

ORDINANCE 97 - 09

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF FLAGLER COUNTY ESTABLISHING A COMMUNITY DEVELOPMENT DISTRICT OVER THE REAL PROPERTY LEGALLY DESCRIBED IN EXHIBIT "A" TO THIS ORDINANCE COMPRISING 997.82+/- ACRES; NAMING THE INITIAL MEMBERS OF THE BOARD OF SUPERVISORS OF THE DISTRICT; ESTABLISHING THE NAME OF THE DISTRICT AS THE GRAND HAVEN COMMUNITY DEVELOPMENT DISTRICT; DESIGNATING THE POWERS OF THE DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Legislature created and amended Chapter 190, Florida Statutes to provide an alternative method to finance and manage basic services for community development; and

WHEREAS, Grand Haven/Palm Coast, Inc. ("Petitioner") has petitioned Flagler County to grant the establishment of the Grand Haven Community Development District (the "District"); and

WHEREAS, a public hearing has been conducted by the Flagler County Board of County Commissioners in accordance with the requirements and procedures of Section 190.005 (1) (d), Florida Statutes; and

WHEREAS, the District will constitute a timely, efficient, effective, responsive and economic way to deliver community development services in the area thereby providing a solution to the County's planning, management and financing needs for delivery of capital infrastructure therein without overburdening the County and its taxpayers; and

WHEREAS, the creation of the District is not inconsistent with any applicable element or portion of the state comprehensive plan or the local comprehensive plan; and

WHEREAS, the area of land within the District is of sufficient size, is sufficiently compact, and is sufficiently contiguous to be developable as one functional interrelated community; and

WHEREAS, the creation of the District is the best alternative available for delivering the community development services and facilities to the area that will be served by the District; and

WHEREAS, the proposed services and facilities to be provided by the District will be compatible with the capacity and uses of existing local and regional community development services and facilities; and

WHEREAS, the area that will be served by the District is amenable to separate special-district government; and

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WHEREAS, the Flagler County Board of County Commissioners has considered the record of the public hearing and has decided that the establishment of the Grand Haven Community Development District is the best alternative means to provide certain basic services to the community; and

WHEREAS, the Flagler County Board of County Commissioners finds that the Grand Haven Community Development District shall have the general powers described in Section 190.011, Florida Statutes, and that it is in the public interest of all the citizens of Flagler County that the District have such general powers; and

WHEREAS, the Flagler County Board of County Commissioners finds that the Grand Haven Community Development District shall have the special powers described in Section 190.012, Florida Statutes, and that it is in the public interest of all the citizens of Flagler County that the District have such special powers.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FLAGLER COUNTY, FLORIDA:

Section 1: The Petition to establish the Grand Haven Community Development District over the real property described in Exhibit "A" attached hereto, which was filed by Grand Haven/Palm Coast, Inc., on December 20, 1996, and which Petition is on file at the Office of the County Administrator, is hereby granted.

Section 2: The external boundaries of the District shall be as depicted on the location map attached hereto and incorporated herein as Exhibit "B".

Section 3: The initial members of the Board of Supervisors shall be as follows:

Robert DeVore	One Hargrove Grade, Palm Coast, FL	32137
Clinton Smith	One Hargrove Grade, Palm Coast, FL	32137
William Wethe	One Hargrove Grade, Palm Coast, FL	32137
Stu Rockett	One Hargrove Grade, Palm Coast, FL	32137
Jose Levy	One Hargrove Grade, Palm Coast, FL	32137

Section 4: The name of the District shall be the "Grand Haven Community Development District".

Section 5: The District is created for the purposes set forth in Chapter 190, Florida Statutes.

Section 6: The Flagler County Board of County Commissioners hereby grants to the Grand Haven Community Development District all general powers authorized pursuant to Section 190.011, Florida Statutes, and hereby finds that it is in the public interest of all citizens of Flagler County to grant such general powers.

