

**ORDINANCE 2022- 41**

**AN ORDINANCE AMENDING COLLIER COUNTY ORDINANCE NO. 97-82, AS AMENDED, WHICH CREATED WHAT IS NOW KNOWN AS THE BAYSHORE BEAUTIFICATION MUNICIPAL SERVICE TAXING UNIT, BY EXPANDING THE BOUNDARY OF THE TAXING UNIT TO THE SOUTH TO INCLUDE PROPERTY IN THE ISLES OF COLLIER PRESERVE PHASE 17 SUBDIVISION ALONG GUSTAVIA COURT AND CALYPSO COURT; PROVIDING FOR CONFLICT AND SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, on December 16, 1997, the Board of County Commissioners (Board) adopted Ordinance No. 97-82, which created the Bayshore Avalon Beautification Municipal Service Taxing Unit now known as the Bayshore Beautification Municipal Service Taxing Unit; and

WHEREAS, the Board subsequently amended Ordinance No. 97-82 through its adoption of Ordinance Nos. 98-15, 98-29, 08-20, 13-68 and 18-46; and

WHEREAS, considering the recommendations of staff and the Bayshore Beautification Advisory Committee, the Board wishes to further amend Ordinance No. 97-82, as amended, to expand the Taxing Unit boundaries as further set forth in Exhibit "A," attached hereto.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF COLLIER COUNTY, FLORIDA, that:**

**SECTION ONE:     AMENDMENTS TO SECTION TWO OF ORDINANCE NO. 97-82, AS AMENDED.**

Section Two is hereby amended to revise the geographic boundaries of the Bayshore Beautification Municipal Service Taxing Unit as shown on Exhibit "A," *Bayshore Development Area Expanded Legal Description*, attached hereto and incorporated herein by reference.

**SECTION TWO:     CONFLICT AND SEVERABILITY.**

In the event this Ordinance conflicts with any other Ordinance of Collier County or other applicable law, the more restrictive shall apply. If any court of competent jurisdiction

holds any phrase or portion of the Ordinance invalid or unconstitutional, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion.

**SECTION THREE: INCLUSION IN THE CODE OF LAWS AND ORDINANCES.**

The provisions of this Ordinance shall become and may be made a part of the Code of Laws and Ordinances of Collier County, Florida. The section of the Ordinance may be renumbered or re-lettered to accomplish such, and the word "Ordinance" may be changed to "Section," "Article," or any other appropriate word.

**SECTION FOUR: EFFECTIVE DATE.**

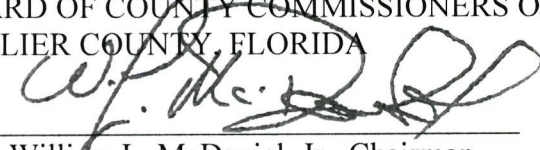
This Ordinance shall take effect upon filing with the Florida Department of State.

**PASSED AND DULY ADOPTED** by the Board of County Commissioners of Collier County, Florida, this 25<sup>th</sup> day of October, 2022.

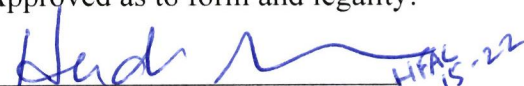
ATTEST:  
CRYSTAL K. KINZEL, CLERK

By:   
Attest as to Chairman's  
signature only. Deputy Clerk

BOARD OF COUNTY COMMISSIONERS OF  
COLLIER COUNTY, FLORIDA

By:   
William L. McDaniel, Jr., Chairman

Approved as to form and legality:

  
Heidi Ashton-Cicko  
Managing Assistant County Attorney

Attachment: Exhibit A – Bayshore Development Area Expanded Legal Description



Growth Management Department  
Development Review Division


Sketch & Description

Of part of Sections 11, 12, 13, 14, and 23, Township 50 South, Range 25 East,  
Collier County, Florida.

