

## LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT

#### **MIAMI-DADE COUNTY**

REGULAR BOARD MEETING & PUBLIC HEARING
NOVEMBER 4, 2025
9:45 A.M.

Special District Services, Inc. 2501A Burns Road Palm Beach Gardens, FL 33410

www.loscayoscdd.org

561.630.4922 Telephone 877.SDS.4922 Toll Free 561.630.4923 Facsimile

#### AGENDA LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT

Lennar Homes, LLC 5505 Waterford District Drive Miami, Fl 33126

#### REGULAR BOARD MEETING & PUBLIC HEARING

November 4, 2025 9:45 A.M.

A.	Call to Order
В.	Proof of Publication
C.	Seat New Board Members
D.	Administer Oath of Office & Review Board Member Responsibilities and Duties
E.	Establish Quorum
F.	<ul> <li>Election of Officers</li> <li>Chairman</li> <li>Vice Chairman</li> <li>Secretary/Treasurer</li> <li>Assistant Secretaries</li> </ul>
G.	Confirmation of Landowners' Election Results
Н.	Additions or Deletions to Agenda
I.	Comments from the Public for Items Not on the Agenda
J.	Approval of Minutes
	1. September 17, 2025 Regular Board Meeting Minutes
K.	Old Business
L.	Public Hearing
	1. Proof of Publication
	2. Receive Public Comments on Adoption of Rule 2025-1
	3. Consider Resolution No. 2025-08 for the Adoption of Rule 2025-1 Pertaining to Maintenance and Compliance with the Declaration of Restrictive, Covenant and Engineering Control Maintenance Plan (Phase 2) Relating to Protection of Groundwater and Contaminated Soil on Property Located within District Boundaries
M.	. New Business
N.	Administrative & Operational Matters
O.	Board Members & Staff Closing Comments
	1. Reminder of Required 2025 Annual Four [4] Hours of Ethics Training
P.	Adjourn



The Beaufort Gazette
The Belleville News-Democrat
Bellingham Herald
Centre Daily Times
Sun Herald
Idaho Statesman
Bradenton Herald
The Charlotte Observer
The State
Ledger-Enquirer

Durham | The Herald-Sun Fort Worth Star-Telegram The Fresno Bee The Island Packet The Kansas City Star Lexington Herald-Leader The Telegraph - Macon Merced Sun-Star Miami Herald El Nuevo Herald The Modesto Bee
The Sun News - Myrtle Beach
Raleigh News & Observer
Rock Hill | The Herald
The Sacramento Bee
San Luis Obispo Tribune
Tacoma | The News Tribune
Tri-City Herald
The Wichita Eagle
The Olympian

#### AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Cols	Depth
57974	IPL0276775	Legal Ad - IPL0276775		1.0	82.0L

ATTENTION: Los Cayos Community Development District IP 2501A Burns Road Palm Beach Gardens, FL 33410 larcher@sdsinc.org

LOS CAYOS COMMUNITY
DEVELOPMENT DISTRICT
FISCAL YEAR 2025/2026
REGULAR MEETING SCHEDULE
NOTICE IS HEREBY GIVEN that
the Board of Supervisors (the "Board")
of the Los Cayos Community Development District (the "District")
will hold Regular Meetings at Lennar
Homes, LLC located at 5505 Waterford District Drive, Miami, Florida
33126 at 9:45 a.m. on the following
dates:

October 15, 2025 November 4, 2025 January 21, 2026 February 18, 2026 March 18, 2026 April 15, 2026 May 20, 2026 June 17, 2026 August 19, 2026 September 16, 2026

The purpose of the meetings is for the Board to consider any District business which may lawfully and properly come before the Board. Meetings are open to the public and will be conducted in accordance with the provisions of Florida law for community development districts. Copies of the Agenda for any of the meetings may be obtained from the District Website or by contacting the District Manager at 786-347-2711 and/or toll free at 1-877-737-4922, prior to the date of the particular meeting.

From time to time one or two Board members may participate by telephone; therefore, a speaker telephone will be present at the meeting location so that Board members may be fully informed of the discussions taking place. Said meeting(s) may be continued as found necessary to a time and place specified on the record.

If any person decides to appeal any decision made with respect to any matter considered at these meetings, such person will need a record of the proceedings and such person may need to insure that a verbatim record of the proceedings is made at his or her own expense and which record includes the testimony and evidence on which the appeal is based.

