

ADMINISTRATIVE APPROVAL AMENDMENT NUMBER PD-90-003

ADMINISTRATIVE APPROVAL

AMENDMENT

LEE COUNTY, FLORIDA

WHEREAS, Murry Bullion, acting as agent for John States (Trustee), has filed an application for administrative approval of an amendment to a Residential Planned Development on a project known as Cross Creek Estates to allow an interim use of a master septic tank system in lieu of the package sewage treatment plant, on property located north of Daniels Road, described more particularly as:

LEGAL DESCRIPTION: In Section 16, Township 45 South, Range 25 East, Lee County, Florida:

The Southwest Quarter (SW $\frac{1}{4}$) plus the West Half (W $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section 16, Township 45 South, Range 25 East, more or less.

The property was originally rezoned in hearing number 89-1-9 DCI.

WHEREAS, Lee County Ordinance 89-04 amends the Zoning Ordinance (Ordinance No. 86-17) to provide for certain administrative changes to planned development master concept plans and planned unit development final development plans; and

WHEREAS, the subject application and plans have been reviewed by the Lee County Department of Community Development in accordance with applicable regulations for compliance with all terms of the administrative approval procedures.

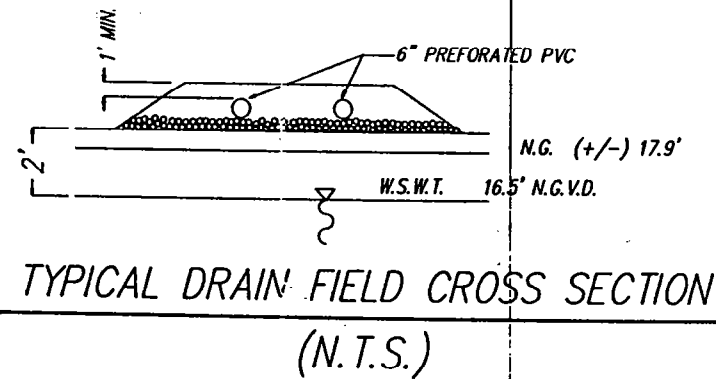
NOW, THEREFORE, IT IS HEREBY DETERMINED that the application for administrative approval for an amendment to allow an interim use of a master septic tank system in lieu of the package sewage treatment plant is APPROVED with conditions; and

Approval is subject to the following conditions:

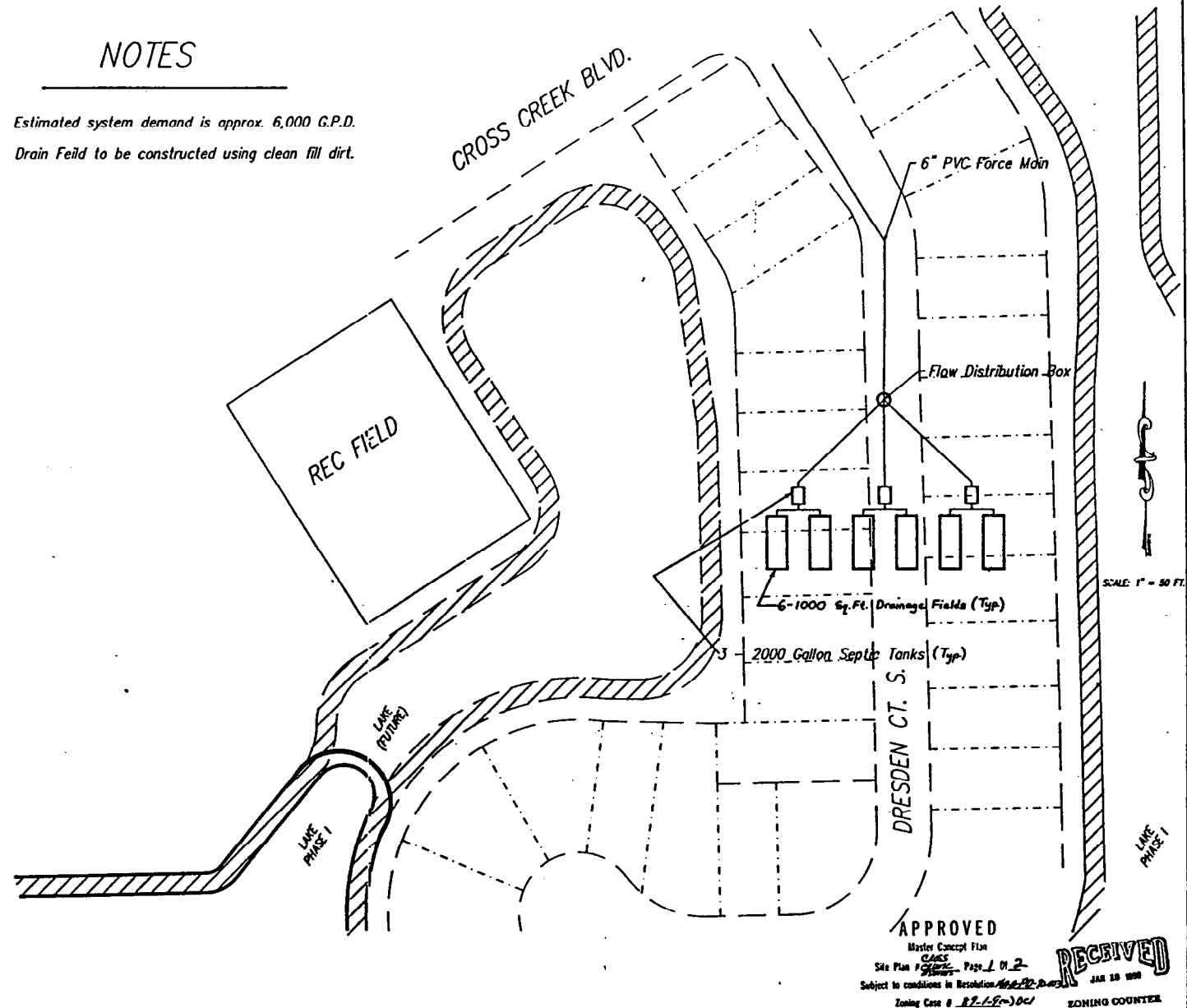
1. Prior to issuance of the final development order for this phase of the project, the applicant must demonstrate to the satisfaction of Lee County Utilities, that the Department of Health and Rehabilitative Services has approved the subject system.
2. The proposed use of a master septic system shall be considered temporary. Upon availability of the central sewer system being constructed for Lee County Utilities, all necessary avenues shall be pursued for connection to that system and connection shall be established. Upon connection and functional operation of the central system, the subject septic system shall be disconnected and properly abandoned. Abandonment shall include complete removal of the tanks, drainfields and any other material that is considered inappropriate for location in a roadbase or building pad area.
3. This administrative amendment shall be valid for a period not to exceed eighteen months from the date issued after which time it shall be null and void. The nullification or impending nullification shall not preclude the applicant from requesting an extension or reapplying for another amendment. However, no extension or reapplication is guaranteed approval and in no case, shall more than one, six month extension or amendment be granted. An amendment may be requested prior to expiration via a letter to the Zoning Division Director. Reapplication would be necessary subsequent to expiration of this amendment, and may be approved only after properly filing the appropriate applications and paying any fees.
4. No more than 6000 gallons of effluent per day or the effluent from no more than 15 dwelling units (whichever is more restrictive) shall be treated by this system.
5. This approval is granted based on the information provided by the applicant and circumstances regarding the extension of sewer service to the subject property. Should any information or circumstances materially change so as to have a significant bearing on the operation of the septic system or require extended use (beyond that which is described in condition number three of this document), this amendment may be immediately nullified by the Zoning Division Director after consultation with Lee County Utilities. Nullification under these circumstances shall require construction of a package sewage treatment plant subject to all applicable State and local regulations.
6. The terms and conditions of the original zoning resolution(s) remain in full force and effect.


DULY SIGNED this 27th day of February, A.D., 1990.

