

RESOLUTION 2019-10

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LAKES BY THE BAY SOUTH COMMUNITY DEVELOPMENT DISTRICT ADOPTING REVISIONS TO THE ISLES AT BAYSHORE CLUB RULES AND REGULATIONS RELATING TO GUESTS AND GUEST PASSES, PERSONAL TRAINERS, PRESENTATION OF MEMBERSHIP CARDS, ADVERTISEMENTS AT THE CLUB, THE USE OF BIKE STORAGE AREAS AND RACKS, REPORTS REGARDING THE CONDUCT OF CLUB STAFF, SERVICE ANIMALS, AND POOL RULES AMONG OTHER NECESSARY CHANGES; ADOPTING THE AMENDED AND RESTATED SCHEDULE OF HOURS OF OPERATION, DUES, FEES AND CHARGES, AREAS & FEES FOR RENTAL, RENTAL POLICIES, PROCEDURES AND REGULATIONS, AND ADDITIONAL RULES PERTAINING TO FACILITY RENTAL, PROVIDING FOR REVISIONS TO EACH OF THESE CATEGORIES AND FOR A NEW RATE SCHEDULE

WHEREAS, the Lakes By The Bay South Community Development District (the "District") is a local unit of special purpose government created and existing pursuant to Chapter 190, Florida Statutes, being situated in Cutler Bay, Miami-Dade County, Florida; and

WHEREAS, the District owns and operates certain clubhouse and recreational amenity facilities within the District located on Tract A, Lakes By The Bay Amber Plat, as recorded at Plat Book 161, Page 80 of the Public Records of Miami-Dade County, Florida (the "Club");

WHEREAS, the District has previously adopted and amended pursuant to applicable Florida law, the Isles at Bayshore Club Rules and Regulations, last revised or amended pursuant to Resolution 2012-09, adopted by the District Board of Supervisors on August 6, 2012, and Resolution 2018-03, adopted by the Board of Supervisors on July 23, 2018 (collectively, the "Rules");

WHEREAS, pursuant to Section 190.011, Florida Statutes, the District is authorized to adopt and modify rules, regulations, and rates pursuant to the provisions of Chapter 120, Florida Statutes, prescribing the conduct of the business of the District; and

WHEREAS, Section 190.035, Florida Statutes, authorizes the District to prescribe, fix, establish, modify, and collect rates, fees and other charges for facilities and services furnished by the District; and

WHEREAS, the District has complied with the provisions of Chapter 120, Section 190.011, and Section 190.035, and has conducted a public hearing to address the adoption of the changes and revisions to the Isles at Bayshore Club Rules and Regulations and to the Amended and Restated Schedule of Hours of Operation, Dues, Fees, and Charges, Areas & Fees for Rental, Rental Policies, Procedures and Regulations, and the Additional Rules Pertaining to Facility Rental, as contemplated herein, and as determined to be necessary by the Board of Supervisors of the District; and

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

Section 1. The foregoing recitals are hereby incorporated as the findings of fact of the District Board of Supervisors.

Section 2. The following are hereby adopted by the Lakes By The Bay South Community Development District:

1. Revisions to the Isles at Bayshore Club Rules and Regulations, a copy of which is attached hereto and incorporated herein as Exhibit "A" (the "Club Rules");
2. Amended and Restated Schedule of Hours of Operation, Dues, Fees, and Charges, Areas and Fees for Rental, and Rental Policies, Procedures and Regulations, attached hereto and incorporated herein as Exhibit "B", which includes revisions to the rates and fees associated with membership, rental, and use of the Club Facilities (the "Club Schedule").

(collectively referred to as the "Club Rules").

Section 3. District Counsel is hereby directed to produce an amended/updated version of the Club Rules, implementing the changes set forth in the Resolution, and is further directed to forward the revised Club Rules to the District Manager to be included in the Official Records of Proceeding of the District and posted on the District's website, along with the adopted Amended and Restated Club Schedule.

Section 4. The District Manager is hereby directed to take all actions consistent with this Resolution.

Section 5. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

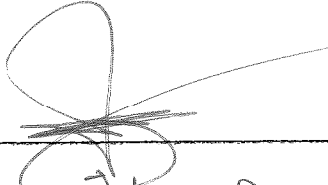
Section 6. If any clause, section or other part or application of this Resolution is held by a court of competent jurisdiction to be unconstitutional or invalid, in part or as applied, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 7. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED in Public Session of the Board of Supervisors of the Lakes
By The Bay South Community Development District, this **25th day of June, 2019.**

**LAKES BY THE BAY SOUTH COMMUNITY
DEVELOPMENT DISTRICT**

Attest:



Print name: Julious Duque
Secretary/Assistant Secretary



Print name: Michele R. Harris
Chairperson