In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations or an interpreter to participate at any of these meetings should contact the District Manager at 786-347-2711 and/or toll free at 1-877-737-4922 at least seven (7) days prior to the date of the particular meeting.

Meetings may be cancelled from time to time with no advertised notice.

LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT www.loscayoscdd.org PUBLISH: THE MIAMI HERALD 10/03/25 IPL0276775 Oct 3 2025 PUBLISHED DAILY MIAMI-DADE-FLORIDA

STATE OF FLORIDA COUNTY OF MIAMI-DADE

Before the undersigned authority personally appeared, the undersigned, who on oath says that he/she is Custodian of Records of The The Miami Herald, a newspaper published in Mlami Dade County, Florida, that the attached was published on the publicly accessible website of The Miami Herald or by print In the issues and dates listed below.

Affiant further Says that the said Miami Herald website or newspaper complies with all legal requirements for publication in chapter 50, Florida Statutes.

1.0 insertion(s) published on: 10/03/25 Print

**Print Tearsheet Link** 

Marketplace Link

Sherry Chasteen



Sherry Chasteen

Fulie A Ambry



Sworn to and subscribed before me on

Oct 3, 2025, 9:40 AM EDT

OFFICIAL SEAL
JULIE A AMBRY
NOTARY PUBLIC, STATE OF ILLINOIS
COMMISSION NO. 1010931
MY COMMISSION EXPIRES MAY 28, 2029

Online Notary Public. This notarial act involved the use of online audio/video communication technology. Notarization facilitated by SIGNiX\*

Page 1

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DEVELOPMENT DISTRICT
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LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT www.loscayoscdd.org PUBLISH: THE MIAMI HERALD 10/03/25 IPL0276775 Oct 3 2025

#### LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT REGULAR BOARD MEETING SEPTEMBER 17, 2025

#### A. CALL TO ORDER

The September 17, 2025, Regular Board Meeting of the Los Cayos Community Development District (the "District") was called to order at 10:14 a.m. in the offices of Lennar Homes, LLC located at 5505 Waterford District Drive, Miami, Florida 33126.

#### B. PROOF OF PUBLICATION

Proof of publication was presented which showed that notice of the Regular Board Meeting had been published in *Miami Herald* on September 30, 2024, as part of the District's Fiscal Year 2024/2025 Meeting Schedule, as legally required.

#### C. ESTABLISH A QUORUM

Mrs. Perez determined that the presence of the following Board Members constituted a quorum and all was in order to proceed with the meeting: Chairperson Teresa Baluja and Supervisors Raisa Krause and Carmen Orozco.

Also in attendance were District Manager Gloria Perez of Special District Services, Inc., and District Counsel Michael Pawelczyk of Billing Cochran, Lyles, Mauro & Ramsey, P.A.

#### D. ADDITIONS OR DELETIONS TO AGENDA

There were no additions or deletions to the agenda.

#### E. COMMENTS FROM THE PUBLIC FOR ITEMS NOT ON THE AGENDA

There were no comments from the public for items not on the agenda.

#### F. APPROVAL OF MINUTES

1. May 21, 2025, Public Hearing & Regular Board Meeting

A **MOTION** was made by Supervisor Krause, seconded by Supervisor Baluja and passed unanimously approving the minutes of the May 21, 2025, Public Hearing & Regular Board Meeting, as presented.

#### G. OLD BUSINESS

There were no Old Business items to come before the Board.

#### H. NEW BUSINESS

1. Consider Resolution No. 2025-05 – Adopting a Fiscal Year 2024/2025 Amended Budget

Mrs. Perez presented Resolution No. 2025-05, entitled:

#### **RESOLUTION NO. 2025-05**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT AUTHORIZING AND ADOPTING AN AMENDED FINAL FISCAL YEAR 2024/2025 BUDGET ("AMENDED BUDGET"), PURSUANT TO CHAPTER 189, FLORIDA STATUTES; AND PROVIDING AN EFFECTIVE DATE.

Mrs. Perez explained, as done every year, for administrative and statutory requirements and would serve as the Board's final approval/ratification of the District's expenditures for fiscal year 2024/2025.

