### Weiberg Road Community Development District

Meeting Agenda

April 24, 2024

# AGENDA

# Weiberg Road Community Development District

219 E. Livingston St., Orlando, Florida 32801 Phone: 407-841-5524 – Fax: 407-839-1526

April 17, 2024

Board of Supervisors Weiberg Road Community Development District

Dear Board Members:

A meeting of the Board of Supervisors of the Weiberg Road Community Development District will be held on Wednesday, April 24, 2024, at 10:30 AM at 346 E. Central Ave., Winter Haven, FL 33880.

Zoom Video Link: <a href="https://us06web.zoom.us/j/89334406269">https://us06web.zoom.us/j/89334406269</a>

**Zoom Call-In Number**: 1-646-876-9923

**Meeting ID**: 893 3440 6269

Following is the advance agenda for the meeting:

### **Board of Supervisors Meeting**

- 1. Roll Call
- 2. Public Comment Period (¹Speakers will fill out a card and submit it to the District Manager prior to the beginning of the meeting)
- 3. Approval of Minutes of the February 28, 2024 Board of Supervisors Meeting and March 5, 2024 Continued Board of Supervisors Meeting
- 4. Public Hearings
  - A. Public Hearing on the Imposition of Special Assessments on Boundary Amendment Area
    - i. Presentation of Amended and Restated Engineer's Report
    - ii. Presentation of Amended and Restated Master Assessment Methodology
    - iii. Consideration of Resolution 2024-04 Levying Special Assessments on Boundary Amendment Area
    - iv. Consideration of Amended and Restated Master Notice of Special Assessments
  - B. Public Hearing on the District's Use of the Uniform Method of Levying, Collection, and Enforcement of Non-Ad Valorem Assessments on Boundary Amendment Area
    - i. Consideration of Resolution 2024-05 Expressing the District's Intent to Utilize the Uniform Method of Collection

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<sup>&</sup>lt;sup>1</sup> Comments will be limited to three (3) minutes

- 5. Staff Reports
  - A. Attorney
  - B. Engineer
  - C. District Manager's Report
    - i. Approval of Check Register
    - ii. Balance Sheet & Income Statement
- 6. Other Business
- 7. Supervisors Requests and Audience Comments
- 8. Adjournment

# MINUTES

# MINUTES OF MEETING WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT

The regular meeting of the Board of Supervisors of the Weiberg Road Community Development District was held Wednesday **February 28, 2024** at 10:30 a.m. at 346 E. Central Ave., Winter Haven, FL 33880.

### Present and constituting a quorum:

Lauren SchwenkVice ChairpersonDaniel ArnetteAssistant SecretaryChuck CavarettaAssistant SecretaryBobbie HenleyAssistant Secretary

### Also present were:

Jill Burns District Manager, GMS

Roy Van Wyk *by Zoom* District Counsel, Kilinski Van Wyk Savannah Hancock *by Zoom* District Counsel, Kilinski Van Wyk

Rey Malave *by Zoom* District Engineer, Dewberry Chace Arrington *by Zoom* District Engineer, Dewberry

### FIRST ORDER OF BUSINESS

### **Roll Call**

Ms. Burns called the meeting to order and called the roll. Four Board members were present constituting a quorum.

### **SECOND ORDER OF BUSINESS**

### **Public Comment Period**

There were no members of the public present for the meeting.

### THIRD ORDER OF BUSINESS

Approval of Minutes of the January 24, 2024 Board of Supervisors Meeting

Ms. Burns presented the minutes from the January 24, 2024 Board of Supervisors meeting and asked for any questions, comments or corrections. The Board had no changes to the minutes.

On MOTION by Ms. Henley, seconded by Mr. Arnette, with all in favor, the Minutes of the January 24, 2024 Board of Supervisors Meeting, were approved.

### FOURTH ORDER OF BUSINESS

# Presentation and Approval of Amended and Restated Engineer's Report dated February 28, 2024

Mr. Malave noted this report incorporates the changes to the land use and total boundary of the District. It incorporates the second approval, number of units and provides all the listings of all of the capital improvements proposed for the project and total dollars changed to incorporate that quantity with the total being \$27,685,057.22. He noted these are adequate costs to provide for the construction of the capital improvements and they believe they are adequate. He noted there will be some minor changes of staff comments that were provided so they propose approval as amended with the minor staff comments.

Ms. Hancock asked based on his experience, are the cost estimates in your Engineer's Report supplemented, reasonable and proper. Mr. Malave stated yes, they are. Ms. Hancock asked if he has any reason to believe that the capital improvement plan cannot be carried out by the District. Mr. Malave stated he does not.

On MOTION by Ms. Henley, seconded by Mr. Cavaretta, with all in favor, the Amended and Restated Engineer's Report dated February 28, 2024, was approved.

### FIFTH ORDER OF BUSINESS

Presentation and Approval of Amended and Restated Master Assessment Methodology dated February 28, 2024

Ms. Burns stated these updates to the Master Assessment Methodology are in relation to the boundary amendment that was approved and is based on the Engineer's Report that Rey just reviewed for the Board. The total District will have 956 single family units. There is \$27,685,867 for the CIP cost estimates tied to the Engineer's Report. Table 3 shows estimated bond sizing of \$36,450,000. Table 4 shows the improvement cost per unit for the 956 single family product types. The par debt per unit would be \$38,128. Table 6 shows the net and gross annual debt assessment per unit. The gross annual debt assessment per unit taking into account the early payment discounts and collection fees collected on the Polk County tax bill is \$2,803. Table 7 shows the preliminary assessment roll. All of the parcels and property owners within the community are listed, total of

346.1 acres. The legal description that is attached will be updated once the advised legal description is received from Rey.

Ms. Hancock asked in your professional opinion does the land subject to the assessments receive special benefits from the District's capital improvement plan. Ms. Burns answered yes, they do. Ms. Hancock asked in your professional opinion are the master assessments reasonably apportioned among the subject to the special assessments. Ms. Burns answered yes. In your professional opinion, is it reasonable, proper and just to assess the cost of the capital improvement plan as a system of improvement and against the land and District in accordance with your methodology. Ms. Burns stated yes, it is. Ms. Hancock asked is it your opinion that the special benefits the land will receive as set forth in the assessment roll will be equal to or in excess of the maximum master assessments there when allocated as set forth. Ms. Burns noted yes. Ms. Hancock asked is it your opinion that it is in the best interest of the District that the assessments to be paid and collected in accordance with the methodology of the Districts assessment resolutions. Ms. Burns answered yes, it is.

On MOTION by Ms. Schwenk, seconded by Mr. Cavaretta, with all in favor, the Amended and Restated Master Assessment Methodology dated February 28, 2024, was approved.

### SIXTH ORDER OF BUSINESS

Consideration of Resolution 2024-01 Declaring Special Assessments on Boundary Amendment Parcels

Ms. Burns stated this resolution will kick off the assessment process on the boundary amendment parcels. They have already gone through that process for the existing District so this will be for the new lands that were just added to the District.

On MOTION by Ms. Schwenk, seconded by Mr. Arnette, with all in favor, Resolution 2024-01 Declaring Special Assessments on Boundary Amendment Parcels, was approved.

### SEVENTH ORDER OF BUSINESS

Consideration of Resolution 2024-02 Setting a Public Hearing on the Imposition of Special Assessments on Boundary Amendment Parcels Ms. Burns proposed this hearing be set for April 24<sup>th</sup> at 10:30 a.m. which is the regular April meeting because it requires a 30-day notice.

On MOTION by Ms. Schwenk, seconded by Mr. Arnette, with all in favor, Resolution 2024-02 Setting a Public Hearing for April 24<sup>th</sup> at 10:30 AM at 346 E. Central Ave., Winter Haven, Florida 33880 on the Imposition of Special Assessments on Boundary Amendment Parcels, was approved.

### **EIGHTH ORDER OF BUSINESS**

Consideration of Resolution 2024-03 Setting a Public Hearing Expressing the District's Intent to Utilize the Uniform Method of Levying, Collecting, and Enforcing Non-Ad Valorem Assessments on Boundary Amendment Parcels

Ms. Burns stated they have already gone through this process for the existing District so this will be to add the ability to collect on roll for the boundary amendment parcels. She suggested April 24<sup>th</sup> at 10:30 a.m. for the hearing at this location.

On MOTION by Mr. Cavaretta, seconded by Mr. Arnette, with all in favor, Resolution 2024-03 Setting a Public Hearing Expressing the District's Intent to Utilize the Uniform Method of Levying, Collecting, and Enforcing Non-Ad Valorem Assessments on Boundary Amendment Parcels for April 24<sup>th</sup> at 10:30 AM at 346 E. Central Ave., Winter Haven, Florida 33880, was approved.

### NINTH ORDER OF BUSINESS

Presentation and Approval of Supplemental Assessment Methodology for Assessment Area One date December 27, 2023

Ms. Burns noted this has been updated with the most recent bond sizing provided by FMS. This will be updated with the final terms of the bonds when they have final pricing. Based on the current estimates it is 206 single family units in Assessment Area One. Cost estimate for Assessment Area One project is \$5,981,802. Table 3 shows an estimated bond sizing of \$5.1M. Table 4 outlines the improvement cost for those 206 units and par debt is \$24,757. Net annual debt assessment is listed at \$1,750 and that is \$1,882 gross when factoring in the collection cost and

early payment discounts. Table 7 shows the preliminary assessment roll total of 57.36 acres within Assessment Area One. Mr. Malave noted they are working on the legal.

On MOTION by Ms. Henley, seconded by Mr. Arnette, with all in favor, the Supplemental Assessment Methodology for Assessment Area One date December 27, 2023, was approved.

#### TENTH ORDER OF BUSINESS

Review and Ranking of Proposals Received for Eagle Landing Phase 1 RFP for Construction Services and Authorizing Staff to Send Notices of Intent to Award (to be provided under separate cover)

Ms. Burns noted that these proposals are still under review and the intent is to continue this meeting to next week.

#### ELEVENTH ORDER OF BUSINESS

Consideration of 2024 Non-Ad Valorem Contract Agreement with Polk County Property Appraiser

Ms. Burns asked for a motion to approve this renewal.

On MOTION by Mr. Cavaretta, seconded by Mr. Arnette, with all in favor, the 2024 Non-Ad Valorem Contract Agreement with Polk County Property Appraiser, was approved.

### TWELFTH ORDER OF BUSINESS

**Staff Reports** 

#### A. Attorney

Ms. Hancock had nothing further to report.

### B. Engineer

Mr. Malave had nothing further to report.

### C. District Manager's Report

### i. Approval of the Check Register

Ms. Burns presented the check register that is in the agenda package for review and approval. The total is \$30,769.87. She would be happy to answer any questions.

On MOTION by Mr. Cavaretta, seconded by Ms. Henley with all in favor, the Check Register totaling \$30,769.87, was approved.

### ii. Balance Sheet & Income Statement

Ms. Burns presented the financials which were included in the agenda package for the Board's review.

### THIRTEENTH ORDER OF BUSINESS Other Business

There being no comments, the next item followed.

### FOURTEENTH ORDER OF BUSINESS Supervisors Requests and Audience Comments

There being no comments, the next item followed.

### FIFTEENTH ORDER OF BUSINESS Adjournment

Ms. Burns asked for a motion to adjourn the meeting.

On MOTION by Ms. Henley, seconded by Mr. Arnette, with all in favor, the Meeting was continued to March 5, 2024 at 1:15 p.m. at 375 Ave. A SE, Winter Haven, Florida.

Secretary/Assistant Secretary	Chairman/Vice Chairman

# MINUTES OF MEETING WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT

The continued meeting of the Board of Supervisors of the Weiberg Road Community Development District was held Tuesday **March 5, 2024** at 1:15 p.m. at 346 E. Central Ave., Winter Haven, FL 33880.

### Present and constituting a quorum:

Lauren SchwenkVice ChairpersonChuck CavarettaAssistant SecretaryBobbie HenleyAssistant Secretary

Also present were:

Jill Burns District Manager, GMS

Roy Van Wyk *by Zoom* District Counsel, Kilinski Van Wyk Savannah Hancock *by Zoom* District Counsel, Kilinski Van Wyk

Rey Malave by Zoom District Engineer, Dewberry Chace Arrington by Zoom District Engineer, Dewberry

### FIRST ORDER OF BUSINESS

Ms. Burns called the meeting to order and called the roll. Three Board members were present constituting a quorum.

Roll Call

### SECOND ORDER OF BUSINESS Public Comment Period

There were no members of the public present for the meeting.

### THIRD ORDER OF BUSINESS Review and Ranking of Proposals

Received for Eagle Landing Phase 1 RFP for Construction Services and Authorizing Staff to Send Notices of Intent to Award (to

be provided under separate cover)

Ms. Burns stated that this item is not ready to be awarded at this time and the item will be tabled for the time being.

### FORTH ORDER OF BUSINESS Staff Reports

### A. Attorney

There being no comments, the next item followed.

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There being no comments, the next item followed.

### C. District Manager's Report

There being no comments, the next item followed.

### FIFTH ORDER OF BUSINESS

**Other Business** 

There being no comments, the next item followed.

### SIXTH ORDER OF BUSINESS

**Supervisors Requests and Audience Comments** 

There being no comments, the next item followed.

**SEVENTH ORDER OF BUSINESS** 

Continuation of Meeting to Wednesday, March 20, 2024 at 1:15 PM at 375 Ave. A SE, Winter Haven, Florida

Ms. Burns stated that this meeting will be continued on March 20, 2024 at 1:15 p.m.

On MOTION by Ms. Schwenk, seconded by Mr. Cavaretta, with all in favor, the Meeting was continued to March 20, 2024 at 1:15 p.m. at 375 Ave. A SE, Winter Haven, Florida.

Secretary/Assistant Secretary	Chairman/Vice Chairman

# SECTION IV

## SECTION A

# SECTION 1

**REFERENCE NO. 50158254** 

### WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT

Amended and Restated Engineer's Report

**FEBRUARY 28, 2024** 



### **ORIGINAL**

SUBMITTED BY
Dewberry Engineers Inc.
800 North Magnolia Avenue
Orlando, Florida 32803
407.843.5120

SUBMITTED TO
Weiberg Road
Community Development District
219 East Livingston Street
Orlando, Florida 32801
407.841.5524

### Engineer's Report

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### List of Exhibits

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District as Amended Legal Description	. Exhibit 5
Summary of Proposed District Facilities	. Exhibit 6
Summary of Opinion of Probable Cost	. Exhibit 7
Land Use Map	. Exhibit 8
Future Land Use Map	. Exhibit 8
Drainage and Utilities Man	Eyhihit (



#### 1. Introduction

Weiberg Road Community Development District (the "District" or "CDD") is located entirely within the Town of Dundee ("Town"), Florida in Polk County ("County"), Florida. It is generally located along Weiberg Road, east and west of Detour Road and south of Lake Hatchineha Road. The District currently contains approximately 298.28 acres and consists of 713 residential lots. The impending boundary amendment to the District will include an additional 70 acres and 243 residential lots for a combined total of 366.81 acres and 956 single-family residential (SFR) lots with recreation/amenity areas, parks, and associated infrastructure for the development.

The CDD was established under the Town's ordinance O-22-27, which was approved by the Town Council on September 13, 2022. The District will own and operate the public roadways and stormwater management facilities, as well as the landscape, irrigation, signage, and recreational facilities within the development.

The expansion of the CDD was established under Town ordinance O-23-18 which was approved by the Town Council on January 12, 2024, 2023. The District will own and operate the public roadways and stormwater management facilities, as well as the landscape, irrigation, signage, and recreational facilities within the expansion.

The master developer ("Developer") is GLK Real Estate, LLC, which is based in Winter Haven, Florida. The development is approved as a Planned Development (PD) for residential units to be constructed in four (4) phases over an estimated five (5) year period. A land use summary is presented in Table 1.1.

Public improvements and facilities financed, acquired, and/or constructed by the District will be designed and constructed to conform to regulatory criteria from the Town, Southwest Florida Water Management District (SWFWMD), and other applicable agencies with regulatory jurisdiction over the development. An overall estimate of the probable cost of the public improvements are provided in Exhibit 7 of this report.

The Capital Improvement Plan (CIP) set forth in this Engineer's Report reflects the present intentions of the District and the landowners. It should be noted that the location of the proposed facilities and improvements may be adjusted during the final design, permitting, and implementation phases. It should also be noted that these modifications are not expected to diminish the benefits to the property within the District. The District reserves the right to make reasonable adjustments to the development plan to meet applicable regulatory requirements of agencies with jurisdiction over the development while maintaining a comparable level of benefits to the lands served by the improvements. Changes and modifications are expected as changes in regulatory criteria are implemented.

Table 1.1 Land Use Summary

LAND USE SUMMARY				
LAND USE	EXISTING DISTRICT AREA (AC)	BOUNDARY AMENDMENT AREA (AC)		
Master Stormwater System	45.32	9.86		
Residential Land (Single-Family Lots)	112.67	40.24		
Roadways Infrastructure & Public Facilities	50.24	15.23		
Open Space/Conservation Areas/Parks	123.85	4.68		
TOTAL	332.07	70		

Table 1.2 Lot Types

LAND USE SUMMARY			
LOT WIDTH	NUMBER OF LOTS		
55-ft SRF Lots	921		
64-ft SFR Lots	35		
TOTAL	956		



Implementation of any proposed facilities or improvements outlined in this report requires written approval from the District's Board of Supervisors. Estimated costs outlined in this report are based on the best available information, which includes but is not limited to previous experience with similar projects. Actual costs could be different than estimates as final engineering and specific field conditions may affect construction costs.

All roadway improvements including sidewalks in the right-of-way and storm drainage collection systems (from the curb inlets to their connection to the stormwater ponds) within the development will be maintained by the District. Water distribution and wastewater collection systems (gravity lines, force mains, and lift stations) will be dedicated to the Town of Dundee for ownership and maintenance upon completion.

### 2. Purpose and Scope

The purpose of this report is to provide engineering support for the funding of the proposed improvements within the District. This report identifies the proposed public infrastructure to be constructed or acquired by the District along with an Opinion of Probable Construction Costs. The District will finance, construct, acquire, operate, and maintain all or specific portions of the proposed public infrastructure.

The predominant portion of this report provides descriptions of the proposed public infrastructure improvements, determination of estimated probable construction costs, and the corresponding benefits associated with the implementation of the described improvements. Detailed site construction plans and specifications have been completed and permitted for the improvements described herein. The engineer has considered and, in specific instances, has relied upon the information and documentation prepared or supplied by others to prepare this Engineer's Report.

### 3. The Development

The development will consist of 956 single-family residential units and associated infrastructure. The overall development is a planned residential community consisting of 366.81 acres along Weiberg Road, East of North Scenic Hwy (State Road 17). It is located entirely within the Town of Dundee. The zoning for the development is RSF-3 (moderate-density single family residential) and AL (limited agricultural). The future land use of the development is LDR (low density residential). The development will be constructed in multiple phases.

### 4. Capital improvements

The CIP consists of public infrastructure in the development. The primary portions of the CIP will provide for stormwater pond construction, roadways built to an urban roadway typical section, water, and sewer facilities including three lift stations, and off-site improvements (including turn lanes and extension of water and sewer mains to serve the development).

Stormwater structures and conveyance culverts will be constructed within the CIP, which will outfall into the various on- site stormwater ponds. These structures and pond areas comprise the overall stormwater facilities of the CIP.

Installation of the water distribution and wastewater collection system (including lift stations) will also occur at this time. Below-ground installation of telecommunications and cable television will occur but will not be funded by the District. The incremental cost of undergrounding power within the public rights-of-way or easements will be funded by the District.

As a part of the recreational component of the CIP, conservation areas will serve as passive parks within the development that are available to the public for utilization of the facilities. The recreational areas will have connectivity via sidewalks to the other portions of the District. The recreational areas will be open to the public and accessible by public roadways and sidewalks.



### 5. Capital improvement Plan Components

The CIP for the District includes the following:

### **5.1 Stormwater Management Facilities**

Stormwater management facilities consisting of storm conveyance systems and retention/detention ponds are contained within the District boundaries. Stormwater will be discharged via roadway curb and gutter and storm inlets. Storm culverts convey the runoff into the proposed retention ponds for water quality treatment and attenuation. The proposed stormwater systems will utilize dry retention and wet retention for biological pollutant assimilation to achieve water quality treatment. The design criteria for the District's stormwater treatment systems are regulated by the Town, County, and SWFWMD.

Federal Emergency Management Agency Flood Insurance Rate Map (FEMA FIRM) Panel Number 12105C0390G, dated December 22, 2016, demonstrates that the property is located within Flood Zones AE and X. Based on this information and the site topography, it appears that 100-year compensation will be located in areas where existing depressions will be impacted throughout the development and the 100-year flood volumes will be compensated as it is required by the County and FEMA.

During the construction of stormwater management facilities, utilities, and roadway improvements, the contractor will be required to adhere to a Stormwater Pollution Prevention Plan (SWPPP) as required by the Florida Department of Environmental Protection (FDEP) as delegated by the Environmental Protection Agency (EPA). The SWPPP will be prepared to depict the proposed recommended locations of required erosion control measures and staked turbidity barriers specifically along the downgradient side of any proposed construction activity. The site contractor will be required to provide the necessary reports as required by the National Pollutant Discharge Elimination System (NPDES) General Permit with erosion control, its maintenance, and any rainfall events that occur during construction activity.

### 5.2 Public Roadways

The proposed public roadway sections include a 24-foot roadway consisting of asphalt and with Miami curbs or Type F curb and gutter on both sides along with a 60-foot right-of-way. The proposed roadway section will consist of stabilized subgrade, a lime rock, crushed concrete, or cement-treated base and asphalt type roadway wearing surface. The proposed curb is to be 2-feet wide and placed along the edge of the proposed roadway section for purposes of protecting the integrity of the pavement and to provide stormwater runoff conveyance to the proposed stormwater inlets.

The proposed roadways will also require signage and pavement markings within the public rights-of-way, as well as street signs depicting street name identifications, and addressing, which will be utilized by the residents and public. As stated above, the District will fund roadway construction for all public roadways.

#### 5.3 Water and Wastewater Facilities

A potable drinking water system inclusive of a water main, gate valves, fire hydrants, and appurtenances will be installed. The water service provider will be the Town of Dundee. The water system will be designed to provide an equally distributed system that provides redundancy to the system. These facilities will be installed within the proposed public rights-of-way and will provide potable drinking water (domestic) and fire protection services to serve the entire District.

A domestic wastewater collection system inclusive of gravity sanitary sewer mains and sewer laterals will be installed. The gravity sanitary sewer mains will be a minimum of eight (8)-inch diameter PVC pipe systems. The gravity sanitary sewer lines will be placed inside of the proposed public rights-of-way, under the proposed paved roadways. Sewer laterals will branch off from these sewer lines to serve the development. Three lift stations are anticipated for this CIP. Flow from the lift stations shall be connected to a proposed force main that will pump to an existing force main that will connect to the Town's or Haines City's wastewater treatment facility. No water or sewer laterals will be placed within private lots or private property.



### 5.4 Off-Site Improvements

The District will provide funding for the anticipated turn lanes at the development entrances, which will be owned by the Town of Dundee and Polk County. Upon completion, the required inspections as well as final certifications of completions for the improvements will be obtained from the Town, County, SWFWMD, and FDEP (water distribution and wastewater collection systems).

