Surface Water Comments:

The project area for this ERP modification contains 29.87 acres of wetlands and/or other surface waters that have been previously approved and reported in ERP 43024192.002, entitled Blackburn Creek Phase 1A and Mass Grading, issued October 3, 2011. This permit modification does not authorize any wetland and/or other surface water impacts or change any of the previously authorized wetland and/or other surface water impacts.

Mitigation Information

Mitigation Comments:

Mitigation was not required for wetland and surface water impacts addressed through ERP 43024192.002, entitled Blackburn Creek- Phase 1A and Mass Grading, issued October 3, 2011 pursuant to Section 10.2.2. of the Applicant Handbook Volume I. Under this Section, wetland mitigation is not required for impacts that have been determined to be de minimis to fish, wildlife and listed species. Wetland mitigation is not required for permanent filling impacts to the upland cut ditches pursuant to Subsection 10.2.2.2 of the Applicant Handbook Volume I. Under this Subsection, wetland mitigation is not required for impacts to drainage ditches that were constructed in uplands and do not provide significant habitat for threatened or endangered species and were not constructed to divert natural stream flow.

Specific Conditions

1. If the ownership of the project area covered by the subject permit is divided, with someone other than the Permittee becoming the owner of part of the project area, this permit shall terminate, pursuant to Rule 40D-1.6105, F.A.C. In such situations, each land owner shall obtain a permit (which may be a modification of this permit) for the land owned by that person. This condition shall not apply to the division and sale of lots or units in residential subdivisions or condominiums.
2. Unless specified otherwise herein, two copies of all information and reports required by this permit shall be submitted to the Regulation Department at the District Service Office that services this permit. The permit number, title of report or information and event (for recurring report or information submittal) shall be identified on all information and reports submitted.
3. The Permittee shall retain the design engineer, or other professional engineer registered in Florida, to conduct on-site observations of construction and assist with the as-built certification requirements of this project. The Permittee shall inform the District in writing of the name, address and phone number of the professional engineer so employed. This information shall be submitted prior to construction.
4. Within 30 days after completion of construction of the permitted activity, the Permittee shall submit to the Regulation Department at the District Service Office that services this permit a written statement of completion and certification by a registered professional engineer or other appropriate individual as authorized by law, utilizing the required Statement of Completion and Request for Transfer to Operation Entity form identified in Chapter 40D-1, F.A.C., and signed, dated, and sealed as-built drawings. The as-built drawings shall identify any deviations from the approved construction drawings.
5. The District reserves the right, upon prior notice to the Permittee, to conduct on-site research to assess the pollutant removal efficiency of the surface water management system. The Permittee may be required to cooperate in this regard by allowing on-site access by District representatives, by allowing the installation and operation of testing and monitoring equipment, and by allowing other assistance measures as needed on site.
6. Wetland buffers shall remain in an undisturbed condition except for approved drainage facility construction/maintenance. No owner of property within the subdivision may perform any work, construction, maintenance, clearing, filling or any other type of activities within the {selectable: wetland(s), wetland mitigation area(s), wetland buffer(s), upland conservation area(s), buffer compensation area(s) and drainage easement(s)} described in the approved permit and recorded plat of the subdivision, unless prior approval is received from the Southwest Florida Water Management District.
7. The following boundaries, as shown on the approved construction drawings, shall be clearly delineated on the site prior to initial clearing or grading activities:

wetland and surface water areas

wetland buffers

limits of approved wetland impacts

The delineation shall endure throughout the construction period and be readily discernible to construction and District personnel.

8. Rights-of-way and easement locations necessary to construct, operate and maintain all facilities, which constitute the permitted surface water management system, and the locations and limits of all wetlands, wetland buffers, and upland buffers for water quality treatment shall be shown on the final plat recorded in the County Public Records. Documentation of this plat recording shall be submitted to the District with the Statement of Completion and Request for Transfer to Operation Entity Form and prior to beneficial occupancy or use of the site.
9. Copies of the following documents in final form, as appropriate for the project, shall be submitted to the Regulation Department at the District Service Office that services this permit:
 - a. homeowners, property owners, master association or condominium association articles of incorporation, and
 - b. declaration of protective covenants, deed restrictions or declaration of condominiumThe Permittee shall submit these documents either: (1) within 180 days after beginning construction or within the Statement of Completion and as-built construction plans if construction is completed prior to 180 days, or (2) prior to any lot or unit sales within the project served by the surface water management system, whichever occurs first.
10. The following language shall be included as part of the deed restrictions for each lot:

"Each property owner within the subdivision at the time of construction of a building, residence, or structure shall comply with the construction plans for the surface water management system approved and on file with the Southwest Florida Water Management District."
11. The operation and maintenance entity shall submit inspection reports in the form required by the District, in accordance with the following schedule:

the inspections shall be performed five (5) years after operation is authorized and every five (5) years thereafter.
12. The removal of littoral shelf vegetation (including cattails) from wet detention ponds is prohibited unless otherwise approved by the District. Removal includes dredging, the application of herbicide, cutting, and the introduction of grass carp. Any questions regarding authorized activities within the wet detention ponds shall be addressed to the District's Engineering Manager at the Tampa Service Office.
13. This modification, Construction Permit No. 43024192.005, is for a phase of previously issued Construction Permit No. 43024192.002 and affects only the project area identified in this modification application submittal.
14. If limestone bedrock is encountered during construction of the surface water management system, the District must be notified and construction in the affected area shall cease.
15. The Permittee shall notify the District of any sinkhole development in the surface water management system within 48 hours of discovery and must submit a detailed sinkhole evaluation and repair plan for approval by the District within 30 days of discovery.
16. The District, upon prior notice to the Permittee, may conduct on-site inspections to assess the effectiveness of the erosion control barriers and other measures employed to prevent violations of state water quality standards and avoid downstream impacts. Such barriers or other measures should control discharges, erosion, and sediment transport during construction and thereafter. The District will also determine any potential environmental problems that may develop as a result of leaving or removing the barriers and other measures during construction or after construction of the project has been completed. The Permittee must provide any remedial measures that are needed.

17. This permit is issued based upon the design prepared by the Permittee's consultant. If at any time it is determined by the District that the Conditions for Issuance of Permits in Rules 40D-4.301 and 40D-4.302, F.A.C., have not been met, upon written notice by the District, the Permittee shall obtain a permit modification and perform any construction necessary thereunder to correct any deficiencies in the system design or construction to meet District rule criteria. The Permittee is advised that the correction of deficiencies may require re-construction of the surface water management system.

GENERAL CONDITIONS

1. The general conditions attached hereto as Exhibit "A" are hereby incorporated into this permit by reference and the Permittee shall comply with them.

Michelle K. Hopkins, P.E.

Authorized Signature

EXHIBIT A

GENERAL CONDITIONS:

1. All activities shall be implemented as set forth in the plans, specifications and performance criteria as approved by this permit. Any deviation from the permitted activity and the conditions for undertaking that activity shall constitute a violation of this permit.
2. This permit or a copy thereof, complete with all conditions, attachments, exhibits, and modifications, shall be kept at the work site of the permitted activity. The complete permit shall be available for review at the work site upon request by District staff. The permittee shall require the contractor to review the complete permit prior to commencement of the activity authorized by this permit.
3. For general permits authorizing incidental site activities, the following limiting general conditions shall also apply:
 - a. If the decision to issue the associated individual permit is not final within 90 days of issuance of the incidental site activities permit, the site must be restored by the permittee within 90 days after notification by the District. Restoration must be completed by re-contouring the disturbed site to previous grades and slopes re-establishing and maintaining suitable vegetation and erosion control to provide stabilized hydraulic conditions. The period for completing restoration may be extended if requested by the permittee and determined by the District to be warranted due to adverse weather conditions or other good cause. In addition, the permittee shall institute stabilization measures for erosion and sediment control as soon as practicable, but in no case more than 7 days after notification by the District.
 - b. The incidental site activities are commenced at the permittee's own risk. The Governing Board will not consider the monetary costs associated with the incidental site activities or any potential restoration costs in making its decision to approve or deny the individual environmental resource permit application. Issuance of this permit shall not in any way be construed as commitment to issue the associated individual environmental resource permit.
4. Activities approved by this permit shall be conducted in a manner which does not cause violations of state water quality standards. The permittee shall implement best management practices for erosion and a pollution control to prevent violation of state water quality standards. Temporary erosion control shall be implemented prior to and during construction, and permanent control measures shall be completed within 7 days of any construction activity. Turbidity barriers shall be installed and maintained at all locations where the possibility of transferring suspended solids into the receiving waterbody exists due to the permitted work. Turbidity barriers shall remain in place at all locations until construction is completed and soils are stabilized and vegetation has been established. Thereafter the permittee shall be responsible for the removal of the barriers. The permittee shall correct any erosion or shoaling that causes adverse impacts to the water resources.
5. Water quality data for the water discharged from the permittee's property or into the surface waters of the state shall be submitted to the District as required by the permit. Analyses shall be performed according to procedures outlined in the current edition of Standard Methods for the Examination of Water and Wastewater by the American Public Health Association or Methods for Chemical Analyses of Water and Wastes by the U.S. Environmental Protection Agency. If water quality data are required, the permittee shall provide data as required on volumes of water discharged, including total volume discharged during the days of sampling and total monthly volume discharged from the property or into surface waters of the state.
6. District staff must be notified in advance of any proposed construction dewatering. If the dewatering activity is likely to result in offsite discharge or sediment transport into wetlands or surface waters, a written dewatering plan must either have been submitted and approved with the permit application or submitted to the District as a permit modification prior to the dewatering event as a permit modification. A water use permit may be required prior to any use exceeding the thresholds in Chapter 40D-2, F.A.C.
7. Stabilization measures shall be initiated for erosion and sediment control on disturbed areas as soon as

