AN ORDINANCE OF MANATEE COUNTY, FLORIDA, REGARDING LAND DEVELOPMENT, AMENDING ORDINANCE PDMU-96-01(G)(R6) PERTAINING TO STIPULATIONS OF APPROVAL REGARDING SIGNS TO ALLOW A MASTER SIGN PLAN FOR THE COOPER CREEK DRI; PROVIDING FOR SPECIFIC APPROVALS AS APPLICABLE; AND TO UPDATE THE BUILDOUT DATE; APPROVING A MASTER SIGN PLAN. COOPER CREEK IS GENERALLY LOCATED NORTHWEST OF UNIVERSITY PARKWAY AND I-75 INTERSECTION (604.68 ± ACRES).

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA:

SECTION 1. Ordinance PDMU-96-01(G)(R6) is hereby amended regarding certain stipulations pertaining to extension of the buildout date and revisions to the Master Sign Plan; with revisions for internal consistency. All stipulations not hereby amended by this ordinance shall remain in full force and effect as previously approved in Ordinance PDMU-96-01(G)(R6).

SECTION 2. FINDINGS OF FACT. The Board of County Commissioners (BOCC) of Manatee County, after considering the testimony, evidence, documentation, application for amendments to Zoning Ordinance, and all other matters presented to the Board at the public hearing hereinafter referenced, hereby makes the following findings of fact:

- A. The Planning Commission of Manatee County acting as the Local Planning Agency held a duly noticed public hearing on February 11, 2010 regarding the proposed amendment to the Zoning Ordinance and General Development Plan and found the revised General Development Plan and proposed amended stipulations to be consistent with the requirements of Manatee County's Comprehensive Plan.
- B. The Board of County Commissioners held a duly noticed public hearing on March 4, 2010, regarding the proposed amendments to the zoning ordinance and General Development Plan described below and further considered the information received at the public hearing.
- C. The Board of County Commissioners hereby finds that notwithstanding the failure of the General Development Plan and Master Sign Plan to comply with the requirements of Section 724, Signs and Section 737, Entranceways, as more specifically described in Section 4 hereof; the Board finds the public purpose and intent of the above-referenced Land Development Code sections relative to entranceway regulations and signs to be satisfied to an equivalent degree. This finding is based upon the submission by the applicant of a Master Sign Plan as an

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Exhibit K to this ordinance, which includes an architecturally unified and well-planned layout for all signs within the Cooper Creek DRI.

SECTION 3. Ordinance No. PDMU-96-01(G)(R6) is hereby amended in Section 4, Table 1, Cooper Creek Center Project Summary, to reflect a two-year extension to the buildout date pursuant to Senate Bill 360. Said amended Table 1 shall provide as follows: (additional text indicated by <u>underlining</u>, deletions by <u>strikeout</u>).

"A. CONDITIONS

A.(3) Preliminary and Final Site Plan Applications shall be reviewed for compliance with this Ordinance and shall be subject to the requirements of the Manatee County Comprehensive Plan and Land Development Code in effect at the time of such site plan application which are not specifically addressed in this Ordinance or are not inconsistent with this Ordinance.

TABLE 1 COOPER CREEK CENTER PROJECT SUMMARY

TYPE OF DEVELOPMENT:	Multi-use	
LOCATION:	Northwest quadrant of I-75 and University Parkway, in southeastern Manatee County	
TOTAL DEVELOPMENT ARE	EA:	604.68 Acres
Residential		317.2 Acres
Commercial/Motel/Communications Tower/School of Special Education		132.5 Acres
Office/School of Special Education		30 Acres
Open Space (Roads, Right-of-Way, Conservation, Preservation, Floodway.)		124.98 Acres
Residential Units	767 d.u.	

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Commercial ♦ (1)(2)	915,000 sq. ft.(1)(2)(3)	
Office ♦	160,000 sq. ft. (3)	
Motel	250 Rooms	
P.M. Peak Trips (net external)	2,832 Trips	
BUILD-OUT DATE	December 30, 2011 <u>December 30, 2013</u>	

- May include communication antenna structures as allowed by the approved General Development Plan and applicable regulations.
- (1) includes gross floor area for Motel
- (2) includes one existing communication antenna tower
- (3) includes up to a total of 26,000 square feet for Schools of Special Education"

SECTION 4. The Board of County Commissioners hereby grants Specific Approval from compliance with Section 737, Entranceways, and specifically in Section 737.5.3, Signs, and Section 724, Signs, specifically Sections 724.6.4.2; 724.6.4.1.8.3; 724.6.4.1.8.4; and 724.6.4.1.4 to enable the Master Sign Plan attached hereto as Exhibit K to be approved. Ordinance No. PDMU-96-01(G)(R6) is hereby amended in Stipulation P(13)j regarding stipulations as to signs for the non-residential development. Said amended stipulation P(13)j as amended, should be provided as follows:

"GENERAL CONDITIONS

Non-Residential Development

P.(13) The following conditions shall apply to development in Parcels H, I, J, and K:

...

- j. Signs shall comply with the following in addition to the requirements of the Land Devolopment Code:
 - 1. All signs along Cooper Creek Blvd., north of the Cooper Creek crossing shall be ground signs, not to exceed 8 feet in height, and limited to one sign at each entrance to the development.