E. J. ...
March

Section 7: The Flagler County Board of County Commissioners hereby grants to the Grand Haven Community Development District the special powers authorized pursuant to Section 190.012 (1), Florida Statutes and Sections 190.012 (2) (a) and (d) Florida Statutes, and hereby finds that it is in the public interest of all citizens of Flagler County to grant such special powers.

Section 8: Pursuant to Section 190.005 (2) (d), Florida Statutes, the charter for the Grand Haven Community Development District shall be Sections 190.006 through 190.041, Florida Statutes.


Section 9: If any clause, or other part of application of this ordinance shall be held in any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications which shall remain in full force and effect.

Section 10: All sections or parts of sections of the Code of Ordinances, all ordinances or parts thereof and all resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 11: This ordinance shall take effect upon filing with the Department of State, per Section 125.66, Florida Statutes.

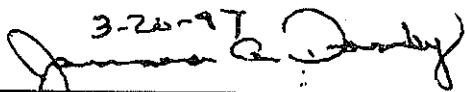
ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF FLAGLER COUNTY, FLORIDA, this 3rd day of March, 1997.

ATTEST:



Syd Crosby
Clerk and Ex Officio
Clerk to the Board

BOARD OF COUNTY COMMISSIONERS
OF FLAGLER COUNTY, FLORIDA

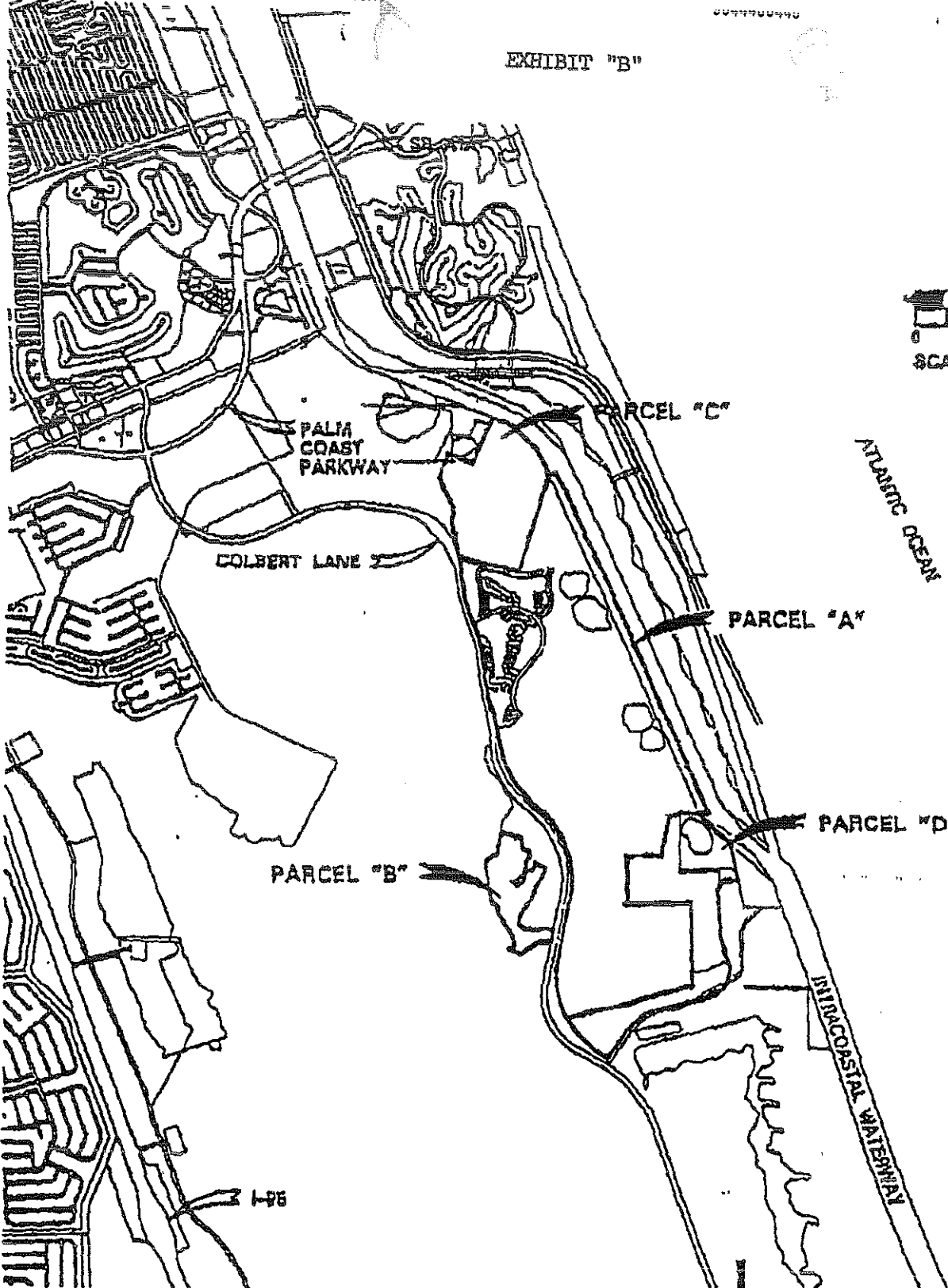
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James A. Darby, Chairman