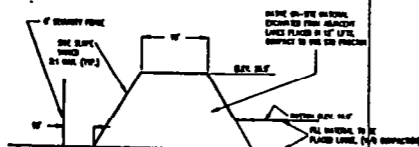
BY: William M. Spivey
Acting Deputy Director
Administrative Director
Department of Community Development



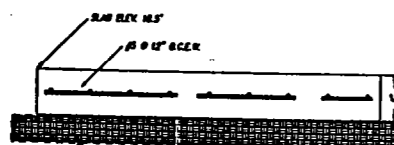
1. Estimated system demand is approx. 6,000 G.P.D.
2. Drain Field to be constructed using clean fill dirt.



 <p>Brown Collins, Inc. Civil Engineering Environmental Permitting Ecologic Investigations Land Surveying 2125 First Street Suite 201 Fort Myers, FL 33901 (813)-337-1833</p>	CLIENT:	PROJECT:	TASK:	DATE 12/08/89
	CROSS CREEK ESTATES LAND TRUST 6360-1 PRESIDENTIAL COURT FORT MYERS, FL 33919	CROSS CREEK ESTATES SECTION 16 TOWNSHIP 45S RANGE 25E COUNTY OF LEE	TEMPORARY WASTEWATER TREATMENT FACILITY	DATE 12/08/89
	JOHN E. STATES, TRUSTEE	REVISION		
		DATE		



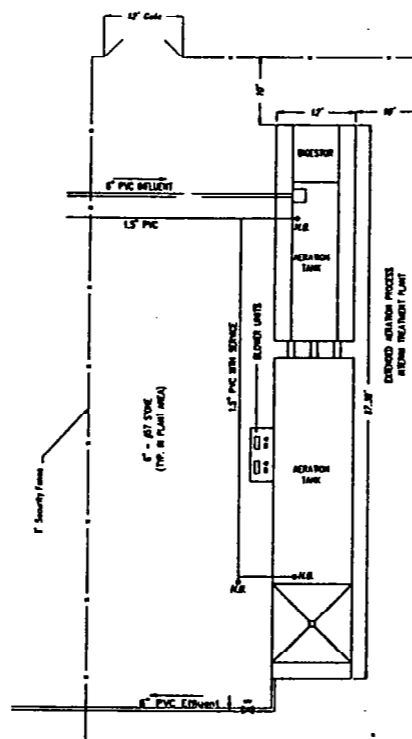
TYPICAL SECTION
POND BERM
(N.T.S.)