- 2. Free Standing signs along University Parkway, Honore Avenue, Cooper Creek Blvd, and I-75 shall be limited to one pole sign per parcel (as identified on Map H), per street frontage, as identified on the GDP. Additional permitted signs shall be limited to ground signs. All signage must provide concealment of main support structure (e.g. pole) between 20 and 100% of sign width with materials consistent with those in the development.
- j. All signage for the Cooper Creek DRI shall be permitted as shown on the attached Master Signage Plan and Key Legend, Exhibit "K" and as described below (dimensions represent proposed height):

Signs along Cooper Creek Boulevard (North of Tourist Center Drive)

- D-1: Freestanding Directional 10 feet 6 inches
- G-1: Freestanding Ground Sign 12 feet 0 inches

Signs along University Parkway

- W-2: Gateway Entrance Sign (University Consumer Square)
- W-3: Gateway Entrance Sign (The Shoppes at University Center)
- P-1: Freestanding Pylon Sign 25 feet 0 inches
- P-2: Freestanding Pedestal Sign 25 feet 0 inches
- P-1B: Freestanding Pylon Sign 35 feet 0 inches

Signs along Honore Avenue

- W-2: Gateway Entrance Sign (University Consumer Square)
 - D-1: Freestanding Directional Sign 10 feet 6 inches
 - G-1: Freestanding Ground Sign 12 feet 0 inches
 - P-1: Freestanding Pylon Sign 25 feet 0 inches

Signs along University Parkway (South of Tourist Center Drive)

- P-1B: Freestanding Pylon Sign 35 feet 0 inches
- W-3: Gateway Entrance Sign (The Shoppes at University Center)
- P-1: Freestanding Directional Sign 25 feet 0 inches

Signs along I-75

- P-2: Freestanding Pedestal Sign 25 feet 0 inches
- P-3: Freestanding High Rise Sign 100 feet 0 inches
- P-1A: Freestanding Pylon Sign 20 feet 0 inches

In addition to the above, the following shall be met:

- Any additional sign proposed other than that shown on the approved Master Sign Plan attached as Exhibit K shall require an amendment to the Cooper Creek General Development Plan and Zoning Ordinance at an advertised public hearing, unless otherwise permitted in the LDC.
- 2. No signs shall be permitted within public rights-of-way.
- 3. Proposed signs shall not conflict with existing and proposed landscaping to the maximum extent possible:
 - i. Natural Resources (NRD) shall review individual sign permits to assist in determining optimal location for signs:
 - a.i. Within roadway buffers to allow maximize visibility of signs, while minimizing removal of existing trees.
 - b.i. Internal, wall, and perimeter signs to ensure placement of signs and to give consideration to existing landscaping to prevent unnecessary pruning or trimming of vegetation to maintain sign visibility.
 - c.i. And sign footers to ensure minimal impacts to root zones.
- Signs shall be setback a minimum of 5' from all property lines with the exception of the Message Center Sign (LED sign), which shall be setback a minimum of 12'.
- 5. All proposed signage along I-75 and University Parkway shall be no closer than two-hundred feet apart.
- 6. All existing free-standing signage shall be improved or modified to match proposed signage materials.
- No signs shall be permitted in the floodways, conservation areas, or wetlands, other than those signs permitted elsewhere in the LDC (i.e., conservation signs).
- 8. Signage shall be placed so it does not conflict with vehicular clear zones. FDOT Indices and clear zone requirements shall be met."

SECTION 5. Expressly amended herein, all other prior zoning ordinances (and any site plans approved pursuant thereto) shall remain in full force and effect.

SECTION 6. LEGAL DESCRIPTION.

FROM THE S.W. CORNER OF SECTION 36, TOWNSHIP 35 SOUTH, RANGE 18 EAST, BEING ON THE NORTH RIGHT OF WAY LINE OF COUNTY LINE ROAD, RUN S 89°24'05" E (WITH BEARINGS REFERRED TO GRID NORTH OF THE WEST ZONE OF THE FLORIDA STATE PLAN COORDINATE SYSTEM), ALONG THE SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 303.59 FEET TO THE POINT OF BEGINNING; THENCE N 00°20'30" W, PARALLEL WITH AND 303.55 FEET EASTERLY OF THE WEST LINE OF SECTION 36, A DISTANCE OF 5343.35 FEET; THENCE N 02°45'45" E, PARALLEL WITH AND 303.55 FEET EASTERLY OF THE WEST LINE OF SECTION 26, TOWNSHIP 35 SOUTH, RANGE 18 EAST, A DISTANCE OF 2674.17 FEET TO THE NORTH LINE OF THE S.W. 1/4 OF SAID SECTION 25; THENCE S 89°10'54" E, ALONG