Effective Date per Florida Statute
125.66: March 24, 1997



EXHIBIT "B"



PALM
COAST
PARKWAY

PARCEL "C"

ATLANTIC OCEAN

COLBERT LANE

PARCEL "A"

PARCEL "D"

PARCEL "B"

PALM COAST WATERWAY

I-95

SR 100
APPROXIMATELY
3 1/2 MILES

LOCATION MAP
GRAND HAVEN CDD

11-20-C-0008 05-02
REV 10/20/97

EXHIBIT "A"

GRAND HAVEN COMMUNITY DEVELOPMENT DISTRICT

PARCEL A

LEGAL DESCRIPTION

PART OF GOVERNMENT SECTIONS 15, 16, 22, 27 AND 48, TOWNSHIP 11 SOUTH, RANGE 31 EAST, FLAGLER COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE, COMMENCE AT THE NORTHWEST CORNER OF SAID GOVERNMENT SECTION 15; THENCE SOUTH 01°02'33" EAST ALONG THE WEST LINE OF SAID GOVERNMENT SECTION 15, A DISTANCE OF 2298.35 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 74°15'57" EAST LEAVING SAID WEST LINE, A DISTANCE OF 708.28 FEET; THENCE NORTH 16°13'06" EAST, A DISTANCE OF 2268.26 FEET; THENCE NORTH 67°18'30" EAST, A DISTANCE OF 132.93 FEET TO A POINT ON THE MEAN HIGH WATER LINE OF THE INTRACOASTAL WATERWAY AS SHOWN ON A SURVEY BY TOMOKA ENGINEERING, DATED JUNE 6, 1995; THENCE ALONG SAID MEAN HIGH WATER LINE RUN THE FOLLOWING SIX COURSES: COURSE NO. 1) SOUTH 26°51'40" EAST, A DISTANCE OF 359.30 FEET; COURSE NO. 2) SOUTH 38°04'44" EAST, A DISTANCE OF 123.23 FEET; COURSE NO. 3) SOUTH 21°24'08" EAST, A DISTANCE OF 1172.88 FEET; COURSE NO. 4) SOUTH 30°39'43" EAST, A DISTANCE OF 162.75 FEET; COURSE NO. 5) SOUTH 22°30'52" EAST, A DISTANCE OF 3805.01 FEET; COURSE NO. 6) SOUTH 22°41'29" EAST, A DISTANCE OF 2624.91 FEET; THENCE SOUTH 89°06'31" WEST LEAVING SAID MEAN HIGH WATER LINE, A DISTANCE OF 599.75 FEET; THENCE SOUTH 68°00'00" WEST, A DISTANCE OF 250.00 FEET; THENCE SOUTH 10°33'40" WEST, A DISTANCE OF 871.10 FEET; THENCE SOUTH 88°53'11" WEST, A DISTANCE OF 712.00 FEET; THENCE SOUTH 01°06'49" EAST, A DISTANCE OF 1070.00 FEET; THENCE NORTH 88°53'11" EAST, A DISTANCE OF 1332.00 FEET; THENCE SOUTH 01°06'49" EAST, A DISTANCE OF 1860.00 FEET; THENCE SOUTH 73°47'53" WEST ALONG A LINE TO ITS INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF COLBERT LANE EXTENSION (A RIGHT OF WAY OF VARYING WIDTH), A DISTANCE OF 2702.77 FEET, SAID POINT LYING ON A CURVE, CONCAVE NORTHEASTERLY HAVING A RADIUS OF 2197.00 FEET; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE RUN THE FOLLOWING SIX COURSES: COURSE NO. 1) THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 1381.63 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 07°55'25" WEST AND A CHORD DISTANCE OF 1358.97 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 2) NORTH 10°05'32" EAST, A DISTANCE OF 1454.81 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 2110.00 FEET; COURSE NO. 3) THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 1952.95 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 16°25'24" WEST AND A CHORD DISTANCE OF 1883.98 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 4) NORTH 42°56'20" WEST, A DISTANCE OF 586.75 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE NORTHEASTERLY HAVING A RADIUS OF 2165.00 FEET; COURSE NO. 5) THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 1156.78 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 27°37'56" WEST AND A CHORD DISTANCE OF 1143.07 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 6) NORTH 12°19'31" WEST, A

