

**Lee County Board Of County Commissioners**  
**Agenda Item Summary**

**Blue Sheet No. 20041430**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:**

Conduct a Public Hearing and adopt a Resolution to Create the Briarcrest Sewer MSBU. Approve Resolution of Intent to Reimburse.

**WHY ACTION IS NECESSARY:**

Public Hearing is a legal requirement in the consideration of the creation of a Municipal Services Benefit Unit.

**WHAT ACTION ACCOMPLISHES:**

Provides an opportunity of public input. Satisfies the legal requirements of the Florida Statutes and County Ordinance to proceed with the acquisition and construction of an MSBU project.

**2. DEPARTMENTAL CATEGORY:**  
**COMMISSION DISTRICT #:**

**5:00 #3**

**3. MEETING DATE:**

**02-08-2005**

**4. AGENDA:**

\_\_\_\_\_ CONSENT  
\_\_\_\_\_ ADMINISTRATIVE  
\_\_\_\_\_ APPEALS  
☒ PUBLIC 5:00 PM  
\_\_\_\_\_ WALK ON  
\_\_\_\_\_ TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:**  
(Specify)

<input checked="" type="checkbox"/> STATUTE	125.01g
_____ ORDINANCE	_____
<input checked="" type="checkbox"/> ADMIN. CODE	3-15
_____ OTHER	_____

**6. REQUESTOR OF INFORMATION:**

A. COMMISSIONER	County-wide
B. DEPARTMENT	Public Resources
C. DIVISION	MSTBU Services
BY: <u>Libby Walker</u>	

**7. BACKGROUND:** Briarcrest Circle is a small subdivision of 80 parcels in South Ft. Myers off of Briarcliff Road. The subdivision has a private waste water treatment system servicing the community. At the owners request a cost estimate to connect the community to the County system at Six Mile Cypress and Metro Parkway, and to abate the current plant was completed. The estimated cost is \$555,527 and will be assessed on an equivalent assessment unit basis. The anticipated cost per EAU is \$6,944 and will be assessed over 15 years.


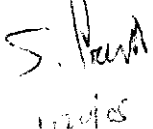
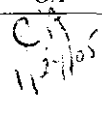
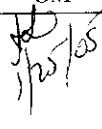
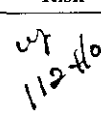
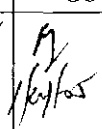
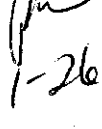
Adoption of the Resolution of Intent to Reimburse allows the County to reimburse itself from loan proceeds for expenditures made on behalf of this project.

Exhibits: A - Notice of Intent  
B - Property Owner Letter  
C - Map  
D - Assessment Roll

Attachments: A - Statistical Sheet

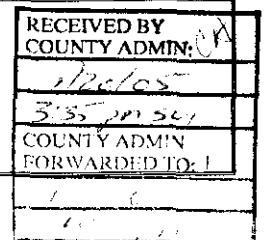
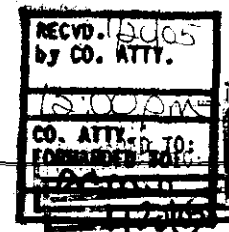
**8. MANAGEMENT RECOMMENDATIONS:** Approve

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
					OA	OM	Risk	GC	
	N/A	N/A	N/A						

**10. COMMISSION ACTION:**

\_\_\_\_\_ APPROVED  
\_\_\_\_\_ DENIED  
\_\_\_\_\_ DEFERRED  
\_\_\_\_\_ OTHER



**RESOLUTION RELATING TO THE UNINCORPORATED AREA OF LEE COUNTY, FLORIDA: CREATING A MUNICIPAL SERVICE BENEFIT UNIT TO BE KNOWN AS THE "BRIARCREST SEWER MUNICIPAL SERVICE BENEFIT UNIT" FOR THE PURPOSE OF PROVIDING FOR THE ACQUISITION, CONSTRUCTION OF VARIOUS ESSENTIAL MUNICIPAL SERVICES, FACILITIES AND IMPROVEMENTS; PRESCRIBING THE BOUNDARIES OF SAID UNIT, ALL WITHIN THE UNINCORPORATED AREA OF LEE COUNTY, FLORIDA; AUTHORIZING THE ACQUISITION AND CONSTRUCTION OF A PROJECT WITHIN THE UNIT AND THE LEVYING OF SPECIAL ASSESSMENTS TO FINANCE SUCH PROJECT; ESTABLISHING THE ESTIMATED COST TO BE \$555,527 AND THE PROPOSED METHOD OF ASSESSMENT TO BE ON AN EQUIVALENT ASSESSMENT UNIT BASIS; ESTABLISHING THAT THIS NON-AD VALOREM ASSESSMENT MAY BE COLLECTED, IN PART, PURSUANT TO THE UNIFORM COLLECTION ACT; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Section 125.01(1)(q), Florida Statutes, grants the Board of County Commissioners of a charter county the power to establish a municipal service benefit unit for any part or all of the unincorporated areas of the County within which may be provided fire protection, law enforcement, beach erosion control, recreation services and facilities, water, streets, sidewalks, street lighting, garbage and trash collection and disposal, waste and sewage collection and disposal, drainage, transportation and other essential facilities;