SAID NORTH LINE. A DISTANCE OF 2335.77 FEET TO THE WESTERLY RIGHT OF WAY LINE OF S.R. 93 (I-75, SECTION 13075-2402); THENCE ALONG SAID WESTERLY RIGHT OF WAY LINE (AND INTERSECTION RIGHT OF WAY) THE FOLLOWING EIGHT COURSES: VIZ: S 13°40'31" E, A DISTANCE OF 6145.63 FEET; AND S 09°40'31" E, A DISTANCE OF 518.74 FEET, TO THE P.C. OF A CURVE TO THE RIGHT HAVING A RADIUS OF 3180.04 FEET; AND SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 11°30'18", A DISTANCE OF 638.55 FEET: AND S 04°37'06" W, A DISTANCE OF 450.00 FEET, TO THE P.C. OF A CURVE TO THE RIGHT HAVING A RADIUS OF 216.0 FEET; AND SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 83°40'21", A DISTANCE OF 315.44 FEET, TO THE P.T. OF SAID CURVE; AND S 88°17'27" W. A DISTANCE OF 628.42 FEET; AND N 89°25'07" W, A DISTANCE OF 298.24 FEET; AND S 00°34'53" W, A DISTANCE OF 2.00 FEET, TO THE ABOVE DESCRIBED NORTH RIGHT OF WAY LINE OF COUNTY LINE ROAD; THENCE ALONG SAID NORTH RIGHT OF WAY LINE THE FOLLOWING EIGHT COURSES: VIZ: N 89°25'07" W, A DISTANCE OF 440.34 FEET; AND N 89°24'06" W. A DISTANCE OF 7.33 FEET, TO THE P.C. OF A CURVE TO THE LEFT HAVING A RADIUS OF 5865.58 FEET; AND WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 08°05'48", A DISTANCE OF 828.89 FEET, TO THE P.T. OF SAID CURVE; AND S 82°30'06" W. A DISTANCE OF 549.31 FEET: AND S 00°35'54" W. A DISTANCE OF 33.33 FEET: AND S 82°30'06" W. A DISTANCE OF 12.41 FEET, TO THE P.C. OF A CURVE TO THE RIGHT HAVING A RADIUS OF 5626.58 FEET, AND WESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 08°05'48", A DISTANCE OF 795.11 FEET, TO THE P.T. OF SAID CURVE: AND N 89°24'05" W, A DISTANCE OF 220.21 FEET TO THE POINT OF BEGINNING. LYING AND BEING IN SECTIONS 25 & 36, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA.

SUBJECT TO PERTINENT EASEMENTS, RIGHTS OF WAY, AND RESTRICTIONS OF RECORD.

CONTAINING 604.68 ACRES, MORE OR LESS.

SECTION 7. **EFFECTIVE DATE**. This ordinance shall take effect upon filing with the Department of State, State of Florida.

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PASSED AND DULY ADOPTED, by the Board of County Commissioners of Manatee County, Florida this the 23rd day of February, 2010.

BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA

RY.