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EXHIBIT "A"

DISTANCE OF 1021.40 FEET; THENCE SOUTH 77°40'29" WEST CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 35.00 FEET; THENCE NORTH 12°19'31" WEST CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 362.38 FEET TO THE POINT OF CURVE OF A CURVE, SAID CURVE BEING CONCAVE NORTHEASTERLY HAVING A RADIUS OF 2940.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID EASTERLY RIGHT OF WAY LINE, AN ARC DISTANCE OF 265.89 FEET, SAID ARC BEING SUBTENDEED BY A CHORD BEARING OF NORTH 09°44'03" WEST AND A CHORD DISTANCE OF 265.80 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE NORTH 07°08'36" WEST CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 541.59 FEET TO THE POINT OF CURVE OF A CURVE, SAID CURVE BEING CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 2060.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID EASTERLY RIGHT-OF-WAY LINE, AN ARC DISTANCE OF 498.03 FEET, SAID ARC BEING SUBTENDEED BY A CHORD BEARING OF NORTH 14°04'10" WEST AND A CHORD DISTANCE OF 496.82 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE NORTH 20°59'44" WEST CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 624.00 FEET TO THE POINT OF CURVE OF A CURVE, SAID CURVE BEING CONCAVE NORTHEASTERLY HAVING A RADIUS OF 1940.00 FEET; THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE AND ALONG SAID EASTERLY RIGHT-OF-WAY LINE, AN ARC DISTANCE OF 480.45 FEET, SAID ARC BEING SUBTENDEED BY A CHORD BEARING OF NORTH 13°54'03" WEST AND A CHORD DISTANCE OF 479.22 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE NORTH 06°48'22" WEST CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 517.99 FEET; THENCE NORTH 26°04'23" EAST LEAVING SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 133.54 FEET; THENCE SOUTH 74°15'57" EAST, A DISTANCE OF 573.33 FEET TO THE POINT OF BEGINNING.

CONTAINING 691.80 ACRES MORE OR LESS.