#### 5.5 Amenities and Parks

The District will provide funding for an amenity center to include the following: parking areas, pavilion with restroom facilities, pool, all-purpose playfields, and walking trails to provide connectivity to the various amenity centers within the CDD. In addition, there will be passive parks throughout the development, which will include benches and walking trails. The amenities and parks will be open to the public.

### 5.6 Electric Utilities and Lighting

The electric distribution system thru the District is currently planned to be underground, The District presently intends to fund and construct the incremental cost of undergrounding of the electric conduits, transformer/cabinet pads, and electric manholes required by Duke Energy (Duke). Electric facilities will be maintained by Duke after the dedication to The District, with Duke providing underground electrical service to the development.

### 5.7 Entry Feature

Landscaping, irrigation, entry features, and walls at the entrances and along the outside boundary of the development will be provided by the District. The development will not be gated. The irrigation system will use an irrigation well. The well and irrigation water mains for the development's various phases will be constructed and acquired by the CDD with District funds and operated and maintained by the CDD. Landscaping for the roadways will consist of sod, perennial flowers, shrubs, ground cover, and trees for the internal roadways within the CDD. Perimeter fencing will be provided at the site entrances and perimeters, which will be funded, owned, and maintained by the CDD.

### 5.8 Miscellaneous

The stormwater improvements, landscaping and irrigation, recreational improvements, street lighting, and certain permits and professional fees as described in this report are being financed by the District to benefit all the developable real property within the District. The construction and maintenance of the proposed public improvements will benefit the development for the intended use as a single-family/residential planned development.

#### 5.9 Permitting

Construction permits for all phases are required and include the Town, County, SWFWMD, FDEP.

Following is a summary of required permits obtained or pending approval for the construction of the public infrastructure improvements for the District.



Table 5.1 Permit Status

		PERMIT STATUS		
PERMITS/APPROVALS	LANDINGS AT LAKE TRASK PHASE 1	LANDINGS AT LAKE TRASK PHASE 2	EAGLE LANDING	ALFORD RIDGE
Zoning Approval	Residential Planned Unit Development (RPUD)	Residential Planned Unit Development (RPUD)	Residential Planned Unit Development (RPUD)	Residential Planned Unit Development (RPUD)
Preliminary Plat	Approved	Approved	Approved	To be obtained
SWFWMD ERP	Approved	Approved	Approved	To be obtained
Construction Permits	Approved	Approved	Approved	To be obtained
FDEP Sanitary Sewer General Permit	Approved	To be obtained	Approved	To be obtained
FDEP Water Distribution General Permit	Approved	To be obtained	Approved	To be obtained
NOI	Approved – Polk County ROW	Approved – Polk County ROW	To be obtained – FDOT Access Drainage and Utility	To be obtained – Polk County ROW

#### 6. Recommendation

As previously described, the public infrastructure is necessary for the development and functional operation as required by the Town. The site planning, engineering design, and construction plans for the infrastructure are in accordance with the applicable requirements of the Town, SWFWMD, and FDEP. It should be noted that the infrastructure will provide its intended use and function provided the construction and installation are in substantial conformance with the design construction plans and regulatory permits.

Items utilized in the Opinion of Probable Costs of this report are based upon the proposed plan infrastructure as shown on construction drawings incorporating specifications in the most current SWFWMD, Polk County, and the Town regulations.

### 7. Report Modification

During the development and implementation of the designed public infrastructure improvements, it may be necessary to make modifications and/or deviations to the plans. However, if such deviations and/or revisions do not change the overall primary objective of the plan for such improvements, then the cost differences would not materially affect the proposed construction cost estimates.

### 8. Summary and Conclusion

The improvements as outlined are necessary for the functional development of the CDD. The CDD is being designed in accordance with current government regulatory requirements. The development will serve its intended function provided the construction is in substantial compliance with the design. Construction of the development is based upon current development plans.

### 9. Engineer's Certification

It is our professional opinion that the public infrastructure costs for the CIP provided in this report are reasonable to complete the construction of the public infrastructure improvements. Furthermore, the public infrastructure improvements will benefit and add value to lands within the District and the value is at least the same as the costs for said improvements. Assets will be purchased by the District at the lesser of fair market value or actual cost. All improvements financed by the District will be on land owned by, or subject to a permanent easement in favor of, the District or another governmental entity.

The Opinion of Probable Costs for the public infrastructure improvements is only an estimate and is not a guaranteed maximum price. The estimated costs are based upon current unit prices and on our



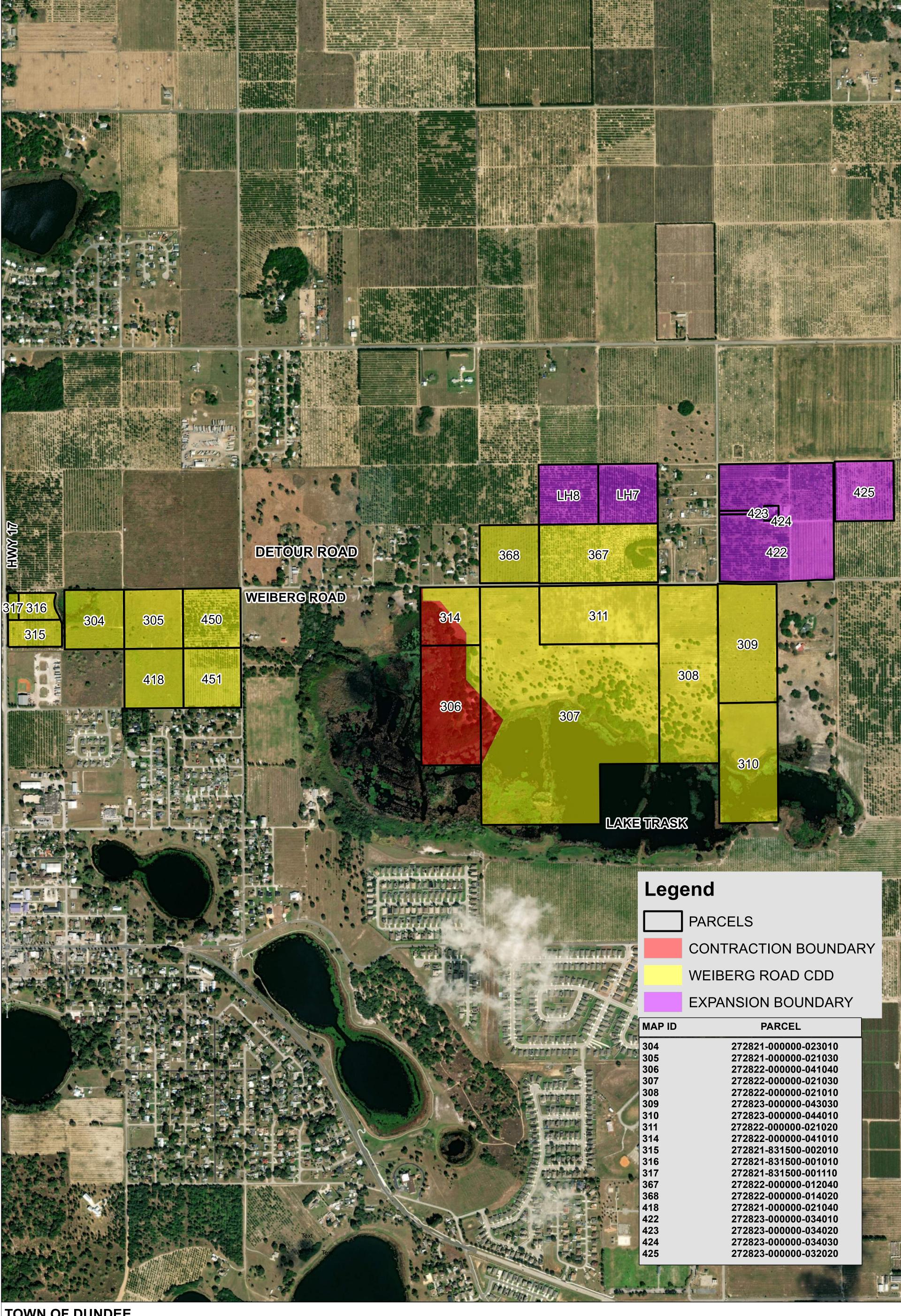
experience with ongoing and similar projects and basis in the county and the Town. However, labor market, future costs of equipment; materials, changes to the regulatory permitting agencies' activities, and the actual construction processes employed by the chosen site contractor are beyond the engineer's control. Due to this inherent opportunity for changes (upward or downward) in the construction costs, the total, final construction cost may be more or less than this estimate.

Based upon the presumption that the CIP construction continues in a timely manner, it is our opinion that the costs of the CIP proposed represent a system of improvements benefitting all developable property located within the District, are fair and reasonable, and that the District-funded improvements are assessable improvements within the meaning of Chapter 190, F.S. We have no reason to believe that the CIP improvements cannot be constructed at the cost described in this report. We expect the improvements to be constructed or acquired by the District with bond proceeds, as indicated within this report. We believe that the District will be well served by the improvements discussed in this report.

I hereby certify that the foregoing is a true and correct copy of the engineer's report for the Weiberg Road Community Development District.

Reinardo Malavé, P.E. Florida License No. 31588

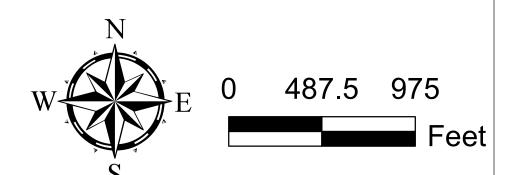




**TOWN OF DUNDEE** 

**EXHIBIT 1 - BOUNDARY MAP** WEIBERG ROAD CDD





### PARCEL 1

A PORTION OF SECTION 21, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE CENTER 1/4 CORNER OF SAID SECTION 21; THENCE N89°42'09"E, ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 21, A DISTANCE OF 28.76 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N89°42'09"E, A DISTANCE OF 2614.49 FEET TO A POINT ON THE EAST LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S00°20'44"E, ALONG SAID EAST LINE, A DISTANCE OF 1330.68 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S89°35'32"W, ALONG SAID SOUTH LINE, A DISTANCE OF 1322.69 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTH LINE OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S89°38'50"W, ALONG SAID SOUTH LINE, A DISTANCE OF 1292.33 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF SCENIC HIGHWAY NORTH PER FLORIDA DEPARTMENT OF TRANSPORTATION PER RIGHT OF WAY MAP PROJECT 5209—RD(8) OF POLK COUNTY; THENCE NO0°20'43"W, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 667.86 FEET TO THE POINT OF BEGINNING.

LESS ALL RECORDED INTERIOR ROAD RIGHT OF WAYS

CONTAINING 60 ACRES MORE OR LESS, PRIOR TO RIGHT OF WAY LESS OUTS.

### PARCEL 2

A PORTION OF SECTIONS 22 AND 23, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE CENTER OF SAID SECTION 22; THENCE NOO°22'02"W, ALONG THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 22, A DISTANÇE OF 665.61 FEET TO A POINT ON THE NORTH LINE OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22; THENCE N89°25'37"E, ALONG THE NORTH LINE, A DISTANCE OF 661.75 FEET TO A POINT ON THE WEST LÍNE OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22; THENCE NOO°21'01"W, ALONG THE WEST LINE, A DISTANCE OF 666.06 FEÉT; THENCE DEPARTING SAÍD WEST LINE, RUN N89°23'16"E, A DIŞTANCE OF 1323.90 FEET TO A POINT ON THE EAST LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22; THENCE SOO 18'59"E, ALONG THE EAST LINE, A DISTANCE OF 1333.94 FEET TO A POINT ON THE NORTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE N89°27'59"E, ALONG THE NORTH LINE, A DISTANCE OF 661.55 FEET TO A POINT ON THE WEST LINÉ OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 23; THENCE NOO'17'59"W, ALONG THE WEST LINE, A DISTANCE OF 1334.85 FEET; THENCE DEPARTING SAID WEST LINE, RUN N89'16'35"E, A DISTANCE OF 1964.64 FEET TO A POINT ON THE EAST LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 23; THENCE SOO'23'20"E, ALONG THE EAST LINE, A DISTANCE OF 666.19 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 23; THENCE S89°14'26"W, ALONG THE SOUTH LINE, A DISTANCE OF 655.23 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST 1/4 SOUTHWEST 1/4 OF SAID SECTION 23; THENCE SOO°21'33"E, ALONG THE EAST LINE, A DISTANCE OF 666.60 FEET NORTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 23; THENCE S89°12'18"W, ALONG THE NORTH LINE, A DISTANCE OF 655.58 FEET; THENCE DEPARTING SÁID NORTH LINE, RUN SOO'19'50"E, A DISTANCE OF 2669.06 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 23; THENCE S89°03'24"W, ALONG THE SOUTH LINE, A DISTANCE OF 656.93 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 22; THENCE NOO'18'07"W, ALONG THE EAST LINE, A DISTANCE OF 668.38 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE S89°27'51"W, ALONG THE SOUTH LINE, A DISTANCE OF 1323.07 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTIÓN 22; THENCE SOO 18'09"E, ALONG THE EAST LINE, A DISTANCE OF 667.48 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE S89°30'11"W, ALONG THE SOUTH LINE, A DISTANCE OF 1323.06 FEET TO A POINT OF THE WEST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE NOO'18'12"W, ALONG THE WEST LINE, A DISTANCE OF 667.27 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 22; THENCE S89°31'46"W, ALONG THE SOUTH LINE, A DISTANCE OF 661.93 FEET TO A POINT ON THE WEST LINE OF THE EAST 1/4 OF THE SOUTHWEST 1/4 OF THE SAID SECTION 22; THENCE NOO°18'50"W, ALONG THE WEST LINE, A DISTANCE OF 2000.36 FÉET TO A POINT ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 22; THENCE N89°24'17"E, ALONG THE SOUTH LINE, A DISTANCE OF 662.31 FEET TO THE POINT OF BEGINNING.

LESS ALL RECORDED INTERIOR ROAD RIGHT OF WAYS

CONTAINING 313 ACRES MORE OR LESS, PRIOR TO RIGHT OF WAY LESS OUTS.

LESS

**DESCRIPTION**: A parcel of land lying in Section 22, Township 28 South, Range 27 East, Polk County, Florida, and being more particularly described as follows:

COMMENCE at the Northwest corner of the Northeast 1/4 of the Northeast 1/4 of the Southwest 1/4 of said Section 22, run thence along the West line thereof, S.00°18'53"E, a distance of 20.00 feet to the South Right-of-Way of Weiberg Road, said point also being the POINT OF BEGINNING; thence along said South Right-of-Way, N.89°18'34"E, a distance of 50.00 feet to a point on a line 50.00 feet East of and parallel with the West line of the East 1/4 of the Southwest 1/4 of said Section 22; thence along said parallel line, S.00°18'53"E, a distance of 102.98 feet; thence N.90°00'00"E., a distance of 179.27 feet; thence S.36°19'39"E., a distance of 524.37 feet; thence S.00°30'16"E., a distance of 479.56 feet; thence S.41°56'49"E., a distance of 589.78 feet; thence S.26°37'41"W., a distance of 593.81 feet to the Southeast corner of the Northeast 1/4 of the Southwest 1/4 of Said Section 22; thence along the South line thereof, S.89°30'28"W, a distance of 661.93 feet to the Southwest corner of said Northeast 1/4; thence along the West line of the East 1/4 of the Southwest 1/4 of said Section 22, N.00°18'53"W, a distance of 1979.58 feet to the POINT OF BEGINNING.

Containing 26.915 acres, more or less.

NEW AMMENDED DISTRICT BOUNDARY CONTAINING 346.1 ACRES MORE OR LESS

**TOWN OF DUNDEE** 

# EXHIBIT 5 - DISTRICT AS AMMENDED WEIBERG RD CDD



### **Exhibit 6**

SUMMARY OF PROPOSED DISTRICT FACILITIES						
DISTRICT INFRASTRUCTURE	CONSTRUCTION	OWNERSHIP	CAPITAL FINANCING	OPERATION AND MAINTENANCE		
Stormwater Facilities	District	District	District Bonds	District		
Lift Stations/Water/Sewer	District	Town of Dundee	District Bonds	Town of Dundee		
Street Lighting	District	District**	District Bonds	Duke Energy**		
Road Construction	District	District	District Bonds	District		
Offsite Improvements	District	Polk County/Town of Dundee	District Bonds	Polk County/Town of Dundee		
Entry Feature & Signage	District	District	District Bonds	District		
Recreation Facilities/Amenities	District	District	District Bonds	District		

<sup>\*</sup>Costs not funded by bonds will be funded by the developer.
\*\*District will fund street lighting maintenance services.



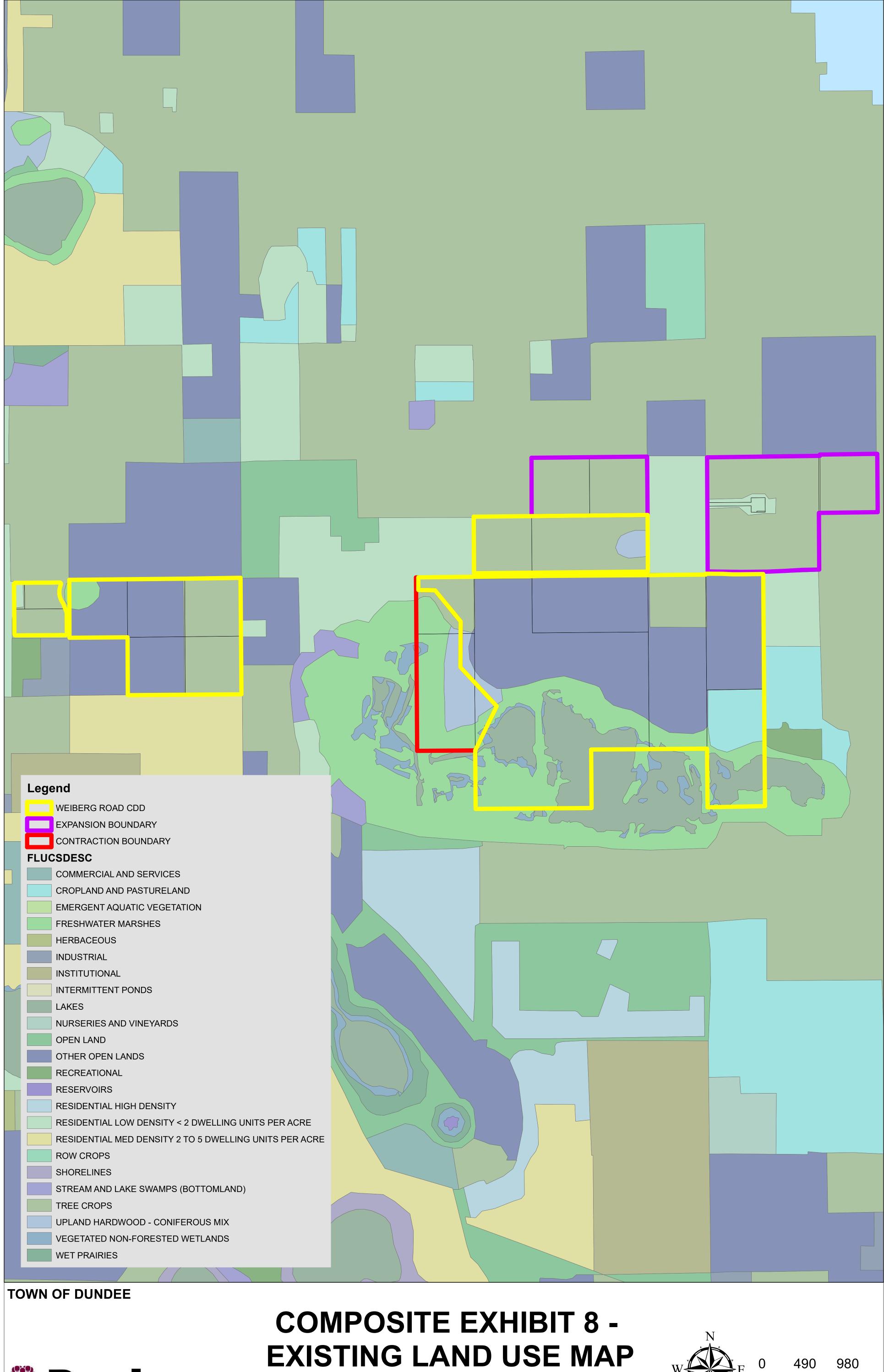
### SUMMARY OF OPINION OF PROBABLE COST EXHIBIT 7A

<u>Infrastructure</u>	Landing at Lake Trask Ph 1 404 Lots (Existing) 2022-2026	Landing at Lake Trask Ph 2A 103 Lots (Existing) 2022-2026	Landing at Lake Trask Ph 2B 65 Lots (Expansion) 2022-2026	Eagle Landing 206 Lots (Existing) 2022-2026	Alford Ridge 178 Lots (Expansion) 2022-2026	<u>Total</u> 956 Lots
Offsite Improvements (1)(5)(7)(11)	\$1,466,114.00	\$451,112.00	\$163,710.00	\$749,428.00	\$647,564.00	\$3,477,928.00
Stormwater Management (1)(2)(3)(5)(6)(7)	\$1,912,638.00	\$588,504.00	\$213,570.00	\$977,676.00	\$844,788.00	\$4,537,176.00
Utilities (Water, Sewer, & Street Lighting) (1)(5)(7) (9)(11)	\$3,327,168.00	\$1,023,992.00	\$371,610.00	\$1,701,148.00	\$1,469,924.00	\$7,893,842.00
Roadway (1)(4)(5)(7)	\$1,912,638.00	\$588,504.00	\$213,570.00	\$977,676.00	\$844,788.00	\$4,537,176.00
Entry Feature (1)(7)(8)(9)(11)	\$200,000.00	\$100,000.00	\$100,000.00	\$200,000.00	\$200,000.00	\$800,000.00
Parks and Amenities (1)(7)(11)	\$689,130.00	\$212,040.00	\$76,950.00	\$352,260.00	\$304,380.00	\$1,634,760.00
General Consulting (11)	\$950,768.80	\$296,415.20	\$113,941.00	\$495,818.80	\$431,144.40	\$2,288,088.20
Contingency (11)	\$1,045,845.68	\$326,056.72	\$125,335.10	\$545,400.68	\$474,258.84	\$2,516,897.02
TOTAL	\$11,504,302.48	\$3,586,623.92	\$1,378,686.10	\$5,999,407.48	\$5,216,847.24	\$27,685,867.22

### Notes:

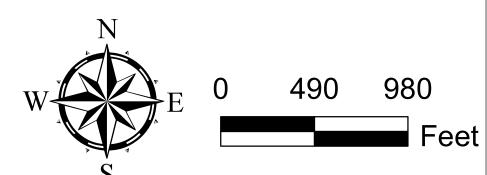
- (1) District to be constructed as four (4) phases.
- (2) Infrastructure consists of public roadway improvements, Stormwater management facilities, master sanitary sewer lift station and utilities, entry feature, landscaping and signage, and public neighborhood parks, all of which will be located on land owned by or subject to a permanent easement in favor of the District or another governmental entity.
- (3) Excludes grading of each lot in conjunction with home construction, which will be provided by home builder.
- (4) Includes Stormwater pond excavation. Does not include the cost of transportation of fill for use of private lots.
- (5) Includes sub-grade, base, asphalt paving, curbing, and civil/site engineering.
- (6) Includes subdivision infrastructure and civil/site engineering.
- (7) Stormwater does not include grading associated with building pads.
- (8) Estimates are based on 2024 cost.
- (9) Includes entry features, signage, hardscape, landscape, irrigation and fencing.
- (10) CDD will enter into a Lighting Agreement with Duke Energy for the lighting service. Includes only the incremental cost of undergrounding.
- (11) Estimates based on 956 lots.
- (12) The costs associated with the infrastructure are a master cost and is effectively shared by the entire project (All phases).