WHEREAS, the Board of County Commissioners of Lee County, Florida (the "Board"), on November 24, 1998, enacted Ordinance No. 98-25 (the "Ordinance"), which Ordinance provides for the creation by resolution of municipal service benefit units within the County to provide essential municipal services, facilities and improvements in the unincorporated area of Lee County, Florida (the "County");

WHEREAS, the County has published and mailed notice, as required

by the Ordinance, of a meeting of the Board to hear the proposed benefit unit and to consider adoption of a resolution creating such unit, a copy of such notice and the proof of publication of which are attached hereto as Exhibit A and B; respectively; and

WHEREAS, a public hearing was held on this date and objections and comments of all interested persons have been heard and considered as required by the Ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, AS FOLLOWS:

**SECTION 1. CREATION OF "BRIARCREST SEWER MUNICIPAL SERVICE BENEFIT UNIT".**

There is hereby created and established the Briarcrest Sewer Municipal Services Benefit Unit (MSBU) under the authority of Section 125.01, Florida Statutes, and pursuant to the provisions of the Ordinance. The Unit shall consist of all real property in the unincorporated area of Lee County, Florida outlined on Exhibit C attached hereto.

**SECTION 2. PURPOSE FOR CREATION OF UNIT.**

The Unit is created for the principal purpose of acquiring, constructing or otherwise providing and maintaining various essential municipal services, facilities and improvements within the Unit.

**SECTION 3. THE PROJECT.**

The Board hereby determines that the sewer improvements (the "Project"), within the boundaries of said Unit is in the best interests of the County and the property owners in the Unit. The estimated Cost (as such term is defined in the Ordinance) of the Project is \$555,527. The Board hereby finds that the formation and completion of the Project within the Unit is an improvement which will primarily benefit those lots and parcels of property within the Unit in a manner that is in addition to or different from the benefit that the general public will enjoy. The Cost of the project shall be assessed in accordance with the terms of the Ordinance. All funds borrowed, from either an internal County source or from an external source, and expended during the project are to be reimbursed with the long-term finance obtained upon the

completion of the project.

#### **SECTION 4. PROPOSED METHOD OF ASSESSMENT.**

The proposed method of assessment to be made upon benefited property within the Unit is by an equivalent residential unit (EAU). Each lot or parcel of property within the Unit shall be assessed in proportion to the benefit the lot or parcel derives from the Project.

#### **SECTION 5. INTEREST RATE AND TERMS OF SPECIAL ASSESSMENTS.**

The interest rate on the special assessments levied and imposed in regard to the Project shall be one percent greater than the interest rate the County is able to borrow at time of financing. No prepayments of special assessments shall be accepted prior to adoption of the final resolution confirming the preliminary assessment roll. Upon adoption of such confirming resolution, special assessments may be prepaid in full, without interest, other than interest included as a cost during construction of the related improvement, at the office of MSTBU Services within 30 days of adoption of such confirming resolution. Special assessments may be collected pursuant to the Uniform Assessment Collection Act in fifteen (15) equal annual principal installments with interest at the above described rate, subject to the provision of Section 4.01 of the Ordinance.

#### **SECTION 6. POWERS.**

For the purpose of providing the services within the Unit, describing in this Resolution, the County shall have all the authority and powers provided in the Ordinance and Chapter 125, Florida Statutes. Should a parcel as described in the legal description attached hereto be subdivided, the assessment will remain with the parent parcel, unless the MSTBU Coordinator is notified prior to the subdivision. Upon notification the MSTBU may reallocate any remaining assessment due among parcels involved in the subdivision.