EXHIBIT "A"

GRAND HAVEN COMMUNITY DEVELOPMENT DISTRICT

PARCEL B

LEGAL DESCRIPTION

PART OF SECTIONS 21, 22 AND 27, TOWNSHIP 11 SOUTH, RANGE 31 EAST, FLAGLER COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE, COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 22; THENCE NORTH 88°53'11" EAST ALONG THE SOUTHERLY LINE OF SAID SECTION 22, A DISTANCE OF 429.08 FEET TO THE POINT OF BEGINNING; THENCE NORTH 16°42'45" WEST, A DISTANCE OF 4.14 FEET; THENCE NORTH 31°50'57" WEST, A DISTANCE OF 595.97 FEET; THENCE NORTH 33°13'43" EAST, A DISTANCE OF 104.34 FEET; THENCE NORTH 50°13'05" WEST, A DISTANCE OF 204.61 FEET; THENCE NORTH 21°41'22" WEST, A DISTANCE OF 328.77 FEET; THENCE NORTH 16°18'06" EAST, A DISTANCE OF 127.31 FEET; THENCE NORTH 14°14'22" WEST, A DISTANCE OF 341.84 FEET; THENCE NORTH 12°26'08" EAST, A DISTANCE OF 169.77 FEET; THENCE NORTH 58°00'31" EAST, A DISTANCE OF 264.79 FEET; THENCE NORTH 12°01'18" EAST, A DISTANCE OF 450.50 FEET; THENCE SOUTH 75°24'27" EAST, A DISTANCE OF 456.33 FEET; THENCE SOUTH 06°29'14" EAST, A DISTANCE OF 242.67 FEET; THENCE SOUTH 72°06'55" EAST, A DISTANCE OF 137.31 FEET; THENCE SOUTH 01°41'47" EAST, A DISTANCE OF 105.65 FEET; THENCE SOUTH 34°00'48" WEST, A DISTANCE OF 87.11 FEET; THENCE SOUTH 09°12'39" WEST, A DISTANCE OF 246.69 FEET; THENCE SOUTH 19°43'25" WEST, A DISTANCE OF 81.62 FEET; THENCE SOUTH 48°25'12" WEST, A DISTANCE OF 260.39 FEET; THENCE SOUTH 39°04'03" EAST, A DISTANCE OF 102.04 FEET; THENCE NORTH 53°53'03" EAST, A DISTANCE OF 178.61 FEET; THENCE NORTH 03°31'47" EAST, A DISTANCE OF 129.80 FEET; THENCE NORTH 32°53'58" EAST, A DISTANCE OF 62.31 FEET; THENCE NORTH 66°36'35" EAST, A DISTANCE OF 159.00 FEET; THENCE NORTH 16°43'11" EAST, A DISTANCE OF 138.07 FEET; THENCE SOUTH 58°51'09" EAST, A DISTANCE OF 246.16 FEET; THENCE SOUTH 26°58'14" WEST, A DISTANCE OF 455.74 FEET; THENCE SOUTH 17°53'37" WEST, A DISTANCE OF 195.99 FEET; THENCE SOUTH 29°16'54" WEST, A DISTANCE OF 535.90 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE NORTHEASTERLY HAVING A RADIUS OF 200.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 420.26 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF SOUTH 30°54'57" EAST AND A CHORD DISTANCE OF 347.10 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE NORTH 88°53'11" EAST ALONG A LINE TO ITS INTERSECTION WITH THE WESTERLY LINE OF A 15.00 FOOT WIDE PEDESTRIAN AND BIKE PATH EASEMENT BY OFFICIAL RECORDS BOOK 474, PAGE 820 OF THE PUBLIC RECORD OF SAID COUNTY, A DISTANCE OF 527.23 FEET; THENCE SOUTH 10°05'32" WEST ALONG SAID WESTERLY EASEMENT LINE, A DISTANCE OF 343.50 FEET; THENCE NORTH 75°30'00" WEST LEAVING SAID EASEMENT LINE, A DISTANCE OF 59.16 FEET; THENCE NORTH 19°42'53" EAST, A DISTANCE OF 40.68 FEET; THENCE SOUTH 87°43'12" WEST, A DISTANCE OF 210.59 FEET; THENCE SOUTH 57°33'16" WEST, A DISTANCE OF 458.03 FEET; THENCE NORTH 60°38'42" WEST, A DISTANCE OF 233.55 FEET; THENCE NORTH 52°45'41" EAST, A DISTANCE OF 121.63 FEET; THENCE NORTH 16°42'45" WEST, A DISTANCE OF 269.25 FEET TO THE POINT OF BEGINNING.

