

LEGAL DESCRIPTION:

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RED EMBER SOUTH

DEDICATION

THIS IS TO CERTIFY THAT M/I HOMES OF ORLANDO, LLC. A FLORIDA LIMITED LIABILITY COMPANY HEREAFTER REFERRED TO AS "OWNER" IS THE LAWFUL OWNER OF THE LANDESCRIBED IN THE CAPTION HEREON, AND THAT HAS CAUSED THE SAME TO BE SURVEYED, AND THIS PLAT, MADE IN ACCORDANCE WITH SAID SURVEY, IS HEREBY ADOPTED AS THE TRUE AND CORRECT PLAT FOR SAID LANDS. THE OWNER HEREBY DEDICATES SAID LANDS AND THE PLAT FOR SAID LANDS. THE OWNER HEREBY DEDICATES SAID LANDS AND THE PLAT FOR THE USES AND PURPOSES HEREIN EXPRESSED: TRACT C (RIGHT OF WAY DEDICATION), TRACTS F, AND H (LANDSCAPE BUFFER), TRACT N (STORMWATER POND 1) AND TRACTS Q, R AND S (OPEN SPACE) ARE OWNED AND MAINTAINED BY THE RED EMBER HOMEOWNERS ASSOCIATION. INC., HEREAFTER REFERRET ASSOCIATION, AND ARE SUBJECT TO THE DECLARATION OF SAID ASSOCIATION, RECORDED IN THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA. TRACT U (WETLAND 3), TRACT AB (UPLAND BUFFER 4) AND TRACT X (UPLAND DIFEEPE 1) AGE OWNED BY THE ASSOCIATION WITH A CONSERVATION FLORIDA, TRACT U (WETLAND 3), TRACT AB (UPLAND BUFFER 4) AND TRACT X (UPLAND BUFFER 1) ARE OWNED BY THE ASSOCIATION WITH A CONSERVATION EASEMENT IN FAVOR OF SEMINOLE COUNTY, FLORIDA OVER ALL WETLANDS. THE REMOVAL OF VEGETATION WITHIN THE EASEMENT IS PROHIBITED UNLESS APPROVAL FROM SEMINOLE COUNTY, IS GRANTED TO REMOVE DEAD OR DAMAGED VEGETATION THAT POSES A HAZARD OR APPROVAL IS GRANTED TO REMOVE EXOTIC OR NUISANCE VEGETATION. ALL DEVELOPMENT RIGHTS WITHIN THE EASEMENT ARE GRANTED TO SEMINOLE COUNTY. NO SOL EXCAVATION, FILL, OR REMOVAL WITHIN THE EASEMENT SHALL BE PERMITTED. CONSTRUCTION ACTIVITY WITHIN THE EASEMENT SHALL BE LIMITED TO DOCKS OR BOARDWALKS, LIMITED TO 4 FEET IN WIDTH, AND THEIR STRUCTURAL PIERS, THAT DO NOT REQUIRE DREDGING OR FILLING OF WETLAND AND/OR FLOODFLAIN AREAS; AND PERMISSION FROM SEMINOLE COUNTY SHALL BE REQUIRED. NOTWITHSTANDING THE FOREGOING: AN EMERGENCY ACCESS EASEMENT TO THE STORWWATER MANAGEMENT SYSTEM, AS DEFINED IN THE DECLARATION, INCLUDING, WITHOUT LIMITATION, OVER ALL DRAINAGE EASEMENTS AND TRACTS, SHOWN ON THIS PLAT IS HEREBY DEDICATED TO SEMINOLE COUNTY FOR EMERGENCY MAINTENANCE PURPOSES IN THE EVENT INADEQUATE MAINTENANCE OF THE STORWWATER MANAGEMENT SYSTEM CREATES A HAZARD TO THE PUBLIC HEALTH, SAFETY AND GENERAL WELFARE. THE EMERGENCY ACCESS EASEMENT GRANTED DOES NOT IMPOSE ANY OBLIGATION, BURDEN, RESPONSIBILITY OR LIABILITY UPON THE COUNTY TO ENTER UPON THE SUBJECT PROPERTY AND TAKE ANY ACTION TO REPAIR OR MAINTAIN THE STORMWATER MANAGEMENT SYSTEM. ANY ACTION TO REPAIR OR MAINTAIN THE STORWMATER MANAGEMENT SYSTEM. THE OWNER DOES HEREBY GRANT TO THE COUNTY OF SEMINOLE THE NON-EXCLUSIVE UTILITY EASEMENT AND PERFETUAL RIGHT OF INGRESS EGRESS OVER, UNDER AND ACROSS ALL OF THE PRIVATE STREETS (TRACT C) SHOWN AND DOES HEREBY GRANT TO THE PRESENT AND FUTURE OWNERS, THEIR GUESTS, INVITEES AND DOMESTIC HELP, AND TO THE DELIVERY PICKUP AND FIRE PROTECTION SERVICES, POLICE, AUTHORITIES OF THE UNITED STATES POSTAL SERVICE MAIL CARRIERS, REPRESENTATIVES OF UTILIZES, HOLDERS OF MORTGAGE LIENS ON SUCH LANDS, THE NON-EXCLUSIVE AND PERFETUAL RIGHT OF INGRESS OF THE PRECEDING PROVISIONS, THE LAWFUL OWNER PRESERVES THE UNRESTRICTED AND ABSOLUTE RIGHT OF INGRESS TO ANY PERSON WHO, IN THE OPINION OF THE LAWFUL OWNER MAY CREATE OR PARTICIPATE IN A DISTURBANCE OR NUISANCE OF ANY PART OF THE LAND SHOWN ON THIS PLAT. IN WITNESS WHEREOF, THE UNDERSIGNED M/I HOMES OF ORLANDO, LLC. A FLORIDA LIMITED LIABILITY COMPANY, THAT HAS CAUSED THESE PRESENTS TO BE EXECUTED AND ACKNOWLEDGED BY ITS UNDERSIGNED OFFICER THEREUNTO DULY AUTHORIZED ON THIS ____ DAY OF _____