A **MOTION** was made by Supervisor Krause, seconded by Supervisor Baluja and unanimously passed adopting Resolution No. 2025-05, adopting a Fiscal Year 2024/2025 Amended Budget.

2. Consider Resolution No. 2025-06 – Goals & Objectives Annual Report

Mrs. Perez presented Resolution No. 2025-06, entitled:

#### **RESOLUTION 2025-06**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT ADOPTING AN ANNUAL REPORT OF GOALS, OBJECTIVES, AND PERFORMANCE MEASURES AND STANDARDS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

A brief overview of the resolution Adopting Goals and Objectives was provided.

A **MOTION** was made by Supervisor Krause, seconded by Supervisor Baluja and passed unanimously adopting Resolution No. 2025-06, as presented.

3. Consider Resolution No. 2025-07 – Consider Interlocal Access Agreement for Local Government Publication of Legal Advertisements and Public Notices on County Designated Website and Authorizing Signatories

Mrs. Perez presented Resolution No. 2025-07, entitled:

#### **RESOLUTION 2025–07**

A RESOLUTION OF THE LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT (THE "DISTRICT") RELATING TO THE INTERLOCAL ACCESS AGREEMENT FOR LOCAL GOVERNMENT PUBLICATION OF LEGAL ADVERTISEMENTS AND PUBLIC NOTICES ON COUNTY DESIGNATED WEBSITE; APPROVING SAME; PROVIDING FOR AUTHORIZED SIGNATORIES; AND PROVIDING FOR AN EFFECTIVE DATE

Mrs. Perez presented the Miami-Dade County Advertisement Interlocal Agreement, which is an exhibit to Resolution No. 2025-07 and explained that the District requires publications and the costs associated with them. She added that due to the closing of the *Miami Daily Business Review*, the District has had to advertise in *The Miami Herald*, noting that standard publication costs with *The Miami Herald* are well in excess of the costs typically paid in the past. At the request of the Chairperson, Special District Services' management team sought an alternative option for publications with the Miami-Dade County (the "County") Communications and it was determined that advertising on the County's website was an option for the Board to consider and it complies with Florida Statute and meets all the requirements. This has resulted in the County attorney's review and authorization of the District entering into an Interlocal Agreement with community development districts. This is a great accomplishment that will save the District considerable costs. The prosed cost is estimated to be \$707.00 annually. The ILA has been reviewed by District Counsel and has been deemed acceptable. Miami-Dade County is now requesting that the Board allocate authorized signers; therefore District Counsel has prepared the presented resolution for Board consideration.

A **MOTION** was made by Supervisor Krause, seconded by Supervisor Baluja and passed unanimously adopting Resolution No. 2025-07, as presented.

4. Consider Rulemaking and Authorization for Publishing as Required for the Adoption of Rule 2025-1 Pertaining to Maintenance and Compliance with the Declaration of Restrictive, Covenant and Engineering Control Maintenance Plan (Phase 2) Relating to Protection of Groundwater and Contaminated Soil on Property Located within District Boundaries and Setting a Public Hearing

A MOTION was made by Supervisor Krause, seconded by Supervisor Baluja and passed unanimously approving Rulemaking and Authorizing for Publishing for the Adoption of Rules pertaining to Maintenance and Compliance with the Declaration of Restrictive, Covenant and Engineering Control Maintenance Plan (Phase 2) relating to Protection of Groundwater and Contaminated Soil on Property Located within the District Boundaries and setting a Public Hearing for November 4, 2025, at 9:45 a.m., as presented.

### 5. Discussion Regarding Maintenance of Landscaping & Irrigation and of the Entry Water Feature

A discussion ensued regarding the District's engagement of service for the landscaping and irrigation maintenance of the entrance and clarification was provided that the District could not engage said services until the conveyances have taken place. After discussion the following motion was made:

A **MOTION** was made by Supervisor Krause, seconded by Supervisor Baluja and passed unanimously authorizing Teresa Baluja, the District Chairperson, to approve budgeted maintenance agreements and to sign on behalf of the District for the engagement maintenance services.

#### I. ADMINISTRATIVE & OPERATIONAL MATTERS

#### 1. Financial Report

Mrs. Perez presented the financial statement through August, 2025 noting that available funds as of August 31, 2025, were \$119,762.64.

A **MOTION** was made by Supervisor Krause, seconded by Supervisor Baluja and passed unanimously ratifying and approving the financials, as presented.