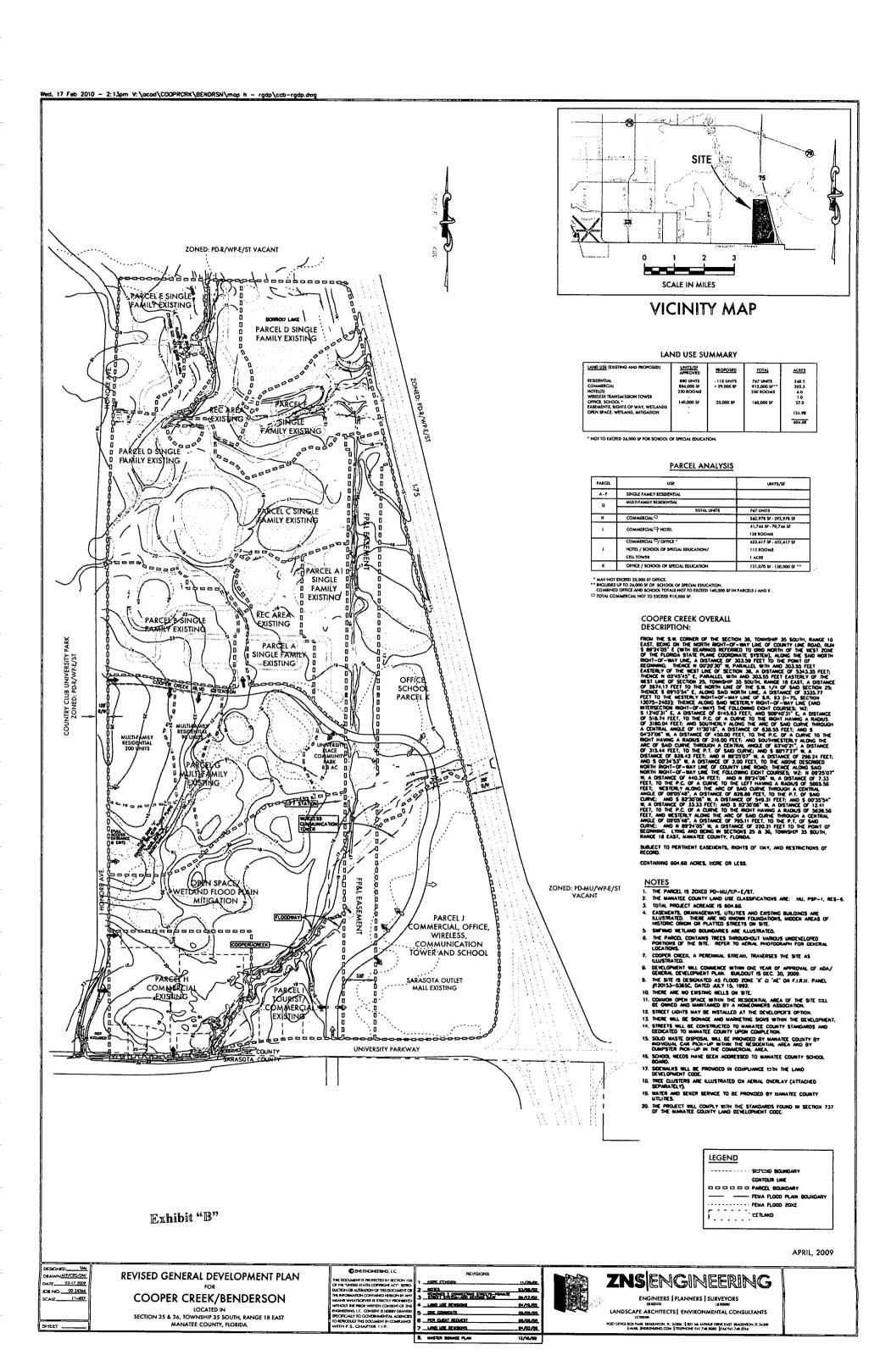
Donna G. Hayes, Chairman

ATTEST:

R. B. SHORE

Clerk of the Circuit Court

Donuty Clark



PDMU-96-01(G)(R7) 20090304(2) Cooper Creek Center Master Signage Plan

EXHIBIT "K"



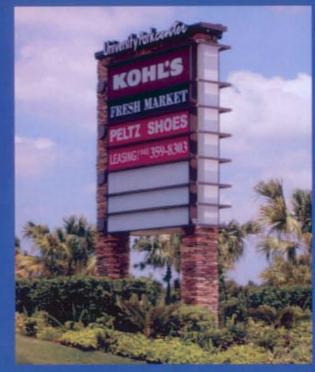














PROPOSED THEMING PLAN FOR THE SHOPPES @ UNIVERSITY CENTER BRADENTON, FL



EXISTING THEMING PLAN FOR COLORADO MILLS LAKEWOOD, CO



EXISTING THEMING PLAN FOR DESERT RIDGE SCOTTSDALE, AZ



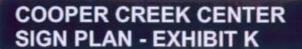
EXISTING THEMING PLAN FOR WINTER GARDEN VILLAGE WINTER GARDEN, FL



THEMING PLAN IN PROGRESS FOR HIGHLAND COMMONS HUDSON/BERLIN, MA







DATE: 2.1.10

KEY LEGEND- proposed signage

SIGN DESCRIPTION

FREESTANDING PYLON SIGN (25'-0")

FREESTANDING PYLON SIGN (20'-0")

FREESTANDING PYLON SIGN (35'-0")

FREESTANDING PEDESTAL SIGN (25'-0")

(P3) FREESTANDING MESSAGE CENTER SIGN (100'-0")

FREESTANDING DIRECTIONAL SIGN (10'-6")

FREESTANDING INTERNAL DIRECTIONAL SIGN (7'-0")

FREESTANDING GROUND SIGN (12'-0")

GATEWAY ENTRANCE SIGN (University Consumer Square)

GATEWAY ENTRANCE SIGN (The Shoppes at University Center)

*ALL SIGNAGE LOCATIONS ARE APPROXIMATE AND MUST BE FIELD VERIFIED FOR EXACT PLACEMENT TO MEET CODE OR BOARD APPROVED SETBACK REQUIREMENTS, NO SIGNS WILL BE PLACED OUTSIDE OF THE APPROVED SETBACK. NO SIGNS WILL BE PLACED IN THE VISIBILITY TRIANGLES OR FLOOD PLAIN/CONSERVATION AREAS. *ALL SIGNS WILL MEET LDC SECTION 709.3.6 FOR LIGHTING. *UPON APPROVAL OF THIS GDP CONSTRUCTION OF ALL SIGNAGE WILL BE COMPLETE WITHIN 12-18 MONTHS.

BUILDING SIGNS:

1. REQUEST TO ALLOW ALL TENANTS TO HAVE ADDITIONAL REAR AND/OR SIDE SIGNAGE FACING INTERNAL ROADS. (SEE ATTACHED SHEET EXAMPLE 1.)

