

**RESOLUTION 2009-06**

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE GREYHAWK LANDING COMMUNITY DEVELOPMENT DISTRICT IMPLEMENTING A NATURAL AREAS/ WETLAND CONSERVATION AREA POLICY; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Greyhawk Landing Community Development District (the "District"), owns certain natural buffers, environmentally sensitive areas, and wetland conservation areas located throughout the District ("District Protected Land"); and

**WHEREAS**, the District is the responsible entity for maintaining the District Protected Land in compliance with applicable permitting and governing law; and

**WHEREAS**, individual residents and the general public should not be performing work on the District Protected Land; and

**WHEREAS**, the District wishes to formalize a policy with regards to the District Protected Land.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE GREYHAWK LANDING COMMUNITY DEVELOPMENT DISTRICT, THAT:**

**SECTION 1.** The District Protected Land shall be governed by the attached Policy Statement, which is incorporated herein by reference.

**SECTION 2.** If any provision of this Resolution is held to be illegal or invalid, the other provisions shall remain in full force and effect.

**SECTION 3.** This Resolution shall be effective as of its adoption on the date listed below.

**PASSED AND ADOPTED** this 9th day of April, 2009.

ATTEST:

  
Assistant Secretary

**BOARD OF SUPERVISORS OF THE  
GREYHAWK LANDING COMMUNITY  
DEVELOPMENT DISTRICT**

Sandra McDonald

Chair

**GREYHAWK LANDING  
COMMUNITY DEVELOPMENT DISTRICT  
Natural Areas / Wetland Conservation Area Policy Statement**

The following is the policy statement of the GreyHawk Landing Community Development District (the "District") as it regards to the natural buffers, environmentally sensitive areas, and wetland conservation areas (herein referred to as "Areas") that are scattered in large numbers throughout the District. This policy statement is consistent with the policies of other governments including Manatee County and the State of Florida as it pertains to natural upland and wetland conservation / preservation areas:

These Areas are not intended to be maintained, nor its vegetation controlled. These Areas are to be left untouched to allow for nature to take its normal course. Any trees, plant material and vegetation that dies or is damaged by storms or other "Acts of God" is to remain in its existing configuration within these areas to fulfill its role in nature's process.

Removal of native vegetation within and immediately surrounding these Areas is not permitted or sanctioned by the District and furthermore may be restricted or prohibited by local authority, municipality, and / or State of Florida. This does not include the control of invasive species as recognized by the Florida Department of Environmental Protection (FDEP), Florida Exotic Pest Plant Council, or similar regulating governmental body. Removal of such species requires approval by the appropriate governmental agency prior to commencing work and will be coordinated through the District Management Office.

Trees within or immediately adjacent to these Areas that have died and appear to pose a threat of falling and damaging abutting property may be addressed by the effected owner. The property owner must contact the appropriate governing authority to assess the threat. These authorities include, but are not limited to: Manatee County - Planning Department, the Southwest Florida Water Management District (SWFWMD), and / or the Florida Department of Environmental Protection (FDEP). Notwithstanding, should the abutting owner reasonably determines the threat to be immediate, necessary action maybe taken to abate the threat. Any subsequent trimming and / or removal, if warranted / permitted by the corresponding governing entity shall be done at the sole expense of the abutting property owner. The goal is to minimize or eliminate disturbances and impacts to such Areas.

In the event that a tree does fall onto private property, that property owner has the right to remove or cut-back that portion of tree, limb, or branch necessary to recover their property prior to encumbrance. Such effected person will only have legal jurisdiction up to their individual property line. The rest of the tree is to be left alone and remains where fallen within the area.

**No person(s) is / are allowed or authorized to encroach into such Areas for any reason, from loitering to placement of personal property of any kind.**

The Board of Supervisors of the GreyHawk Landing Community Development District reserves the right to amend this policy statement at any time as deemed necessary.