## **SECTION 7. EFFECT OF ADOPTION OF RESOLUTION.**

The adoption of this Resolution will be the final adjudication of the issues presented hereby unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 20 days from the date of adoption of this Resolution.

## **SECTION 8. EFFECTIVE DATE.**

This Resolution shall take effect immediately upon its adoption.

The foregoing Resolution was offered by Commissioner Janes who, moved its adoption. The motion was seconded by Commissioner Albion and, being put to a vote, the vote was as follows:

ROBERT P. JANES	_____
DOUGLAS ST. CERNY	_____
RAY JUDAH	_____
TAMMY HALL	_____
JOHN E. ALBION	_____

DULY PASSED AND ADOPTED THIS 8th DAY OF February, 2005.

ATTEST:  
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

BY: \_\_\_\_\_

BY: \_\_\_\_\_

APPROVED AS TO FORM:

BY: \_\_\_\_\_

Office of County Attorney

LEE COUNTY RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA: DECLARING THE OFFICIAL INTENT OF THE COUNTY TO REIMBURSE ITSELF FROM THE PROCEEDS OF TAX EXEMPT DEBT FOR CERTAIN CAPITAL EXPENSES INCURRED AND TO BE INCURRED RELATING TO THE CONSTRUCTION OF THE BRIARCREST SEWER MSBU; AUTHORIZING CERTAIN INCIDENTAL ACTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, in connection with the construction of the "Charlee Road MSBU" (a general description of which is attached), the County will incur expenses for which the County will advance internal funds; and

WHEREAS, the County intends to reimburse itself for all or a portion of such expenses from the proceeds of tax exempt debt to be incurred by the County.

NOW, THEREFORE, BE IT RESOLVED THAT THE LEE COUNTY BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA:

**SECTION 1. Declaration of Official Intent.**

The County hereby declares its official intent to reimburse itself from the proceeds of tax exempt debt to be incurred by the County for expenses paid with respect to the project subsequent to the date of this resolution. This resolution is intended as a declaration of official intent under treasury regulation §1.150-2. The original expenditure is expected to be paid from the MSTBU Restricted fund #10400. The debt to be issued to finance the project is expected not to exceed an aggregate principal amount of \$500,000.

**SECTION 2. Incidental Action.**

The appropriate officials of the County are hereby authorized to take such actions as may be necessary to carry out the purpose of this Resolution.

**SECTION 3. Effective Date.**

This Resolution shall take effect immediately upon its adoption.

The foregoing Resolution was offered by Commissioner \_\_\_\_\_  
who moved its adoption. The motion was seconded by Commissioner  
\_\_\_\_\_ and, being put to a vote, the vote was as follows:

ROBERT P. JANES	_____
DOUGLAS ST. CERNY	_____
RAY JUDAH	_____
TAMMY HALL	_____
JOHN E. ALBION	_____

DULY PASSED AND ADOPTED THIS 8th DAY OF FEBRUARY, 2005.

ATTEST:	BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA
CHARLIE GREEN, CLERK	
BY: _____	BY: _____

APPROVED AS TO FORM:

BY: \_\_\_\_\_  
Office of County Attorney

**"Exhibit A"**

**NOTICE OF INTENT TO ENACT COUNTY  
RESOLUTION CREATING A MUNICIPAL SERVICE BENEFIT UNIT**

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on Tuesday, the 8th day of February, 2005, at 5:00 P.M. in the County Courthouse, 2120 Main Street, Fort Myers, Florida, the Board of County Commissioners of Lee County, Florida, will consider the enactment of a County Resolution creating a Municipal Service Benefit Unit pursuant to Article VIII, Section 1, of the State Constitution, and Chapter 125, Florida Statutes. The title of the proposed Resolution is as follows:

RESOLUTION RELATING TO THE UNINCORPORATED AREA OF LEE COUNTY, FLORIDA: CREATING A MUNICIPAL SERVICE BENEFIT UNIT TO BE KNOWN AS THE **"BRIARCREST SEWER MSBU"** FOR THE PURPOSE OF PROVIDING FOR THE ACQUISITION, CONSTRUCTION OF VARIOUS ESSENTIAL MUNICIPAL SERVICES, FACILITIES AND IMPROVEMENTS; PRESCRIBING THE BOUNDARIES OF SAID UNIT, ALL WITHIN THE UNINCORPORATED AREA OF LEE COUNTY, FLORIDA; AUTHORIZING THE ACQUISITION AND CONSTRUCTION OF A PROJECT WITHIN THE UNIT AND THE LEVYING OF SPECIAL ASSESSMENTS TO FINANCE SUCH PROJECT; ESTABLISHING THE ESTIMATED COST TO BE \$555,527.00 AND THE PROPOSED METHOD OF ASSESSMENT TO BE ON AN EQUIVALENT ASSESSMENT UNIT BASIS; ESTABLISHING THAT THIS NON-AD VALOREM ASSESSMENT WILL BE COLLECTED, IN PART, PURSUANT TO THE UNIFORM COLLECTION ACT; AND PROVIDING AN EFFECTIVE DATE.



Copies of the Resolution are on file in the Office of the Clerk of the Circuit Court of Lee County, Florida, Minutes Department and the Office of Public Resources both located in the Courthouse Administration Building, 2115 Second Street, Fort Myers, Florida.

The area to be encompassed by the unit is described in the map below. The nature of the project consists of construction of a sewer line in Briarcrest subdivision and the estimated cost of the project is \$555,527. The proposed method of assessment will be on an Equivalent Assessment Unit basis.

Interested parties may appear at the meeting in person or through counsel, and be heard with respect to the adoption of the proposed Resolution. All objections to the resolution creating the unit shall be in writing and filed with the County MSTBU Services on or before the time or the adjourned time of the hearing. Upon consideration of the objection and the resolution, the Board shall consider the resolution with such amendments as it deems appropriate or necessary. The adoption of the resolution shall be the final adjudication of the issues presented thereby unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 20 days from the date of Board action on the Resolution.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact Public Resources at (239) 335-2269 at least seven days prior to the date of the hearing.

If anyone decides to appeal a decision made by the Board, with respect to any matter considered at this meeting, a record of the proceeding will be needed for the appeal. Whoever appeals may need a verbatim record of the proceeding, including the testimony and evidence upon which the appeal is to be based.

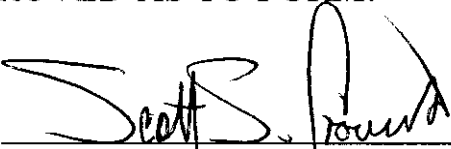
The resolution shall take effect immediately upon their adoption by the Board of County Commissioners.

The text of this Notice is pursuant to and in conformance with Section 125.66 Florida Statutes (2004).

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By: \_\_\_\_\_  
Charlie Green, Ex-Officio  
Clerk to the Board of County  
Commissioners of Lee County,  
Florida

APPROVED AS TO FORM:

By:  \_\_\_\_\_  
County Attorney's Office

P.O. # Direct Voucher

PUBLISHING DATE: 1/18/05  
2" X 3" ad

“Exhibit B”

January 18, 2005

Gary R. Bonwell  
16865 Windcrest Drive  
Fort Myers, FL 33908

**Strap No.:** 02-46-23-02-0000G.0090

Dear Property Owner:

On Tuesday, February 8, 2005 at 5:00 P.M., in the County Commissioner Meeting Room of the Lee County Courthouse, Fort Myers, Florida, a public hearing will be held regarding the creation of the Briarcrest Sewer Municipal Service Benefit Unit. The Resolution to be considered is titled as follows:

RESOLUTION RELATING TO THE UNINCORPORATED AREA OF LEE COUNTY, FLORIDA: CREATING A MUNICIPAL SERVICE BENEFIT UNIT TO BE KNOWN AS THE **"BRIARCREST SEWER MUNICIPAL SERVICE BENEFIT UNIT"** FOR THE PURPOSE OF PROVIDING FOR THE ACQUISITION, CONSTRUCTION OF VARIOUS ESSENTIAL MUNICIPAL SERVICES, FACILITIES AND IMPROVEMENTS; PRESCRIBING THE BOUNDARIES OF SAID UNIT, ALL WITHIN THE UNINCORPORATED AREA OF LEE COUNTY, FLORIDA; AUTHORIZING THE ACQUISITION AND CONSTRUCTION OF A PROJECT WITHIN THE UNIT AND THE LEVYING OF SPECIAL ASSESSMENTS TO FINANCE SUCH PROJECT; ESTABLISHING THE ESTIMATED COST TO BE \$555,527 AND THE PROPOSED METHOD OF ASSESSMENT TO BE ON AN EQUIVALENT ASSESSMENT UNIT BASIS; ESTABLISHING THAT THIS NON-AD VALOREM ASSESSMENT WILL BE COLLECTED, IN PART, PURSUANT TO THE UNIFORM COLLECTION ACT; AND PROVIDING AN EFFECTIVE DATE.