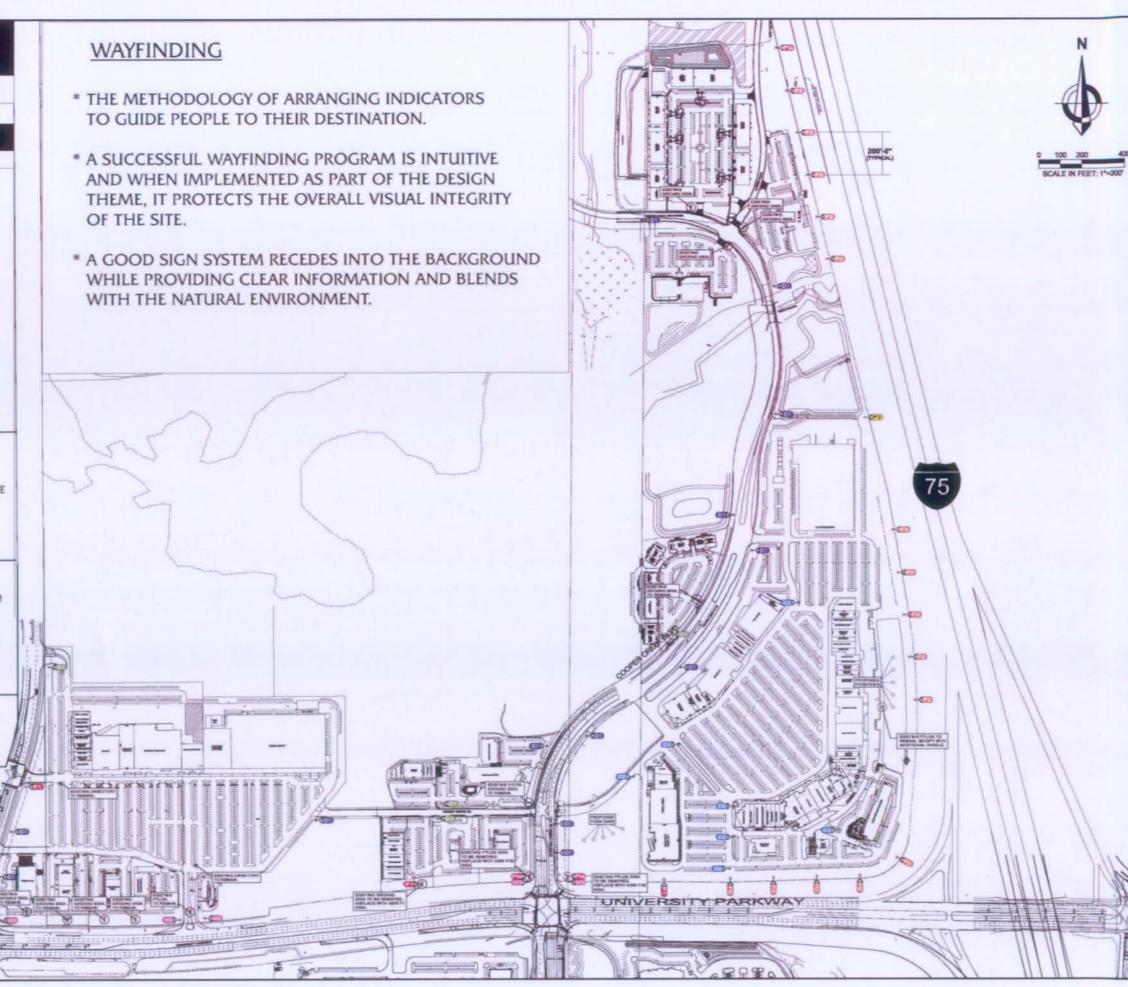
2. REQUEST TO ALLOW INTERNAL TENANT WALL SIGNAGE TO BE PLACED WITH OTHER TENANT WALL SIGNS WITH ROAD FRONTAGE. THE RELOCATED SIGNS WOULD NOT EXCEED 300 SQ FT. PER SIGN. (SEE ATTACHED EXAMPLE 2.)

FOUNTAINS:

A WATER MANAGEMENT SYSTEM WOULD BE INCORPORATED HAVING A WIND SPEED LIMITATION TO CUT OUT THE WATER SUPPLY AT AN ACCEPTABLE WIND SPEED.

LINEAR FRONTAGE:

1,800 LF (UNIVERSITY PARKWAY) 6,300 LF (I-75)



COOPER CREEK CENTER SIGN PLAN - EXHIBIT K

DATE: 2.1.10

KEY LEGEND- proposed signage

SIGN DESCRIPTION

FREESTANDING PYLON SIGN (25'-0")

FREESTANDING PYLON SIGN (20'-0")

FREESTANDING PYLON SIGN (35'-0")

FREESTANDING PEDESTAL SIGN (25'-0")

(P3) FREESTANDING MESSAGE CENTER SIGN (100'-0")

FREESTANDING DIRECTIONAL SIGN (10'-6")

FREESTANDING INTERNAL DIRECTIONAL SIGN (7'-0")

FREESTANDING GROUND SIGN (12'-0")

GATEWAY ENTRANCE SIGN (University Consumer Square)

GATEWAY ENTRANCE SIGN (The Shoppes at University Center)

*ALL SIGNAGE LOCATIONS ARE APPROXIMATE AND MUST BE FIELD VERIFIED FOR EXACT PLACEMENT TO MEET CODE OR BOARD APPROVED SETBACK REQUIREMENTS. NO SIGNS WILL BE PLACED OUTSIDE OF THE APPROVED SETBACK. NO SIGNS WILL BE PLACED IN THE VISIBILITY TRIANGLES OR FLOOD PLAIN/CONSERVATION AREAS. *ALL SIGNS WILL MEET LDC SECTION 709.3.5 FOR LIGHTIMS.

*UPON APPROVAL OF THIS GDP CONSTRUCTION OF ALL SIGNAGE WILL BE COMPLETE WITHIN 12-18 MONTHS.