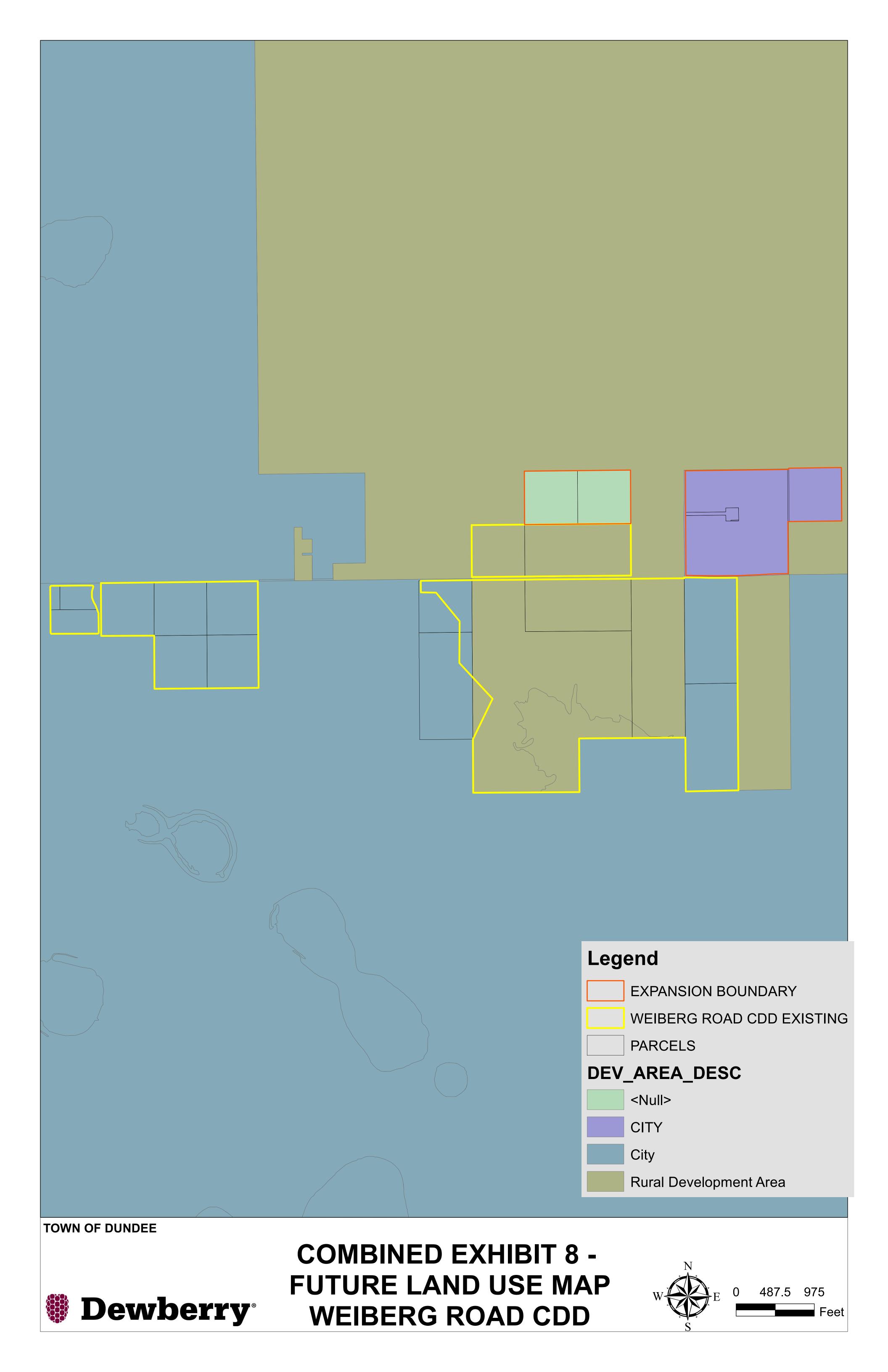


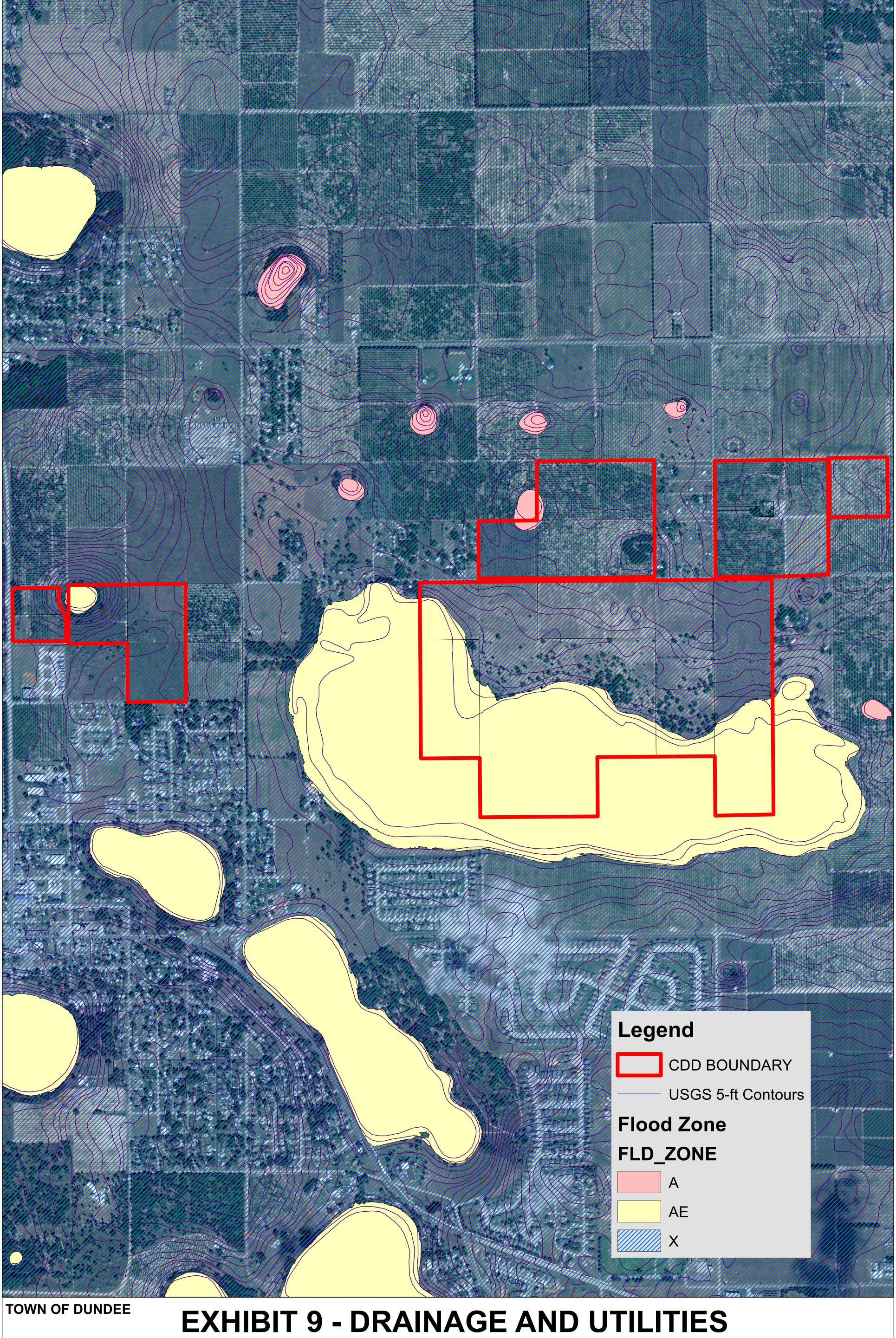


Dewberry

WEIBERG ROAD CDD







WEIBERG ROAD CDD

Feet



# SECTION 2

# AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY FOR WEIBERG ROAD

COMMUNITY DEVELOPMENT DISTRICT

Date: February 28, 2024

### Prepared by

Governmental Management Services - Central Florida, LLC 219 E. Livingston Street Orlando, FL 32801



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GMS-CF, LLC does not represent the Weiberg Road Community Development
District as a Municipal Advisor or Securities Broker nor is GMS-CF, LLC registered to
provide such services as described in Section 15B of the Securities and Exchange Act
of 1934, as amended. Similarly, GMS-CF, LLC does not provide the Weiberg Road
Community Development District with financial advisory services or offer
investment advice in any form.

### 1.0 Introduction

The Weiberg Road Community Development District is a local unit of special-purpose government organized and existing under Chapter 190, Florida Statutes, as amended (the "District"). The District plans to issue up to \$36,450,000 of tax exempt bonds in one or more series (the "Bonds") for the purpose of financing certain infrastructure improvements within the District, more specifically described in the Amended and Restated Engineer's Report dated February 28, 2024 prepared by Dewberry Engineers, Inc. as may be amended and supplemented from time to time (the "Engineer's Report"). The District anticipates the construction of public infrastructure improvements consisting of improvements that benefit property owners within the District.

### 1.1 Purpose

The Board of Supervisors ("Board") of the District previously approved the Master Assessment Methodology, dated September 21, 2022 (the "Master Report"). The Master Report established an assessment methodology the District followed to allocate debt assessments to properties within the District benefitting from the District's Capital Improvement Plan ("CIP"). Such assessments secure repayment of the Bonds. Since adoption of the Master Report, there have been expansions and contractions to the District's boundaries to add and remove parcels within the District, such that the total acreage within the District's boundaries has changed.

This Amended and Restated Master Assessment Methodology amends and restates the original approved Master Report (collectively, the "Assessment Report") provides for an assessment methodology that reflects the change in the District's Acreage.

This Assessment Report continues to allocate the debt to properties based on the special benefits each receives from the Capital Improvements. This Assessment Report will be supplemented with one or more supplemental methodology reports to reflect the actual terms and conditions at the time of the issuance of each series of Bonds issued to finance all or a portion of the Capital Improvements. This Assessment Report is designed to conform to the requirements of Chapters 190 and 170, Florida Statutes, with respect to special assessments and is consistent with our understanding of case law on this subject.

The District intends to impose non ad valorem special assessments on the benefited lands within the District based on this Assessment Report. It is anticipated that all of the proposed special assessments will be collected through the Uniform Method of Collection described in Chapter 197.3632, Florida Statutes or any other legal means of collection available to the District. It is not the intent of this Assessment Report to address any other assessments, if applicable, that may be levied by the District, a homeowner's association, or any other unit of government.

# 1.2 Background

The District currently includes approximately 346.1 acres within the Town of Dundee, Florida in Polk County, Florida. The development program currently envisions approximately 956 residential units (herein the "Development"). The proposed Development program is depicted in Table 1. It is recognized that such land use plan may change, and this Assessment Report will be modified accordingly.

The public improvements contemplated by the District in the CIP will provide facilities that benefit certain property within the District. The CIP is delineated in the Engineer's Report. Specifically, the District will construct and/or acquire certain offsite improvements, stormwater management, utilities, roadway, entry feature, parks and amenities, general consulting, and contingency. The acquisition and construction costs are summarized in Table 2.

The assessment methodology is a four-step process.

- 1. The District Engineer must first determine the public infrastructure improvements that may be provided by the District and the costs to implement the CIP.
- 2. The District Engineer determines the assessable acres that benefit from the District's CIP.
- 3. A calculation is made to determine the funding amounts necessary to acquire and/or construct CIP.
- 4. This amount is initially divided equally among the benefited properties on a prorated gross acreage basis. Ultimately, as land is platted, this amount will be assigned to each of the benefited properties based on the number of platted units.

# 1.3 Special Benefits and General Benefits

Improvements undertaken by the District create special and peculiar benefits to the assessable property, different in kind and degree than general benefits, for properties outside it's borders as well as general benefits to the public at large.

However, as discussed within this Assessment Report, these general benefits are incidental in nature and are readily distinguishable from the special and peculiar benefits, which accrue to the assessable property within the District. The implementation of the CIP enables properties within its boundaries to be developed. Without the District's CIP, there would be no infrastructure to support development of land within the District. Without these improvements, development of the property within the District would be prohibited by law.

There is no doubt that the general public and property owners outside the District will benefit from the provision of the District's CIP. However, these benefits will be incidental to the District's CIP, which is designed solely to meet the needs of property within the District. Properties outside the District boundaries do not depend upon the District's CIP. The property owners within the District are therefore receiving special benefits not received by those outside the District's boundaries.

# 1.4 Requirements of a Valid Assessment Methodology

There are two requirements under Florida law for a valid special assessment:

- 1) The properties must receive a special benefit from the improvements being paid for.
- 2) The assessments must be fairly and reasonably allocated to the properties being assessed.

Florida law provides for a wide application of special assessments that meet these two requirements for valid special assessments.

# 1.5 Special Benefits Exceed the Costs Allocated

The special benefits provided to the property owners within the District are greater than the costs associated with providing these benefits. The District Engineer estimates that the District's CIP that is necessary to support full development of property will cost approximately \$27,685,867. The District's Underwriter projects that financing costs required to fund the infrastructure improvements, including project costs, the cost of issuance of the Bonds, the funding of debt service reserves and capitalized interest, will be approximately \$36,450,000. Additionally, funding required to complete the CIP which is not financed with Bonds will be funded by GLK Real Estate, LLC or a related entity (the "Developer"). Without the CIP, the property would not be able to be developed and occupied by future residents of the community.

# 2.0 Assessment Methodology

### 2.1 Overview

The District is planning to issue up to \$36,450,000 in Bonds, in one or more series to fund the District's CIP, provide for capitalized interest, a debt service reserve account and cost of issuance. It is the purpose of this Assessment Report to allocate the \$36,450,000 in debt to the properties benefiting from the CIP.

Table 1 identifies the proposed land uses as identified by the Developer and current landowners of the land within the District. The District has relied on the Engineer's Report to develop the costs of the CIP needed to support the Development, these

construction costs are outlined in Table 2. The improvements needed to support the Development are described in detail in the Engineer's Report and are estimated to cost \$27,685,867. Based on the estimated costs, the size of the Bond issue under current market conditions needed to generate funds to pay for the CIP and related costs was determined by the District's Underwriter to total approximately \$36,450,000. Table 3 shows the breakdown of the bond sizing.

### 2.2 Allocation of Debt

Allocation of debt is a continuous process until the development plan is completed. The CIP funded by District Bonds benefits all developable acres within the District.

The initial assessments will be levied on an equal basis to all acres within the District. A fair and reasonable methodology allocates the debt incurred by the District proportionately to the properties receiving the special benefits. At this point all of the lands within the District are benefiting from the improvements.

Once platting, site planning, or the recording of declaration of condominium, ("Assigned Properties") has begun, the assessments will be levied to the Assigned Properties based on the benefits they receive. The Unassigned Properties, defined as property that has not been platted, assigned development rights or subjected to a declaration of condominium, will continue to be assessed on a per acre basis ("Unassigned Properties"). Eventually the development plan will be completed and the debt relating to the Bonds will be allocated to the planned 956 residential units within the District, which are the beneficiaries of the CIP, as depicted in Table 5 and Table 6. If there are changes to the development plan, a true up of the assessment will be calculated to determine if a debt reduction or true-up payment from the Developer is required. The process is outlined in Section 3.0

The assignment of debt in this Assessment Report sets forth the process by which debt is apportioned. As mentioned herein, this Assessment Report will be supplemented from time to time.

### 2.3 Allocation of Benefit

The CIP consists of offsite improvements, stormwater management, utilities, roadway, entry feature, parks and amenities, general consulting, and contingency. There are <u>two</u> residential product types within the planned development. The single family 55′ home has been set as the base unit and has been assigned one equivalent residential unit ("ERU"). Table 4 shows the allocation of benefit to the particular land uses. It is important to note that the benefit derived from the improvements on the particular units exceeds the cost that the units will be paying for such benefits.

# 2.4 Lienability Test: Special and Peculiar Benefit to the Property

Construction and/or acquisition by the District of its proposed CIP will provide several types of systems, facilities and services for its residents. These include offsite improvements, stormwater management, utilities, roadway, entry feature, parks and amenities, general consulting, and contingency. These improvements accrue in differing amounts and are somewhat dependent on the type of land use receiving the special benefits peculiar to those properties, which flow from the logical relationship of the improvements to the properties.

Once these determinations are made, they are reviewed in the light of the special benefits peculiar to the property, which flow to the properties as a result of their logical connection from the improvements in fact actually provided.

For the provision of CIP, the special and peculiar benefits are:

- 1) the added use of the property,
- 2) added enjoyment of the property, and
- 3) the probability of increased marketability and value of the property.

These special and peculiar benefits are real and ascertainable, but are not yet capable of being calculated as to value with mathematical certainty. However, each is more valuable than either the cost of, or the actual non-ad valorem special assessment levied for the improvement or the debt as allocated.

# 2.5 Lienability Test: Reasonable and Fair Apportionment of the Duty to Pay Non-Ad Valorem Assessments

A reasonable estimate of the proportion of special and peculiar benefits received from the public improvements described in the Engineer's Report is delineated in Table 5 (expressed as Allocation of Par Debt per Product Type).

The determination has been made that the duty to pay the non-ad valorem special assessments is fairly and reasonably apportioned because the special and peculiar benefits to the property derived from the acquisition and/or construction of the District's CIP have been apportioned to the property according to reasonable estimates of the special and peculiar benefits provided consistent with the land use categories.

Accordingly, no acre or parcel of property within the boundaries of the District will have a lien for the payment of any non-ad valorem special assessment more than the determined special benefit peculiar to that property and therefore, the debt allocation will not be increased more than the debt allocation set forth in this Assessment Report.

In accordance with the benefit allocation suggested for the product types in Table 4, a total debt per unit and an annual assessment per unit have been calculated for each product type (Table 6). These amounts represent the preliminary anticipated per unit debt allocation assuming all anticipated units are built and sold as planned, and the entire proposed CIP is developed or acquired and financed by the District.

# 3.0 True Up Mechanism

Although the District does not process plats, declaration of condominiums, site plans or revisions thereto for the Developer, it does have an important role to play during the course of platting and site planning. Whenever a plat, declaration of condominium or site plan is processed, the District must allocate a portion of its debt to the property according to this Assessment Report outlined herein. In addition, the District must also prevent any buildup of debt on Unassigned Property. Otherwise, the land could be fully conveyed and/or platted without all of the debt being allocated. To preclude this, at the time Unassigned Properties become Assigned Properties, the District will determine the amount of anticipated assessment revenue that remains on the Unassigned Properties, taking into account the proposed plat, or site plan approval. If the total anticipated assessment revenue to be generated from the Assigned and Unassigned Properties is greater than or equal to the maximum annual debt service then no adjustment is required. In the case that the revenue generated is less than the required amount then a debt reduction or true-up payment by the landowner in the amount necessary to reduce the par amount of the outstanding Bonds plus accrued interest to a level that will be supported by the new net annual debt service assessments will be required.

# 4.0 Assessment Roll

The District will initially distribute the liens across the property within the District boundaries on a gross acreage basis. As Assigned Property becomes known with certainty, the District will refine its allocation of debt from a per acre basis to a per unit basis as shown in Table 7. If the land use plan changes, then the District will update Tables 1, 4, 5 and 6 to reflect the changes. As a result, the assessment liens are neither fixed nor are they determinable with certainty on any acre of land in the District prior to the time final Assigned Properties become known. At this time the debt associated with the District's CIP will be distributed evenly across the acres within the District. As the development process occurs, the debt will be distributed against the Assigned Property in the manner described in this Assessment Report. The current assessment roll is depicted in Table 7.