#### 2. Legislative Report

Mr. Pawelczyk noted that this information had previously been reviewed with the Board Members and asked if anyone had any questions. No questions were asked.

#### J. BOARD MEMBER & STAFF CLOSING COMMENTS

Mrs. Perez provided a reminder that the District Supervisors were required to complete four (4) hours of ethics training annually and to comply with the 2025 Form 1, due by July 1, 2026, the hours must be completed no later than December 31 of this year. She further noted that links to two training sessions were available on the website.

Mrs. Perez noted that the next meeting and the Landowners' Meeting was scheduled for November 4, 2025, at 9:45 a.m.

Mrs. Perez noted, pursuant to the MEC letter and report dated March 11, 2025 and received and circulated on May 12, 2025, the District is waiting for the compliance report confirming that the requested items had been addressed. She has been requesting this information from Marc and the District Engineer for District records. Mrs. Perez added that the next inspection was due to be provided soon as it was scheduled to be performed in late August – early September.

#### K. ADJOURNMENT

There being no further business to come before the Board, the Regular Board Meeting was adjourned at 10:23 a.m. on a **MOTION** made by Supervisor Baluja, seconded by Supervisor Krause and passed unanimously.

ATTESTED BY:	
Secretary/Assistant Secretary	Chairperson/Vice-Chair



The Beaufort Gazette
The Belleville News-Democrat
Bellingham Herald
Centre Daily Times
Sun Herald
Idaho Statesman
Bradenton Herald
The Charlotte Observer
The State
Ledger-Enquirer

Durham | The Herald-Sun Fort Worth Star-Telegram The Fresno Bee The Island Packet The Kansas City Star Lexington Herald-Leader The Telegraph - Macon Merced Sun-Star Miami Herald El Nuevo Herald The Modesto Bee
The Sun News - Myrtle Beach
Raleigh News & Observer
Rock Hill | The Herald
The Sacramento Bee
San Luis Obispo Tribune
Tacoma | The News Tribune
Tri-City Herald
The Wichita Eagle
The Olympian

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Account #	Order Number	Identification	Order PO	Cols	Depth
57974	IPL0273439	Legal Ad - IPL0273439		1.0	132.0L

ATTENTION: Los Cayos Community Development District IP 2501A Burns Road Palm Beach Gardens, FL 33410 larcher@sdsinc.org

NOTICE OF PROPOSED RULE
DEVELOPMENT BY THE
LOS CAYOS COMMUNITY
DEVELOPMENT DISTRICT
AND PUBLIC HEARING
THEREON

In account. THEREON In the Control of the Control o

reasonable rules and regulations to perform its obligations under the DRG and ECMP regarding inspection an necessary repairs of properties within the District boundaries and ensuring compliance with the DRC and ECMP.

A public hearing on the adoption of the proposed EVEM Allels well be the proposed EVEM Allels will be the proposed EVEM Allels will be the proposed EVEM Allels will be Supervision on November 4, 2025, at 49 54 m. at 14 m. of the control of the Supervision on November 4, 2025, at 49 54 m. at 14 m. of the control of the DERM Allels pertaining to DERM Allels per public comment on the adoption of the DERM Allels public Comment on the adoption of the DERM Allels public Comments and DERM Allels and DERM DERM SUPERVISION AND ALLEL ALLE

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERI-CANS WITH DISABILITIES ACT (ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHALL, WITHIN AT LEAST THREE DAYS PRIOR TO ANY PROCEEDINGS, CONTACT

LOS CAYOS COMMUNITY DE-JECTRICT www.loscayoscdd.org PUBLISH: MIAMI HERALD 19/22/225 PUD273439 PUBLISHED DAILY MIAMI-DADE-FLORIDA

STATE OF FLORIDA COUNTY OF MIAMI-DADE

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Affiant further Says that the said Miami Herald website or newspaper complies with all legal requirements for publication in chapter 50, Florida Statutes.

