

CENTRAL CHARLOTTE COUNTY DRAINAGE DISTRICT

Water Control Plan

(October 1, 2000)

Section 298.225 of the Florida Statutes requires each water control district to develop or revise its water control plan to reflect the minimum requirements set forth in Section 298.225(3). The Board of Supervisors of the Central Charlotte County Drainage District have developed and revised the water control plan for the Central Charlotte County Drainage District as follows:

1. **Introduction and History.** The Central Charlotte County Drainage District (sometimes referred to herein as "District") was created pursuant to the provisions of Chapter 298 of the Florida Statutes by order of the Circuit Court of the Twelfth Judicial Circuit on January 6, 1966. The formation was ratified by Special Act of the Florida Legislature, Chapter 69-932, which was filed in the Office of Secretary of State on July 3, 1969. The following lands in Township 41 South, Range 23 East, were originally incorporated into the District:

All of Section 1; all of Section 2; the E $\frac{3}{4}$ of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of Section 10; the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the W $\frac{1}{2}$ of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of Section 11; all of Section 12; all of Section 13; the NE $\frac{1}{4}$ and the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 14; and the N $\frac{1}{2}$ of Section 24.

The boundaries of the District and lands incorporated in the District were modified and reduced by Order of the Circuit Court of the Twentieth Judicial Circuit, Case No. 92-45-CA which was entered on May 25, 1993. The lands currently comprising the District total 1,440 acres and are described as follows:

All of Section 2; the E $\frac{3}{4}$ of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of Section 10; the N $\frac{1}{2}$ of the NW $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 11; the W $\frac{1}{4}$ of Section 12; and the E $\frac{1}{2}$, and the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 14, all in Township 41 South, Range 23 East, Charlotte County, Florida.

Attached hereto as Exhibit "A" is a copy of a Section Map outlining the location of the above-described land.

When the District was established, the lands were surveyed and a water control plan was implemented for the primary purpose of flood control and drainage. Canals and ditches were constructed according to the engineering drawings which were adopted and approved. The District has maintained and improved the canals and ditches over the years to enhance and improve the agricultural viability of lands encompassing the District.

The budgeted revenues of the District primarily include assessments levied at the annual rate of \$12.00 per acre. The District's funds are expended for administrative expenses and for facility maintenance as set forth on the budget, a copy of which is attached to this

Plan. While revenues are limited, the landowners in the District and the District endeavor to assure the lands are operational for best management practices concerning agricultural land uses. The District monitors uses of land and is aware agricultural activities comply with water consumption and other rules for the use of surface and ground water.

The preparation of this Water Control Plan will not result in a revision of the District's current plan nor will it require the alteration or increase of any levy of assessments or charges, a change in the use of said assessments or taxes, or substantial change to District facilities. As a result, the provisions of Section 298.301(2)-(9) of the Florida Statutes do not apply to the adoption process of this Water Control Plan.

2. Narrative Descriptions of the Statutory Responsibilities and Powers of the Water Control District. The statutory responsibilities and powers of the Central Charlotte County Drainage District are set forth in Chapter 298 of the Florida Statutes. The primary responsibility of the District is to develop and implement a water control plan for the land and properties located within the boundaries of the District. The purpose of the plan is to assure proper water control structures and facilities are constructed and maintained in accordance with applicable laws and regulations. The powers of the District, which are generally vested in the Board of Supervisors, relate to the construction and maintenance of the District's facilities.

The District has the statutory power to clean, straighten, open, widen or change the course and flow, alter or deepen any canal, ditch, drain, river, watercourse, or natural stream; and to construct ditches, canals, dikes, dams and other facilities within the District. In addition, the District is empowered to build and construct other works and improvements deemed necessary to preserve and maintain the works in or out of the District, including, without limitation, bridges, roadways over levees and embankments, pumping stations, and other such facilities. For the purpose of exercising its duties and responsibilities, the District has the power to hold, control and acquire by donation, purchase or eminent domain, land and easements for drainage projects and other allowed works of the District. With respect to condemnation of land, the procedures set forth in Chapter 73 of the Florida Statutes must be followed.

The broad powers of District include the power to contract with others and to employ persons to implement the works and improvements necessary to achieve water control activities, including flood protection, water quantity management, and water quality protection and improvements. The District has the power to assess and collect reasonable fees, to levy assessments based on acreage, and to issue bonds to finance the cost of improvements and to provide for maintenance of the work and facilities of the District.