practicable in portions of the site where construction activities have temporarily or permanently ceased, but in no case more than 7 days after the construction activity in that portion of the site has temporarily or permanently ceased.

8. Off-site discharges during construction and development shall be made only through the facilities authorized by this permit. Water discharged from the project shall be through structures having a mechanism suitable for regulating upstream stages. Stages may be subject to operating schedules satisfactory to the District.
9. The permittee shall complete construction of all aspects of the surface water management system, including wetland compensation (grading, mulching, planting), water quality treatment features, and discharge control facilities prior to beneficial occupancy or use of the development being served by this system.
10. The following shall be properly abandoned and/or removed in accordance with the applicable regulations:
 - a. Any existing wells in the path of construction shall be properly plugged and abandoned by a licensed well contractor.
 - b. Any existing septic tanks on site shall be abandoned at the beginning of construction.
 - c. Any existing fuel storage tanks and fuel pumps shall be removed at the beginning of construction.
11. All surface water management systems shall be operated to conserve water in order to maintain environmental quality and resource protection; to increase the efficiency of transport, application and use; to decrease waste; to minimize unnatural runoff from the property and to minimize dewatering of offsite property.
12. At least 48 hours prior to commencement of activity authorized by this permit, the permittee shall submit to the District a written notification of commencement indicating the actual start date and the expected completion date.
13. Each phase or independent portion of the permitted system must be completed in accordance with the permitted plans and permit conditions prior to the occupation of the site or operation of site infrastructure located within the area served by that portion or phase of the system. Each phase or independent portion of the system must be completed in accordance with the permitted plans and permit conditions prior to transfer of responsibility for operation and maintenance of that phase or portion of the system to a local government or other responsible entity.
14. Within 30 days after completion of construction of the permitted activity, the permittee shall submit a written statement of completion and certification by a registered professional engineer or other appropriate individual as authorized by law, utilizing the required Statement of Completion and Request for Transfer to Operation Entity form identified in Chapter 40D-1, F.A.C. Additionally, if deviation from the approved drawings are discovered during the certification process the certification must be accompanied by a copy of the approved permit drawings with deviations noted.
15. This permit is valid only for the specific processes, operations and designs indicated on the approved drawings or exhibits submitted in support of the permit application. Any substantial deviation from the approved drawings, exhibits, specifications or permit conditions, including construction within the total land area but outside the approved project area(s), may constitute grounds for revocation or enforcement action by the District, unless a modification has been applied for and approved. Examples of substantial deviations include excavation of ponds, ditches or sump areas deeper than shown on the approved plans.
16. The operation phase of this permit shall not become effective until the permittee has complied with the requirements of the conditions herein, the District determines the system to be in compliance with the permitted plans, and the entity approved by the District accepts responsibility for operation and maintenance of the system. The permit may not be transferred to the operation and maintenance entity approved by the District until the operation phase of the permit becomes effective. Following inspection and approval of the permitted system by the District, the permittee shall request transfer of the permit to the responsible operation and maintenance entity approved by the District, if different from the permittee. Until a transfer is approved by the District, the permittee shall be liable for compliance with the terms of the permit.