1.0 insertion(s) published on: 09/22/25 Print

Print Tearsheet Link

Marketplace Link

Amy Robbins



Amy Robbins

Sherry F Chasteen



Sworn to and subscribed before

Sep 22, 2025, 10:55 AM ED



Online Notary Public. This notarial act involved the use of online audio/video communication technology. Notarization facilitated by SIGNiX\*

#### NOTICE OF PROPOSED RULE DEVELOPMENT BY THE LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT AND PUBLIC HEARING THEREON

THEREON
In accordance with Chapters 120 and 190, Florida Statutes, the Los Cayos 190, Florida Statutes, the Los Cayos Community Development District (the "District") hereby gives notice of its in-tention to enact and establish certain Division of Environmental Resources Management ("DERM") Rules govern-ing the operations of and within the District pertaining to one or more Dec-laration of Restrictive Covenants (col-lectively the "IDPC") recorded explicit laration of Restrictive Covenants (col-lectively, the "DRC") recorded against the lands within the District and which provide that the District is responsible for certain obligations described in the Engineering Control Maintenance Plans ("ECMP") and Miami-Dade County Department of Regulatory and Economic Resources, Division of Environmental Resources Manage-pent requirements within the District ment requirements within the District (collectively, the "DERM Rules"). The proposed DERM Rules provide for the inspection, maintenance, compliance, and reporting requirements regarding properties situated within the District boundaries and as described in the DRC. The District is required to conduct certain routine inspections of property within the District boundaries, including residential private property, to ensure compliance with the DRC and ECMP, require notification by the individual property owners of any penetration of the engineering controls on their property and any interaction with their property and any interaction with groundwater and reporting to DERM. Pursuant to the ECMP, the District is responsible for the maintenance of engineering controls, disclosing en-vironmental conditions to prospective contractors, retention of a Florida li-censed professional engineer to over-see and document work performed below the engineering controls and see and document work performed below the engineering controls, and submit Source Removal Reports and Engineering Control Repair reports, as necessary, as described in the DRC and ECMP. The DERM Rules require property owners within the District to comply with the DRC and ECMP, to inform the District of any intention of digging holes or trenches that would digging holes or trenches that would disturb or penetrate the engineering controls or any intention to interact with groundwater, provide proof to the District of Miami-Dade County permits in compliance with the DRC, notify the District of any violations of DRC or DERM requirements received from DERM, and disclose the environmental conditions and requirements. mental conditions and requirements of the DRC and ECMP to prospective contractors, engage a professional engineer to oversee any such work, and provide reports to the District. The DERM Rules further provide for the District to repair and restore any damage to engineering controls and recoup the costs thereof, plus interest, from the prospet cause. mental conditions and requirements from the property owner.

The District has the need to enact reasonable rules and regulations to perform its obligations under the DRC and ECMP regarding inspection and necessary repairs of properties within the District boundaries and ensuring compliance with the DRC and ECMP.

A public hearing on the adoption of the proposed DERM Rules will be conducted by the District's Board of Supervisors on November 4, 2025, at 9:45 a.m. at the offices of Lennar Homes, LLC located at 5505 Waterford District Drive, Miami, Florida 3126, to receive public comment on the adoption of the DERM Rules pertaining to DERM and DRC requirements. A copy of the proposed DERM Rules may be obtained by contacting the District Manager at 2501 A Burns Road, Palm Beach Gardens, Florida 34110 or by calling (786) 347-2711 or toll free 1-877-737-4922 or via email at gperez@sdsinc.org. Participants and interested persons are strongly encouraged to submit questions and comments to the District Manager's Office at gperez@sdsinc.org, in advance of the meeting and public hearing to facilitate the Board's consideration of such questions and comments during the meeting.

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHALL, WITHIN AT LEAST THREE DAYS PRIOR TO ANY PROCEEDINGS, CONTACT SPECIAL DISTRICT SERVICES, INC. AT (877) 737-4922.

LOS CAYOS COMMUNITY DE-VELOPMENT DISTRICT www.loscayoscdd.org PUBLISH: MIAMI HERALD 09/22/25 IPL0273499 Sep 22 2025



The Beaufort Gazette
The Belleville News-Democrat
Bellingham Herald
Centre Daily Times
Sun Herald
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Tacoma | The News Tribune
Tri-City Herald
The Wichita Eagle
The Olympian

#### AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Cols	Depth
57974	IPL0275859	Legal Ad - IPL0275859	Los Cayos CDD - Notice of Rulemaking	2.0	180.0L

ATTENTION: Los Cayos Community Development District IP 2501A Burns Road Palm Beach Gardens, FL 33410 larcher@sdsinc.org

