



ARS

Annual Report Summary

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DRI #130 - CYPRESS BANKS MANATEE COUNTY RY 2012-13

On November 16, 1989, Manatee County granted a Development Order to Schroeder-Manatee Ranch (SMR) Development Corporation for a four-phase, 1,790-acre residential, commercial and hotel resort development in southeastern Manatee County along S.R. 70, approximately two miles east of I-75. Only Phase 1 had initially been granted specific approval.

The Development Order has been previously amended a total of nine times, most recently on December 4, 2008 (Ordinance No. 08-69). The amendments have cumulatively: modified the development plan in terms of land use acreages and entitlement locations; extended the buildout and commencement dates for each phase; altered the transportation requirements; cumulatively added 2,167.3 acres to the east and southeast boundary of the project; ultimately granted specific approval of all project phases; added 10,174 sq. ft. of commercial uses and 274 residential units; added nine project access points; and corresponding Map H and Development Order modifications. The Phases 3 & 4 buildout date and the Development Order expiration date have all been extended by four years in association with the establishment of Subsection 380.06(19)(c)2., F.S., 326 days to account for the three Executive Orders executed by the Governor during 2011, plus one year and 121 days to account for four Executive Orders enacted during 2012. The Development Order now expires on October 28, 2023.

The currently-approved phasing schedule is as follows:

PHASE	BUILDOUT	RETAIL (Sq. Ft.)	RESIDENTIAL (Units)
1	August 7, 2000	0	1,405
2	August 7, 2005	46,856	1,405
3	October 28, 2019*	166,818	1,406
4	October 28, 2023*	0	1,766
TOTAL		213,674	5,982 (4,912 SF/1,070 MF)

* - The Phase 3-4 buildout dates are reflective of extension periods identified above.

PROJECT STATUS

Development this Reporting Year: 195 single-family residential units were completed during the reporting period. In addition, 111 more single-family residential units were reportedly under construction as of the end of the reporting period.

Cumulative Development: a total of 4,348 single-family and 352 multi-family residential units have been completed in addition to 96,180 sq. ft. of commercial development.

Projected Development: No specific development activity has been identified for the next reporting year. However, it would be anticipated that the single-family units identified as “under construction” above would be completed, at minimum.

SUMMARY OF DEVELOPMENT ORDER CONDITIONS

1. Condition D.(1) initially obligated the Developer to conduct quarterly surface water and groundwater quality monitoring for the 1,790-acres originally approved as the Cypress Banks DRI. The Condition further recognized that such monitoring must continue until two years after buildout with results submitted with all subsequent Annual Reports. Manatee County Natural Resources Department (MCNRD) staff subsequently concluded that the Developer has satisfied all **surface water** quality monitoring requirements associated with the original parcel as well as the various project expansions, including the 290.9-acre Greenbrook II addition (approved in 2003), the 991-acre SE Sector addition (approved in 2005), and an unnamed 178.4-acre addition approved in 2008. However, the Developer remains obligated to continue to conduct quarterly **groundwater** monitoring at three locations (GW-504, GW-604 & GW-704) with results provided in each Annual Report. In this regard, results of the March 27, 2012, June 12, 2012, September 13, 2012, and November 29, 2012 quarterly groundwater monitoring events were all submitted in conjunction with the RY 2012-13 Annual Report. The following serves as a summary of the monitoring results:
 - Iron (*Fe*) levels were in excess of State standards (i.e. 0.3 mg/L) at all three monitoring stations during each monitoring event;
 - color exceeded the maximum State criterion (i.e. 15 pcu) at two or more of the monitoring stations in three of the four monitoring events;
 - Sulfate (*SO₄*) levels exceeded the maximum State criterion (i.e. 250 mg/L) at two (or more) monitoring stations during all four monitoring events and all in one instance;
 - recorded Total Dissolved Solids (*TDS*) exceeded the maximum State criterion (i.e. 500 mg/L) at two (or more) monitoring stations during all four monitoring events; and
 - pH results were below the minimum criterion (i.e. 6.5) at all monitoring stations during all four monitoring events.

Under separate correspondence, the Developer’s representative has previously attributed the majority of unfavorable groundwater monitoring results to the current location of Station GW-704 and the potential influence of surface water runoff. In conclusion, the Developer had previously proposed to plug and abandon the current station and install a new location “on the other side of the same wetland.” Manatee County shall determine whether such alternative monitoring station is appropriate and acceptable.

2. The Developer has previously submitted the *Final Drainage Plan* for Phase 1 and a *Non-Potable Water Use Plan for Landscape and Irrigation*, consistent with Conditions E.(7) and H.(3), respectively. The Developer continues to reflect that these Conditions are met within each Preliminary Development Plan submitted and/or prior to each sub-phase construction permit issued.

3. The Developer has previously executed agreements with the Manatee County School Board to dedicate 40 acres and option to purchase an additional 58 acres, consistent with Condition H.(9).
4. The Developer submitted the results of the annual traffic count monitoring, the majority of which appear to have been conducted on January 15-16, 2013. The project, which was approved to generate 4,924 overall p.m. peak hour external trips (2,973 Inbound/1,951 Outbound) based on the 2007 Development Order Amendment, is currently generating 4,005 p.m. peak hour external trips (2,280 Inbound/1,775 Outbound), approximately 81.34% of the approved trips.
5. The Developer has created a perpetual and financially responsible entity, Lakewood Ranch Community Development District 1 (the "District"), which will be responsible for the operation and maintenance of the stormwater management systems, open space, and wetlands. It is the intention of the Developer to transfer these functions to the District as areas are platted.

DEVELOPER OF RECORD

SMR Communities Joint Venture, 14400 Covenant Way, Bradenton, FL 34202 is the firm responsible for adhering to the conditions of the Development Order.

DEVELOPMENT ORDER COMPLIANCE

The project appears to be proceeding in a manner consistent with the Development Order. Manatee County is responsible for ensuring compliance with the terms and conditions of the Development Order.