



OFFICE OF THE MAYOR  
John Peyton, Mayor



**FACSIMILE COVER SHEET**

**TO:** Tarik Batch @ Rogers Towers

**FAX:** 396-0663      **PHONE:** \_\_\_\_\_

**FROM:** Synette Fung

**PHONE:** 630-1619      **FAX:** \_\_\_\_\_

**DATE:** 9/15/06

**NUMBER OF PAGES (Including Cover):** 5

**COMMENTS:** per my email



Amended 9/12/06

1 Introduced by the Council President pursuant to Chapter 92  
2 Ordinance Code and amended by the Finance Committee:

3  
4  
5 **ORDINANCE 2006-861-E**

6 AN ORDINANCE ESTABLISHING THE TRAILS COMMUNITY  
7 DEVELOPMENT DISTRICT ("DISTRICT"); DESCRIBING  
8 THE EXTERNAL BOUNDARIES OF THE DISTRICT;  
9 NAMING THE DISTRICT; NAMING THE INITIAL  
10 DISTRICT BOARD OF SUPERVISORS; PROVIDING  
11 INFORMATION RELATED TO DISTRICT BOARD REQUESTS  
12 FOR CONSENT TO EXERCISE SPECIAL POWERS;  
13 PROVIDING FOR CONFLICT AND SEVERABILITY;  
14 PROVIDING AN EFFECTIVE DATE.

15  
16 **WHEREAS**, D.R. Horton, Inc. - Jacksonville, a Delaware  
17 corporation, petitioned the City Council to establish a community  
18 development district ("CDD") named the Trails Community Development  
19 District on approximately 341.81± acres lying wholly within the  
20 boundaries of the City pursuant to F.S. Chapter 190.005(2) and  
21 Chapter 92, *Ordinance Code*, a copy of the Petition to Establish the  
22 Trails Community Development District ("Petition") is on file with  
23 the Legislative Services Division as **Exhibit 1**; and

24 **WHEREAS**, if established as proposed in the Petition, the  
25 Trails Community Development District would thereafter exist and  
26 operate as an independent special district as set forth in F.S. Ch.  
27 190; and

28 **WHEREAS**, the Office of General Counsel and the Planning and  
29 Development Department have each reviewed the Petition and have  
30 submitted reports thereon to the Council, which are on file with  
31 the Legislative Services Division as **Exhibit 2** and **Exhibit 3**,

Amended 9/12/06

1 respectively; and

2 **WHEREAS**, the Council has determined the Petition adequately  
3 meets the requirements of F.S. Ch. 190.005 and Section 92.04,  
4 *Ordinance Code* and is therefore complete and sufficient to permit  
5 fair and informed review thereof; and

6 **WHEREAS**, all notice requirements of F.S. Ch. 190, Section  
7 92.11, *Ordinance Code* and other applicable laws were complied with,  
8 and complete notice was timely given, and a public hearing held on  
9 the date and time noticed and conducted thereafter in compliance  
10 with F.S. Ch. 190 and all applicable laws; and

11 **WHEREAS**, in making its fair and informed determination whether  
12 to grant or deny the Petition, the Council has considered the  
13 petition in light of the record developed at the public hearing and  
14 in relation to the six factors set forth at F.S. § 190.005(1)(e),  
15 now, therefore

16 **BE IT ORDAINED** by the Council of the City of Jacksonville:

17 **Section 1. Name.** A CDD is hereby established within the  
18 City to be known hereafter as the Trails Community Development  
19 District.

20 **Section 2. Boundaries.** The boundaries of the Trails  
21 Community Development District established by this ordinance are as  
22 set forth in the legal description incorporated herein as part of  
23 **Revised Exhibit 1** which is on file with the Legislative Services  
24 Division.

25 **Section 3. Board of Supervisors.** The following five  
26 persons, as set forth in the Petition, are designated to be the  
27 initial members of the governing Board of Supervisors ("Board") of  
28 the Trails Community Development District:

- 29 a. Mark Dearing  
30 b. Jan Doan  
31 c. Linnette Knox

Amended 9/12/06

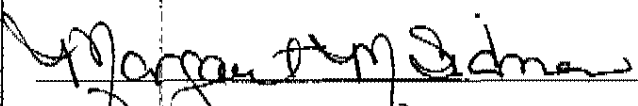
- 1 d. John Cunningham
- 2 e. Robert Porter

3 **Section 4. Consent Requests.** After the initial meeting and  
 4 swearing in of the Trails Community Development District Board, the  
 5 Board may request that the City consent to the Trails Community  
 6 Development District's exercise of one or more special powers set  
 7 forth in F.S. § 190.012(2), by adopting a proper resolution and  
 8 submitting same thereafter to the City to be taken up and  
 9 considered pursuant to Section 92.15, *Ordinance Code*.

10 **Section 5. Conflict and Severability.** Any portion of this  
 11 ordinance determined finally by a court of competent jurisdiction  
 12 to be in conflict with prevailing law shall not be effective to the  
 13 extent of such conflict, and shall be deemed severable and the  
 14 remainder shall continue in full force and effect to the extent  
 15 legally possible.

16 **Section 6. Effective Date.** This ordinance shall become  
 17 effective upon signature by the Mayor or upon becoming law without  
 18 the Mayor's signature.

19  
20 Form Approved:

21   
 22 \_\_\_\_\_  
 23 Office of General Counsel

24 Legislation Prepared By: Dylan Reingold

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ORDINANCE 2006-861-E

CERTIFICATE OF AUTHENTICATION

ENACTED BY THE COUNCIL

September 12, 2006

*Michael L. Corrigan, Jr.*  
MICHAEL L. CORRIGAN, JR.  
COUNCIL PRESIDENT

ATTEST:

*Cheryl L. Brown*

CHERYL L. BROWN  
COUNCIL SECRETARY

APPROVED: *John Peyton*

SEP 15 2006

JOHN PEYTON, MAYOR