HEREBY CERTIFY. THAT ON THIS DAY, BEFORE ME BY MEANS OF ()
 I HERGEY CERTIFY, THAT ON THIS DAY, BEFORE ME BY MEANS OF ()

 PHYSICAL PRESENCE OF ()
 OKLIN NOTARIZATION THIS

 BY
 OF M/ HOMES OF ORLANDO, LLC., A FLORIDA

 LIMITED LIABILITY COMPANY, ON BEHALF OF THE COMPANY, WHO IS ()
 PERSONALLY KNOWN TO ME OR ()

 PERSONALLY KNOWN TO ME OR ()
 PRODUCED

IN WITNESS WHEREOF, I HAVE HERETO SET MY HAND AND SEAL ON THE

CERTIFICATE OF CLERK OF CIRCUIT COURT

I HEREBY CERTIFY, THAT I HAVE EXAMINED THE FOREGOING PLAT AND FIND THAT IT COMPLES IN FORM WITH THE REQUIREMENTS OF CHAPTER 177, FLORIDA STATUTES, AND WAS FILED FOR RECORD ON ______ 2023. FILE NO.______

DATE:

PLAT BC

RED EMBER SOUTH

A TRACT OF LAND LYING IN SECTION 36, TOWNSHIP 21 SOUTH, RANGE 31 EAST, SEMINOLE COUNTY, FLORIDA

SURVEYOR'S NOTES:

- 1. ALL LOT LINES INTERSECTING CURVES ARE RADIAL, UNLESS OTHERWISE NOTED NON-RADIAL (NR).
- 2. BEARINGS SHOWN HEREON ARE ASSUMED AND BASED ON THE SOUTHERLY LINE OF RED EMBER NORTH AS RECORDED IN PLAT BOOK 87, PAGES 89-96 OF THE PUBLIC RECORDS OF SEMINOLE, COUNTY, FLORIDA AS BEING NORTH 89'38'10" EAST.
- 3. ALL PLATTED UTILITY EASEMENTS SHALL PROVIDE THAT SUCH EASEMENTS SHALL ALSO BE EASEMENTS FOR THE CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES; PROVIDED, HOWEVER, NO SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION OF CABLE TELEVISION SERVICES SHALL INTERFERE WITH THE FACILITIES AND SERVICES OF AN ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY, IN THE EVENT A CABLE TELEVISION COMPANY DAMAGES THE FACILITIES OF A PUBLIC UTILITY, IT SHALL BE SOLELY RESPONSIBLE FOR THE DAMAGES. THIS SECTION SHALL NOT APPLY TO THOSE PRIVATE EASEMENTS GRANTED TO OR OBTAINED BY A PARTICULAR ELECTRIC, TELEPHONE, GAS, OR OTHER PUBLIC UTILITY, SUCH CONSTRUCTION, INSTALLATION, MAINTENANCE, AND OPERATION SHALL COMPLY WITH THE NATIONAL ELECTRICAL SAFETY CODE AS ADOPTED BY THE FLORIDA PUBLIC SERVICE COMMISSION.
- 4. THE UTILITY EASEMENTS DESCRIBED AND SHOWN HEREON ARE TO BE DEDICATED TO THE ASSOCIATION AND SEMINOLE COUNTY, AND THE PROVIDERS OF PUBLIC UTILITES. THE UTILITES ARE TO BE OWNED AND MAINTAINED BY THE UTILITY PROVIDER. THE PURPOSE OF THE UTILITY EASEMENTS SHOWN ARE AS FOLLOWS: INSTALLATION AND MAINTENANCE OF, BUT NOT LIMITED TO, SANITARY SEWERS, WATER MAINS, POWER LINES, TELEPHONE LINES, AND CABLEVISION LINES.
- 5. THE DRAINAGE EASEMENTS SHOWN ARE DEDICATED TO AND OWNED AND MAINTAINED BY THE HOMEOWNERS ASSOCIATION. AN EMERGENCY ACCESS EASEMENT TO THE PRIVATE DRAINAGE AND STORMWATER SYSTEM AND OVER ALL DRAINAGE EASEMENTS SHOWN ON THIS PLAT IS HEREBY DEDICATED TO SEMINOLE COUNTY FOR EMERGENCY MAINTENANCE PURPOSES IN THE EVENT INADEQUATE MAINTENANCE OF THE PRIVATE STORM DRAINAGE SYSTEM CREATES A HAZARD TO THE PUBLIC HEALTH, SAFETY AND GENERAL WELFARE. THE EMERGENCY ACCESS EASEMENT GRANTED DOES NOT IMPOSE ANY OBLICATION, BURDEN, RESPONSIBILITY OR LUBLITY UPON THE COUNTY TO ENTER UPON THE SUBJECT PROPERTY AND TAKE ANY ACTION TO REPAIR OR MAINTAIN THE PRIVATE DRAINAGE AND STORMWATER SYSTEM.
- 5. PER FLORIDA STATUTES CHAPTER 177.091(9), LOT CORNERS MUST BE SET BEFORE THE TRANSFER OF ANY LOT.
- 6. THE GRANTING OF EASEMENTS TO SEMINOLE COUNTY DOES NOT IMPOSE ANY OBLIGATION, BURDEN, RESPONSIBILITY OR LIABILITY UPON SEMINOLE COUNTY, FLORIDA, TO ENTER UPON THE SUBJECT PROPERTY AND TAKE ANY ACTION TO REPAIR OR MAINTAIN THE SYSTEM UNLESS OTHERWISE STATED.
- 7. THE STATE PLANE COORDINATE VALUES SHOWN HEREON ARE BASED UPON FLORIDA EAST ZONE, NAD83 AND ARE FOR GIS PURPOSES, AND NOT TO BE USE TO RECREATE THE BOUNDARY OF SAID PLAT.
- 8. THE PLAT AND THE LANDS SHOWN HEREIN ARE SUBJECT TO THE COMMUNITY DECLARATION FOR RED EMBER HOMEOWNERS ASSOCIATION, INC. (THE "DECLARATION") AS RECORDED IN THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA AND ANY SUPPLEMENTS AND/OR AMENDMENTS THERETO. ALL PERSONS HAVING ANY INTEREST IN THE LANDS DESCRIBED IN THIS PLAT SHALL BE SUBJECT TO THE DECLARATION OF THE RED EMBER HOMEOWNERS ASSOCIATION, INC., (THE ASSOCIATION).
- 9. A FIVE (5.00) FOOT WIDE DRAINAGE EASEMENT ON ALL SIDE PROPERTY LINES IS HEREBY DEDICATED TO THE ASSOCIATION: POOL EQUIPMENT, WATER SOFTENERS, AND SIMILAR FACILITES SHALL NOT BE PERMITTED WITHIN THREE (3.00) FEET OF THE SIDE PROPERTY LINES. AIR CONDITIONER UNITS SHALL NOT BE WITHIN (3.00) FEET OF THE SIDE PROPERTY LINE UNLESS ELEVATED AND MOUNTED TO THE STRUCTURE IN A MANNER NOT OBSTRUCTING SIDE YARD PASSAGE OR THE FUNCTION AND MAINTENANCE OF THE DRAINAGE EASEMENT.
- 10. A UTILITY AND DRAINAGE EASEMENT IS HEREBY DEDICATED OVER THE ENTIRETY OF TRACT 'S'.
- 11. THE WETLAND LINES SHOWN HEREON WERE MARKED BY BIOTECH CONSULTING, INC., APPROVED BY SJRWM REVIEWER AND REGULATORY SCIENTIST SOPHIE WILD ON JANUARY 10, 2020, AND LOCATED IN THE FIELD BY ALLEN AND COMPANY.
- 12. THE STATE PLANE COORDINATES SHOWN HEREON ARE RELATIVE TO FLORIDA STATE PLANE COORDINATES NORTH AMERICAN DATUM OF 1983 (NAD-83-2011, EAST ZONE, U.S. FOOT.)



SURVEYING ● MAPPING GEOSPATIAL SERVICES www.allen-company.com 16 EAST PLANT STREET WNTER GARDEN, FLORIDA 34787 (407) 654-5355 LB #6723

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