3. Map delineating the Legal Boundary of the District. A map of the District accompanies this narrative plan. The map delineates the legal boundaries of the District and location of ditches and canals. Included on the map is engineering data used in connection with the planning of existing facilities.

4. Narrative Descriptions of Land Use Within the District and all Existing District Facilities and their Purpose and Function, and a Map Depicting their Locations. The land within

the District is primarily used for agricultural pursuits. The bulk of the land is used for the cultivation of citrus. A small portion of the land in the District makes up a part of the Charlotte County Airport. The said portion, does not, however, include any of the Airport's runways or terminals. Lands not being so used are now vacant.

The existing facilities of the District include canals and ditches. The purpose and function of the canals and ditches is to control the flow of water and to provide flood control. With respect to the canals and ditches, the District also maintains culverts and embankments. The location of the said facilities are depicted on the map which accompanies this plan narrative. Additionally, the location of ditches maintained by the District are set forth on that Ditch Chart attached hereto as Exhibit "B".

5. Engineering Drawings and Narrative Describing each Facility's Capacity for the Management and Storage of Surface Waters. The canals and ditches have the capacity to manage and store the surface waters which are generated by annual rainfalls and by consumption of ground water. The District facilities are not used to store any potable water supplies. Stormwater control is the primary function of the District's facilities.

6. Description of any Environmental or Water Quality Program that the District has Implemented or Plans to Implement. While the District has not directly implemented environmental or water quality programs, it does monitor land uses within the District boundaries in an effort to assure compliance by landowners of applicable water use and water quality laws and regulations. Water wells within the District are monitored by the Southwest Florida Water Management District, and water quality is regularly tested. Other than providing oversight, the District does not plan to implement additional environmental or water quality programs. The District covers an extremely small land area. Its sole function is to provide for drainage and surface water control.

7. Map and Narrative Description of any Area Outside the District's Boundary for which the District Provides Services. The District provides no direct services for any area outside its boundary. Surface water does, however, drain from Sections 1, 12 and 13, Township 41 South, Range 23 East, onto lands located within the District. The said properties are located within the boundaries of the Charlotte Ranchettes Municipal Services Benefit Unit ("MSBU") which is a dependent special district in Charlotte County, Florida. While there are no agreements between the District and the MSBU, there has been cooperation with respect to the maintenance of some ditches and canals which serve both.

8. Detailed Descriptions of Facilities and Services that the District Plans to Provide Within 5 Years. The District shall continue to provide existing services and maintain existing facilities during the next 5 years. The existing facilities, as set forth above, include canals and ditches to hold and direct the flow of surface water, and ancillary structures such as culverts and embankments. Services provided will include the maintenance and operation of the canals, ditches and ancillary structures. As a result of the small area of the District and extremely limited revenues, no new facilities nor services are planned.

9. Description of Administrative Structures of the District. The District is operated by a board of three (3) supervisors. Each supervisor holds office for a three (3) year term; the

terms being staggered. The Secretary/Treasurer of the District maintains the accounts of the District and pays normal expenditures. The Board of Supervisors, pursuant to Section 298.20 of the Florida Statutes, provides compensation to the Secretary/Treasurer for work done. The President of the District is responsible for the day-to-day operation of the District. There are no other employees of the Central Charlotte County Drainage District, and the District has not employed a superintendent of operations.

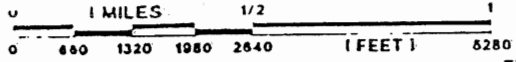
10. Agreements Between District and Other Governmental Entities. There are no agreements between the District and other governmental entities.

11. Engineer's Report. The District has utilized the original engineering data as set forth on the accompanying plans and map with respect to the preparation and continuation of the existing Water Control Plan for the District, as suggested by representatives of the Southwest Florida Water Management District at meeting conducted on December 8, 1999.

12. District's Budget and Revenue Sources for Current Year. Attached to this plan is a copy of the Budget for the current year. The revenues of the District are obtained solely from non-ad valorem assessments levied pursuant to applicable provisions of Chapter 298 of the Florida Statutes. The District has endeavored to control administrative expenses to provide funding for maintenance projects and also to provide reserves for emergency maintenance when required.

TWP. 41S.-RNG. 23E.