BUILDING SIGNS:

1. REQUEST TO ALLOW ALL TENANTS TO HAVE ADDITIONAL REAR AND/OR SIDE SIGNAGE FACING INTERNAL ROADS.
(SEE ATTACHED SHEET EXAMPLE 1.)

2. REQUEST TO ALLOW INTERNAL TENANT WALL SIGNAGE TO BE PLACED WITH OTHER TENANT WALL SIGNS WITH ROAD FRONTAGE. THE RELOCATED SIGNS WOULD NOT EXCEED 300 SQ. FT, PER SIGN (SEE ATTACHED EXAMPLE 2.)

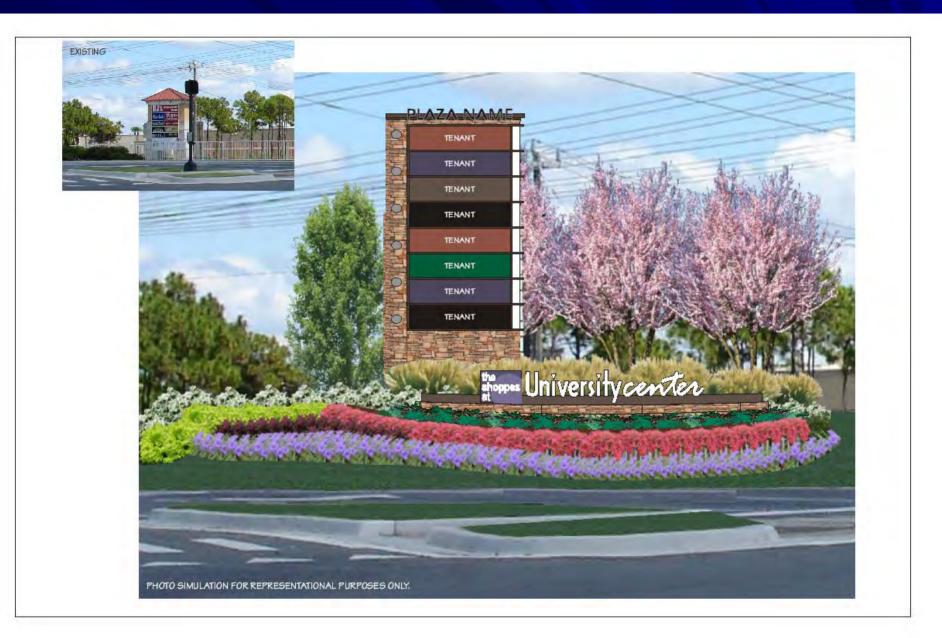
FOUNTAINS:

A WATER MANAGEMENT SYSTEM WOULD BE INCORPORATED HAVING A WIND SPEED LIMITATION TO CUT OUT THE WATER SUPPLY AT AN ACCEPTABLE WIND SPEED.

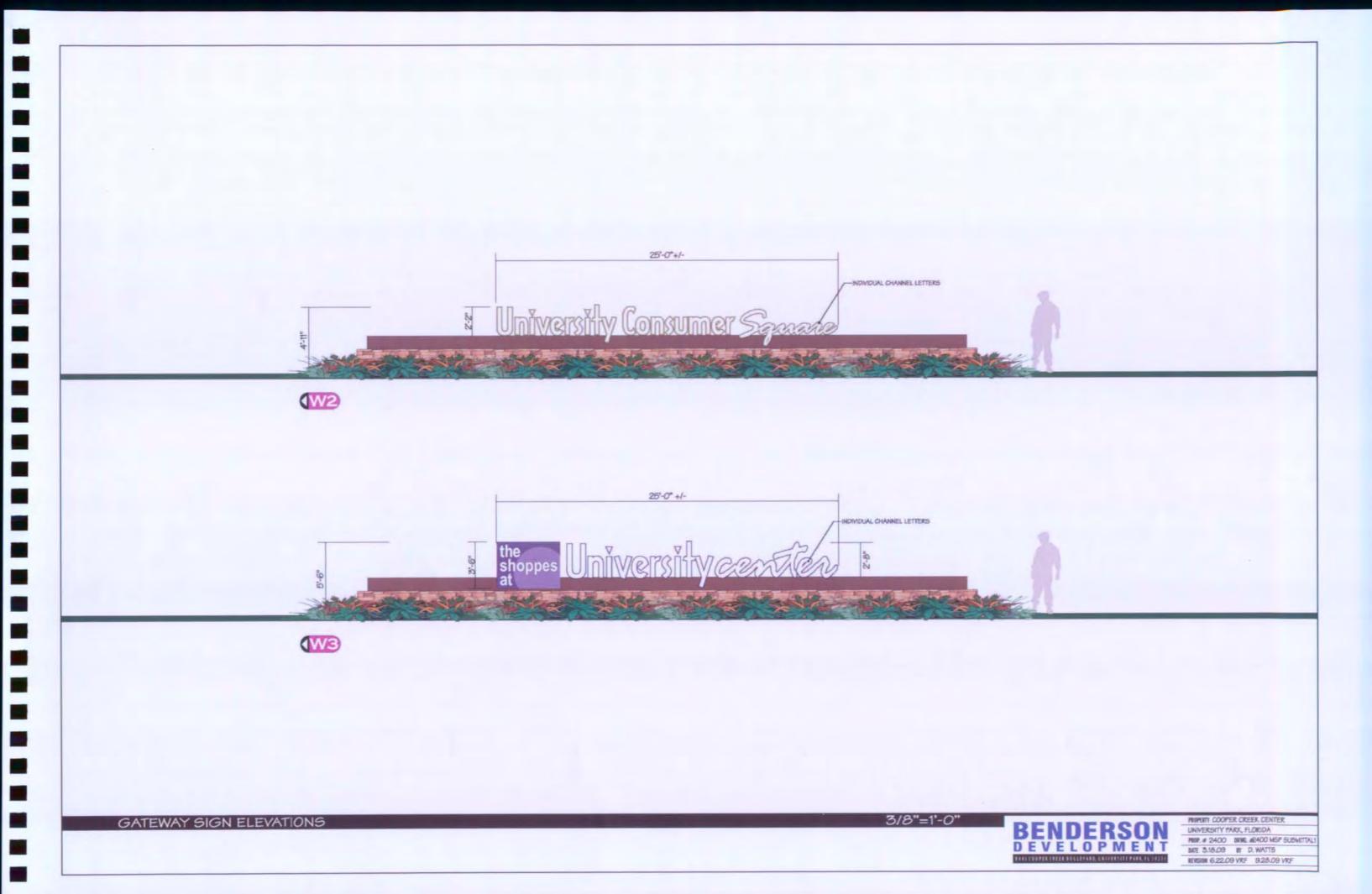
LINEAR FRONTAGE: 1,800 LF (UNIVERSITY PARKWAY) 6,300 LF (I-75)