(Bayshore Beautification Municipal Serviced Taxing Unit)

Begin at the Southwest corner of Section 23, Township 50 South, Range 25 East, Collier County, Florida; thence Northerly along the west line of Section 23 and the West line of Section 14 to the centerline of Haldeman Creek; thence Northeasterly along the centerline of Haldeman Creek to the Intersection of the West line of the East quarter of the Southwest quarter of Section 11; thence Northerly along the West line of the East quarter of the Southwest quarter of Section 11 to the North line of Mangrove Avenue; thence Easterly along the North line of Mangrove Avenue to the East line of Pine Street; thence Northerly along the East line of Pine Street to the centerline of a 10' wide alley in Block 4 as shown on the plat of "W.H. Surency Subdivision" as recorded in Plat Book 1, Page 28A, Public Records of Collier County; thence Easterly along said centerline and its Easterly extension to the East line of Lot 39, as shown on the plat of "Naples Groves and Truck Co's Little Farms No. 2" as recorded in Plat Book 1, Page 27A, Public Records of Collier County; thence Southerly along said East line to the South line of Weeks Avenue; thence Easterly along the South line of Weeks Avenue to the West line of Bayshore Drive; thence Northerly along West line of Bayshore Drive to the southwesterly right-of-way line of U.S. 41; thence southeasterly along the Southwesterly right-of-way line of U.S. 41 to the South line of Haldeman Creek; thence Westerly along the South line of Haldeman Creek to the East line of the West one eighth of the Northwest quarter of Section 13; thence southerly along the East line of the West one eighth of the Northwest quarter of Section 13 to the South line of the Northwest quarter of Section 13; thence Westerly along the South line of the Northwest quarter of Section 13 to the West line of Section 13; thence Southerly along the West line of Section 13 ~~and~~ the to the North line of Thomasson Drive; thence Easterly along the North line of Thomasson Drive to the Easterly line of Orchard Lane; thence Southerly to the South line of Thomasson Drive; thence Easterly along the South line of Thomasson Drive to the East line of Section 23; thence Southerly along the East line of Section 23 to the South line of Section 23; thence Westerly along the South line of Section 23 to the Southwest corner of Section 23 and the Point of Beginning.

Subject to Easements and Restrictions of Record.



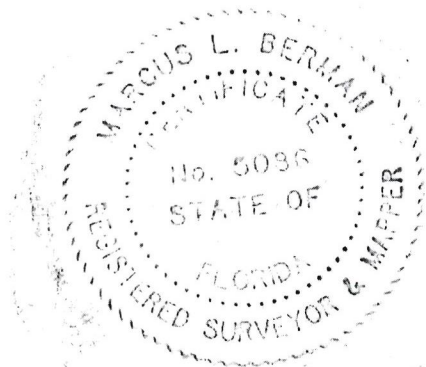
Marcus L. Berman, P.S.M.  
Florida Surveyor and Mapper LS 5086  
Collier County Surveyor

REV: 8/15/2022

REV: 8/30/2018

Date: 7/26/2018

Ref Dwg No.: 2018-005







Growth Management Department  
Development Review Division

Description Continued  
(Bayshore Beautification Municipal Serviced Taxing Unit)

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ALSO INCLUDING THE FOLLOWING:

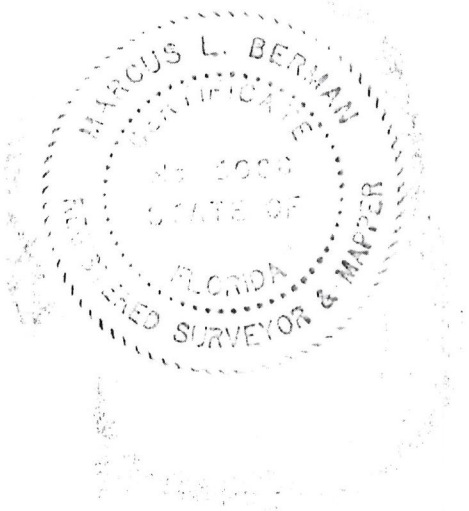
Lots 81 through 86, inclusive, Naples Groves and Truck Company's Little Farms No. 2, according to the plat thereof as recorded in Plat Book 1, Page 27A, Public Records of Collier County, Florida.

Subject to Easements and Restrictions of Record.