TABLE 1
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
DEVELOPMENT PROGRAM
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

							ERUs	
	Landing at Lake	Landing at Lake	Landing at Lake	Eagle Landing	Alford Ridge		per Unit	
Product Types*	Trask Phase 1	Trask Phase 2A	Trask Phase 2B	Phase 1	Phase 1	Totals	(1)	Total ERUs
Single Family	404	103	65	206	178	956	1.00	956
Total Units	404	103	65	206	178	956		956

(1) Benefit is allocated on an ERU basis; based on density of planned development, with a Single Family unit equal to 1 ERU

<sup>\*</sup> Unit mix is subject to change based on marketing and other factors

TABLE 2
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
INFRASTRUCTURE COST ESTIMATES
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

Capital Improvement Plan ("CIP") (1)	Total Cost Estimate
Offsite Improvements	\$3,477,928
Stormwater Management	\$4,537,176
Utilites (Water, Sewer, & Street Lighting)	\$7,893,842
Roadway	\$4,537,176
Entry Feature	\$800,000
Parks and Amenities	\$1,634,760
General Consulting	\$2,288,088
Contingency	\$2,516,897
	\$27,685,867

(1) A detailed description of these improvements is provided in the Amended and Restated Engineer's Report February 28, 2024

# TABLE 3

WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT

**BOND SIZING** 

AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

Description	
Construction Funds	\$27,685,867
Debt Service Reserve	\$2,491,728
Capitalized Interest	\$4,738,500
Underwriters Discount	\$729,000
Cost of Issuance	\$800,000
Rounding	\$4,905
Par Amount*	\$36,450,000

# **Bond Assumptions:**

Average Coupon	6.50%
Amortization	30 years
Capitalized Interest	24 months
Debt Service Reserve	Max Annual D/S
Underwriters Discount	2%

<sup>\*</sup> Par amount is subject to change based on the actual terms at the sale of the Bonds

TABLE 4
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
ALLOCATION OF BENEFIT
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

					Total Improvements	
	No. of	ERU	Total	% of Total	Costs Per Product	Improvement
Product Types	Units *	Factor	ERUs	ERUs	Туре	Costs Per Unit
Single Family	956	1.00	956	100.00%	\$27,685,867	\$28,960
			956	100.00%		

<sup>\*</sup> Unit mix is subject to change based on marketing and other factors

TABLE 5
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
ALLOCATION OF TOTAL BENEFIT/PAR DEBT TO EACH PRODUCT TYPE
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

		Total Improvements Costs Per Product	Allocation of Par Debt Per Product	Par Debt
Product Types	No. of Units *	Туре	Туре	Per Unit
Single Family	956	\$27,685,867	\$36,450,000	\$38,128
	956	\$27,685,867	\$36,450,000	

<sup>\*</sup> Unit mix is subject to change based on marketing and other factors

# TABLE 6 WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT PAR DEBT AND ANNUAL ASSESSMENTS FOR EACH PRODUCT TYPE AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

<sup>(1)</sup> This amount includes collection fees and early payment discounts when collected on the County Tax Bill

<sup>\*</sup> Unit mix is subject to change based on marketing and other factors

TABLE 7
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
PRELIMINARY ASSESSMENT ROLL
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

			Total Par Debt		Net Annual Debt	Gross Annual
			Allocation Per	Total Par Debt	Assessment	Debt Assessment
Owner	Property*	Net Acres	Acre	Allocated	Allocation	Allocation (1)
GLK Lake Trask LLC	27-28-22-000000-041040	1.5	\$105,326	\$157,988	\$10,800	\$11,613
GLK Lake Trask LLC	27-28-22-000000-021030	88.8	\$105,326	\$9,347,639	\$639,006	\$687,103
GLK Lake Trask LLC	27-28-22-000000-021010	30.5	\$105,326	\$3,208,215	\$219,314	\$235,822
GLK Lake Trask LLC	27-28-23-000000-043030	20.1	\$105,326	\$2,121,256	\$145,009	\$155,924
GLK Lake Trask LLC	27-28-23-000000-044010	20.4	\$105,326	\$2,148,640	\$146,881	\$157,937
GLK Lake Trask LLC	27-28-22-000000-021020	20.1	\$105,326	\$2,117,043	\$144,721	\$155,614
GLK Real Estate	27-28-22-000000-041010	4.8	\$105,326	\$505,562	\$34,560	\$37,162
PHC I Property LLC	27-28-22-000000-012040	20.2	\$105,326	\$2,124,416	\$145,225	\$156,156
PHC I Property LLC	27-28-22-000000-014020	10.1	\$105,326	\$1,061,681	\$72,577	\$78,039
Northeast Polk Land Investments LLC	27-28-22-000000-012030	10.4	\$105,326	\$1,094,332	\$74,809	\$80,439
Northeast Polk Land Investments LLC	27-28-22-000000-014010	10.4	\$105,326	\$1,094,332	\$74,809	\$80,439
Cassidy Property Investments LLC	27-28-21-831500-001010	3.1	\$105,326	\$330,722	\$22,608	\$24,310
Cassidy Property Investments LLC	27-28-21-000000-023010	10.3	\$105,326	\$1,086,959	\$74,305	\$79,898
Cassidy Property Investments LLC	27-28-21-831500-002010	4.4	\$105,326	\$462,379	\$31,608	\$33,987
CH DEV LLC	27-28-21-000000-021010	10.0	\$105,326	\$1,057,468	\$72,289	\$77,730
CH DEV LLC	27-28-21-000000-021020	10.1	\$105,326	\$1,058,521	\$72,361	\$77,807
Cassidy Property Investments LLC	27-28-21-000000-021030	10.2	\$105,326	\$1,078,533	\$73,729	\$79,278
Weiberg Rd Development LLC	27-28-21-000000-021040	10.3	\$105,326	\$1,079,587	\$73,801	\$79,356
Cassidy Property Investments LLC	27-28-21-831500-001110	1.1	\$105,326	\$114,805	\$7,848	\$8,439
SLC IRA LLC/ABC IRA LLC	27-28-23-000000-034010	37.5	\$105,326	\$3,946,547	\$269,787	\$290,093
SLC IRA LLC/ABC IRA LLC	27-28-23-000000-034020	1.3	\$105,326	\$137,976	\$9,432	\$10,142
SLC IRA LLC/ABC IRA LLC	27-28-23-000000-034030	0.3	\$105,326	\$31,598	\$2,160	\$2,323
SLC IRA LLC/ABC IRA LLC	27-28-23-000000-032020	10.3	\$105,326	\$1,083,800	\$74,089	\$79,665
Total		346.1	•	\$36,450,000	\$2,491,728.05	\$2,679,277

Annual Assessment Periods	30
Average Coupon Rate (%)	6.50%
Maximum Annual Debt Service	\$2,491,728

<sup>\* -</sup> See Metes and Bounds, attached as Exhibit A

<sup>(1)</sup> This amount includes 7% to cover collection fees and early payment discounts when collected utilizing the uniform method.

# Exhibit A

# LEGAL DESCRIPTION:

# PARCEL 1

A PORTION OF SECTION 21, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE CENTER 1/4 CORNER OF SAID SECTION 21; THENCE N89'42'09"E, ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 21, A DISTANCE OF 28.76 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N89'42'09"E, A DISTANCE OF 2614.49 FEET TO A POINT ON THE EAST LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S00'20'44"E, ALONG SAID EAST LINE, A DISTANCE OF 1330.68 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S89'35'32"W, ALONG SAID SOUTH LINE, A DISTANCE OF 1322.69 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE NOO'18'00"W, ALONG SAID WEST LINE, A DISTANCE OF 666.61 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTH LINE, A DISTANCE OF 1292.33 FEET TO A POINT ON THE SAY RIGHT OF WAY LINE OF SCENIC HIGHWAY NORTH PER FLORIDA DEPARTMENT OF TRANSPORTATION PER RIGHT OF WAY MAP PROJECT 5209—RD(8) OF POLK COUNTY; THENCE NOO'20'43"W, ALONG SAID EAST RIGHT OF WAY LINE A DISTANCE OF 667.86 FEET TO THE POINT OF BEGINNING.

LESS ALL RECORDED INTERIOR ROAD RIGHT OF WAYS

CONTAINING 60 ACRES MORE OR LESS, PRIOR TO RIGHT OF WAY LESS OUTS.

# PARCEL 2

A PORTION OF SECTIONS 22 AND 23, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE CENTER OF SAID SECTION 22: THENCE NO0'22'02"W, ALONG THE EAST LINE OF THE NORTH-EAST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTH-EAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EA

LESS ALL RECORDED INTERIOR ROAD RIGHT OF WAYS

CONTAINING 313 ACRES MORE OR LESS, PRIOR TO RIGHT OF WAY LESS OUTS.

# **LESS**

**DESCRIPTION**: A parcel of land lying in Section 22, Township 28 South, Range 27 East, Polk County, Florida, and being more particularly described as follows:

COMMENCE at the Northwest corner of the Northeast 1/4 of the Northeast 1/4 of the Southwest 1/4 of said Section 22, run thence along the West line thereof, S.00°18'53"E, a distance of 20.00 feet to the South Right-of-Way of Weiberg Road, said point also being the POINT OF BEGINNING; thence along said South Right-of-Way, N.89°18'34"E, a distance of 50.00 feet to a point on a line 50.00 feet East of and parallel with the West line of the East 1/4 of the Southwest 1/4 of said Section 22; thence along said parallel line, S.00°18'53"E, a distance of 102.98 feet; thence N.90°00'00"E., a distance of 179.27 feet; thence S.36°19'39"E., a distance of 524.37 feet; thence S.00°30'16"E., a distance of 479.56 feet; thence S.41°56'49"E., a distance of 589.78 feet; thence S.26°37'41"W., a distance of 593.81 feet to the Southeast corner of the Northeast 1/4 of the Southeast 1/4 of the Southwest 1/4 of Said Section 22; thence along the South line thereof, S.89°30'28"W, a distance of 661.93 feet to the Southwest corner of said Northeast 1/4; thence along the West line of the East 1/4 of the Southwest 1/4 of said Section 22, N.00°18'53"W, a distance of 1979.58 feet to the POINT OF BEGINNING.

Containing 26.915 acres, more or less.

NEW AMMENDED DISTRICT BOUNDARY CONTAINING 346.1 ACRES MORE OR LESS

**TOWN OF DUNDEE** 

# EXHIBIT 5 - DISTRICT AS AMMENDED WEIBERG RD CDD



# SECTION 3

### **RESOLUTION 2024-04**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT AMENDING AND SUPPLEMENTING RESOLUTION 2023-03; AUTHORIZING DISTRICT **PROJECTS FOR** CONSTRUCTION AND/OR **ACOUISITION** OF INFRASTRUCTURE **IMPROVEMENTS: EOUALIZING.** APPROVING, CONFIRMING, AND LEVYING SPECIAL ASSESSMENTS THE **PROPERTY SPECIALLY** ON BENEFITED BY SUCH PROJECTS TO PAY THE COST THEREOF; PROVIDING FOR THE PAYMENT AND THE COLLECTION OF SUCH SPECIAL ASSESSMENTS BY THE METHODS PROVIDED FOR BY CHAPTERS 170, 190, AND 197, FLORIDA STATUTES; MAKING PROVISIONS FOR TRANSFERS OF REAL PROPERTY TO GOVERNMENTAL BODIES; PROVIDING FOR THE RECORDING OF AN AMENDED ASSESSMENT NOTICE: PROVIDING FOR SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

### **RECITALS**

WHEREAS, the Weiberg Road Community Development District ("District") previously indicated its intention to construct certain types of public infrastructure improvements and to finance such infrastructure improvements through the issuance of bonds, which bonds would be repaid by the imposition of special assessments on benefited property within the District; and

**WHEREAS**, the District Board of Supervisors ("**Board**") noticed and conducted a public hearing pursuant to Chapters 170, 190, and 197, *Florida Statutes*, relating to the imposition, levy, collection, and enforcement of such assessments and now desires to adopt a resolution imposing and levying such assessments.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT AS FOLLOWS:

**SECTION 1. AUTHORITY FOR THIS RESOLUTION.** This Resolution is adopted pursuant to Chapters 170, 190, and 197, *Florida Statutes*, including without limitation, Section 170.08, *Florida Statutes*.

# **SECTION 2. FINDINGS.** The Board hereby finds and determines as follows:

- (a) The District is a local unit of special-purpose government organized and existing under the pursuant to Chapter 190, *Florida Statutes*, as amended.
- (b) The District is authorized by Chapter 190, *Florida Statutes*, to finance, fund, plan, establish, acquire, install, equip, operate, extend, construct, or reconstruct stormwater management facilities; roadways; water and wastewater facilities; off-site improvements (turn lanes); electrical

utilities (street lighting); entry features and signage; parks and amenities, and other infrastructure projects and services necessitated by the development of, and serving lands within, the District (collectively, the "Improvements"), and evidenced its intent to defray the cost of such Improvements pursuant to Resolutions Nos. 2022-27, 2022-28, and 2023-03 (collectively, the "Assessment Resolutions").

- c) The Town Commission of the Town of Dundee, Florida adopted Ordinance 22-27 establishing the District, effective September 13, 2022 (the "Establishing Ordinance"), as amended by Ordinance 23-18, effective on January 12, 2024 (the "Expansion Ordinance," and together with the Establishing Ordinance, the "Ordinance"), amending the external boundaries of the District to include an additional 43 acres of land, more or less (the "Expansion Parcels"). The Board determined it is in the District's best interest to revise the estimated costs of the Improvements and modify the development plan to incorporate additional improvements to serve lands located in the Expansion Parcels identified in the Amended and Restated Engineer's Report, defined herein.
- (d) As a result of the inclusion of the Expansion Parcels, on January 12,, 2024, the Board adopted Resolution No. 2024-01, declaring assessments on the Expansion Parcels, Resolution 2024-02, fixing the date, time, and location of a public hearing, and approving in substantial form the District's Engineer's Report-Amended and Restated, dated February 28, 2024 (the "Amended and Restated Engineer's Report"), attached hereto as Exhibit A and incorporated herein by reference, which amends and supplements the District's Engineer's Report dated September 21, 2022 (the "Master Engineer's Report" together with the Amended and Restated Engineer's Report, are referred to as the "Engineer's Report"), which Amended and Restated Engineer's Report details the revised scope and cost of Improvements necessary to serve the lands located within the District, including the Expansion Parcels, and is hereby approved, adopted, and confirmed.
- (e) The District is authorized by Chapter 190, *Florida Statutes*, to levy and impose special assessments to pay all, or any part of, the cost of such infrastructure projects and services and to issue special assessment bonds payable from such special assessments as provided in Chapters 170, 190, and 197, *Florida Statutes*.
- (f) It is necessary to the public health, safety and welfare and in the best interests of the District that (i) the District provide the Improvements relative to the Expansion Parcels, the nature and location of which was initially described in Resolution No. 2024-01, and is described in the Amended and Restated Engineer's Report attached hereto; (ii) The plans and specifications for the Improvements are on file at the office of the District Manager c/o Governmental Management Services-Central Florida, LLC, 219 E. Livingston Street, Orlando, Florida 32801 ("District Records Offices"); (iii) the cost of such Improvements be assessed against the lands within Phase 4 specially benefited by such Improvements; and (iv) the District issue bonds to provide funds for such purposes pending the receipt of such special assessments.
- (g) The provision of said Improvements, the levying of such Assessments (hereinafter defined) on the Expansion Parcels and the sale and issuance of such bonds serves a proper, essential, and valid public purpose and is in the best interests of the District, its landowners, and residents.
- (h) In order to provide funds with which to pay all or a portion of the costs of the Improvements which are to be assessed against the benefitted properties including Phase 4, pending the collection of such Assessments, it is necessary for the District from time to time to sell and issue

its bonds, in one or more series.

- (i) By Resolution No. 2024-01, the Board determined to provide the Improvements and to defray the costs thereof by imposing Assessments on the Expansion Parcels and expressed an intention to issue bonds to provide a portion of the funds needed for the Improvements prior to the collection of such Assessments. Resolution No. 2024-01 was adopted in compliance with the requirements of Section 170.03, *Florida Statutes*, and prior to the time it was adopted, the requirements of Section 170.04, *Florida Statutes*, had been met.
- (j) As directed by Resolution No. 2024-01, said Resolution No. 2024-01\_ was published as required by Section 170.05, *Florida Statutes*, and a copy of the publisher's affidavit of publication is on file with the Secretary of the Board.
- (k) As directed by Resolution No. 2024-01, a preliminary assessment roll was adopted and filed with the Board as required by Section 170.06, *Florida Statutes*.
- (l) As required by Section 170.07, *Florida Statutes*, upon completion of the preliminary assessment roll, the Board adopted Resolution No. 2024-02, setting the time and place of a public hearing at which owners of the property to be assessed and other persons interested therein may appear before the Board and be heard as to (1) the propriety and advisability of making the Improvements, (2) the cost thereof, (3) the manner of payment therefore, and (4) the amount thereof to be assessed against each specially benefited property or parcel including the Expansion Parcels and provided for publication of notice of such public hearing and individual mailed notice in accordance with Chapters 170, 190, and 197, *Florida Statutes*.
- (m) Notice of such public hearing was given by publication and also by mail as required by Section 170.07, *Florida Statutes*. Affidavits as to such publications and mailings are on file in the office of the Secretary of the Board.
- (n) On April 24, 2024, at the time and place specified in Resolution No. 2024-02, and the notice referred to in paragraph (m) above, the Board met as an Equalization Board, conducted such public hearing, and heard and considered all complaints and testimony as to the matters described in paragraph (m) above. The Board has made such modifications in the preliminary assessment roll as it deems necessary, just, and right in the making of the final assessment roll.
- (o) Having considered the estimated costs of the Improvements, the estimated financing costs and all comments and evidence presented at such public hearing, the Board further finds and determines that:
  - (i) the estimated costs of the Improvements are as specified in the Amended and Restated Engineer's Report, which is hereby adopted, approved and confirmed, and that the amount of such costs is reasonable and proper; and
  - (ii) it is reasonable, proper, just and right to assess the cost of such Improvements against the properties specially benefited thereby using the method determined by the Board set forth in the *Amended and Restated Master Assessment Methodology*, dated February 28, 2024 (the "Amended and Restated Methodology"), attached hereto as Exhibit B and incorporated herein by reference, which amends the *Master Assessment*

Methodology, dated September 21, 2022 as supplemented by that Supplemental Assessment Methodology, dated December 27, 2023 (collectively, the "Assessment Methodology"), which results in the allocation of assessments in the manner set forth in the final assessment roll included in Exhibit B (the "Assessments"); and

- (iii) the Assessment Methodology is hereby approved, adopted and confirmed; and
- (iv) it is hereby declared that the Improvements will constitute a special benefit to all parcels of real property listed on said final assessment roll and that the benefit, in the case of each such parcel, will be equal to or in excess of the Assessments thereon when allocated as set forth in **Exhibit B**; and
- (v) the costs of the Improvements are fairly and reasonably apportioned to the properties specifically benefitted as set forth in **Exhibit B**; and
- (vi) it is in the best interests of the District that the Assessments be paid and collected as herein provided.
- (vii) it is reasonable, proper, just and right for the District to utilize the true-up mechanisms and calculations contained in the Assessment Report in order to ensure that all parcels of real property benefiting from the Improvements are assessed accordingly and that sufficient assessment receipts are being generated in order to pay the corresponding bond debt-service when due.
- **SECTION 3. AUTHORIZATION OF DISTRICT PROJECT.** That construction of Improvements initially described in Resolution No. 2024-01, and more specifically identified and described in **Exhibit A** attached hereto, is hereby authorized, and approved and the proper officers, employees and/or agents of the District are hereby authorized and directed to take such further action as may be necessary or desirable to cause the same to be made.

**SECTION 4. ESTIMATED COST OF IMPROVEMENTS.** The total estimated costs of the Improvements and the costs to be paid by Assessments on all specially benefited property including the Expansion Parcels, are set forth in **Exhibit A** and **Exhibit B**, respectively, hereto.

SECTION 5. EQUALIZATION, APPROVAL, CONFIRMATION AND LEVY OF SPECIAL ASSESSMENTS. The Assessments on the parcels within the District, including the Expansion Parcels, specially benefited by the Improvements, all as specified in the final assessment roll set forth in Exhibit B, attached hereto, are hereby equalized, approved, confirmed, and levied. Immediately following the adoption of this Resolution, these Assessments, as reflected in Exhibit B, attached hereto, shall be recorded by the Secretary of the Board of the District in a special book, to be known as the "Improvement Lien Book." The Assessment or assessments against each respective parcel shown on such final assessment roll and interest, costs and penalties thereon, as hereafter provided, shall be and shall remain a legal, valid, and binding first lien on such parcel until paid and such lien shall be coequal with the lien of all state, county, district, municipal or other governmental taxes and superior in dignity to all other liens, titles, and claims. Prior to the issuance of any bonds, including refunding bonds, the District may, by subsequent resolution, adjust the acreage assigned to particular parcel identification numbers listed on the final assessment roll to reflect accurate apportionment of acreage within the District amongst individual parcel identification numbers. The

District may make any other such acreage and boundary adjustments to parcels listed on the final assessment roll as may be necessary in the best interests of the District as determined by the Board by subsequent resolution. Any such adjustment in the assessment roll shall be consistent with the requirements of law. In the event the issuance of bonds, including refunding bonds, by the District would result in a decrease of the Assessments, then the District shall by subsequent resolution, adopted within sixty (60) days of the sale of such bonds at a publicly noticed meeting and without the need for further public hearing, evidence such a decrease and amend the final assessment roll as shown in the Improvement Lien Book to reflect such a decrease.

**SECTION 6. FINALIZATION OF SPECIAL ASSESSMENTS.** When the Improvements have both been constructed or otherwise provided to the satisfaction of the Board, the Board shall adopt a resolution accepting the same and determining the actual costs (including financing costs) thereof, as required by Sections 170.08 and 170.09, *Florida Statutes*. Pursuant to the provisions of Section 170.08, *Florida Statutes*, regarding completion of a project funded by a particular series of bonds, the District shall credit to each Assessment the difference, if any, between the Assessment as hereby made, approved and confirmed and the proportionate part of the actual costs of the Improvements, as finally determined upon completion thereof, but in no event shall the final amount of any such special assessment exceed the amount of benefits originally assessed hereunder. In making such credits, no credit shall be given for bond financing costs, capitalized interest, funded reserves, or bond discounts. Such credits, if any, shall be entered in the Improvement Lien Book.

# SECTION 7. PAYMENT OF SPECIAL ASSESSMENTS AND METHOD OF COLLECTION.

- The Assessments may be paid in not more than thirty (30) substantially equal consecutive annual installments of principal and interest. The Assessments may be paid in full without interest at any time within thirty (30) days after the completion of the Improvements and the adoption by the Board of a resolution accepting the Improvements complete, unless such option has been waived by the owner of the land subject to the Assessments; provided, however, that the Board shall at any time make such adjustments by resolution, at a noticed meeting of the Board, to that payment schedule as may be necessary and in the best interests of the District to account for changes in long and short term debt as actually issued by the District. At any time, subsequent to thirty (30) days after the Improvements have been completed and a resolution accepting the Improvements has been adopted by the Board, the Assessments may be prepaid in full including interest amounts to the next succeeding interest payment date or to the second succeeding interest payment date if such a prepayment is made within forty-five (45) calendar days before an interest payment date. The owner of property subject to Assessments may prepay the entire remaining balance of the Assessments at any time, or a portion of the remaining balance of the Assessment one time if there is also paid, in addition to the prepaid principal balance of the Assessment, an amount equal to the interest that would otherwise be due on such prepaid amount on the next succeeding interest payment date, or, if prepaid during the forty-five day (45) period preceding such interest payment date, to the interest payment date following such next succeeding interest payment date. Prepayment of Assessments does not entitle the property owner to any discounts for early payment.
- (b) The District may elect to use the method of collecting Assessments authorized by Sections 197.3632 and 197.3635, *Florida Statutes* (the "Uniform Method"). The District has heretofore taken or will use its best efforts to take as timely required, any necessary actions to comply with the provisions of said Sections 197.3632 and 197.3635, *Florida Statutes*. Such Assessments may

be subject to all of the collection provisions of Chapter 197, *Florida Statutes*. Notwithstanding the above, in the event the Uniform Method of collecting its special or non-ad valorem assessments is not available to the District in any year, or if determined by the District to be in its best interest, the Assessments may be collected as is otherwise permitted by law. The District may, in its sole discretion, collect Assessments by directly assessing landowner(s) and enforcing said collection in any manner authorized by law.

(c) For the period the District uses the Uniform Method, the District shall enter into an agreement with the Tax Collector of Polk County who may notify each owner of a lot or parcel within the District of the amount of the special assessment, including interest thereon, in the manner provided in Section 197.3635, *Florida Statutes*.