17. Should any other regulatory agency require changes to the permitted system, the District shall be notified of the changes prior to implementation so that a determination can be made whether a permit modification is required.
18. This permit does not eliminate the necessity to obtain any required federal, state, local and special District authorizations including a determination of the proposed activities' compliance with the applicable comprehensive plan prior to the start of any activity approved by this permit.
19. This permit does not convey to the permittee or create in the permittee any property right, or any interest in real property, nor does it authorize any entrance upon or activities on property which is not owned or controlled by the permittee, or convey any rights or privileges other than those specified in the permit and Chapter 40D-4 or Chapter 40D-40, F.A.C.
20. The permittee shall hold and save the District harmless from any and all damages, claims, or liabilities which may arise by reason of the activities authorized by the permit or any use of the permitted system.
21. Any delineation of the extent of a wetland or other surface water submitted as part of the permit application, including plans or other supporting documentation, shall not be considered binding unless a specific condition of this permit or a formal determination under section 373.421(2), F.S., provides otherwise.
22. The permittee shall notify the District in writing within 30 days of any sale, conveyance, or other transfer of ownership or control of the permitted system or the real property at which the permitted system is located. All transfers of ownership or transfers of a permit are subject to the requirements of Rule 40D-4.351, F.A.C. The permittee transferring the permit shall remain liable for any corrective actions that may be required as a result of any permit violations prior to such sale, conveyance or other transfer.
23. Upon reasonable notice to the permittee, District authorized staff with proper identification shall have permission to enter, inspect, sample and test the system to insure conformity with District rules, regulations and conditions of the permits.
24. If historical or archaeological artifacts are discovered at any time on the project site, the permittee shall immediately notify the District and the Florida Department of State, Division of Historical Resources.
25. The permittee shall immediately notify the District in writing of any previously submitted information that is later discovered to be inaccurate.

SOUTHWEST FLORIDA
WATER MANAGEMENT DISTRICT

**NOTICE OF
AUTHORIZATION
TO COMMENCE CONSTRUCTION**

Grand Palm - Phase 1A

PROJECT NAME

Residential

PROJECT TYPE

SARASOTA

COUNTY

S19/T39S/R20E

SEC(S)/TWP(S)/RGE(S)

Resource Conservation of Sarasota, LLC

PERMITTEE

See permit for additional permittees

APPLICATION ID/PERMIT NO: 682471 / 43024192.005

DATE ISSUED: October 10, 2013



Michelle K. Hopkins, P.E.

Issuing Authority

**THIS NOTICE SHOULD BE CONSPICUOUSLY
DISPLAYED AT THE SITE OF THE WORK**

Notice of Rights

ADMINISTRATIVE HEARING

1. You or any person whose substantial interests are or may be affected by the District's intended or proposed action may request an administrative hearing on that action by filing a written petition in accordance with Sections 120.569 and 120.57, Florida Statutes (F.S.), Uniform Rules of Procedure Chapter 28-106, Florida Administrative Code (F.A.C.) and District Rule 40D-1.1010, F.A.C. Unless otherwise provided by law, a petition for administrative hearing must be filed with (received by) the District within 21 days of receipt of written notice of agency action. "Written notice" means either actual written notice, or newspaper publication of notice, that the District has taken or intends to take agency action. "Receipt of written notice" is deemed to be the fifth day after the date on which actual notice is deposited in the United States mail, if notice is mailed to you, or the date that actual notice is issued, if sent to you by electronic mail or delivered to you, or the date that notice is published in a newspaper, for those persons to whom the District does not provide actual notice.
2. Pursuant to Subsection 373.427(2)(c), F.S., for notices of intended or proposed agency action on a consolidated application for an environmental resource permit and use of sovereignty submerged lands concurrently reviewed by the District, a petition for administrative hearing must be filed with (received by) the District within 14 days of receipt of written notice.
3. Pursuant to Rule 62-532.430, F.A.C., for notices of intent to deny a well construction permit, a petition for administrative hearing must be filed with (received by) the District within 30 days of receipt of written notice of intent to deny.
4. Any person who receives written notice of an agency decision and who fails to file a written request for a hearing within 21 days of receipt or other period as required by law waives the right to request a hearing on such matters.
5. Mediation pursuant to Section 120.573, F.S., to settle an administrative dispute regarding District intended or proposed action is not available prior to the filing of a petition for hearing.
6. A request or petition for administrative hearing must comply with the requirements set forth in Chapter 28.106, F.A.C. A request or petition for a hearing must: (1) explain how the substantial interests of each person requesting the hearing will be affected by the District's intended action or proposed action, (2) state all material facts disputed by the person requesting the hearing or state that there are no material facts in dispute, and (3) otherwise comply with Rules 28-106.201 and 28-106.301, F.A.C. Chapter 28-106, F.A.C. can be viewed at www.flrules.org or at the District's website at www.WaterMatters.org/permits/rules.
7. A petition for administrative hearing is deemed filed upon receipt of the complete petition by the District Agency Clerk at the District's Tampa Service Office during normal business hours, which are 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding District holidays. Filings with the District Agency Clerk may be made by mail, hand-delivery or facsimile transfer (fax). The District does not accept petitions for administrative hearing by electronic mail. Mailed filings must be addressed to, and hand-delivered filings must be delivered to, the Agency Clerk, Southwest Florida Water Management District, 7601 Highway 301 North, Tampa, FL 33637-6759. Faxed filings must be transmitted to the District Agency Clerk at (813) 987-6746. Any petition not received during normal business hours shall be filed as of 8:00 a.m. on the next business day. The District's acceptance of faxed petitions for filing is subject to certain conditions set forth in the District's Statement of Agency Organization and Operation, available for viewing at www.WaterMatters.org/about.