CONTAINING 42.37 ACRES MORE OR LESS.

EXHIBIT "A"

GRAND HAVEN COMMUNITY DEVELOPMENT DISTRICT

PARCEL "C"

LEGAL DESCRIPTION

PART OF SECTIONS 9, 10, 15 AND 16, TOWNSHIP 11 SOUTH, RANGE 31 EAST, FLAGLER COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE, COMMENCE AT THE SOUTHEAST CORNER OF SAID SECTION 9; THENCE SOUTH 89°51'06" WEST ALONG THE SOUTH LINE OF SAID SECTION 9, A DISTANCE OF 930.96 FEET TO THE POINT OF BEGINNING, SAID POINT LYING ON THE EASTERLY RIGHT-OF-WAY LINE OF PROPOSED NORTH PARK ROAD (A PROPOSED 60 FOOT RIGHT-OF-WAY); THENCE NORTH 30°57'08" EAST LEAVING SAID SOUTH LINE AND ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 44.92 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE NORTHWESTERLY HAVING A RADIUS OF 580.00 FEET; THENCE NORTHEASTERLY CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 170.51 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 22°31'47" EAST AND A CHORD DISTANCE OF 169.90 FEET TO A POINT ON SAID CURVE; THENCE SOUTH 65°09'24" EAST (SOUTH 65°07'51" EAST BY DEED), LEAVING SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 561.48 FEET; THENCE NORTH 23°11'06" EAST, A DISTANCE OF 1138.46 FEET TO A POINT LYING ON THE SOUTHERLY RIGHT-OF-WAY LINE OF THE INTRACOASTAL WATERWAY (A 500 FOOT RIGHT-OF-WAY AS NOW ESTABLISHED); THENCE SOUTH 66°48'54" EAST ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 480.85 FEET TO AN ANGLE POINT IN SAID RIGHT-OF-WAY LINE; THENCE SOUTH 44°45'53" EAST CONTINUING ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 808.00 FEET TO AN ANGLE POINT IN SAID RIGHT-OF-WAY LINE; THENCE SOUTH 22°41'29" EAST CONTINUING ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 599.09 FEET; THENCE SOUTH 16°13'06" WEST LEAVING SAID RIGHT-OF-WAY LINE, A DISTANCE OF 2268.26 FEET; THENCE NORTH 74°15'57" WEST, A DISTANCE OF 1281.61 FEET; THENCE SOUTH 26°04'23" WEST, A DISTANCE OF 133.54 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF COLBERT LANE EXTENSION (A RIGHT-OF-WAY OF VARYING WIDTH); THENCE NORTH 06°48'22" WEST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 14.77 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 1400.00 FEET; THENCE NORTHWESTERLY CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 521.29 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 17°28'23" WEST AND A CHORD DISTANCE OF 518.28 FEET TO A POINT ON SAID CURVE, SAID POINT LYING ON THE EASTERLY RIGHT-OF-WAY LINE OF AFORESAID PROPOSED NORTH PARK ROAD; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE RUN THE FOLLOWING SEVENTEEN COURSES: COURSE NO. 1) NORTH 45°44'06" EAST, A DISTANCE OF 37.44 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE WESTERLY HAVING A RADIUS OF 80.00 FEET; COURSE NO. 2) THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, AN