### **SECTION 8. APPLICATION OF TRUE-UP PAYMENTS.**

- (a) Pursuant to the Assessment Report, attached hereto as Exhibit B, and any reports supplemental thereto, there may be required from time to time certain true-up payments. As parcels of land or lots are platted, the Assessments securing the bonds shall be allocated as set forth in such reports. In furtherance thereof, at such time as parcels or land or lots are platted, it shall be an express condition of the lien established by this Resolution that any and all initial plats of any portion of the lands within the District, as the District's boundaries may be amended from time to time, shall be presented to the District Manager for review, approval and calculation of the percentage of acres and numbers of units which will be, after the plat, considered to be developed. No further action by the Board of Supervisors shall be required. The District's review shall be limited solely to this function and the enforcement of the lien established by this Resolution. The District Manager shall cause the Assessments to be reallocated to the units being platted and the remaining property in accordance with such Assessment Report and supplemental assessment methodology report(s), as applicable, cause such reallocation to be recorded in the District's Improvement Lien Book, and shall perform the trueup calculations described in Exhibit B, which process is incorporated herein as if fully set forth (the "True-Up Methodology"). Any resulting true-up payment shall become due and payable that tax year by the landowner(s) of record of the remaining un-platted property, in addition to the regular assessment installment payable with respect to such remaining un-platted acres.
- (b) The District will take all necessary steps to ensure that true-up payments are made in a timely fashion to ensure its debt service obligations are met. The District shall record all true-up payments in its Improvement Lien Book.
- (c) The foregoing is based on the District's understanding with the landowner and primary developer of the lands within Phase 4, that it intends to develop the unit numbers and types shown in **Exhibit B**, on the net developable acres within Phase 4, and is intended to provide a formula to ensure that the appropriate ratio of the Assessments to gross acres is maintained if fewer units are developed. However, no action by the District prohibits more than the maximum units shown in **Exhibit B** from being developed relative to Phase 4. In no event shall the District collect Assessments pursuant to this Resolution in excess of the total debt service related to the Improvements, including all costs of financing and interest. The District recognizes that such events as regulatory requirements and market conditions may affect the timing and scope of the development in the District. If the strict application of the True-Up Methodology to any assessment reallocation pursuant to this paragraph would result in Assessments collected in excess of the District's total debt service obligation for the Improvements, the Board shall by resolution take appropriate action to equitably reallocate the Assessments. Further,

upon the District's review of the final plat for the developable acres within Phase 4, any unallocated Assessments shall become due and payable and must be paid prior to the District's approval of that plat.

(d) The application of the monies received from true-up payments or Assessments to the actual debt service obligations of the District, whether long term or short term, shall be set forth in the supplemental assessment resolution adopted for each series of bonds actually issued. Such subsequent resolution shall be adopted at a noticed meeting of the District, and shall set forth the actual amounts financed, costs of issuance, expected costs of collection, and the total amount of the assessments pledged to that issue, which amount shall be consistent with the lien imposed by this Resolution.

SECTION 9. GOVERNMENT PROPERTY; TRANSFERS OF PROPERTY TO UNITS OF LOCAL, STATE, AND FEDERAL GOVERNMENT. Property owned by units of local, state, and federal government shall not be subject to the Assessments without specific consent thereto. If at any time, any real property on which Assessments are imposed by this Resolution is sold or otherwise transferred to a unit of local, state, or federal government (without consent of such governmental unit to the imposition of Assessments thereon), all future unpaid Assessments for such tax parcel shall become due and payable immediately prior to such transfer without any further action of the District.

**SECTION 10. ASSESSMENT NOTICE.** The District's Secretary is hereby directed to record an Amended Notice of Assessments in the Official Records of Polk County, Florida, which shall be updated from time to time in a manner consistent with changes in the boundaries of the District.

**SECTION 11. SEVERABILITY.** If any section or part of a section of this Resolution be declared invalid or unconstitutional, the validity, force and effect of any other section or part of a section of this Resolution shall not thereby be affected or impaired unless it clearly appears that such other section or part of a section of this Resolution is wholly or necessarily dependent upon the section or part of a section so held to be invalid or unconstitutional.

**SECTION 12. CONFLICTS.** This Resolution is intended to amend and supplement the Assessment Resolutions relating to the District's levy of special assessments on the lands within the boundaries of the District benefitting from the public infrastructure improvements set forth in the Amended and Restated Engineer's Report. As such, all such prior resolutions, including but not limited to the Assessment Resolutions, remain in full force and effect, except to the extent provided for herein.

**SECTION 13. EFFECTIVE DATE.** This Resolution shall become effective upon its adoption.

[Remainder of this page intentionally left blank]

# APPROVED AND ADOPTED this 24th day of April 2024.

ATTEST:		WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
Secretary/Ass	sistant Secretary	Chairperson, Board of Supervisors
Exhibit A: Exhibit B:	Amended and Restated Eng	ineer's Report, dated February 28, 2024 ter Assessment Methodology, dated February 28,2024

**REFERENCE NO. 50158254** 

# WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT

Amended and Restated Engineer's Report

**FEBRUARY 28, 2024** 



# **ORIGINAL**

SUBMITTED BY
Dewberry Engineers Inc.
800 North Magnolia Avenue
Orlando, Florida 32803
407.843.5120

SUBMITTED TO
Weiberg Road
Community Development District
219 East Livingston Street
Orlando, Florida 32801
407.841.5524

# Engineer's Report

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Drainage and Utilities Man	Eyhihit (



### 1. Introduction

Weiberg Road Community Development District (the "District" or "CDD") is located entirely within the Town of Dundee ("Town"), Florida in Polk County ("County"), Florida. It is generally located along Weiberg Road, east and west of Detour Road and south of Lake Hatchineha Road. The District currently contains approximately 298.28 acres and consists of 713 residential lots. The impending boundary amendment to the District will include an additional 70 acres and 243 residential lots for a combined total of 366.81 acres and 956 single-family residential (SFR) lots with recreation/amenity areas, parks, and associated infrastructure for the development.

The CDD was established under the Town's ordinance O-22-27, which was approved by the Town Council on September 13, 2022. The District will own and operate the public roadways and stormwater management facilities, as well as the landscape, irrigation, signage, and recreational facilities within the development.

The expansion of the CDD was established under Town ordinance O-23-18 which was approved by the Town Council on January 12, 2024, 2023. The District will own and operate the public roadways and stormwater management facilities, as well as the landscape, irrigation, signage, and recreational facilities within the expansion.

The master developer ("Developer") is GLK Real Estate, LLC, which is based in Winter Haven, Florida. The development is approved as a Planned Development (PD) for residential units to be constructed in four (4) phases over an estimated five (5) year period. A land use summary is presented in Table 1.1.

Public improvements and facilities financed, acquired, and/or constructed by the District will be designed and constructed to conform to regulatory criteria from the Town, Southwest Florida Water Management District (SWFWMD), and other applicable agencies with regulatory jurisdiction over the development. An overall estimate of the probable cost of the public improvements are provided in Exhibit 7 of this report.

The Capital Improvement Plan (CIP) set forth in this Engineer's Report reflects the present intentions of the District and the landowners. It should be noted that the location of the proposed facilities and improvements may be adjusted during the final design, permitting, and implementation phases. It should also be noted that these modifications are not expected to diminish the benefits to the property within the District. The District reserves the right to make reasonable adjustments to the development plan to meet applicable regulatory requirements of agencies with jurisdiction over the development while maintaining a comparable level of benefits to the lands served by the improvements. Changes and modifications are expected as changes in regulatory criteria are implemented.

Table 1.1 Land Use Summary

LAND USE SUMMARY				
LAND USE	EXISTING DISTRICT AREA (AC)	BOUNDARY AMENDMENT AREA (AC)		
Master Stormwater System	45.32	9.86		
Residential Land (Single-Family Lots)	112.67	40.24		
Roadways Infrastructure & Public Facilities	50.24	15.23		
Open Space/Conservation Areas/Parks	123.85	4.68		
TOTAL	332.07	70		

Table 1.2 Lot Types

LAND USE SUMMARY				
LOT WIDTH	NUMBER OF LOTS			
55-ft SRF Lots	921			
64-ft SFR Lots	35			
TOTAL	956			



Implementation of any proposed facilities or improvements outlined in this report requires written approval from the District's Board of Supervisors. Estimated costs outlined in this report are based on the best available information, which includes but is not limited to previous experience with similar projects. Actual costs could be different than estimates as final engineering and specific field conditions may affect construction costs.

All roadway improvements including sidewalks in the right-of-way and storm drainage collection systems (from the curb inlets to their connection to the stormwater ponds) within the development will be maintained by the District. Water distribution and wastewater collection systems (gravity lines, force mains, and lift stations) will be dedicated to the Town of Dundee for ownership and maintenance upon completion.

# 2. Purpose and Scope

The purpose of this report is to provide engineering support for the funding of the proposed improvements within the District. This report identifies the proposed public infrastructure to be constructed or acquired by the District along with an Opinion of Probable Construction Costs. The District will finance, construct, acquire, operate, and maintain all or specific portions of the proposed public infrastructure.

The predominant portion of this report provides descriptions of the proposed public infrastructure improvements, determination of estimated probable construction costs, and the corresponding benefits associated with the implementation of the described improvements. Detailed site construction plans and specifications have been completed and permitted for the improvements described herein. The engineer has considered and, in specific instances, has relied upon the information and documentation prepared or supplied by others to prepare this Engineer's Report.

# 3. The Development

The development will consist of 956 single-family residential units and associated infrastructure. The overall development is a planned residential community consisting of 366.81 acres along Weiberg Road, East of North Scenic Hwy (State Road 17). It is located entirely within the Town of Dundee. The zoning for the development is RSF-3 (moderate-density single family residential) and AL (limited agricultural). The future land use of the development is LDR (low density residential). The development will be constructed in multiple phases.

### 4. Capital improvements

The CIP consists of public infrastructure in the development. The primary portions of the CIP will provide for stormwater pond construction, roadways built to an urban roadway typical section, water, and sewer facilities including three lift stations, and off-site improvements (including turn lanes and extension of water and sewer mains to serve the development).

Stormwater structures and conveyance culverts will be constructed within the CIP, which will outfall into the various on- site stormwater ponds. These structures and pond areas comprise the overall stormwater facilities of the CIP.

Installation of the water distribution and wastewater collection system (including lift stations) will also occur at this time. Below-ground installation of telecommunications and cable television will occur but will not be funded by the District. The incremental cost of undergrounding power within the public rights-of-way or easements will be funded by the District.

As a part of the recreational component of the CIP, conservation areas will serve as passive parks within the development that are available to the public for utilization of the facilities. The recreational areas will have connectivity via sidewalks to the other portions of the District. The recreational areas will be open to the public and accessible by public roadways and sidewalks.



# 5. Capital improvement Plan Components

The CIP for the District includes the following:

# **5.1 Stormwater Management Facilities**

Stormwater management facilities consisting of storm conveyance systems and retention/detention ponds are contained within the District boundaries. Stormwater will be discharged via roadway curb and gutter and storm inlets. Storm culverts convey the runoff into the proposed retention ponds for water quality treatment and attenuation. The proposed stormwater systems will utilize dry retention and wet retention for biological pollutant assimilation to achieve water quality treatment. The design criteria for the District's stormwater treatment systems are regulated by the Town, County, and SWFWMD.

Federal Emergency Management Agency Flood Insurance Rate Map (FEMA FIRM) Panel Number 12105C0390G, dated December 22, 2016, demonstrates that the property is located within Flood Zones AE and X. Based on this information and the site topography, it appears that 100-year compensation will be located in areas where existing depressions will be impacted throughout the development and the 100-year flood volumes will be compensated as it is required by the County and FEMA.

During the construction of stormwater management facilities, utilities, and roadway improvements, the contractor will be required to adhere to a Stormwater Pollution Prevention Plan (SWPPP) as required by the Florida Department of Environmental Protection (FDEP) as delegated by the Environmental Protection Agency (EPA). The SWPPP will be prepared to depict the proposed recommended locations of required erosion control measures and staked turbidity barriers specifically along the downgradient side of any proposed construction activity. The site contractor will be required to provide the necessary reports as required by the National Pollutant Discharge Elimination System (NPDES) General Permit with erosion control, its maintenance, and any rainfall events that occur during construction activity.

# 5.2 Public Roadways

The proposed public roadway sections include a 24-foot roadway consisting of asphalt and with Miami curbs or Type F curb and gutter on both sides along with a 60-foot right-of-way. The proposed roadway section will consist of stabilized subgrade, a lime rock, crushed concrete, or cement-treated base and asphalt type roadway wearing surface. The proposed curb is to be 2-feet wide and placed along the edge of the proposed roadway section for purposes of protecting the integrity of the pavement and to provide stormwater runoff conveyance to the proposed stormwater inlets.

The proposed roadways will also require signage and pavement markings within the public rights-of-way, as well as street signs depicting street name identifications, and addressing, which will be utilized by the residents and public. As stated above, the District will fund roadway construction for all public roadways.

### 5.3 Water and Wastewater Facilities

A potable drinking water system inclusive of a water main, gate valves, fire hydrants, and appurtenances will be installed. The water service provider will be the Town of Dundee. The water system will be designed to provide an equally distributed system that provides redundancy to the system. These facilities will be installed within the proposed public rights-of-way and will provide potable drinking water (domestic) and fire protection services to serve the entire District.

A domestic wastewater collection system inclusive of gravity sanitary sewer mains and sewer laterals will be installed. The gravity sanitary sewer mains will be a minimum of eight (8)-inch diameter PVC pipe systems. The gravity sanitary sewer lines will be placed inside of the proposed public rights-of-way, under the proposed paved roadways. Sewer laterals will branch off from these sewer lines to serve the development. Three lift stations are anticipated for this CIP. Flow from the lift stations shall be connected to a proposed force main that will pump to an existing force main that will connect to the Town's or Haines City's wastewater treatment facility. No water or sewer laterals will be placed within private lots or private property.



# 5.4 Off-Site Improvements

The District will provide funding for the anticipated turn lanes at the development entrances, which will be owned by the Town of Dundee and Polk County. Upon completion, the required inspections as well as final certifications of completions for the improvements will be obtained from the Town, County, SWFWMD, and FDEP (water distribution and wastewater collection systems).

### 5.5 Amenities and Parks

The District will provide funding for an amenity center to include the following: parking areas, pavilion with restroom facilities, pool, all-purpose playfields, and walking trails to provide connectivity to the various amenity centers within the CDD. In addition, there will be passive parks throughout the development, which will include benches and walking trails. The amenities and parks will be open to the public.

# 5.6 Electric Utilities and Lighting

The electric distribution system thru the District is currently planned to be underground, The District presently intends to fund and construct the incremental cost of undergrounding of the electric conduits, transformer/cabinet pads, and electric manholes required by Duke Energy (Duke). Electric facilities will be maintained by Duke after the dedication to The District, with Duke providing underground electrical service to the development.

# 5.7 Entry Feature

Landscaping, irrigation, entry features, and walls at the entrances and along the outside boundary of the development will be provided by the District. The development will not be gated. The irrigation system will use an irrigation well. The well and irrigation water mains for the development's various phases will be constructed and acquired by the CDD with District funds and operated and maintained by the CDD. Landscaping for the roadways will consist of sod, perennial flowers, shrubs, ground cover, and trees for the internal roadways within the CDD. Perimeter fencing will be provided at the site entrances and perimeters, which will be funded, owned, and maintained by the CDD.

### 5.8 Miscellaneous

The stormwater improvements, landscaping and irrigation, recreational improvements, street lighting, and certain permits and professional fees as described in this report are being financed by the District to benefit all the developable real property within the District. The construction and maintenance of the proposed public improvements will benefit the development for the intended use as a single-family/residential planned development.

### 5.9 Permitting

Construction permits for all phases are required and include the Town, County, SWFWMD, FDEP.

Following is a summary of required permits obtained or pending approval for the construction of the public infrastructure improvements for the District.



Table 5.1 Permit Status

		PERMIT STATUS		
PERMITS/APPROVALS	LANDINGS AT LAKE TRASK PHASE 1	LANDINGS AT LAKE TRASK PHASE 2	EAGLE LANDING	ALFORD RIDGE
Zoning Approval	Residential Planned Unit Development (RPUD)	Residential Planned Unit Development (RPUD)	Residential Planned Unit Development (RPUD)	Residential Planned Unit Development (RPUD)
Preliminary Plat	Approved	Approved	Approved	To be obtained
SWFWMD ERP	Approved	Approved	Approved	To be obtained
Construction Permits	Approved	Approved	Approved	To be obtained
FDEP Sanitary Sewer General Permit	Approved	To be obtained	Approved	To be obtained
FDEP Water Distribution General Permit	Approved	To be obtained	Approved	To be obtained
NOI	Approved – Polk County ROW	Approved – Polk County ROW	To be obtained – FDOT Access Drainage and Utility	To be obtained – Polk County ROW

### 6. Recommendation

As previously described, the public infrastructure is necessary for the development and functional operation as required by the Town. The site planning, engineering design, and construction plans for the infrastructure are in accordance with the applicable requirements of the Town, SWFWMD, and FDEP. It should be noted that the infrastructure will provide its intended use and function provided the construction and installation are in substantial conformance with the design construction plans and regulatory permits.

Items utilized in the Opinion of Probable Costs of this report are based upon the proposed plan infrastructure as shown on construction drawings incorporating specifications in the most current SWFWMD, Polk County, and the Town regulations.

# 7. Report Modification

During the development and implementation of the designed public infrastructure improvements, it may be necessary to make modifications and/or deviations to the plans. However, if such deviations and/or revisions do not change the overall primary objective of the plan for such improvements, then the cost differences would not materially affect the proposed construction cost estimates.

### 8. Summary and Conclusion

The improvements as outlined are necessary for the functional development of the CDD. The CDD is being designed in accordance with current government regulatory requirements. The development will serve its intended function provided the construction is in substantial compliance with the design. Construction of the development is based upon current development plans.

### 9. Engineer's Certification

It is our professional opinion that the public infrastructure costs for the CIP provided in this report are reasonable to complete the construction of the public infrastructure improvements. Furthermore, the public infrastructure improvements will benefit and add value to lands within the District and the value is at least the same as the costs for said improvements. Assets will be purchased by the District at the lesser of fair market value or actual cost. All improvements financed by the District will be on land owned by, or subject to a permanent easement in favor of, the District or another governmental entity.

The Opinion of Probable Costs for the public infrastructure improvements is only an estimate and is not a guaranteed maximum price. The estimated costs are based upon current unit prices and on our



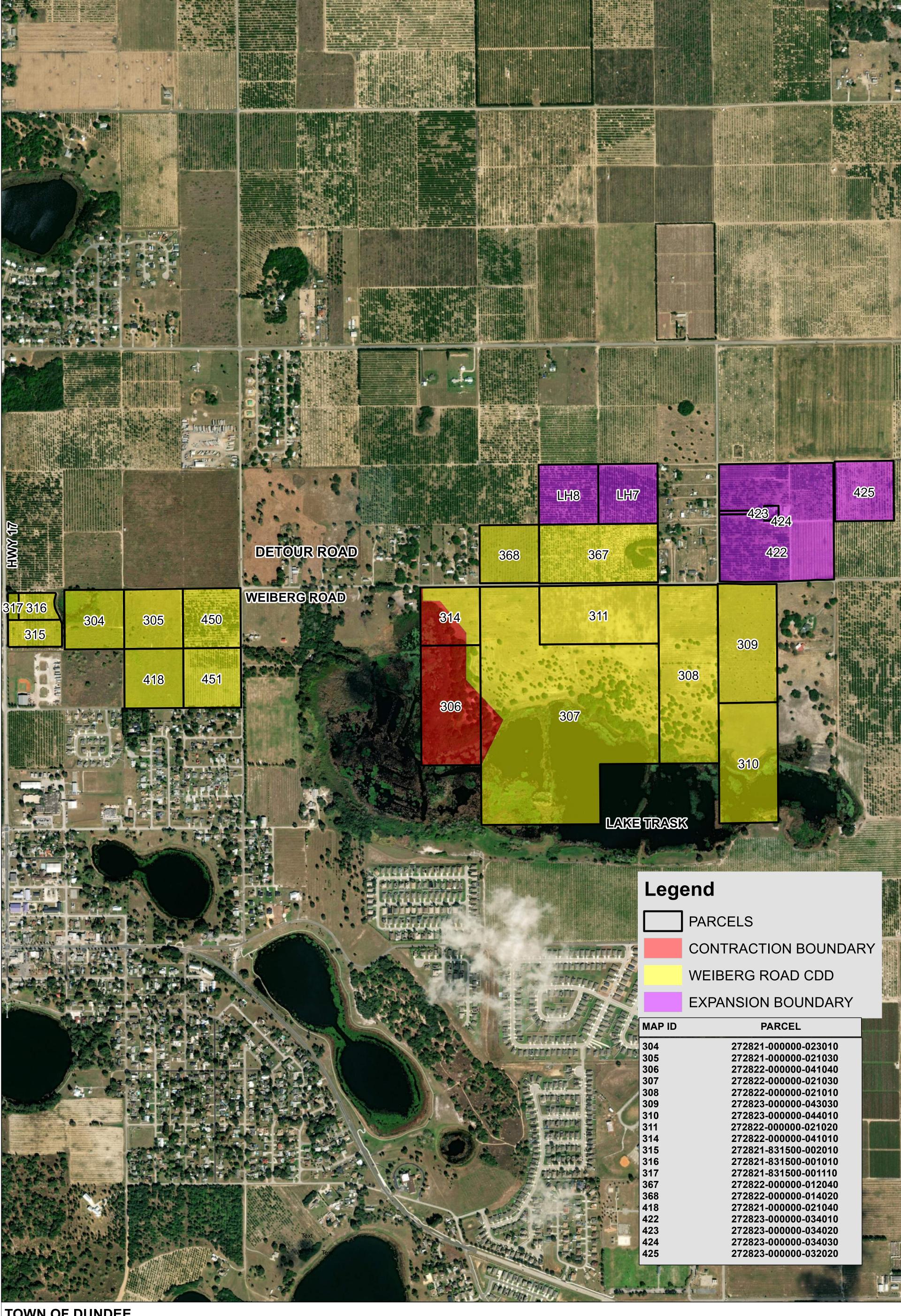
experience with ongoing and similar projects and basis in the county and the Town. However, labor market, future costs of equipment; materials, changes to the regulatory permitting agencies' activities, and the actual construction processes employed by the chosen site contractor are beyond the engineer's control. Due to this inherent opportunity for changes (upward or downward) in the construction costs, the total, final construction cost may be more or less than this estimate.

Based upon the presumption that the CIP construction continues in a timely manner, it is our opinion that the costs of the CIP proposed represent a system of improvements benefitting all developable property located within the District, are fair and reasonable, and that the District-funded improvements are assessable improvements within the meaning of Chapter 190, F.S. We have no reason to believe that the CIP improvements cannot be constructed at the cost described in this report. We expect the improvements to be constructed or acquired by the District with bond proceeds, as indicated within this report. We believe that the District will be well served by the improvements discussed in this report.

I hereby certify that the foregoing is a true and correct copy of the engineer's report for the Weiberg Road Community Development District.

Reinardo Malavé, P.E. Florida License No. 31588

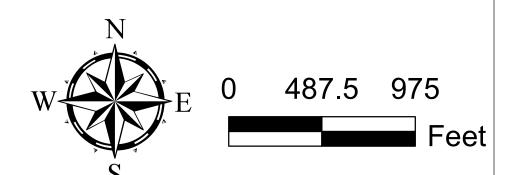




**TOWN OF DUNDEE** 

**EXHIBIT 1 - BOUNDARY MAP** WEIBERG ROAD CDD





# PARCEL 1

A PORTION OF SECTION 21, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE CENTER 1/4 CORNER OF SAID SECTION 21; THENCE N89°42'09"E, ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 21, A DISTANCE OF 28.76 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N89°42'09"E, A DISTANCE OF 2614.49 FEET TO A POINT ON THE EAST LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S00°20'44"E, ALONG SAID EAST LINE, A DISTANCE OF 1330.68 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S89°35'32"W, ALONG SAID SOUTH LINE, A DISTANCE OF 1322.69 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTH LINE OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTH LINE, A DISTANCE OF 1292.33 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF SCENIC HIGHWAY NORTH PER FLORIDA DEPARTMENT OF TRANSPORTATION PER RIGHT OF WAY MAP PROJECT 5209—RD(8) OF POLK COUNTY; THENCE NO0°20'43"W, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 667.86 FEET TO THE POINT OF BEGINNING.