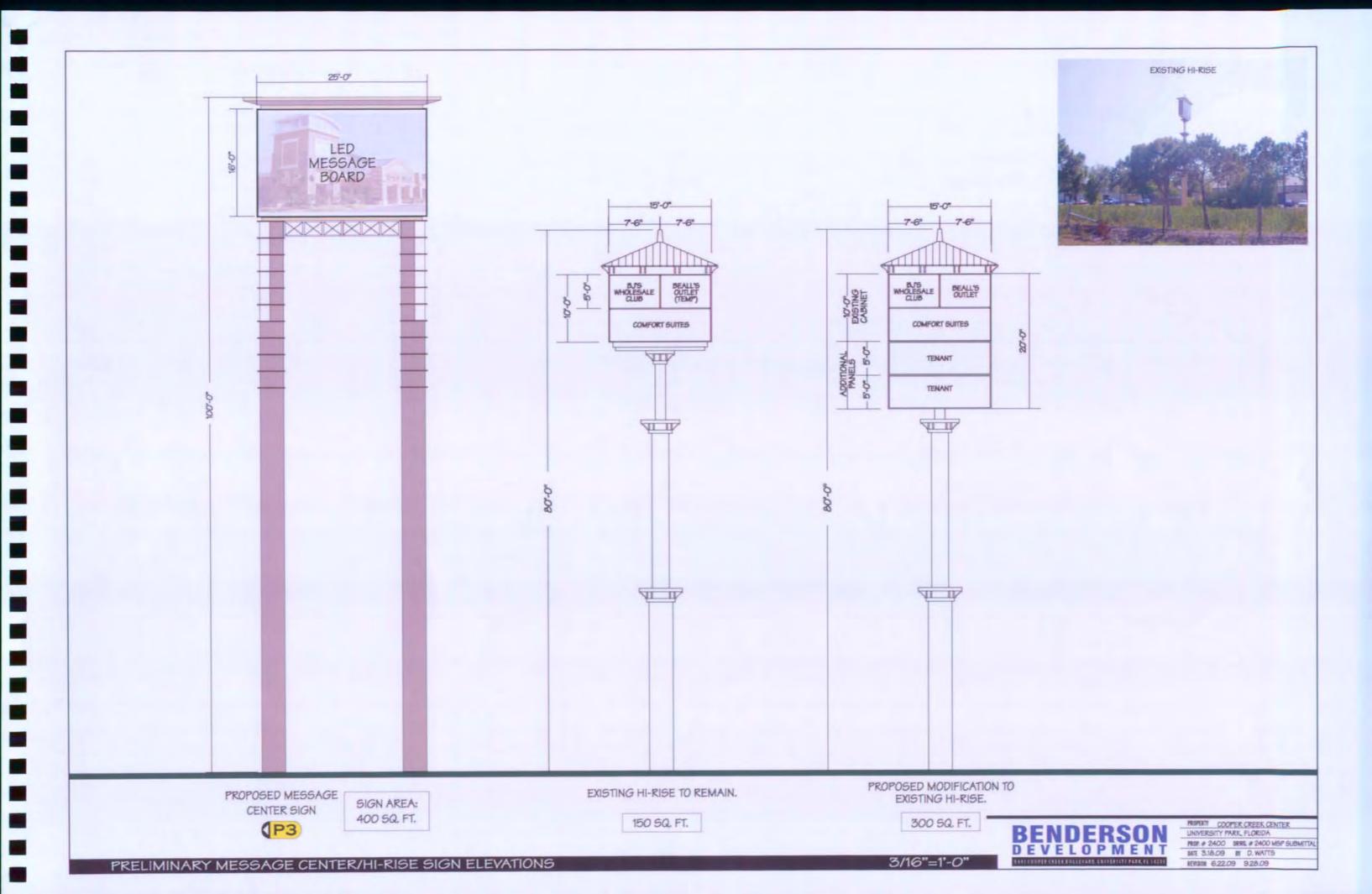










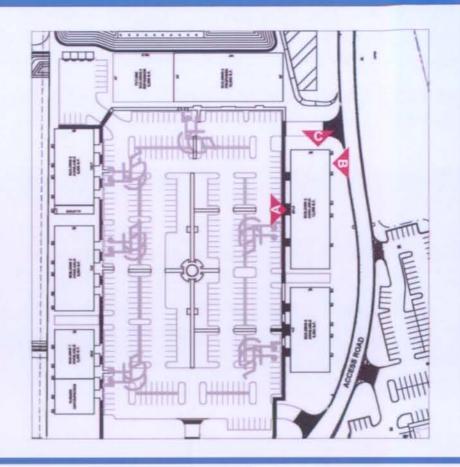


BUILDING SIGN EXAMPLES

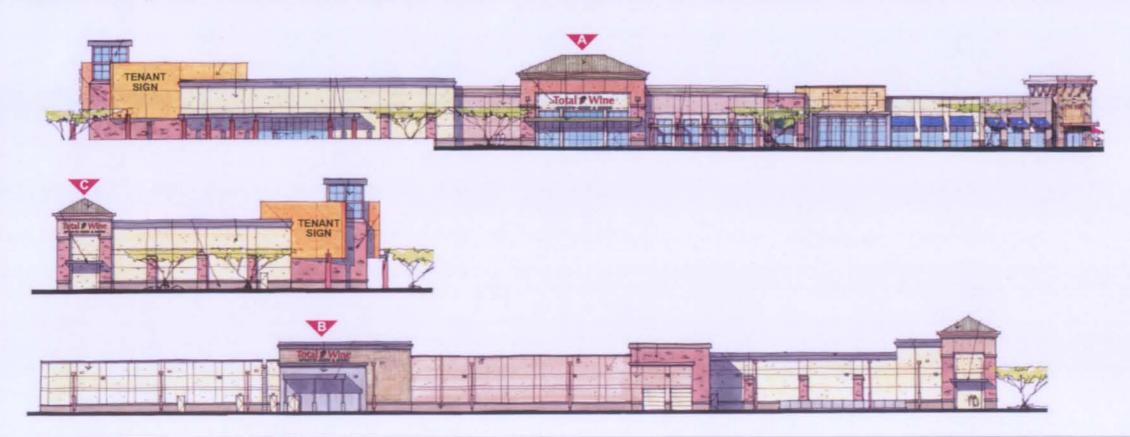
EXAMPLE 1 (REQUEST TO ALLOW ALL TENANTS TO HAVE ADDITIONAL REAR AND/OR SIDE SIGNAGE FACING INTERNAL ROADS)

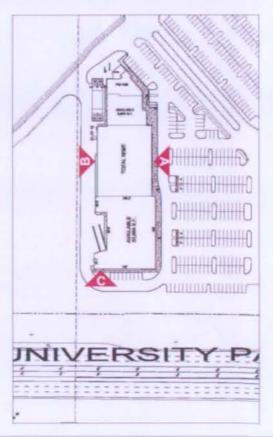






EXAMPLE 2 (REQUEST TO ALLOW INTERNAL TENANT WALL SIGNAGE TO BE PLACED WITH OTHER TENANT WALL SIGNS WITH ROAD FRONTAGE. THE RELOCATED SIGNS WOULD NOT EXCEED 300 SQ. FT. PER SIGN).





PROPOSED THEMING PLAN FOR WATER FEATURE



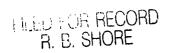
PROPOSED THEMING PLAN FOR THE SHOPPES @ UNIVERSITY CENTER BRADENTON, FL



Exhibit "B" - General Development Plan is attached

Exhibits C, F, G, H, I, & J are not attached, but are on File with the Clerk of the Court.

Exhibit "K" - Master Sign Plan is attached.





2010 MAR -9 PM 2: 45

FLORIDA DEPARTMENT OF STATE

CHARLIE CRIST

STATE LIBRARY AND ARCHIVES OF FLORIDA

KURT S. BROWNINGSecretary of State

March 2, 2010

MAR 0 9 2010

Honorable R. B. "Chips" Shore Clerk of Circuit Court Manatee County Post Office Box 25400 Bradenton, Florida 34206

BOARD RECORDS

Attention: Ms. Vicki Tessmer, Deputy Clerk

Dear Mr. Shore:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your letters dated February 25, 2010 and certified copy of Manatee County Ordinance No. PDMU-96-01 (G) (R7), which was filed in this office on March 1, 2010.

As requested, one date stamped copy is being returned for your records.

Sincerely,

Liz Cloud

Program Administrator

LC/srd Enclosure

DIRECTOR'S OFFICE
R.A. Gray Building • 500 South Bronough Street • Tallahassee, Florida 32399-0250
850.245.6600 • FAX: 850.245.6735 • TDD: 850.922.4085 • http://dlis.dos.state.fl.us