

RESOLUTION 2022-02

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE SOUTH KENDALL COMMUNITY DEVELOPMENT
DISTRICT ADOPTING AMENDED SOUTH KENDALL
COMMUNITY DEVELOPMENT DISTRICT TUSCANY
VILLAGE CLUB RULES AND REGULATIONS FOR THE
USE OF THE DISTRICT CLUBHOUSE AND AMENITIES
AND PROVIDING FOR AN INCREASE IN FACILITY
RENTAL AND SECURITY FEES; AND PROVIDING FOR
CONFLICTS, SEVERABILITY; AND AN EFFECTIVE
DATE**

WHEREAS, the South Kendall Community Development District (hereinafter the "District") is a local unit of special purpose government created and existing pursuant to Chapter 190, Florida Statutes; and

WHEREAS, the District owns and operates certain recreational amenity facilities within the District, including but not limited to a clubhouse, swimming pool, and playground areas (herein the "Tuscany Village Club"); and

WHEREAS, pursuant to Sections 120.54, 120.81, 190.011(5), and 190.035(2), Florida Statutes, the District is authorized to adopt and modify rules prescribing the conduct of the business of the District, the operation and maintenance of the South Kendall Community Development District Tuscany Village Club; and

WHEREAS, Chapter 190, Florida Statutes, authorizes the District to prescribe, fix, establish, and collect rates, fees and other charges for facilities and services furnished by the District; and

WHEREAS, the District Board desires to replace the South Kendall Community Development District Tuscany Village Club Rules and Regulations with an amended and updated set of rules, policies and fees pertaining to the Tuscany Village Club; and

WHEREAS, the District has complied with the applicable provisions of Chapter 120, Florida Statutes, and has held a public hearing on December 20, 2021, to address the proposed changes and modifications, to consider the adoption and enactment of the Amended South Kendall Community Development District Tuscany Village Club Rules and Regulations ("2021 Tuscany Village Club Rules and Rates"), said 2021 Tuscany Village Club Rules and Rates being attached hereto and incorporated herein as Exhibit "A"; and

WHEREAS, the Board finds that the 2021 Tuscany Village Club Rules Regulations and Rates set forth in Exhibit "A", are necessary in order to provide for the orderly operation and maintenance of the South Kendall Community Development District Tuscany Village Club and that the adoption of such 2021 Tuscany Village Club Rules and Regulations and Rates is in the best interests of the residents of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE SOUTH KENDALL COMMUNITY DEVELOPMENT DISTRICT, THAT:

Section 1. Adoption of Amended Rules, Policies and Fees for the South Kendall Community Development District Tuscany Village Club. The Amended Rules and Regulations and Fees for the South Kendall Community Development District Tuscany Village Club Rules and Regulations (the “2021 Tuscany Village Club Rules and Regulations”) as set forth in Exhibit “A” and incorporated herein are hereby ratified, approved, confirmed, and adopted by the District.

Section 2. Direction to District Manager. The District Manager is hereby directed to take all actions consistent with this Resolution.

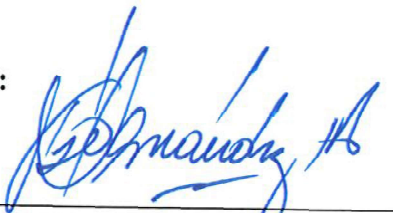
Section 3. Conflicts. All motions, resolutions or parts of motions or resolutions in conflict herewith are hereby repealed to the extent of such conflict. It is an intent of this Resolution to acknowledge the adoption by the District Board of Supervisors of the Amended Rules, Policies and Fees for the South Kendall Community Development District Tuscany Village Amenity Center, thereby replacing, as of the Effective Date of this Resolution, any such prior policies, rules, or rates for the South Kendall Community Development District Tuscany Village Club.

Section 4. Severability. If any section, paragraph, clause or provision of this Resolution shall be held to be invalid or ineffective for any reason, the remainder of this Resolution shall continue in full force and effect, it being expressly hereby found and declared that the remainder of this Resolution would have been adopted despite the invalidity or ineffectiveness of such section, paragraph, clause or provision.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED in Public Session of the Board of Supervisors of the South Kendall Community Development District, this 20th day of December, 2021 (the “Effective Date”).

Attest:



Secretary/Assistant Secretary

**SOUTH KENDALL COMMUNITY
DEVELOPMENT DISTRICT**



Chairman / Vice Chairman

Exhibit “A” – Amended South Kendall Community Development District Tuscany Village Club Rules and Regulations