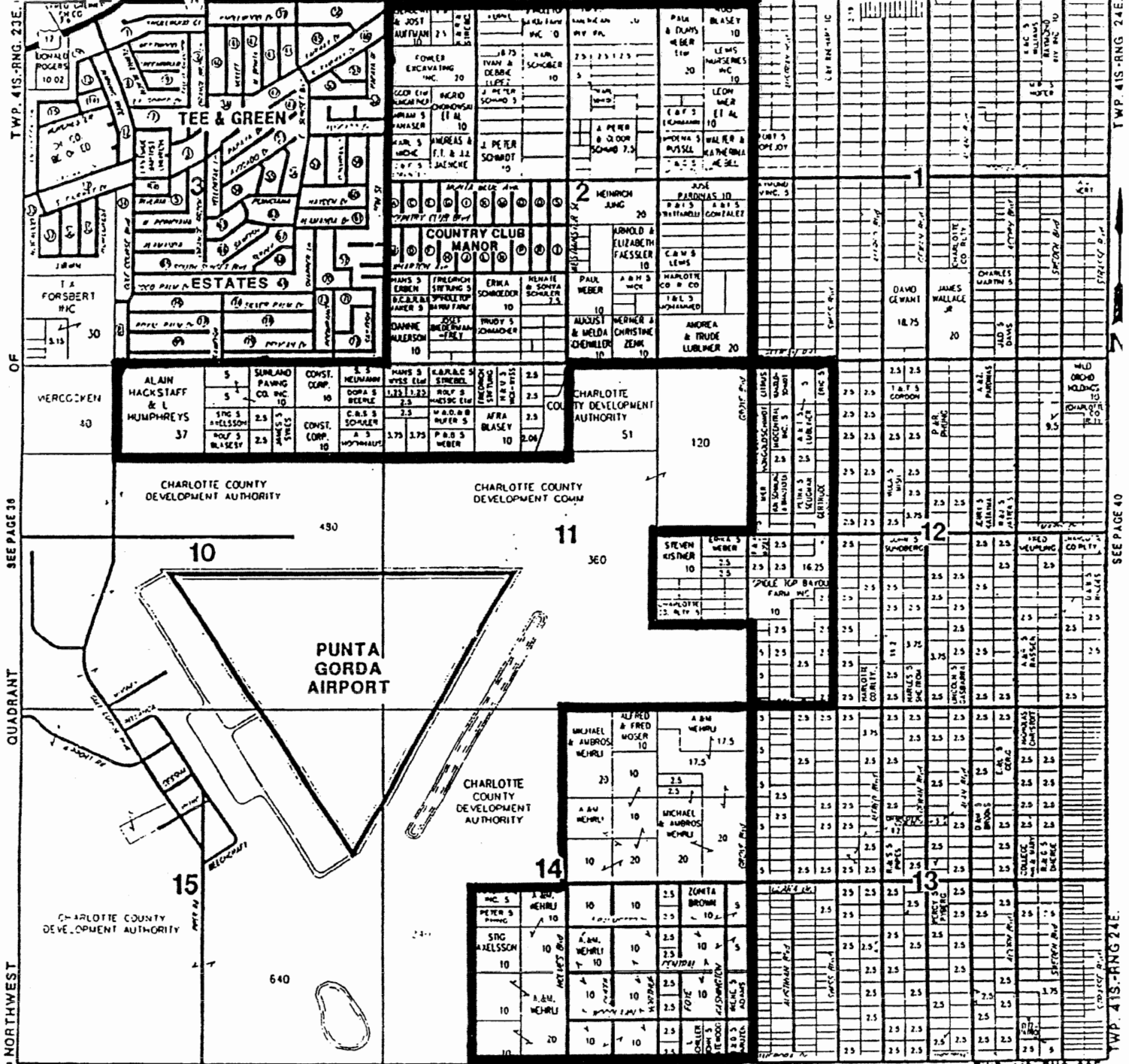
NORTHEAST QUADRANT
CHARLOTTE COUNTY, FLORIDA



SEE PAGE 17

TWP. 40S.-RNG. 23E.

TWP. 40S.-RNG. 23E.



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QUADRANT

NORTHWEST

SOUTHEAST © 1992, REVISED 1997, FLORIDA PLATS

QUADRANT

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OF

TWP. 41S.-RNG. 23E.

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TWP. 41S.-RNG. 24E.

Hwy 74

Blaesy Dr.

Poplar Dr.

Wharton Dr.

Grove Blvd.

Austrian

WISS

Section 12

Maris Dr.

Grove Blvd.

90

Section 14

V-II

v-ii pa

V-I

D

V-3

V-3

Central Charlotte County Drainage District

Ditch Chart

EXHIBIT B