LESS ALL RECORDED INTERIOR ROAD RIGHT OF WAYS

CONTAINING 60 ACRES MORE OR LESS, PRIOR TO RIGHT OF WAY LESS OUTS.

# PARCEL 2

A PORTION OF SECTIONS 22 AND 23, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE CENTER OF SAID SECTION 22; THENCE NOO°22'02"W, ALONG THE WEST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 22, A DISTANÇE OF 665.61 FEET TO A POINT ON THE NORTH LINE OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22; THENCE N89°25'37"E, ALONG THE NORTH LINE, A DISTANCE OF 661.75 FEET TO A POINT ON THE WEST LÍNE OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22; THENCE NOO°21'01"W, ALONG THE WEST LINE, A DISTANCE OF 666.06 FEÉT; THENCE DEPARTING SAÍD WEST LINE, RUN N89°23'16"E, A DIŞTANCE OF 1323.90 FEET TO A POINT ON THE EAST LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22; THENCE SOO 18'59"E, ALONG THE EAST LINE, A DISTANCE OF 1333.94 FEET TO A POINT ON THE NORTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE N89°27'59"E, ALONG THE NORTH LINE, A DISTANCE OF 661.55 FEET TO A POINT ON THE WEST LINÉ OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 23; THENCE NOO'17'59"W, ALONG THE WEST LINE, A DISTANCE OF 1334.85 FEET; THENCE DEPARTING SAID WEST LINE, RUN N89'16'35"E, A DISTANCE OF 1964.64 FEET TO A POINT ON THE EAST LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 23; THENCE SOO'23'20"E, ALONG THE EAST LINE, A DISTANCE OF 666.19 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 23; THENCE S89°14'26"W, ALONG THE SOUTH LINE, A DISTANCE OF 655.23 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST 1/4 SOUTHWEST 1/4 OF SAID SECTION 23; THENCE SOO°21'33"E, ALONG THE EAST LINE, A DISTANCE OF 666.60 FEET NORTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 23; THENCE S89°12'18"W, ALONG THE NORTH LINE, A DISTANCE OF 655.58 FEET; THENCE DEPARTING SÁID NORTH LINE, RUN SOO'19'50"E, A DISTANCE OF 2669.06 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 23; THENCE S89°03'24"W, ALONG THE SOUTH LINE, A DISTANCE OF 656.93 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 22; THENCE NOO'18'07"W, ALONG THE EAST LINE, A DISTANCE OF 668.38 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE S89°27'51"W, ALONG THE SOUTH LINE, A DISTANCE OF 1323.07 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTIÓN 22; THENCE SOO 18'09"E, ALONG THE EAST LINE, A DISTANCE OF 667.48 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE S89°30'11"W, ALONG THE SOUTH LINE, A DISTANCE OF 1323.06 FEET TO A POINT OF THE WEST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE NOO'18'12"W, ALONG THE WEST LINE, A DISTANCE OF 667.27 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 22; THENCE S89°31'46"W, ALONG THE SOUTH LINE, A DISTANCE OF 661.93 FEET TO A POINT ON THE WEST LINE OF THE EAST 1/4 OF THE SOUTHWEST 1/4 OF THE SAID SECTION 22; THENCE NOO°18'50"W, ALONG THE WEST LINE, A DISTANCE OF 2000.36 FÉET TO A POINT ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 22; THENCE N89°24'17"E, ALONG THE SOUTH LINE, A DISTANCE OF 662.31 FEET TO THE POINT OF BEGINNING.

LESS ALL RECORDED INTERIOR ROAD RIGHT OF WAYS

CONTAINING 313 ACRES MORE OR LESS, PRIOR TO RIGHT OF WAY LESS OUTS.

LESS

**DESCRIPTION**: A parcel of land lying in Section 22, Township 28 South, Range 27 East, Polk County, Florida, and being more particularly described as follows:

COMMENCE at the Northwest corner of the Northeast 1/4 of the Northeast 1/4 of the Southwest 1/4 of said Section 22, run thence along the West line thereof, S.00°18'53"E, a distance of 20.00 feet to the South Right-of-Way of Weiberg Road, said point also being the POINT OF BEGINNING; thence along said South Right-of-Way, N.89°18'34"E, a distance of 50.00 feet to a point on a line 50.00 feet East of and parallel with the West line of the East 1/4 of the Southwest 1/4 of said Section 22; thence along said parallel line, S.00°18'53"E, a distance of 102.98 feet; thence N.90°00'00"E., a distance of 179.27 feet; thence S.36°19'39"E., a distance of 524.37 feet; thence S.00°30'16"E., a distance of 479.56 feet; thence S.41°56'49"E., a distance of 589.78 feet; thence S.26°37'41"W., a distance of 593.81 feet to the Southeast corner of the Northeast 1/4 of the Southwest 1/4 of Said Section 22; thence along the South line thereof, S.89°30'28"W, a distance of 661.93 feet to the Southwest corner of said Northeast 1/4; thence along the West line of the East 1/4 of the Southwest 1/4 of said Section 22, N.00°18'53"W, a distance of 1979.58 feet to the POINT OF BEGINNING.

Containing 26.915 acres, more or less.

NEW AMMENDED DISTRICT BOUNDARY CONTAINING 346.1 ACRES MORE OR LESS

**TOWN OF DUNDEE** 

# EXHIBIT 5 - DISTRICT AS AMMENDED WEIBERG RD CDD



# **Exhibit 6**

SUMMARY OF PROPOSED DISTRICT FACILITIES				
DISTRICT INFRASTRUCTURE	CONSTRUCTION	OWNERSHIP	CAPITAL FINANCING	OPERATION AND MAINTENANCE
Stormwater Facilities	District	District	District Bonds	District
Lift Stations/Water/Sewer	District	Town of Dundee	District Bonds	Town of Dundee
Street Lighting	District	District**	District Bonds	Duke Energy**
Road Construction	District	District	District Bonds	District
Offsite Improvements	District	Polk County/Town of Dundee	District Bonds	Polk County/Town of Dundee
Entry Feature & Signage	District	District	District Bonds	District
Recreation Facilities/Amenities	District	District	District Bonds	District

<sup>\*</sup>Costs not funded by bonds will be funded by the developer.
\*\*District will fund street lighting maintenance services.



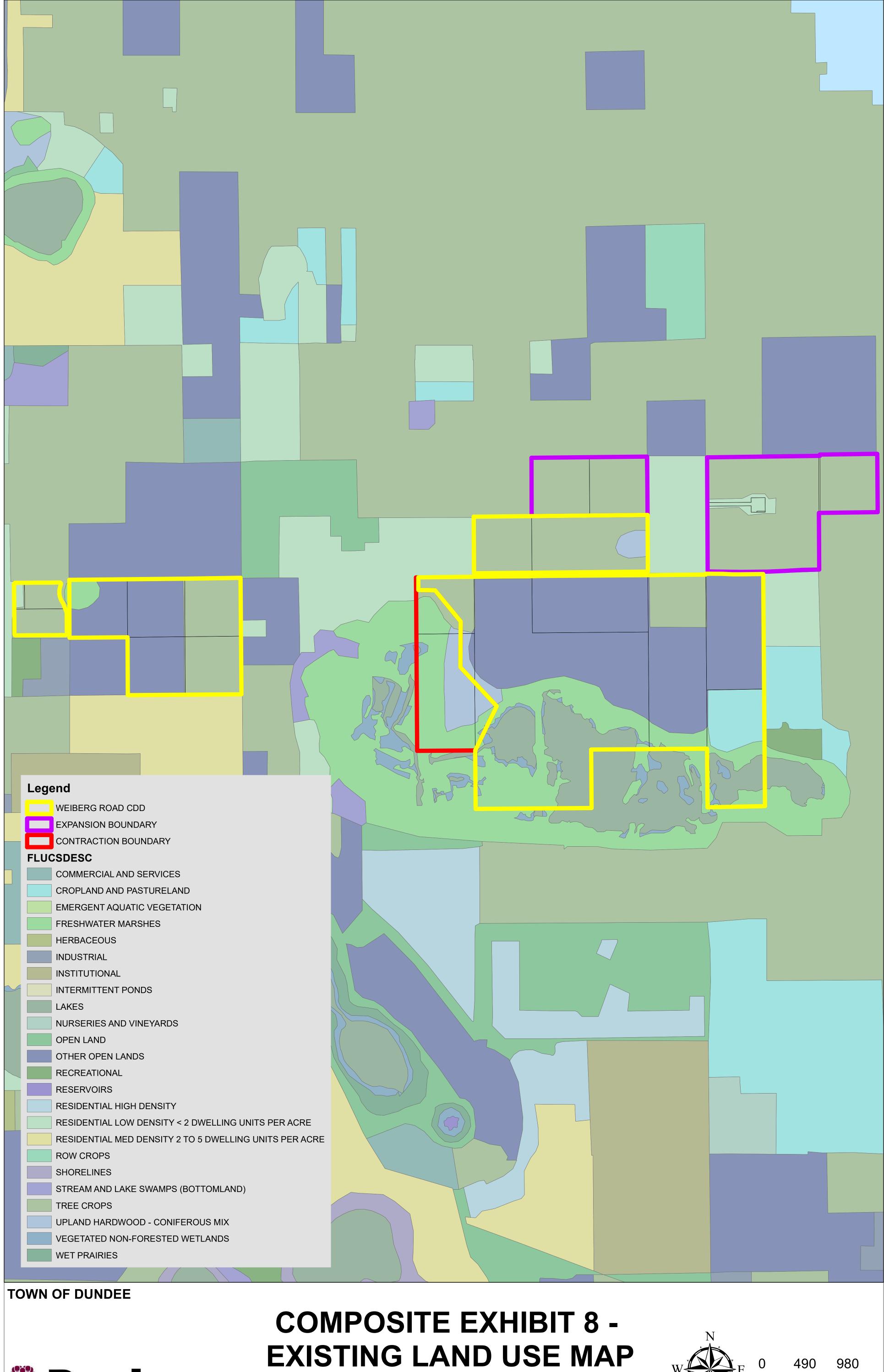
# SUMMARY OF OPINION OF PROBABLE COST EXHIBIT 7A

<u>Infrastructure</u>	Landing at Lake Trask Ph 1 404 Lots (Existing) 2022-2026	Landing at Lake Trask Ph 2A 103 Lots (Existing) 2022-2026	Landing at Lake Trask Ph 2B 65 Lots (Expansion) 2022-2026	Eagle Landing 206 Lots (Existing) 2022-2026	Alford Ridge 178 Lots (Expansion) 2022-2026	<u>Total</u> 956 Lots
Offsite Improvements (1)(5)(7)(11)	\$1,466,114.00	\$451,112.00	\$163,710.00	\$749,428.00	\$647,564.00	\$3,477,928.00
Stormwater Management (1)(2)(3)(5)(6)(7)	\$1,912,638.00	\$588,504.00	\$213,570.00	\$977,676.00	\$844,788.00	\$4,537,176.00
Utilities (Water, Sewer, & Street Lighting) (1)(5)(7) (9)(11)	\$3,327,168.00	\$1,023,992.00	\$371,610.00	\$1,701,148.00	\$1,469,924.00	\$7,893,842.00
Roadway (1)(4)(5)(7)	\$1,912,638.00	\$588,504.00	\$213,570.00	\$977,676.00	\$844,788.00	\$4,537,176.00
Entry Feature (1)(7)(8)(9)(11)	\$200,000.00	\$100,000.00	\$100,000.00	\$200,000.00	\$200,000.00	\$800,000.00
Parks and Amenities (1)(7)(11)	\$689,130.00	\$212,040.00	\$76,950.00	\$352,260.00	\$304,380.00	\$1,634,760.00
General Consulting (11)	\$950,768.80	\$296,415.20	\$113,941.00	\$495,818.80	\$431,144.40	\$2,288,088.20
Contingency (11)	\$1,045,845.68	\$326,056.72	\$125,335.10	\$545,400.68	\$474,258.84	\$2,516,897.02
TOTAL	\$11,504,302.48	\$3,586,623.92	\$1,378,686.10	\$5,999,407.48	\$5,216,847.24	\$27,685,867.22

### Notes:

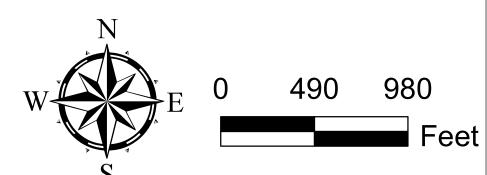
- (1) District to be constructed as four (4) phases.
- (2) Infrastructure consists of public roadway improvements, Stormwater management facilities, master sanitary sewer lift station and utilities, entry feature, landscaping and signage, and public neighborhood parks, all of which will be located on land owned by or subject to a permanent easement in favor of the District or another governmental entity.
- (3) Excludes grading of each lot in conjunction with home construction, which will be provided by home builder.
- (4) Includes Stormwater pond excavation. Does not include the cost of transportation of fill for use of private lots.
- (5) Includes sub-grade, base, asphalt paving, curbing, and civil/site engineering.
- (6) Includes subdivision infrastructure and civil/site engineering.
- (7) Stormwater does not include grading associated with building pads.
- (8) Estimates are based on 2024 cost.
- (9) Includes entry features, signage, hardscape, landscape, irrigation and fencing.
- (10) CDD will enter into a Lighting Agreement with Duke Energy for the lighting service. Includes only the incremental cost of undergrounding.
- (11) Estimates based on 956 lots.
- (12) The costs associated with the infrastructure are a master cost and is effectively shared by the entire project (All phases).

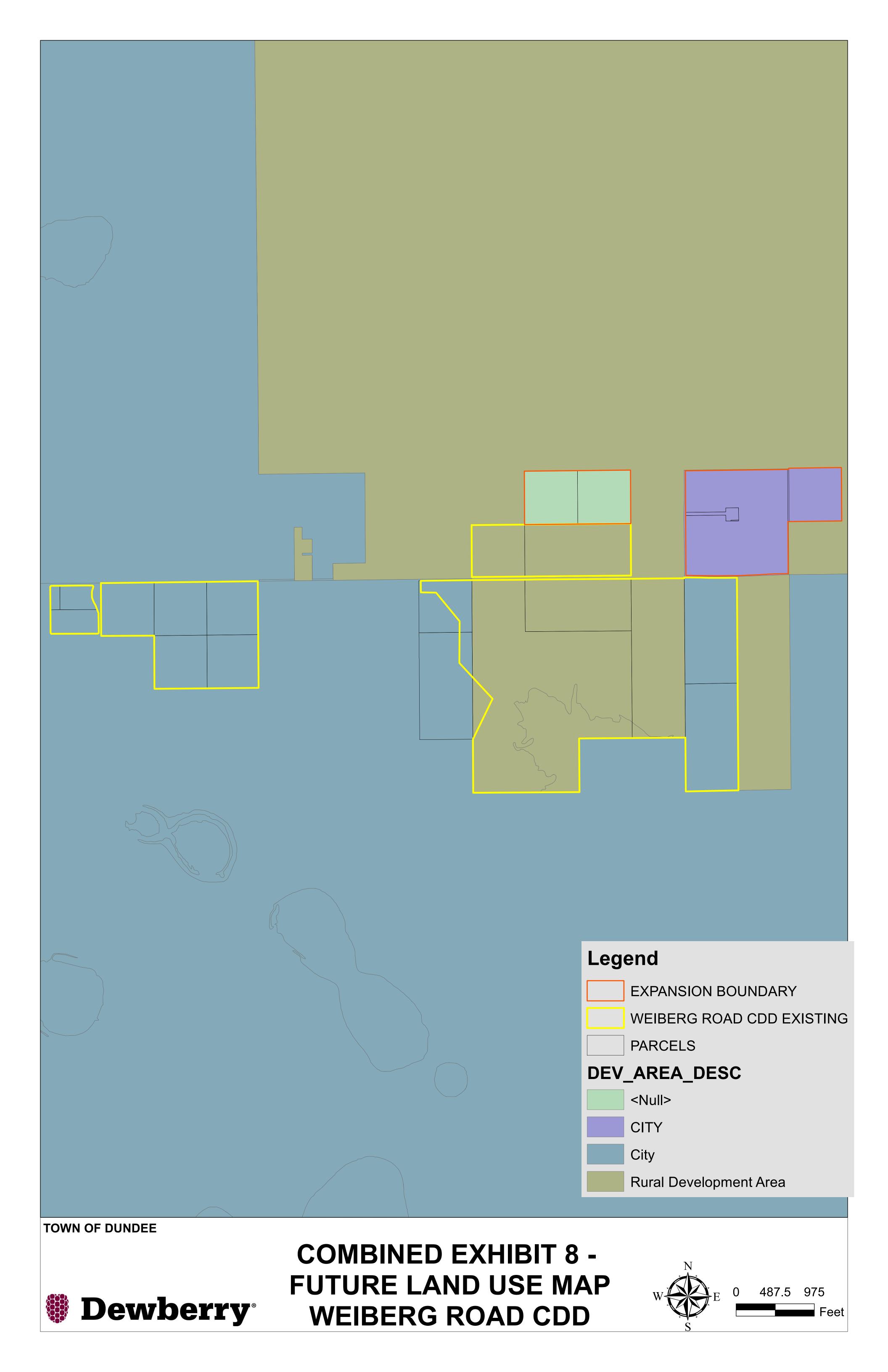


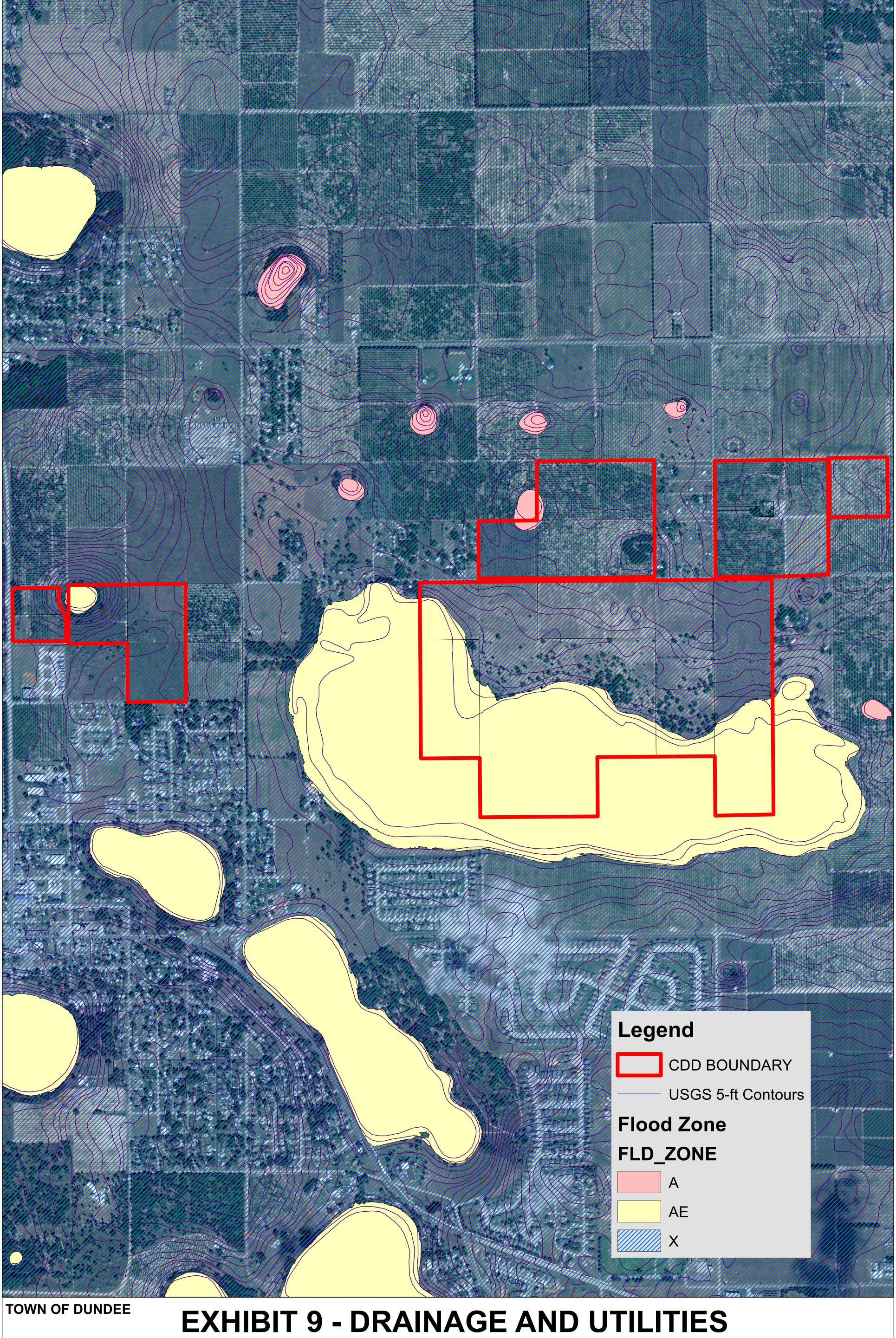


Dewberry

WEIBERG ROAD CDD







WEIBERG ROAD CDD

Feet



# AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY FOR WEIBERG ROAD

COMMUNITY DEVELOPMENT DISTRICT

Date: February 28, 2024

#### Prepared by

Governmental Management Services - Central Florida, LLC 219 E. Livingston Street Orlando, FL 32801



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GMS-CF, LLC does not represent the Weiberg Road Community Development
District as a Municipal Advisor or Securities Broker nor is GMS-CF, LLC registered to
provide such services as described in Section 15B of the Securities and Exchange Act
of 1934, as amended. Similarly, GMS-CF, LLC does not provide the Weiberg Road
Community Development District with financial advisory services or offer
investment advice in any form.

#### 1.0 Introduction

The Weiberg Road Community Development District is a local unit of special-purpose government organized and existing under Chapter 190, Florida Statutes, as amended (the "District"). The District plans to issue up to \$36,450,000 of tax exempt bonds in one or more series (the "Bonds") for the purpose of financing certain infrastructure improvements within the District, more specifically described in the Amended and Restated Engineer's Report dated February 28, 2024 prepared by Dewberry Engineers, Inc. as may be amended and supplemented from time to time (the "Engineer's Report"). The District anticipates the construction of public infrastructure improvements consisting of improvements that benefit property owners within the District.

#### 1.1 Purpose

The Board of Supervisors ("Board") of the District previously approved the Master Assessment Methodology, dated September 21, 2022 (the "Master Report"). The Master Report established an assessment methodology the District followed to allocate debt assessments to properties within the District benefitting from the District's Capital Improvement Plan ("CIP"). Such assessments secure repayment of the Bonds. Since adoption of the Master Report, there have been expansions and contractions to the District's boundaries to add and remove parcels within the District, such that the total acreage within the District's boundaries has changed.

This Amended and Restated Master Assessment Methodology amends and restates the original approved Master Report (collectively, the "Assessment Report") provides for an assessment methodology that reflects the change in the District's Acreage.