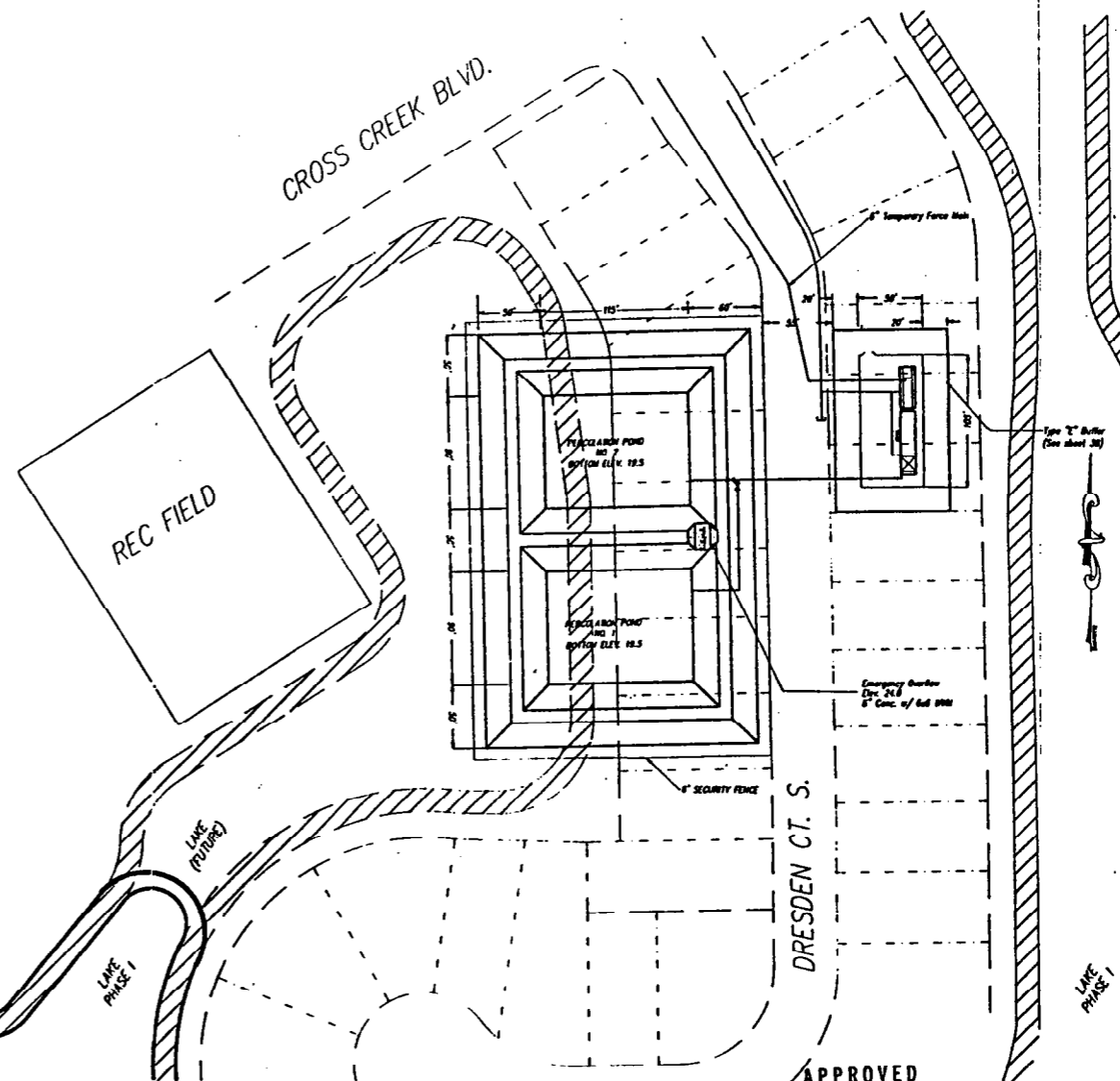
SLAB DETAIL
(N.T.S.)

GENERAL NOTES:

1. WASTEWATER TREATMENT PLANT TO BE DISMANTLED @ KELLY GREENS AND MOVED TO THIS SITE. CONTRACTOR IS TO ACQUIRE ALL REQUIRED TRANSPORTATION PERMITS.
2. PLANT SITE TO BE GRADED TO PROVIDE POSITIVE DRAINAGE AWAY FROM TANKS.



YARD PIPING PLAN
1"=10'



WASTE WATER TREATMENT PLANT
& PERCOLATION PONDS
1"=50'

APPROVED

Master Concept Plan
Site Plan & Section Paper 2 of 2
Subject to conditions in Resolution 88-12-1
Zoning Case # 89-1-2-1 DCI

RECEIVED
JAN 28 1999
ZONING COUNCIL



Brown Collins, Inc.

Civil Engineering
Environmental Permitting
Ecologic Investigations
Land Surveying

2125 First Street Suite 201 Fort Myers, FL 33901 (813)-337-1933

CLIENT:

CROSS CREEK ESTATES
LAND TRUST
6360-1 PRESIDENTIAL COURT
FORT MYERS, FL 33919
JOHN E. STATES, TRUSTEE

PROJECT:

CROSS CREEK ESTATES
SECTION 16
TOWNSHIP 45S
RANGE 25E
COUNTY OF LEE

TASK:

**TEMPORARY WASTEWATER
TREATMENT PLANT DESIGN**

DESIGNED BY	JB	DATE	12/04/89
CHECKED BY	MB	DRAWING NO.	WASTE20
DATE	8802	SHEET	42 OF
REVISION		DATE	

Exhibit 3.A.2.