The area to be encompassed by the proposed Unit shall consist of real property located in Section 31, Township 45, Range 25 in the Briarcrest area of Fort Myers, as depicted in the attached map.

The estimated cost of the Project is \$555,527 that shall be paid as a special assessment on the properties within the Unit that are specially benefited by the Project. The proposed method of assessment for purposes of paying the costs of the project is on an Equivalent Assessment Unit (EAU) basis to be billed as a non-ad valorem special assessment. Payments will be billed as a non-ad valorem special assessment on your annual tax bill with interest, beginning November 2006. Failure to pay the special assessment may cause a tax certificate to be issued against the property, which may result in the loss of title. The assessment for one (1) EAU is estimated to be \$6,944.00.

Should the proposed Unit be created, the Board of County Commissioners of Lee County, Florida (the "Board") shall act as its governing body, and, acting on behalf of the Unit, will obtain the necessary financing and contract for the acquisition and construction of the Project. At the public hearing on the creation of the Unit, the Board will hear further public input regarding the acquisition and construction of the Project and establishment and apportionment of special assessments within the Unit.

The adoption of the resolution creating the Unit will be the final adjudication of the issues presented thereby unless proper steps shall be initiated in a court of competent jurisdiction to secure relief within 20 days from the date of adoption of such resolution. You are advised that any person wishing to appeal any decision of the Board with respect to any matter considered will need a record and may wish to ensure that a verbatim record is made.

This Public Hearing is an opportunity for you to express your opinion or you may wish to write a letter to the sender at P. O. Box 398, Fort Myers, Florida 33902. All correspondence received within twenty (20) days of this notice will become a part of the Public Record. If you have any questions, please call 335-2186. In accordance with the Americans with Disabilities Act, persons needing a special accommodation or an interpreter to participate in this proceeding should contact Public Resources at (239) 335-2269 at least seven days prior to the date of the hearing.

Sincerely,

A handwritten signature in black ink, appearing to read "Libby Walker", with a stylized flourish at the end.

Libby Walker  
Public Resources Manager

attachment: Map  
Example Amortization Schedule

Briarcrest Sewer MSBU



**PROPERTY OWNERSHIP REPORT**

**Date of Report:** January 13, 2005

**Parcels Selected:** 80

**Source:** Lee County Property Appraiser

Estimated cost per EAU = \$6,944

<b>OWNER NAME AND ADDRESS</b>	<b>STRAP AND LOCATION</b>	<b>LEGAL DESCRIPTION</b>	<b>EAU</b>
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0010</b> 15459 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 1	1
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0020</b> 15453 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 2	1
BARNES BRIAN + SUSAN 17453 BARBARA DR FORT MYERS FL 33912	<b>31-45-25-02-00000.0030</b> 15447 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 3	1
MCKINSTRY WILLIAM A + KIM L 17381 LEBANON RD FORT MYERS FL 33912	<b>31-45-25-02-00000.0040</b> 15441 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 4	1
MCAULIFFE ANGELA K L + RICHARD 15435 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0050</b> 15435 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 5	1
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0060</b> 15429 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 6	1
VAUGHN DENISE C 15423 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0070</b> 15423 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 7	1
DIAZ ROBERTO J + NANCY J 15417 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0080</b> 15417 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 8	1
DELIASSUS BARBARA A TR 15411 BRIARCRST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0090</b> 15411 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 9	1
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0100</b> 15405 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 10	1
GOOCH BRETT 15399 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0110</b> 15399 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 11	1
SOONER MORTGAGE + INVESTMENT 10420 S KINGSTON AV TULSA OK 74137	<b>31-45-25-02-00000.0120</b> 15393 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 12	1
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0130</b> 15387 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 13	1
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0140</b> 15381 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 14	1
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0150</b> 15375 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 15	1
DUNLAY JAMES T + LAURA 15369 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0160</b> 15369 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 16	1