This Assessment Report continues to allocate the debt to properties based on the special benefits each receives from the Capital Improvements. This Assessment Report will be supplemented with one or more supplemental methodology reports to reflect the actual terms and conditions at the time of the issuance of each series of Bonds issued to finance all or a portion of the Capital Improvements. This Assessment Report is designed to conform to the requirements of Chapters 190 and 170, Florida Statutes, with respect to special assessments and is consistent with our understanding of case law on this subject.

The District intends to impose non ad valorem special assessments on the benefited lands within the District based on this Assessment Report. It is anticipated that all of the proposed special assessments will be collected through the Uniform Method of Collection described in Chapter 197.3632, Florida Statutes or any other legal means of collection available to the District. It is not the intent of this Assessment Report to address any other assessments, if applicable, that may be levied by the District, a homeowner's association, or any other unit of government.

#### 1.2 Background

The District currently includes approximately 346.1 acres within the Town of Dundee, Florida in Polk County, Florida. The development program currently envisions approximately 956 residential units (herein the "Development"). The proposed Development program is depicted in Table 1. It is recognized that such land use plan may change, and this Assessment Report will be modified accordingly.

The public improvements contemplated by the District in the CIP will provide facilities that benefit certain property within the District. The CIP is delineated in the Engineer's Report. Specifically, the District will construct and/or acquire certain offsite improvements, stormwater management, utilities, roadway, entry feature, parks and amenities, general consulting, and contingency. The acquisition and construction costs are summarized in Table 2.

The assessment methodology is a four-step process.

- 1. The District Engineer must first determine the public infrastructure improvements that may be provided by the District and the costs to implement the CIP.
- 2. The District Engineer determines the assessable acres that benefit from the District's CIP.
- 3. A calculation is made to determine the funding amounts necessary to acquire and/or construct CIP.
- 4. This amount is initially divided equally among the benefited properties on a prorated gross acreage basis. Ultimately, as land is platted, this amount will be assigned to each of the benefited properties based on the number of platted units.

#### 1.3 Special Benefits and General Benefits

Improvements undertaken by the District create special and peculiar benefits to the assessable property, different in kind and degree than general benefits, for properties outside it's borders as well as general benefits to the public at large.

However, as discussed within this Assessment Report, these general benefits are incidental in nature and are readily distinguishable from the special and peculiar benefits, which accrue to the assessable property within the District. The implementation of the CIP enables properties within its boundaries to be developed. Without the District's CIP, there would be no infrastructure to support development of land within the District. Without these improvements, development of the property within the District would be prohibited by law.

There is no doubt that the general public and property owners outside the District will benefit from the provision of the District's CIP. However, these benefits will be incidental to the District's CIP, which is designed solely to meet the needs of property within the District. Properties outside the District boundaries do not depend upon the District's CIP. The property owners within the District are therefore receiving special benefits not received by those outside the District's boundaries.

#### 1.4 Requirements of a Valid Assessment Methodology

There are two requirements under Florida law for a valid special assessment:

- 1) The properties must receive a special benefit from the improvements being paid for.
- 2) The assessments must be fairly and reasonably allocated to the properties being assessed.

Florida law provides for a wide application of special assessments that meet these two requirements for valid special assessments.

#### 1.5 Special Benefits Exceed the Costs Allocated

The special benefits provided to the property owners within the District are greater than the costs associated with providing these benefits. The District Engineer estimates that the District's CIP that is necessary to support full development of property will cost approximately \$27,685,867. The District's Underwriter projects that financing costs required to fund the infrastructure improvements, including project costs, the cost of issuance of the Bonds, the funding of debt service reserves and capitalized interest, will be approximately \$36,450,000. Additionally, funding required to complete the CIP which is not financed with Bonds will be funded by GLK Real Estate, LLC or a related entity (the "Developer"). Without the CIP, the property would not be able to be developed and occupied by future residents of the community.

#### 2.0 Assessment Methodology

#### 2.1 Overview

The District is planning to issue up to \$36,450,000 in Bonds, in one or more series to fund the District's CIP, provide for capitalized interest, a debt service reserve account and cost of issuance. It is the purpose of this Assessment Report to allocate the \$36,450,000 in debt to the properties benefiting from the CIP.

Table 1 identifies the proposed land uses as identified by the Developer and current landowners of the land within the District. The District has relied on the Engineer's Report to develop the costs of the CIP needed to support the Development, these

construction costs are outlined in Table 2. The improvements needed to support the Development are described in detail in the Engineer's Report and are estimated to cost \$27,685,867. Based on the estimated costs, the size of the Bond issue under current market conditions needed to generate funds to pay for the CIP and related costs was determined by the District's Underwriter to total approximately \$36,450,000. Table 3 shows the breakdown of the bond sizing.

#### 2.2 Allocation of Debt

Allocation of debt is a continuous process until the development plan is completed. The CIP funded by District Bonds benefits all developable acres within the District.

The initial assessments will be levied on an equal basis to all acres within the District. A fair and reasonable methodology allocates the debt incurred by the District proportionately to the properties receiving the special benefits. At this point all of the lands within the District are benefiting from the improvements.

Once platting, site planning, or the recording of declaration of condominium, ("Assigned Properties") has begun, the assessments will be levied to the Assigned Properties based on the benefits they receive. The Unassigned Properties, defined as property that has not been platted, assigned development rights or subjected to a declaration of condominium, will continue to be assessed on a per acre basis ("Unassigned Properties"). Eventually the development plan will be completed and the debt relating to the Bonds will be allocated to the planned 956 residential units within the District, which are the beneficiaries of the CIP, as depicted in Table 5 and Table 6. If there are changes to the development plan, a true up of the assessment will be calculated to determine if a debt reduction or true-up payment from the Developer is required. The process is outlined in Section 3.0

The assignment of debt in this Assessment Report sets forth the process by which debt is apportioned. As mentioned herein, this Assessment Report will be supplemented from time to time.

#### 2.3 Allocation of Benefit

The CIP consists of offsite improvements, stormwater management, utilities, roadway, entry feature, parks and amenities, general consulting, and contingency. There are <u>two</u> residential product types within the planned development. The single family 55′ home has been set as the base unit and has been assigned one equivalent residential unit ("ERU"). Table 4 shows the allocation of benefit to the particular land uses. It is important to note that the benefit derived from the improvements on the particular units exceeds the cost that the units will be paying for such benefits.

#### 2.4 Lienability Test: Special and Peculiar Benefit to the Property

Construction and/or acquisition by the District of its proposed CIP will provide several types of systems, facilities and services for its residents. These include offsite improvements, stormwater management, utilities, roadway, entry feature, parks and amenities, general consulting, and contingency. These improvements accrue in differing amounts and are somewhat dependent on the type of land use receiving the special benefits peculiar to those properties, which flow from the logical relationship of the improvements to the properties.

Once these determinations are made, they are reviewed in the light of the special benefits peculiar to the property, which flow to the properties as a result of their logical connection from the improvements in fact actually provided.

For the provision of CIP, the special and peculiar benefits are:

- 1) the added use of the property,
- 2) added enjoyment of the property, and
- 3) the probability of increased marketability and value of the property.

These special and peculiar benefits are real and ascertainable, but are not yet capable of being calculated as to value with mathematical certainty. However, each is more valuable than either the cost of, or the actual non-ad valorem special assessment levied for the improvement or the debt as allocated.

## 2.5 Lienability Test: Reasonable and Fair Apportionment of the Duty to Pay Non-Ad Valorem Assessments

A reasonable estimate of the proportion of special and peculiar benefits received from the public improvements described in the Engineer's Report is delineated in Table 5 (expressed as Allocation of Par Debt per Product Type).

The determination has been made that the duty to pay the non-ad valorem special assessments is fairly and reasonably apportioned because the special and peculiar benefits to the property derived from the acquisition and/or construction of the District's CIP have been apportioned to the property according to reasonable estimates of the special and peculiar benefits provided consistent with the land use categories.

Accordingly, no acre or parcel of property within the boundaries of the District will have a lien for the payment of any non-ad valorem special assessment more than the determined special benefit peculiar to that property and therefore, the debt allocation will not be increased more than the debt allocation set forth in this Assessment Report.

In accordance with the benefit allocation suggested for the product types in Table 4, a total debt per unit and an annual assessment per unit have been calculated for each product type (Table 6). These amounts represent the preliminary anticipated per unit debt allocation assuming all anticipated units are built and sold as planned, and the entire proposed CIP is developed or acquired and financed by the District.

#### 3.0 True Up Mechanism

Although the District does not process plats, declaration of condominiums, site plans or revisions thereto for the Developer, it does have an important role to play during the course of platting and site planning. Whenever a plat, declaration of condominium or site plan is processed, the District must allocate a portion of its debt to the property according to this Assessment Report outlined herein. In addition, the District must also prevent any buildup of debt on Unassigned Property. Otherwise, the land could be fully conveyed and/or platted without all of the debt being allocated. To preclude this, at the time Unassigned Properties become Assigned Properties, the District will determine the amount of anticipated assessment revenue that remains on the Unassigned Properties, taking into account the proposed plat, or site plan approval. If the total anticipated assessment revenue to be generated from the Assigned and Unassigned Properties is greater than or equal to the maximum annual debt service then no adjustment is required. In the case that the revenue generated is less than the required amount then a debt reduction or true-up payment by the landowner in the amount necessary to reduce the par amount of the outstanding Bonds plus accrued interest to a level that will be supported by the new net annual debt service assessments will be required.

#### 4.0 Assessment Roll

The District will initially distribute the liens across the property within the District boundaries on a gross acreage basis. As Assigned Property becomes known with certainty, the District will refine its allocation of debt from a per acre basis to a per unit basis as shown in Table 7. If the land use plan changes, then the District will update Tables 1, 4, 5 and 6 to reflect the changes. As a result, the assessment liens are neither fixed nor are they determinable with certainty on any acre of land in the District prior to the time final Assigned Properties become known. At this time the debt associated with the District's CIP will be distributed evenly across the acres within the District. As the development process occurs, the debt will be distributed against the Assigned Property in the manner described in this Assessment Report. The current assessment roll is depicted in Table 7.

TABLE 1
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
DEVELOPMENT PROGRAM
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

							ERUs	
	Landing at Lake	Landing at Lake	Landing at Lake	Eagle Landing	Alford Ridge		per Unit	
Product Types*	Trask Phase 1	Trask Phase 2A	Trask Phase 2B	Phase 1	Phase 1	Totals	(1)	Total ERUs
Single Family	404	103	65	206	178	956	1.00	956
Total Units	404	103	65	206	178	956		956

(1) Benefit is allocated on an ERU basis; based on density of planned development, with a Single Family unit equal to 1 ERU

<sup>\*</sup> Unit mix is subject to change based on marketing and other factors

TABLE 2
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
INFRASTRUCTURE COST ESTIMATES
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

Capital Improvement Plan ("CIP") (1)	Total Cost Estimate
Offsite Improvements	\$3,477,928
Stormwater Management	\$4,537,176
Utilites (Water, Sewer, & Street Lighting)	\$7,893,842
Roadway	\$4,537,176
Entry Feature	\$800,000
Parks and Amenities	\$1,634,760
General Consulting	\$2,288,088
Contingency	\$2,516,897
	\$27,685,867

(1) A detailed description of these improvements is provided in the Amended and Restated Engineer's Report February 28, 2024

### TABLE 3

WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT

**BOND SIZING** 

AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

Description	
Construction Funds	\$27,685,867
Debt Service Reserve	\$2,491,728
Capitalized Interest	\$4,738,500
Underwriters Discount	\$729,000
Cost of Issuance	\$800,000
Rounding	\$4,905
Par Amount*	\$36,450,000

#### **Bond Assumptions:**

Average Coupon	6.50%
Amortization	30 years
Capitalized Interest	24 months
Debt Service Reserve	Max Annual D/S
Underwriters Discount	2%

<sup>\*</sup> Par amount is subject to change based on the actual terms at the sale of the Bonds

TABLE 4
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
ALLOCATION OF BENEFIT
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

					Total Improvements	
	No. of	ERU	Total	% of Total	Costs Per Product	Improvement
Product Types	Units *	Factor	ERUs	ERUs	Туре	Costs Per Unit
Single Family	956	1.00	956	100.00%	\$27,685,867	\$28,960
			956	100.00%		

<sup>\*</sup> Unit mix is subject to change based on marketing and other factors

TABLE 5
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
ALLOCATION OF TOTAL BENEFIT/PAR DEBT TO EACH PRODUCT TYPE
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

		Total Improvements Costs Per Product	Allocation of Par Debt Per Product	Par Debt
Product Types	No. of Units *	Type	Type	Per Unit
				_
Single Family	956	\$27,685,867	\$36,450,000	\$38,128
	956	\$27,685,867	\$36,450,000	

<sup>\*</sup> Unit mix is subject to change based on marketing and other factors

# TABLE 6 WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT PAR DEBT AND ANNUAL ASSESSMENTS FOR EACH PRODUCT TYPE AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

<sup>(1)</sup> This amount includes collection fees and early payment discounts when collected on the County Tax Bill

<sup>\*</sup> Unit mix is subject to change based on marketing and other factors

TABLE 7
WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
PRELIMINARY ASSESSMENT ROLL
AMENDED AND RESTATED MASTER ASSESSMENT METHODOLOGY

			Total Par Debt		Net Annual Debt	Gross Annual
			Allocation Per	Total Par Debt	Assessment	Debt Assessment
Owner	Property*	Net Acres	Acre	Allocated	Allocation	Allocation (1)
GLK Lake Trask LLC	27-28-22-000000-041040	1.5	\$105,326	\$157,988	\$10,800	\$11,613
GLK Lake Trask LLC	27-28-22-000000-021030	88.8	\$105,326	\$9,347,639	\$639,006	\$687,103
GLK Lake Trask LLC	27-28-22-000000-021010	30.5	\$105,326	\$3,208,215	\$219,314	\$235,822
GLK Lake Trask LLC	27-28-23-000000-043030	20.1	\$105,326	\$2,121,256	\$145,009	\$155,924
GLK Lake Trask LLC	27-28-23-000000-044010	20.4	\$105,326	\$2,148,640	\$146,881	\$157,937
GLK Lake Trask LLC	27-28-22-000000-021020	20.1	\$105,326	\$2,117,043	\$144,721	\$155,614
GLK Real Estate	27-28-22-000000-041010	4.8	\$105,326	\$505,562	\$34,560	\$37,162
PHC I Property LLC	27-28-22-000000-012040	20.2	\$105,326	\$2,124,416	\$145,225	\$156,156
PHC I Property LLC	27-28-22-000000-014020	10.1	\$105,326	\$1,061,681	\$72,577	\$78,039
Northeast Polk Land Investments LLC	27-28-22-000000-012030	10.4	\$105,326	\$1,094,332	\$74,809	\$80,439
Northeast Polk Land Investments LLC	27-28-22-000000-014010	10.4	\$105,326	\$1,094,332	\$74,809	\$80,439
Cassidy Property Investments LLC	27-28-21-831500-001010	3.1	\$105,326	\$330,722	\$22,608	\$24,310
Cassidy Property Investments LLC	27-28-21-000000-023010	10.3	\$105,326	\$1,086,959	\$74,305	\$79,898
Cassidy Property Investments LLC	27-28-21-831500-002010	4.4	\$105,326	\$462,379	\$31,608	\$33,987
CH DEV LLC	27-28-21-000000-021010	10.0	\$105,326	\$1,057,468	\$72,289	\$77,730
CH DEV LLC	27-28-21-000000-021020	10.1	\$105,326	\$1,058,521	\$72,361	\$77,807
Cassidy Property Investments LLC	27-28-21-000000-021030	10.2	\$105,326	\$1,078,533	\$73,729	\$79,278
Weiberg Rd Development LLC	27-28-21-000000-021040	10.3	\$105,326	\$1,079,587	\$73,801	\$79,356
Cassidy Property Investments LLC	27-28-21-831500-001110	1.1	\$105,326	\$114,805	\$7,848	\$8,439
SLC IRA LLC/ABC IRA LLC	27-28-23-000000-034010	37.5	\$105,326	\$3,946,547	\$269,787	\$290,093
SLC IRA LLC/ABC IRA LLC	27-28-23-000000-034020	1.3	\$105,326	\$137,976	\$9,432	\$10,142
SLC IRA LLC/ABC IRA LLC	27-28-23-000000-034030	0.3	\$105,326	\$31,598	\$2,160	\$2,323
SLC IRA LLC/ABC IRA LLC	27-28-23-000000-032020	10.3	\$105,326	\$1,083,800	\$74,089	\$79,665
Total		346.1	•	\$36,450,000	\$2,491,728.05	\$2,679,277

Annual Assessment Periods	30
Average Coupon Rate (%)	6.50%
Maximum Annual Debt Service	\$2,491,728

<sup>\* -</sup> See Metes and Bounds, attached as Exhibit A

<sup>(1)</sup> This amount includes 7% to cover collection fees and early payment discounts when collected utilizing the uniform method.

# Exhibit A

# LEGAL DESCRIPTION:

## PARCEL 1

A PORTION OF SECTION 21, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE CENTER 1/4 CORNER OF SAID SECTION 21; THENCE N89'42'09"E, ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 21, A DISTANCE OF 28.76 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N89'42'09"E, A DISTANCE OF 2614.49 FEET TO A POINT ON THE EAST LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S00'20'44"E, ALONG SAID EAST LINE, A DISTANCE OF 1330.68 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S89'35'32"W, ALONG SAID SOUTH LINE, A DISTANCE OF 1322.69 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE NOO'18'00"W, ALONG SAID WEST LINE, A DISTANCE OF 666.61 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTH LINE, A DISTANCE OF 1292.33 FEET TO A POINT ON THE SAY RIGHT OF WAY LINE OF SCENIC HIGHWAY NORTH PER FLORIDA DEPARTMENT OF TRANSPORTATION PER RIGHT OF WAY MAP PROJECT 5209—RD(8) OF POLK COUNTY; THENCE NOO'20'43"W, ALONG SAID EAST RIGHT OF WAY LINE A DISTANCE OF 667.86 FEET TO THE POINT OF BEGINNING.

LESS ALL RECORDED INTERIOR ROAD RIGHT OF WAYS

CONTAINING 60 ACRES MORE OR LESS, PRIOR TO RIGHT OF WAY LESS OUTS.

## PARCEL 2

A PORTION OF SECTIONS 22 AND 23, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE CENTER OF SAID SECTION 22: THENCE NO0'22'02"W, ALONG THE EAST LINE OF THE NORTH-EAST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTH-EAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EAST 1/4 OF THE SOUTHWEST 1/4 OF THE NORTH-EAST 1/4 OF THE NORTH-EA

LESS ALL RECORDED INTERIOR ROAD RIGHT OF WAYS

CONTAINING 313 ACRES MORE OR LESS, PRIOR TO RIGHT OF WAY LESS OUTS.

## **LESS**

**DESCRIPTION**: A parcel of land lying in Section 22, Township 28 South, Range 27 East, Polk County, Florida, and being more particularly described as follows:

COMMENCE at the Northwest corner of the Northeast 1/4 of the Northeast 1/4 of the Southwest 1/4 of said Section 22, run thence along the West line thereof, S.00°18'53"E, a distance of 20.00 feet to the South Right-of-Way of Weiberg Road, said point also being the POINT OF BEGINNING; thence along said South Right-of-Way, N.89°18'34"E, a distance of 50.00 feet to a point on a line 50.00 feet East of and parallel with the West line of the East 1/4 of the Southwest 1/4 of said Section 22; thence along said parallel line, S.00°18'53"E, a distance of 102.98 feet; thence N.90°00'00"E., a distance of 179.27 feet; thence S.36°19'39"E., a distance of 524.37 feet; thence S.00°30'16"E., a distance of 479.56 feet; thence S.41°56'49"E., a distance of 589.78 feet; thence S.26°37'41"W., a distance of 593.81 feet to the Southeast corner of the Northeast 1/4 of the Southeast 1/4 of the Southwest 1/4 of Said Section 22; thence along the South line thereof, S.89°30'28"W, a distance of 661.93 feet to the Southwest corner of said Northeast 1/4; thence along the West line of the East 1/4 of the Southwest 1/4 of said Section 22, N.00°18'53"W, a distance of 1979.58 feet to the POINT OF BEGINNING.

Containing 26.915 acres, more or less.

NEW AMMENDED DISTRICT BOUNDARY CONTAINING 346.1 ACRES MORE OR LESS

**TOWN OF DUNDEE** 

# EXHIBIT 5 - DISTRICT AS AMMENDED WEIBERG RD CDD



# SECTION 4

Roy Van Wyk Kilinski | Van Wyk, PLLC 517 E. College Avenue Tallahassee, Florida 32301

#### AMENDED AND RESTATED WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT NOTICE OF SPECIAL ASSESSMENTS AND GOVERNMENT LIEN OF RECORD<sup>1</sup>

NOTICE IS HEREBY GIVEN that the Board of Supervisors of the Weiberg Road Community Development District (the "District"), a unit of special-purpose local government established under and pursuant to Chapter 190, Florida Statutes, enjoys a governmental lien on certain lands contained within the real property known as the Weiberg Road Community Development District, and described in Exhibit A attached hereto (the "Property"). Such lien is coequal with the lien of all state, county, district and municipal taxes, superior in dignity to all other liens, titles and claims until paid pursuant to Section 170.09 of the Florida Statutes. The District has adopted Resolution Nos. 2022-27, 2022-28, 2023-03, 2024-2024- , and 2024- (together, the "Assessment Resolutions"), which provide for, levy, and set forth the terms of the non-ad valorem special assessments on the Property (the "Weiberg Road Special Assessments"), which is specifically benefitted by the improvements anticipated to be financed with the proceeds of the District's Special Assessment Bonds, or other indebtedness (collectively, the "Bonds"). As provided in the Assessment Resolutions, these non-ad valorem assessments do not apply to governmental properties dedicated by plats, deeds or otherwise, including rights of way.

The non-ad valorem special assessments provided for in the Assessment Resolutions were legally and validly determined and levied in accordance with all applicable requirements of Florida law, and these non-ad valorem special assessments constitute, and will at all relevant times in the future constitute, legal,

<sup>1</sup> The intent of this Notice is to amend and supplement the Weiberg Road Community Development District Notice of Lien of Special Assessments and Government Lien of Record, dated October 26, 2022, and recorded on November 1,

2022, in the Official Records Instrument #2022286895, Book 12469, Pages 1784-1790, inclusive, of the Official

Records of Polk County, Florida.

valid, and binding first liens on the land against which assessed until paid, coequal with the liens of all state, county, district, and municipal taxes, and superior in dignity to all other liens, titles, and claims. The District may collect assessments on any of the lands described in the attached **Exhibit A** by any method authorized by law, which method may change from year to year.