#### NOTICE OF RULEMAKING BY THE LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT AND PUBLIC HEARING THEREON

In accordance with Chapters 120 and 190, Florida Statutes, the Los Cayos Community Development District (the "District") hereby gives notice of its intention to enact and establish the certain Division of Environmental Resources Management ("DERIM) Rules governing the operations of and within the District pertaining to one or more Declaration of Restrictive Covenants (collectively, "DRC") recorded against lands within the District, and which provide that the District is responsible for certain obligations described in the Engineering Control Maintenance Plans ("ECMP") and Miami-Dade County Department of Regulatory and Economic Resources, Division of Environmental Resources Management requirements within the District (collectively, the "DERM Rules").

Specific legal authority for the DERM Requirements includes Sections 190.035, 190.011(5), 120.54, and 120.81, Florida Statutes. A copy of the proposed DERM Rules may be obtained by contacting the District Manager, Gloria Perez, Special District Services, Inc., c/o Los Cayos Community Development District, 2501 A Burns Road, Palm Beach Gardens, Florida 3341(), or by telephone at (786) 347-2711 or toll free 1-877-737-4922. Participants and interested persons are strongly encouraged to submit questions and comments to the District Manager's Office at perezgloria@sdsinc.org, in advance of the meeting and public hearing referenced below to facilitate the Board's consideration of such questions and comments during the meeting.

The Board of Supervisors of the District will hold a public hearing on November 4, 2025, at 9:45 a.m. at the offices of Lennar Homes, LLC, located at 5505 Waterford District Drive, Miami, Florida 33126, to receive public comment on the adoption of the DERM Rules pertaining to the DERM and DRC requirements. The public hearing will provide an opportunity for the public to address and comment upon the proposed DERM Rules. The proposed DERM Rules may be adjusted at the public hearing pursuant to discussion by the Board of Supervisors and public comment.

The proposed DERM Rules provide for the inspection, maintenance, compliance, and reporting requirements regarding properties situated within the District boundaries and as described in the DRC. The District is required to conduct certain routine inspections of property within the District boundaries, including residential private property, to ensure compliance with the DRC and ECMP, require notification by the individual property owners of any penetration of the engineering controls on their property and any interaction with groundwater and reporting to DERM. Pursuant to the ECMP, the District is responsible for the maintenance of engineering controls, disclosing environmental conditions to prospective contractors, retention of a Florida licensed professional engineer to oversee and document work performed below the engineering controls, and submit Source Removal Reports and ECMP. The DERM Rules require property owners within the District to comply with the DRC and ECMP, to inform the District of any intention of digging holes or trenches that would disturb or penetrate the engineering controls or any intention to interact with groundwater, provide proof to the District of Miami-Dade County permits in compliance with the DRC, notify the District of any violations of DRC or DERM requirements received from DERM, and disclose the environmental conditions and requirements of the DRC and ECMP to prospective contractors, engage a professional engineer to oversee any such work, and provide reports to the District. The DERM Rules further provide for the District to repair and restore any damage to engineering controls and recount property owner.

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All interested parties may appear at the above public hearing at the stated time and place. Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by Section 120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice. This public hearing may be continued to a date, time, and place to be specified on the record at the hearing. The public record of this hearing may be examined at the office of the District Manager set forth above.

Pursuant to Section 286.0105, Florida Statutes, the Los Cayos Community Development District advises the public that: If a person decides to appeal any decision made by this Board with respect to any matter considered at its meeting or hearing, he or she will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the Board for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT

PUBLISHED DAILY MIAMI-DADE-FLORIDA

STATE OF FLORIDA COUNTY OF MIAMI-DADE

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Print Tearsheet Link

Marketplace Link

Shannon Gray



**Shannon Gray** 

Sherry F Chasteen



Sworn to and subscribed before

Sep 30, 2025, 9:08 AM EDT



Online Notary Public. This notarial act involved the use of online audio/video communication technology. Notarization facilitated by SIGNiX\*

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In accordance with Chapters 120 and 190, Florida Statutes, the Los Cayos Community Development District (the "District") hereby gives notice of its intention to enact and establish the certain Division of Environmental Resources Management ("DERM) Rules governing the operations of and within the District pertaining to one or more Declaration of Restrictive Covenants (collectively, "DRC") recorded against lands within the District, and which provide that the District is responsible for certain obligations described in the Engineering Control Maintenance Plans ("ECMP") and Miami-Dade County Department of Regulatory and Economic Resources, Division of Environmental Resources Management requirements within the District (collectively, the "DERM Rules").