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EXHIBIT "A"

ARC DISTANCE OF 100.57 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 09°43'20" EAST AND A CHORD DISTANCE OF 94.07 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 3) THENCE NORTH 26°17'26" WEST, A DISTANCE OF 96.92 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE EASTERLY HAVING A RADIUS OF 410.00 FEET; COURSE NO. 4) THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 283.68 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 06°28'08" WEST AND A CHORD DISTANCE OF 278.06 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 5) THENCE NORTH 13°21'10" EAST, A DISTANCE OF 81.84 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE WESTERLY HAVING A RADIUS OF 330.00 FEET; COURSE NO. 6) THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 204.20 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 04°22'28" WEST AND A CHORD DISTANCE OF 200.96 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 7) THENCE NORTH 22°06'06" WEST, A DISTANCE OF 58.92 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 1030.00 FEET; COURSE NO. 8) THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 64.07 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 23°53'02" WEST AND A CHORD DISTANCE OF 64.06 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 9) THENCE NORTH 25°39'58" WEST, A DISTANCE OF 429.21 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE NORTHEASTERLY HAVING A RADIUS OF 270.00 FEET; COURSE NO. 10) THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 27.74 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 22°43'21" WEST AND A CHORD DISTANCE OF 27.73 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 11) THENCE NORTH 19°46'43" WEST, A DISTANCE OF 98.68 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE EASTERLY HAVING A RADIUS OF 52.00 FEET; COURSE NO. 12) THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 36.90 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 00°32'57" EAST AND A CHORD DISTANCE OF 36.13 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 13) THENCE NORTH 20°52'37" EAST, A DISTANCE OF 24.16 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE WESTERLY HAVING A RADIUS OF 430.00 FEET; COURSE NO. 14) THENCE NORTHERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 125.41 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 12°31'19" EAST AND A CHORD DISTANCE OF 124.97 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 15) THENCE NORTH 04°10'00" EAST, A DISTANCE OF 40.75 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 290.00 FEET; COURSE NO. 16) THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 135.57 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 17°33'34" EAST AND A CHORD DISTANCE OF 134.34 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 17) THENCE NORTH 30°57'08" EAST, A DISTANCE OF 35.56 FEET TO THE POINT OF BEGINNING.

CONTAINING 122.71 ACRES MORE OR LESS.

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EXHIBIT "A"

