

RESOLUTION 2024-01

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LAKESIDE COMMUNITY DEVELOPMENT DISTRICT SUPPLEMENTING RESOLUTION 2022-04, AMENDING WETLAND, WETLAND BUFFERS AND POND MAINTENANCE POLICIES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Lakeside Community Development District ("**District**") is a local unit of special-purpose government created and existing pursuant to Chapter 190, Florida Statutes ("**Act**") which owns, operates and maintains certain wetlands, wetland buffers, ponds and related improvements to manage and control stormwater runoffs and wetlands (collectively hereinafter referred to as the "**District Facilities**"); and

WHEREAS, the Act empowers the District to exercise all of the powers necessary, convenient, incidental, or proper in connection with any of the powers, duties, or purposes authorized by the Act, including the power to operate and maintain the District Facilities; and

WHEREAS, on July 27, 2022, at a duly-noticed public meeting, the Board of Supervisors ("**Board**") of the District adopted Resolution 2022-04, adopting *Wetland, Wetland Buffer and Pond Maintenance Policies* governing the District Facilities ("**Pond Maintenance Policies**"); and

WHEREAS, certain lots within the District abut portions of District Facilities, but the back of some lot lines are irregular and not uniform across all pond banks, all of such lots and pond banks as identified in the map attached hereto as **Exhibit A** (collectively, the "**Maintenance Areas**"), creating confusion among such lot owners and the District contractors regarding respective party's maintenance responsibility in the Maintenance Areas and posing difficulty in efficient operation and administration of District's maintenance responsibilities;

WHEREAS, the Board finds that it is in the best interests of the District and necessary for the effective and efficient operation of the District Facilities to declare as public policy the necessity for uniform maintenance of the Maintenance Areas, declare its intent to undertake the Maintenance Areas, absent a written object filed by objecting lot owners with the District, and amend and supplement the Pond Maintenance Policies.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE LAKESIDE COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1. The recitals stated above are true and correct and are incorporated herein by this reference.

SECTION 2. The District Board hereby declares the need for uniform maintenance of the Maintenance Areas as a public policy of the District. The District Board further declares such

maintenance is in the best interests of the District and of its residents, and the District such maintenance is necessary, convenient, incidental, or proper in connection with its general power to operate and maintain the District Facilities.

SECTION 3. The Pond Maintenance Policies is hereby amended and supplemented to incorporate the District's intent as laid out herein and **Exhibit A**. District staff is hereby authorized to issue a written notice of intent to begin maintenance activities in the Maintenance Area, which is located parallel to the southerly boundary lines of several lots on Newport Shores Drive as outlined in purple in **Exhibit A**, to all affected lot owners, specifically, the owners of lots identified as Lots 1 through 8 on the Plat known as Lakeside Phase 1A, 2A & 5, A Subdivision of Land Being a Portion of Sections 34 and 35, Township 24 South, Range 17 East, Pasco County, Florida, recorded in the Official Records of Pasco County in Plat Book 61, Pages 27-62, and provide a maintenance start date, which shall be **November 2023**, with an option to opt-out of such maintenance for individual lot owners who affirmatively acknowledge its responsibility to maintain its lot, including any portion within the Maintenance Area.

SECTION 4. If any provision of this Resolution is held to be illegal or invalid, the other provisions shall remain in full force and effect.

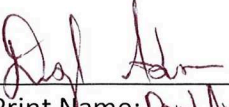
SECTION 5. This Resolution shall become effective upon its passage and shall remain in effect unless rescinded or repealed.

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PASSED AND ADOPTED this 1st day of November 2023.

ATTEST:

**LAKESIDE COMMUNITY DEVELOPMENT
DISTRICT**



Print Name: Daryl Adams



Chairperson, Board of Supervisors

Exhibit A: Maintenance Area

