

Boggy Branch Community Development District

3501 Quadrangle Boulevard, Suite 270 | Orlando, FL 32817 - 407-723-5900- FAX 407-723-5901
boggybranchcdd.net

The Continued meeting of the Board of Supervisors of **Boggy Branch Community Development District** will be held on **Thursday, August 19, 2021 at 10:45 a.m. 14785 Old St. Augustine Road, Suite 3, Jacksonville, FL 32258**. The following is the proposed agenda for this meeting.

Call in number: 1-844-621-3956

Passcode: 790 562 990 #

<https://pfmgroup.webex.com/meet/carvalhov>

BOARD OF SUPERVISORS' MEETING AGENDA

Organizational Matters

- Call to Order
- Roll Call
- Public Comment Period *[for any members of the public desiring to speak on any proposition before the Board]*

General Business Matters

1. Public Hearing on the District's Use of the Uniform Method of Levying, Collection and Enforcing Non-Ad Valorem Assessments
 - a) Public Comments and Testimony
 - b) Board Comments
 - c) Consideration of Resolution 2021-12, Adopting the Uniform Method

Other Business

- Staff Reports
 - District Counsel
 - District Engineer
 - District Manager
- Audience Comments
- Supervisors Requests

Adjournment



**BOGGY BRANCH
COMMUNITY DEVELOPMENT DISTRICT**

Public Hearing on the District's Use of the
Uniform Method of Levying, Collection
and Enforcing Non-Ad Valorem
Assessments

RESOLUTION 2021-12

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE BOGGY BRANCH 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 BOGGY BRANCH COMMUNITY DEVELOPMENT DISTRICT IN ACCORDANCE WITH SECTION 197.3632, FLORIDA STATUTES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Boggy Branch Community Development District (“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 Chapter 170, *Florida Statutes*, for the acquisition, 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 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; and

WHEREAS, pursuant to Section 197.3632, *Florida Statutes*, the District has caused notice of a public hearing to be advertised weekly in a newspaper of general circulation within Duval County for four (4) consecutive weeks prior to such hearing.

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

SECTION 1. The District, upon conducting its public hearing as required by Section 197.3632, *Florida Statutes*, hereby expresses its intent to use the uniform method of collecting assessments imposed by the District 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 Duval 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 ___ day of _____, 2021.

ATTEST:

**BOGGY BRANCH COMMUNITY DEVELOPMENT
DISTRICT**

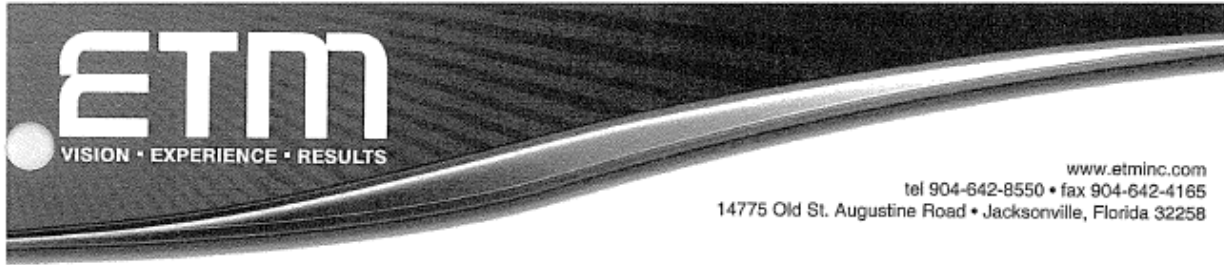
Secretary/Assistant Secretary

Chairman, Board of Supervisors

Print Name

Exhibit A: Legal Description

Exhibit A



Revised July 19, 2019
April 30, 2019
Page 1 of 2

Work Order No. 19-078.01
File No. 125D-17.01B

Boggy Branch CDD

A portion of Sections 16 and 17, Township 3 South, Range 28 East, Duval County, Florida, being a portion of those lands described and recorded in Official Records Book 17036, page 2398, of the current Public Records of said county, being more particularly described as follows:

For a Point of Beginning, commence at the Southeasterly corner of said Section 17, thence South $88^{\circ}15'27''$ West, along the Southerly line of said Section 17, a distance of 268.53 feet; thence North $01^{\circ}44'33''$ West, departing said Southerly line, 141.57 feet; thence North $85^{\circ}41'13''$ West, 241.67 feet to the point of curvature of a curve concave Southerly having a radius of 2000.00 feet; thence Westerly along the arc of said curve, through a central angle of $06^{\circ}08'51''$, an arc length of 214.59 feet to a point on said curve, said arc being subtended by a chord bearing and distance of North $88^{\circ}45'39''$ West, 214.48 feet; thence Due North, 2379.25 feet; thence Due East, 900.86 feet; thence North $03^{\circ}28'08''$ East, 45.63 feet to a point on a curve concave Westerly having a radius of 1000.00 feet; thence Northerly along the arc of said curve, through a central angle of $23^{\circ}00'46''$, an arc length of 401.65 feet to a point of reverse curvature, said arc being subtended by a chord bearing and distance of North $08^{\circ}02'15''$ West, 398.95 feet; thence Northerly along the arc of a curve concave Easterly having a radius of 1000.00 feet, through a central angle of $47^{\circ}11'47''$, an arc length of 823.73 feet to a point on said curve, said arc being subtended by a chord bearing and distance of North $04^{\circ}03'15''$ East, 800.64 feet; thence Southeasterly along the arc of a curve concave Northeasterly having a radius of 500.00 feet, through a central angle of $13^{\circ}18'17''$, an arc length of 116.11 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of South $62^{\circ}15'25''$ East, 115.85 feet; thence South $68^{\circ}54'33''$ East, 32.07 feet to the point of curvature of a curve concave Northerly having a radius of 985.00 feet; thence Easterly along the arc of said curve, through a central angle of $62^{\circ}11'46''$, an arc length of 1069.25 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of North $79^{\circ}59'33''$ East, 1017.51 feet; thence North $48^{\circ}53'40''$ East, 248.66 feet to the point of curvature of a curve concave Southeasterly having a radius of 460.00 feet; thence Northeasterly along the arc of said curve, through a central angle of $20^{\circ}12'00''$, an arc length of 162.18 feet to a point on said curve, said arc being subtended by a chord bearing and distance of North $58^{\circ}59'41''$ East, 161.34 feet; thence South $19^{\circ}55'14''$ East, 184.59 feet to the point of curvature of a curve concave Northeasterly having a radius of 1000.00 feet; thence Southeasterly along the arc of said curve, through a central angle of $17^{\circ}29'38''$, an arc length of 305.33 feet to a point on said curve, said arc being subtended by a chord bearing and distance of South $28^{\circ}40'03''$ East, 304.14 feet; thence North $51^{\circ}02'54''$ East, 134.63 feet to the point of curvature of a curve concave Southeasterly having a radius of 1718.50 feet; thence Northeasterly along the arc of said curve,

Boggy Branch CDD (Continued)

through a central angle of $32^{\circ}04'51''$, an arc length of 962.22 feet to a point of reverse curvature, said arc being by a chord bearing and distance of North $67^{\circ}05'20''$ East, 949.70 feet; thence Easterly along the arc of a curve concave Northerly having a radius of 731.50 feet, through a central angle of $08^{\circ}30'41''$, an arc length of 108.67 feet to a point on said curve, said arc being subtended by a chord bearing and distance of North $78^{\circ}52'25''$ East, 108.57 feet; thence South $15^{\circ}22'56''$ East, 48.50 feet to a point on a curve concave Northerly having a radius of 780.00 feet; thence Easterly along the arc of a said curve, through a central angle of $04^{\circ}26'06''$, an arc length of 60.38 feet to a point on said curve, said arc being subtended by a chord bearing a distance of North $72^{\circ}24'01''$ East, 60.36 feet; thence South $29^{\circ}44'09''$ East, 78.04 feet; thence North $56^{\circ}48'40''$ East, 205.79 feet; thence North $39^{\circ}29'40''$ East, 312.89 feet; thence North $74^{\circ}06'23''$ East, 375.50 feet; thence South $82^{\circ}31'23''$ East, 246.53 feet; thence North $89^{\circ}57'01''$ East, 339.18 feet; thence North $18^{\circ}25'21''$ West, 771.56 feet to a point lying on the Southerly limited access right of way line of J. Turner Boulevard, State Road No. 202, a variable width limited access right of way as presently established; thence Easterly, along said Southerly limited access right of way line the following 3 courses: Course 1, thence South $86^{\circ}54'32''$ East, 100.45 feet to a point on a curve concave Northerly having a radius of 4733.66 feet; Course 2, thence Easterly along the arc of said curve, through a central angle of $04^{\circ}32'32''$, an arc length of 375.27 feet to the point of tangency of said curve, said arc being subtended by a chord bearing and distance of South $88^{\circ}41'55''$ East, 375.17 feet; Course 3, thence North $89^{\circ}01'49''$ East, 676.51 feet to its intersection with the Easterly line of said Section 16; thence South $00^{\circ}50'17''$ East, departing said Southerly limited access right of way line and along said Easterly line, 5223.69 feet to the Southeasterly corner thereof; thence South $89^{\circ}58'23''$ West, along the Southerly line of said Section 16, a distance of 5340.42 feet to the Point of Beginning.

Containing 556.56 acres, more or less.