GRAND HAVEN COMMUNITY DEVELOPMENT DISTRICT

PARCEL D

LEGAL DESCRIPTION

A PORTION OF SECTIONS 22 AND 27, TOWNSHIP 11 SOUTH, RANGE 31 EAST, FLAGLER COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF REFERENCE, COMMENCE AT THE SOUTHEAST CORNER OF SAID SECTION 27; THENCE SOUTH 88°10'29" WEST ALONG THE SOUTH LINE OF SAID SECTION 27 TO ITS INTERSECTION WITH THE EASTERLY RIGHT-OF-WAY LINE OF COLBERT LANE EXTENSION (A RIGHT-OF-WAY OF VARYING WIDTH), A DISTANCE OF 1482.62 FEET; THENCE NORTH 18°24'09" WEST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 1106.83 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 2387.00 FEET; THENCE NORTHWESTERLY CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 1452.45 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 35°50'04" WEST AND A CHORD DISTANCE OF 1430.14 FEET TO THE POINT OF TANGENCY OF SAID CURVE; THENCE NORTH 53°15'58" WEST CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 294.16 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 53°15'58" WEST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 197.21 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE NORTHEASTERLY HAVING A RADIUS OF 2197.00 FEET; THENCE NORTHWESTERLY CONTINUING ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 1047.84 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF NORTH 39°36'09" WEST AND A CHORD DISTANCE OF 1037.93 FEET; THENCE NORTH 73°47'53" EAST LEAVING SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 2702.77 FEET; THENCE NORTH 01°06'49" WEST, A DISTANCE OF 1860.00 FEET; THENCE SOUTH 88°53'11" WEST, A DISTANCE OF 1332.00 FEET; THENCE NORTH 01°06'49" WEST, A DISTANCE OF 1070.00 FEET; THENCE NORTH 88°53'11" EAST, A DISTANCE OF 712.00 FEET; THENCE NORTH 10°33'40" EAST, A DISTANCE OF 871.10 FEET; THENCE NORTH 68°00'00" EAST, A DISTANCE OF 250.00 FEET; THENCE NORTH 89°06'31" EAST, A DISTANCE OF 410.00 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF THE INTRACOASTAL WATERWAY (A 500 FOOT RIGHT-OF-WAY); THENCE SOUTH 22°41'28" EAST ALONG SAID WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 162.84 FEET; THENCE SOUTH 46°36'29" EAST CONTINUING ALONG SAID WESTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 836.68 FEET; THENCE SOUTH 11°17'51" EAST LEAVING SAID WESTERLY RIGHT-OF-WAY LINE AND ALONG THE WESTERLY LINE OF A COUNTY PARK, A DISTANCE OF 774.73 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF PROPOSED SOUTH PARK ROAD (A RIGHT-OF-WAY OF VARYING WIDTH); THENCE ALONG SAID PROPOSED NORTHERLY RIGHT-OF-WAY LINE OF SOUTH PARK ROAD RUN THE FOLLOWING THIRTEEN COURSES: COURSE NO. 1) SOUTH 82°14'59" WEST, A DISTANCE OF 247.62 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 200.00 FEET; COURSE NO. 2) THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 297.86 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING OF SOUTH 39°35'03" WEST AND A CHORD DISTANCE OF 271.09 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 3) SOUTH

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03°04'52" EAST, A DISTANCE OF 1035.54 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE EASTERLY HAVING A RADIUS OF 450.00 FEET COURSE NO. 4) THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE, AN DISTANCE OF 147.41 FEET, SAID ARC BEING SUBTENDE BY A CHORD BEARING OF SOUTH 12°27'57" EAST AND A CHORD DISTANCE OF 146.76 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 5) SOUTH 21°51'02" EAST, A DISTANCE OF 205.91 FEET; COURSE NO. 6) SOUTH 68°08'58" WEST, A DISTANCE OF 35.00 FEET; COURSE NO. 7) SOUTH 21°51'02" EAST, A DISTANCE OF 149.51 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE WESTERLY HAVING A RADIUS OF 665.00 FEET; COURSE NO. 8) THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 216.97 FEET, SAID ARC BEING SUBTENDE BY A CHORD BEARING OF SOUTH 12°30'12" EAST AND A CHORD DISTANCE OF 216.01 FEET TO A POINT ON SAID CURVE; COURSE NO. 9) NORTH 86°50'38" EAST, A DISTANCE OF 25.00 FEET TO A POINT ON A CURVE, CONCAVE NORTHWESTERLY HAVING A RADIUS OF 690.00 FEET; COURSE NO. 10) THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 949.98 FEET, SAID ARC BEING SUBTENDE BY A CHORD BEARING OF SOUTH 36°17'08" WEST AND A CHORD DISTANCE OF 876.71 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 11) SOUTH 75°43'39" WEST, A DISTANCE OF 835.01 FEET TO THE POINT OF CURVE OF A CURVE, CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 1500.00 FEET; COURSE NO. 12) THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 1124.39 FEET, SAID ARC BEING SUBTENDE BY A CHORD BEARING OF SOUTH 54°15'11" WEST AND A CHORD DISTANCE OF 1098.25 FEET TO THE POINT OF TANGENCY OF SAID CURVE; COURSE NO. 13) SOUTH 32°46'44" EAST, A DISTANCE OF 635.84 FEET TO THE POINT OF BEGINNING.

CONTAINING 140.94 ACRES MORE OR LESS.