The District is a special-purpose form of local government established pursuant to and governed by Chapter 190, Florida Statutes. Pursuant to section 190.048, Florida Statutes, you are hereby notified that: THE WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT MAY IMPOSE AND LEVY TAXES OR ASSESSMENTS, OR BOTH TAXES AND ASSESSMENTS, ON THIS PROPERTY. THESE TAXES AND ASSESSMENTS PAY THE CONSTRUCTION, OPERATION, AND MAINTENANCE COSTS OF CERTAIN PUBLIC FACILITIES AND SERVICES OF THE DISTRICT AND ARE SET ANNUALLY BY THE GOVERNING BOARD OF THE DISTRICT. THESE TAXES AND ASSESSMENTS ARE IN ADDITION TO COUNTY AND OTHER LOCAL GOVERNMENTAL TAXES AND ASSESSMENTS AND ALL OTHER TAXES AND ASSESSMENTS PROVIDED FOR BY LAW. The District's lien secures the payment of special assessments levied in accordance with Florida Statutes, which special assessments in turn secure the payment of the Bonds. Copies of the Master Assessment Methodology for Weiberg Road Community Development District, dated September 21, 2022, as supplemented by the Supplemental Assessment Methodology for Assessment Area One, dated \_\_\_\_\_\_, 2024 (together, the "Assessment Report"), and the Assessment Resolutions may be obtained from the registered agent of the District as designated by the Florida Department of Commerce in accordance with Section 189.014, Florida Statutes, or by contacting the District at:

> Weiberg Road Community Development District c/o Governmental Management Services – Central Florida, LLC 219 East Livingston Street Orlando, Florida 32801 (407) 841-5524

THE LIEN FOR THE SPECIAL ASSESSMENTS IS STATUTORY AND NO FILING IS NECESSARY IN ORDER TO PERFECT OR PROVIDE RECORD NOTICE THEREOF. THIS

NOTICE IS FOR INFORMATION PURPOSES. IN ADDITION TO THE MINUTES, RECORDS AND OTHER MATERIAL OF THE DISTRICT AVAILABLE FROM THE DISTRICT, THIS ALSO CONSTITUTES A LIEN OF RECORD FOR PURPOSES OF SECTION 197.573 OF THE FLORIDA STATUTES AND ALL OTHER APPLICABLE PROVISIONS OF THE FLORIDA STATUTES AND ANY OTHER APPLICABLE LAW.

STATUTES AND ANY OTHER API	CLICABLE LAW.
IN WITNESS WHEREOF, th	is Notice has been executed as of the day of 2024
and recorded in the Official Records of	Polk County, Florida.
	WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
	Chairperson, Board of Supervisors
Witness	Witness
Print Name Address:	
STATE OF FLORIDA COUNTY OF	
The foregoing instrument was acknown notarization, this day of the Board of Supervisors for the Weiber	ledged before me by means of □ physical presence or □ online 2024, by Warren K. (Rennie) Heath II as Chairperson of rg Road Community Development District.
[n.e.t	(Official Notary Signature) Name: Personally Known
[notary seal]	OR Produced Identification  Type of Identification

## Exhibit A Legal Description

#### PARCEL 1

A PORTION OF SECTION 21, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE CENTER 1/4 CORNER OF SAID SECTION 21; THENCE N89°42'09"E, ALONG THE NORTH LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 21, A DISTANCE OF 28.76 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N89°42'09"E, A DISTANCE OF 2614.49 FEET TO A POINT ON THE EAST LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S00°20'44"E, ALONG SAID EAST LINE, A DISTANCE OF 1330.68 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S89°35'32"W, ALONG SAID SOUTH LINE, A DISTANCE OF 1322.69 FEET TO A POINT ON THE WEST LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE N00°18'00"W, ALONG SAID WEST LINE, A DISTANCE OF 666.61 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 21; THENCE S89°38'50"W, ALONG SAID SOUTH LINE, A DISTANCE OF 1292.33 FEET TO A POINT ON THE EAST RIGHT OF WAY LINE OF SCENIC HIGHWAY NORTH PER FLORIDA DEPARTMENT OF TRANSPORTATION PER RIGHT OF WAY MAP PROJECT 5209-RD(8) OF POLK COUNTY; THENCE N00°20'43"W, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 667.86 FEET TO THE POINT OF BEGINNING.

CONTAINING 60 ACRES MORE OR LESS.

#### PARCEL 2

A PORTION OF SECTIONS 22 AND 23, TOWNSHIP 28 SOUTH, RANGE 27 EAST, POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE CENTER OF SAID SECTION 22; THENCE N00°22'02"W, ALONG THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 22, A DISTANCE OF 665.61 FEET; THENCE DEPARTING SAID EAST LINE, RUN N89°21'03"E, A DISTANCE OF 1983.52 FEET TO A POINT ON THE EAST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 22; THENCE S00°27'54"E, ALONG SAID EAST LINE, A DISTANCE OF 669.60 FEET TO A POINT ON THE NORTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE N89°27'59"E, ALONG SAID NORTH LINE, A DISTANCE OF 661.55 FEET TO A POINT ON THE WEST 1/4 CORNER OF SAID SECTION 23; THENCE N89°12'18"E, ALONG THE NORTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 23, A DISTANCE OF 655.58 FEET; THENCE DEPARTING SAID NORTH LINE, RUN S00°19'50"E, A DISTANCE OF 2669.06 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID SECTION 23; THENCE S89°03'24"W, ALONG SAID SOUTH LINE OF SAID SECTION 23, A DISTANCE OF 656.93 FEET TO A POINT ON THE EAST LINE OF SAID SECTION 22; THENCE N00°18'07"W, ALONG SAID EAST LINE, A DISTANCE OF 668.38 FEET TO A POINT ON THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE S89°27'51"W, ALONG SAID NORTH LINE, A DISTANCE OF 1323.07 FEET TO A POINT ON THE EAST LINE OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 22; THENCE S00°18'09"E, ALONG SAID EAST LINE, A DISTANCE OF 667.48 FEET TO A POINT ON THE SOUTH LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE S89°30'11"W, ALONG SAID SOUTH LINE, A DISTANCE OF 1323.06 FEET TO A POINT OF THE WEST LINE OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 22; THENCE N00°18'12"W, ALONG SAID WEST LINE, A DISTANCE OF 667.27 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 22; THENCE S89°31'46"W, ALONG SAID SOUTH LINE, A DISTANCE OF 661.93 FEET TO A POINT ON THE WEST LINE OF THE EAST 1/4 OF THE SOUTHWEST 1/4 OF THE SAID SECTION 22; THENCE N00°18'50"W, ALONG SAID WEST LINE, A DISTANCE OF 2000.36 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 22; THENCE N89°24'17"E, ALONG SAID SOUTH LINE, A DISTANCE OF 662.31 FEET TO THE POINT OF BEGINNING.

CONTAINING 313 ACRES MORE OR LESS.

#### **LESS**

COMMENCE AT THE NORTHWEST CORNER OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 22, RUN THENCE ALONG THE WEST LINE THEREOF, S.00°18'53"E, A DISTANCE OF 20.00 FEET TO THE SOUTH RIGHT-OF-WAY OF WEIBERG ROAD, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE ALONG SAID SOUTH RIGHT-OF-WAY, N.89°18'34"E, A DISTANCE OF 50.00 FEET TO A POINT ON A LINE 50.00 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF THE EAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 22; THENCE ALONG SAID PARALLEL LINE, S.00°18'53"E, A DISTANCE OF 102.98 FEET; THENCE N.90°00'00"E., A DISTANCE OF 179.27 FEET; THENCE S.36°19'39"E., A DISTANCE OF 524.37 FEET; THENCE S.00°30'16"E., A DISTANCE OF 479.56 FEET; THENCE S.41°56'49"E., A DISTANCE OF 589.78 FEET; THENCE S.26°37'41"W., A DISTANCE OF 593.81 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF THE SOUTH LINE THEREOF, S.89°30'28"W, A DISTANCE OF 661.93 FEET TO THE SOUTHWEST CORNER OF SAID NORTHEAST 1/4; THENCE ALONG THE WEST LINE OF THE EAST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 22, N.00°18'53"W, A DISTANCE OF 1979.58 FEET TO THE POINT OF BEGINNING.

CONTAINING 26.915 ACRES, MORE OR LESS.

NEW AMENDED DISTRICT BOUNDARY CONTAINING 346.1 ACRES MORE OR LESS

# SECTION B

# SECTION 1

#### **RESOLUTION 2024-05**

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT EXPRESSING ITS INTENT TO UTILIZE THE UNIFORM METHOD OF LEVYING, COLLECTING, AND ENFORCING NON-AD VALOREM ASSESSMENTS WHICH MAY BE LEVIED BY THE SCENIC TERRACE SOUTH COMMUNITY DEVELOPMENT DISTRICT IN ACCORDANCE WITH SECTION 197.3632, FLORIDA STATUTES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Weiberg Road Community Development District (the "District") was established pursuant to the provisions of Chapter 190, *Florida Statutes*, which authorizes the District to levy certain assessments which include benefit and maintenance assessments and further authorizes the District to levy special assessments pursuant to Chapters 170 and 197, *Florida Statutes*, for the acquisition, maintenance, construction, or reconstruction of assessable improvements authorized by Chapter 190, *Florida Statutes*; and

**WHEREAS**, the above referenced assessments are non-ad valorem in nature and, therefore, may be levied and collected under the provisions of Section 197.3632, *Florida Statutes*, in which the State of Florida has provided a uniform method for the levying, collecting, and enforcing such non-ad valorem assessments (the "Uniform Method"); and

WHEREAS, the District was established by the Town Commission of the Town of Dundee, Florida ("Town"), by Ordinance 22-27, effective September 13, 2022 ("Establishing Ordinance"); and

WHEREAS, the boundaries of the District were subsequently amended by Town Ordinance 23-18, effective on January 12, 2024 ("Boundary Amendment Ordinance"), adding approximately 43 additional acres of land within the boundaries of the District (the "Expansion Parcels"); and

WHEREAS, the Board has previously adopted Resolution No. 2024-\_\_, declaring the intent to use the Uniform Method over the Expansion Parcels for the levy, collection and enforcement of non-ad valorem special assessments authorized by Section 197.3632, *Florida Statutes*, over certain lands within the District as described therein; and

WHEREAS, pursuant to Section 197.3632, *Florida Statutes*, the District has caused notice of a public hearing on the District's intent to use the Uniform Method to be advertised weekly in a newspaper of general circulation within Polk County for four (4) consecutive weeks prior to such hearing; and

**WHEREAS**, the District has held a public hearing pursuant to Section 197.3632, *Florida Statutes*, where public and landowners were allowed to give testimony regarding the use of the Uniform Method; and

WHEREAS, the District desires to use the Uniform Method for the levy, collection and enforcement of non-ad valorem special assessments authorized by Section 197.3632, *Florida Statutes*,

for special assessments, including benefit and maintenance assessments, over all lands in the District, including specifically the Expansion Parcels as further described in **Exhibit A**.

# NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT:

**SECTION 1.** The Weiberg Road Community Development District upon conducting its public hearing as required by Section 197.3632, *Florida Statutes*, hereby expresses its need and intent to use the Uniform Method of collecting assessments imposed by the District over the lands described in **Exhibit A**, as provided in Chapters 170 and 190, *Florida Statutes*, each of which are non-ad valorem assessments which may be collected annually pursuant to the provisions of Chapter 190, *Florida Statutes*, for the purpose of paying principal and interest on any and all of its indebtedness and for the purpose of paying the cost of operating and maintaining its assessable improvements. The legal description of the boundaries of the real property subject to a levy of assessments is attached and made a part of this Resolution as **Exhibit A**. The non-ad valorem assessments and the District's use of the uniform method of collecting its non-ad valorem assessment(s) may continue in any given year when the Board of Supervisors determines that use of the uniform method for that year is in the best interests of the District.

- **SECTION 2.** The District's Secretary is authorized to provide the Property Appraiser and Tax Collector of Polk County and the Department of Revenue of the State of Florida with a copy of this Resolution and enter into any agreements with the Property Appraiser and/or Tax Collector necessary to carry out the provisions of this Resolution.
- **SECTION 3.** If any provision of this Resolution is held to be illegal or invalid, the other provisions shall remain in full force and effect.
- **SECTION 4.** This Resolution shall become effective upon its passage and shall remain in effect unless rescinded or repealed.

PASSED AND ADOPTED this 24th day of April 2024.

ATTEST:	WEIBERG ROAD COMMUNITY DEVELOPMENT DISTRICT
Secretary/Assistant Secretary	Chairperson, Board of Supervisors

**Exhibit A:** Legal Description of Expansion Parcels

## **EXHIBIT A -** Legal Description of Expansion Parcels

# SECTION V

# SECTION C

# SECTION 1

## Weiberg Road Community Development District

#### **Summary of Check Register**

February 17, 2024 to March 31, 2024

Fund	Date	Check No.'s	Amount
			_
General Fund			
	2/27/24	84	\$ 267.50
	3/5/24	85	\$ 320.93
	3/21/24	86-91	\$ 23,886.13
	. ,		
		Total Amount	\$ 24,474.56

AP300R YEAR-TO-DATE ACCOUNTS PAYABLE PREPAID/COMPUTER CHECK REGISTER RUN 4/22/24 PAGE 1 \*\*\* CHECK DATES 02/17/2024 - 03/31/2024 \*\*\* WEIBERG ROAD-GENERAL FUND BANK A GENERAL FUND

	В	BANK A GENERAL FUND			
CHECK VEND# DATE	INVOICEEXPENSED TO DATE INVOICE YRMO DPT ACCT#	VENDOR NAME SUB SUBCLASS	STATUS	AMOUNT	CHECK AMOUNT #
2/27/24 00009	2/09/24 2396970- 202401 310-51300- ENGINEERING SVCS-JAN24	-31100	*	267.50	
		DEWBERRY ENGINEERS INC.			267.50 000084
3/05/24 00013	2/29/24 00062668 202402 310-51300- NOTICE OF BOS MEETING	48000	*	320.93	
		GANNETT MEDIA CORP DBA			320.93 000085
3/21/24 00007	2/28/24 BH022820 202402 310-51300- SUPERVISOR FEES-02/28/24	11000	*	200.00	
	3/05/24 BH030520 202403 310-51300- SUPERVISOR FEES-03/05/24	11000	*	200.00	
		BOBBIE HENLEY			400.00 000086
3/21/24 00012	2/28/24 CC022820 202402 310-51300-		*	200.00	
	SUPERVISOR FEES-02/28/24 3/05/24 CC030520 202403 310-51300- SUPERVISOR FEES-03/05/24	-11000	*	200.00	
		CHARLES CAVARETTA			400.00 000087
3/21/24 00008			*	200.00	
	SUPERVISOR FEES-U2/20/24	DANIEL ARNETTE			200.00 000088
3/21/24 00001	3/01/24 19 202403 310-51300- MANAGEMENT FEES-MAR24	-34000	*	3,125.00	
	3/01/24 19 202403 310-51300- WEBSITE MANAGEMENT-MAR24		*	100.00	
	3/01/24 19 202403 310-51300- INFORMATION TECH-MAR24	35100	*	150.00	
	3/01/24 19 202403 310-51300- OFFICE SUPPLIES	51000	*	2.62	
	3/01/24 19 202403 310-51300-	42000	*	2.56	
	POSTAGE	GOVERMENTAL MANAGEMENT SERVICES			3,380.18 000089
3/21/24 00004	1/12/24 8506 202312 310-51300-		*	5,685.72	
	BOUNDARY AMENDMENT-DEC23 2/09/24 8742 202401 310-51300- BOUNDARY AMENDMENT	49100	*	11,279.63	
	3/12/24 9020 202402 310-51300- ATTORNEY SVCS-FEB24	31500	*	2,140.60	
	ATTORNET SVCS-FEB24	KILINSKI / VAN WYK, PLLC			19,105.95 000090
3/21/24 00006	2/28/24 LS022820 202402 310-51300- SUPERVISOR FEES-02/28/24	11000	*	200.00	

WBGR WEIBERG ROAD AGUZMAN

AP300R *** CHECK DATES 02/1	17/2024 - 03/31/20	24 *** WEI	COUNTS PAYAI BERG ROAD-GI K A GENERAL	ENERAL FUND	OMPUTER CHECK REGISTER	RUN 4/22/24	PAGE 2
	INVOICE ATE INVOICE YR	EXPENSED TO MO DPT ACCT# SUI	B SUBCLASS	VENDOR NAME	STATUS	AMOUNT	CHECK AMOUNT #
3/0	05/24 LS030520 202	403 310-51300-110 FEES-03/05/24	000		*	200.00	
			LAUREN SCHWI	ENK			400.00 000091
				TOTAL	FOR BANK A	24,474.56	
				TOTAL	FOR REGISTER	24,474.56	

WBGR WEIBERG ROAD AGUZMAN

# SECTION 2

## Weiberg Road

Community Development District

Unaudited Financial Reporting March 31, 2024



## **Table of Contents**

1	Balance Sheet
2	General Fund
3	Month to Month

## **Weiberg Road**

## **Community Development District**

## **Combined Balance Sheet**

March 31, 2024

	(	General
		Fund
Assets:		
Cash:		
Operating Account	\$	16,522
Due from Developer	\$	2,642
Total Assets	\$	19,163
Liabilities:		
Accounts Payable	\$	4,437
Total Liabilites	\$	4,437
Fund Balance:		
Unassigned	\$	14,727
Total Fund Balances	\$	14,727
Total Liabilities & Fund Balance	\$	19,163

## **Weiberg Road**

#### **Community Development District**

#### **General Fund**

#### Statement of Revenues, Expenditures, and Changes in Fund Balance

For The Period Ending March 31, 2024

	Adopted		Pro	ated Budget		Actual			
		Budget		u 03/31/24			Variance		
Dovonuos									
Revenues:									
Developer Contributions	\$	264,292	\$	60,000	\$	60,000	\$	-	
Boundary Amendment Contributions	\$	-	\$	-	\$	27,675	\$	27,675	
Total Revenues	\$	264,292	\$	60,000	\$	87,675	\$	27,675	
Expenditures:									
General & Administrative:									
Supervisor Fees	\$	12,000	\$	6,000	\$	2,600	\$	3,400	
Engineering	\$	15,000	\$	7,500	\$	9,865	\$	(2,365)	
Attorney	\$	25,000	\$	12,500	\$	6,498	\$	6,002	
Annual Audit	\$	4,000	\$	_	\$	-	\$	-	
Assessment Administration	\$	5,000	\$	_	\$	-	\$	-	
Arbitrage	\$	450	\$	_	\$	-	\$	-	
Dissemination	\$	5,000	\$	_	\$	-	\$	-	
Trustee Fees	\$	4,042	\$	_	\$	-	\$	-	
Management Fees	\$	37,500	\$	18,750	\$	18,750	\$	-	
Information Technology	\$	1,800	\$	900	\$	900	\$	-	
Website Maintenance	\$	1,200	\$	600	\$	600	\$	-	
Postage & Delivery	\$	1,000	\$	500	\$	87	\$	413	
Insurance	\$	5,500	\$	5,500	\$	5,200	\$	300	
Copies	\$	1,000	\$	500	\$	-	\$	500	
Legal Advertising	\$	15,000	\$	7,500	\$	2,175	\$	5,325	
Boundary Amendment Expenses	\$	-	\$	_	\$	27,675	\$	(27,675)	
Other Current Charges	\$	5,000	\$	2,500	\$	234	\$	2,266	
Office Supplies	\$	625	\$	313	\$	8	\$	304	
Dues, Licenses & Subscriptions	\$	175	\$	175	\$	175	\$	-	
Total General & Administrative	\$	139,292	\$	63,238	\$	74,768	\$	(11,531)	
Operations & Maintenance									
Playground Lease	\$	50,000	\$	25,000	\$	-	\$	25,000	
Field Contingency	\$	75,000	\$	37,500	\$	-	\$	37,500	
Total Operations & Maintenance	\$	125,000	\$	62,500	\$	-	\$	62,500	
Total Expenditures	\$	264,292	\$	125,738	\$	74,768	\$	50,969	
Excess (Deficiency) of Revenues over Expenditures	\$	-			\$	12,907			
Fund Balance - Beginning	\$	-	_		\$	1,819	_		
						4 . 5			
Fund Balance - Ending	\$	-			\$	14,727			

# Weiberg Road Community Development District Month to Month

		Oct	Nov	Dec	Jan	Feb	March	April	May	June	July	Aug	Sept Total
Revenues:													
Developer Contributions	\$	20,000 \$	20,000 \$	- \$	- \$	20,000 \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$ 60,00
Boundary Amendment Contributions	\$	- \$	- \$	4,749 \$	3,319 \$	16,965 \$	2,642 \$	- \$	- \$	- \$	- \$	- \$	- \$ 27,67
Total Revenues	\$	20,000 \$	20,000 \$	4,749 \$	3,319 \$	36,965 \$	2,642 \$	- \$	- \$	- \$	- \$	- \$	- \$ 87,67
Expenditures:													
General & Administrative:													
Supervisor Fees	\$	600 \$	- \$	- \$	600 \$	800 \$	600 \$	- \$	- \$	- \$	- \$	- \$	- \$ 2,60
Engineering	\$	1,123 \$	610 \$	6,070 \$	268 \$	1,795 \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$ 9,86
Attorney	\$	565 \$	406 \$	546 \$	2,842 \$	2,141 \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$ 6,49
Annual Audit	\$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$
Assessment Administration	\$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$
Arbitrage	\$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$
Dissemination	\$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$
Trustee Fees	\$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$
Management Fees	\$	3,125 \$	3,125 \$	3,125 \$	3,125 \$	3,125 \$	3,125 \$	- \$	- \$	- \$	- \$	- \$	- \$ 18,75
Information Technology	\$	150 \$	150 \$	150 \$	150 \$	150 \$	150 \$	- \$	- \$	- \$	- \$	- \$	- \$ 90
Website Maintenance	\$	100 \$	100 \$	100 \$	100 \$	100 \$	100 \$	- \$	- \$	- \$	- \$	- \$	- \$ 60
Postage & Delivery	\$	1 \$	1 \$	21 \$	3 \$	59 \$	3 \$	- \$	- \$	- \$	- \$	- \$	- \$ 8
Insurance	\$	5,200 \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$ 5,20
Copies	\$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$
Legal Advertising	\$	- \$	934 \$	920 \$	- \$	321 \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$ 2,17
Boundary Amendment Expenses	\$	4,749 \$	3,319 \$	5,686 \$	11,280 \$	2,642 \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$ 27,67
Other Current Charges	\$	38 \$	38 \$	38 \$	38 \$	40 \$	41 \$	- \$	- \$	- \$	- \$	- \$	- \$ 23
Office Supplies	\$	0 \$	3 \$	0 \$	0 \$	3 \$	3 \$	- \$	- \$	- \$	- \$	- \$	- \$
Dues, Licenses & Subscriptions	\$	175 \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$ 17
Total General & Administrative	\$	15,825 \$	8,686 \$	16,656 \$	18,405 \$	11,176 \$	4,021 \$	- \$	- \$	- \$	- \$	- \$	- \$ 74,76
Operations & Maintenance								<u></u>					
Playground Lease	\$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$
Field Contingency	\$ \$	- \$	- \$ - \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$ - \$
			·										
Total Operations & Maintenance	\$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$	- \$
Total Expenditures	\$	15,825 \$	8,686 \$	16,656 \$	18,405 \$	11,176 \$	4,021 \$	- \$	- \$	- \$	- \$	- \$	- \$ 74,76
Excess (Deficiency) of Revenues over Expenditures	\$	4,175 \$	11.314 \$	(11,907) \$	(15,086) \$	25,790 \$	(1,379) \$	- \$	- \$	- \$	- \$	- \$	- \$ 12,90