JUDICIAL REVIEW

1. Pursuant to Sections 120.60(3) and 120.68, F.S., a party who is adversely affected by District action may seek judicial review of the District's action. Judicial review shall be sought in the Fifth District Court of Appeal or in the appellate district where a party resides or as otherwise provided by law.
2. All proceedings shall be instituted by filing an original notice of appeal with the District Agency Clerk within 30 days after the rendition of the order being appealed, and a copy of the notice of appeal, accompanied by any filing fees prescribed by law, with the clerk of the court, in accordance with Rules 9.110 and 9.190 of the Florida Rules of Appellate Procedure (Fla. R. App. P.). Pursuant to Fla. R. App. P. 9.020(h), an order is rendered when a signed written order is filed with the clerk of the lower tribunal.

Resource Conservation of Sarasota, LLC
Attn: James R. Schier
5800 Lakewood Ranch Boulevard
Lakewood Ranch, FL 34240

Thomas M. Stovall, P.E.
Kimley-Horn and Associates, Inc.
2601 Cattlemen Road, Suite 200
Sarasota, FL 34232

**BLACKBURN CREEK COMMUNITY
DEVELOPMENT DISTRICT**

Discussion Regarding HOA Turnover

**BLACKBURN CREEK COMMUNITY
DEVELOPMENT DISTRICT**

Payment Authorization
No. 214

BLACKBURN CREEK COMMUNITY DEVELOPMENT DISTRICT

Payment Authorization 214

| PA # | Description | Amount | Total |
|-------------|--|--------------------|-------------------|
| | | | |
| 214 | Persson, Cohen, Mooney, Fernandez & Jackson | \$ 295.00 | |
| | | | |
| | PFM Group Consulting | \$ 3,025.00 | |
| | | | |
| | Supervisor Fees - 3/12/24 Meeting | | |
| | David Trast | \$ 200.00 | |
| | Phil Davis | \$ 200.00 | |
| | Kirk Fegley | \$ 200.00 | |
| | Kevin Johnson | \$ 200.00 | |
| | James Sverapa | \$ 200.00 | |
| | | | |
| | US Bank | \$ 4,031.25 | |
| | | | |
| | VGlobalTech | \$ 135.00 | |
| | | \$ 135.00 | |
| | | | |
| | | | \$8,621.25 |
| | | | |
| | | Total | \$8,621.25 |

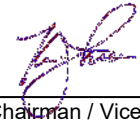
**BLACKBURN CREEK
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization No. 214

3/13/2024

| Item No. | Payee | Invoice No. | General Fund |
|----------|---|---------------|--------------|
| 1 | Persson, Cohen, Mooney, Fernandez & Jackson District Counsel through 02/29/2024 | 4782 | \$ 295.00 |
| 2 | PFM Group Consulting District Management Fee - Mar 2024 | DM-03-2024-04 | \$ 3,025.00 |
| 3 | Supervisor Fees - 3/12/2024 Meeting | | |
| | David Trast | 2024.03.12 | \$ 200.00 |
| | Phil Davis | 2024.03.12 | \$ 200.00 |
| | Kirk Fegley | 2024.03.12 | \$ 200.00 |
| | Kevin Johnson | 2024.03.12 | \$ 200.00 |
| | James Sverapa | 2024.03.12 | \$ 200.00 |
| 4 | US Bank Administration Fees 2/1/24-1/31/25 (S2019) | 7232275 | \$ 4,031.25 |
| 5 | VGlobalTech | | |
| | Website Maintenance - Feb 2024 | 5892 | \$ 135.00 |
| | Website Maintenance - Mar 2024 | 5978 | \$ 135.00 |

TOTAL \$ 8,621.25



Secretary / Assistant Secretary

Chairman / Vice Chairman

**BLACKBURN CREEK COMMUNITY
DEVELOPMENT DISTRICT**

District Financial Statements
(provided under separate cover)