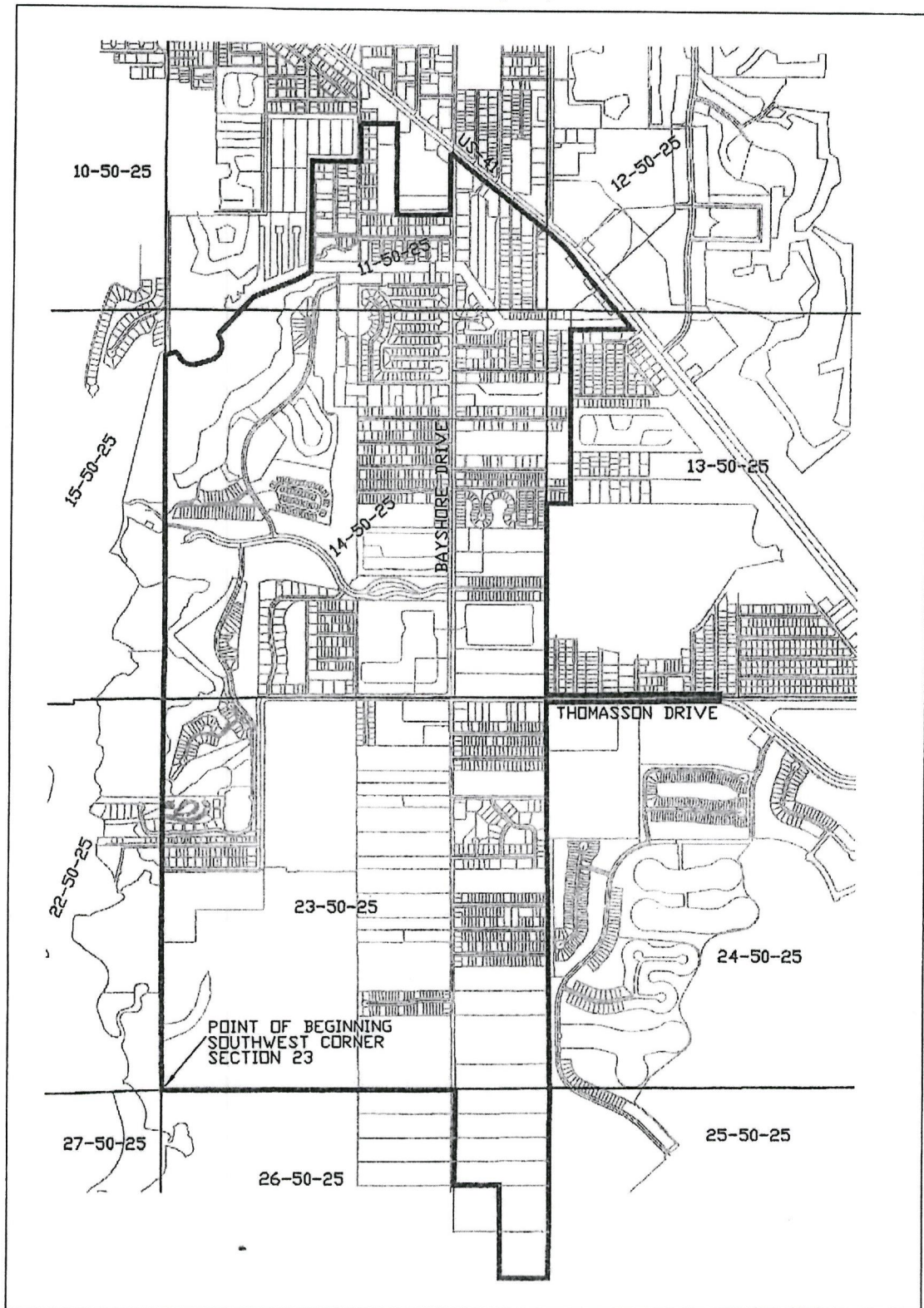
Marcus L. Berman, P.S.M.  
Florida Surveyor and Mapper LS 5086  
Collier County Surveyor

Date: 3/15/2022

Ref Dwg No.: 2018-005



BAYSHORE BEAUTIFICATION MUNICIPAL SERVICED TAXING UNIT  
BOUNDARY 03/15/2022



Prepared by:  
Marcus L. Berman P.S.M.  
County Land Surveyor  
Florida Surveyor & Mapper LS 5086  
Growth Management Department  
Development Review Division  
2800 North Horseshoe Drive, Naples Florida 34104

EXHIBIT "A"  
PAGE 3 OF 3  
FILE# 2018-005  
REVISED 03/15/2022 MLB