<b>OWNER NAME AND ADDRESS</b>	<b>STRAP AND LOCATION</b>	<b>LEGAL DESCRIPTION</b>	<b>EAU</b>
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0170</b> 15363 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 17	1
FEDORCZYK FRANK JR + VERONICA 15357 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0180</b> 15357 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 18	1
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0190</b> 15351 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 19	1
M W JOHNSON CONSTRUCTION OF FL 17645 JUNIPER PATH STE 100 LAKEVILLE MN 55044	<b>31-45-25-02-00000.0200</b> 15345 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 20	1
HIKA PETERJ + CHRISTINE M 15315 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0210</b> 15315 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 21	1
NEJMAN JOHN P + HEIDI U 15309 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0220</b> 15309 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 22	1
KARFES MICHAEL 15303 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0230</b> 15303 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 23	1
ROBESON RICHARD D + KATHLEEN M 15297 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0240</b> 15297 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 24	1
CAREW JOHN P + BARBARA L 15291 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0250</b> 15291 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 25	1
KAUSALIK MARK D SR 15285 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0260</b> 15285 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 26	1
PARSLEY BERT T 15279 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0270</b> 15279 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 27	1
MILLER RONALD L + JUDY S 15273 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0280</b> 15273 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 28	1
MINER SUZANNE + RONALD 15267 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0290</b> 15267 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 29	1
HOLADAY BEN G 15261 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0300</b> 15261 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 30	1
EBERSOHL STEVEN S + KELLY K 15255 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0310</b> 15255 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 31	1
HAMILTON PAUL D + ANTOINETTE P 15249 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0320</b> 15249 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 32	1
GARY DENNIS R + MARILYN E 15243 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0330</b> 15243 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 33	1
VIDUSSI DANA + DENISE A 15237 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0340</b> 15237 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 34	1

<b><u>OWNER NAME AND ADDRESS</u></b>	<b><u>STRAP AND LOCATION</u></b>	<b><u>LEGAL DESCRIPTION</u></b>	<b><u>EAU</u></b>
MUMM JAMES R JR 875 MARBEN DR FORT MYERS FL 33919	<b>31-45-25-02-00000.0350</b> 15231 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 35	1
SIRETT LISA M 15225 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0360</b> 15225 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 36	1
SZABO MARIANNA + LASZIO 15440 SONOMA DR FORT MYERS FL 33908	<b>31-45-25-02-00000.0370</b> 15219 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 37	1
GOMEZ BARBARA G 13615 EAGLE RIDGE DR #1614 FORT MYERS FL 33912	<b>31-45-25-02-00000.0380</b> 15213 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 38	1
ORTIZ MICHAEL T + LAURA K 15207 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0390</b> 15207 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 39	1
STRAITH ALAN L 15201 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0400</b> 15201 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 40	1
WINTERHALTER REINOLD + TERRI 4668 NEWINGTON RD JEFFERSON MD 21755	<b>31-45-25-02-00000.0410</b> 15195 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 41	1
SOONER MORTGAGE + INVESTMENT 10420 S KINGSTON AV TULSA OK 74137	<b>31-45-25-02-00000.0420</b> 15189 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 42	1
SOONER MORTGAGE + INVESTMENT 10420 S KINGSTON AV TULSA OK 74137	<b>31-45-25-02-00000.0430</b> 15183 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 43	1
ENN CO LLC PO BOX 368036 BONITA SPTINGS FL 34136	<b>31-45-25-02-00000.0440</b> 15177 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 44	1
KUDEJ DEAN + LEOTA 15171 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0450</b> 15171 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 45	1
SCHMIDT SUSAN 15194 BRIARCREST CR FORT MYERS FL 33912	<b>31-45-25-02-00000.0460</b> 15194 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 46	1
BEEBE JARETT A + REBECCA A 15182 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0470</b> 15182 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 47	1
MOORE SARAH K + JOSEPH F 15176 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0480</b> 15176 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 48	1
RAGGETT ROGER A + KAREN A 4530 RANDAG DR N FT MYERS FL 33903	<b>31-45-25-02-00000.0490</b> 15170 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 49	1
JUDD JENNY L TR 15464 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0500</b> 15464 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 50	1
EPSTEIN-BLAIR JEANETTE L TR 15458 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0510</b> 15458 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 51	1
GUNDELACH ELEANOR M 15452 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0520</b> 15452 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 52	1
BONTEMPA ANTHONY 6245 DAISY BLVD INDEPENDENCE OH 44131	<b>31-45-25-02-00000.0530</b> 15436 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 53	1



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BROOKMAN TERRY R + THERESE M 15424 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0540</b> 15424 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 54	1
BEEKMAN GLENN + MARY BETH 15418 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0550</b> 15418 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 55	1
DELEON MICHAEL D + KAREN L 15412 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0560</b> OBOR FL	BRIARCREST S/D PB 42 PG 41 LOT 56	1
MCCREARY LOUIS C TR 15406 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0570</b> 15406 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 57	1
MILLER G WM + BARBARA A 15400 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0580</b> 15400 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 58	1
HUMPHRIES ROBERT H + 15394 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0590</b> 15394 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 59	1
BLANCHARD LEE C + ELIZABETH J 15388 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0600</b> 15388 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 60	1
ONEIL NICHOLAS J JR + 15382 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0610</b> 15382 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 61	1
BRANDT MICHAEL L + DENISE 268 NW 83RD LN CORAL SPRINGS FL 33071	<b>31-45-25-02-00000.0620</b> 15376 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 62	1
POHL JOERG 14550 GLEN COVE DR 702 FORT MYERS FL 33919	<b>31-45-25-02-00000.0630</b> 15370 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 63	1
KOEHLER JUTTA LOEWENBURGSTR 20 LOHMAR 53797 GERMANY	<b>31-45-25-02-00000.0640</b> 15364 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 64	1
KAYE HOMES INC 5979 RIDGE RD NAPLES FL 34119	<b>31-45-25-02-00000.0650</b> 15358 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 65	1
MCCARTY RONALD A + MARIANIA J 1489 N LARKWOOD SQ FORT MYERS FL 33919	<b>31-45-25-02-00000.0660</b> 15304 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 66	1
TAMAS IZABELLA+ 61 FOX RIDGE DR FLETCHER NC 28732	<b>31-45-25-02-00000.0670</b> 15296 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 67	1
MATTONI NICHOLAS J + SANDRA K 4227 SW 1ST AVE CAPE CORAL FL 33914	<b>31-45-25-02-00000.0680</b> 15290 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 42 LOT 68	1
MARTIN JERRY D + NANCY P 15284 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0690</b> 15284 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PF 42 PG 42 LOT 69	1
TRINLER HANS W + SANDRA E 15278 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0700</b> 15278 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 70	1
WITTMANN WILHELM J + INGRID 15272 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0710</b> 15272 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 71	1

<b><u>OWNER NAME AND ADDRESS</u></b>	<b><u>STRAP AND LOCATION</u></b>	<b><u>LEGAL DESCRIPTION</u></b>	<b><u>EAU</u></b>
ZUCK PETER M + KAREN 15266 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0720</b> 15266 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 72	1
KENOYER RONALD G + JANET C 15260 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0730</b> 15260 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 73	1
MORIN GLENN R 15254 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0740</b> 15254 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 74	1
DARBY JAMES L + LINDA G 15244 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0750</b> 15244 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 75	1
OSTERHOUT THOMAS H + CAROL A 15236 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0760</b> 15236 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 76	1
SHERIDAN PATRICK J + SHARON 15230 BRIARCREST CIR FT MYERS FL 33912	<b>31-45-25-02-00000.0770</b> 15230 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 77	1
MCKINLAY LAURA A 15224 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0780</b> 15224 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 78	1
REICHART DOUGLAS S + LORI 15218 BRIARCREST CIR FORT MYERS FL 33912	<b>31-45-25-02-00000.0790</b> 15218 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 79	1
NICHOLSON NIGEL O + JENNIFER 4530 RANDAG DR NORTH FORT MYERS FL 33903	<b>31-45-25-02-00000.0800</b> 15212 BRIARCREST CIR FORT MYERS FL 33912	BRIARCREST S/D PB 42 PG 41 LOT 80	1

**80 RECORDS PRINTED**

## **Attachment "A"**

### **STATISTICAL REPORT**

MSBU: Briarcrest Sewer  
TYPE OF BENEFIT: Sewer  
LOCATION OF DISTRICT: Briarcrest / Fort Myers  
METHOD OF PAYMENT: Equivalent Assessment Unit

### **FORMAL PETITION RESULTS**

	<b>Number</b>	<b>%</b>
Total # of Parcels	80	100%
Required Number of Signatures	41	51%
Actual Number of Notarized Signatures	44	55%