Specific legal authority for the DERM Requirements includes Sections 190.035, 190.011(5), 120.54, and 120.81, Florida Statutes. A copy of the proposed DERM Rules may be obtained by contacting the District Manager, Gloria Perez, Special District Services, Inc., c/o Los Cayos Community Development District, 2501 A Burns Road, Palm Beach Gardens, Florida 33410, or by telephone at (786) 347-2711 or toll free 1-877-737-4922. Participants and interested persons are strongly encouraged to submit questions and comments to the District Manager's Office at perezgloria@sdsinc.org, in advance of the meeting and public hearing referenced below to facilitate the Board's consideration of such questions and comments during the meeting.

The Board of Supervisors of the District will hold a public hearing on November 4, 2025, at 9:45 a.m. at the offices of Lennar Homes, LLC, located at 5505 Waterford District Drive, Miami, Florida 33126, to receive public comment on the adoption of the DERM Rules pertaining to the DERM and DRC requirements. The public hearing will provide an opportunity for the public to address and comment upon the proposed DERM Rules. The proposed DERM Rules may be adjusted at the public hearing pursuant to discussion by the Board of Supervisors and public comment.

The proposed DERM Rules provide for the inspection, maintenance, compliance, and reporting requirements regarding properties situated within the District boundaries and as described in the DRC. The District is required to conduct certain routine inspections of property within the District boundaries, including residential private property, to ensure compliance with the DRC and ECMP, require notification by the individual property owners of any penetration of the engineering controls on their property and any interaction with groundwater and reporting to DERM. Pursuant to the ECMP, the District is responsible for the maintenance of engineering controls, disclosing environmental conditions to prospective contractors, retention of a Florida licensed professional engineer to oversee and document work performed below the engineering controls, and submit Source Removal Reports and Engineering Control Repair reports, as necessary, as described in the DRC and ECMP. The DERM Rules require property owners within the District to comply with the DRC and ECMP, to inform the District of any intention of digging holes or trenches that would disturb or penetrate the engineering controls or any intention to interact with groundwater, provide proof to the District of Miami-Dade County permits in compliance with the DRC, notify the District of any violations of DRC or DERM requirements received from DERM and disclose the environmental conditions and requirements of the DRC and ECMP to prospective contractors, engage a professional engineer to oversee any such work, and provide reports to the District. The DERM Rules further provide for the District to repair and restore any damage to engineering controls and recoup the costs thereof, plus interest, from the property owner

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDINGS SHALL, WITHIN AT LEAST THREE DAYS PRIOR TO ANY PROCEEDINGS, SPECIAL DISTRICT SERVICES, INC. AT 1-877-737-4922.

All interested parties may appear at the above public hearing at the stated time and place. Any person who wishes to provide the District with a proposal for a lower cost regulatory alternative as provided by Section 120.541(1), Florida Statutes, must do so in writing within twenty-one (21) days after publication of this notice. This public hearing may be continued to a date, time, and place to be specified on the record at the hearing. The public record of this hearing may be examined at the office of the District Manager set forth above.

Pursuant to Section 286.0105, Florida Statutes, the Los Cayos Community Development District advises the public that: If a person decides to appeal any decision made by this Board with respect to any matter considered at its meeting or hearing, he or she will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice does not constitute consent by the Board for the introduction or admission of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

#### LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT

www.loscayoscdd.org IPL0275859 Sep 30 2025

#### **RESOLUTION NO. 2025-08**

RESOLUTION **OF** THE **BOARD OF** A SUPERVISORS OF THE LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT, **ADOPTING** CAYOS CDD RULE 2025-1 PERTAINING TO MAINTENANCE AND COMPLIANCE WITH THE DECLARATION OF RESTRICTIVE COVENANT AND ENGINEERING CONTROL MAINTENANCE PLAN (PHASE 2) RELATING TO PROTECTION OF GROUNDWATER AND CONTAMINATED SOIL ON PROPERTY LOCATED WITHIN THE DISTRICT BOUNDARIES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the Los Cayos Community Development District (the "District") is a local unit of special-purpose government organized and existing in accordance with the Uniform Community Development District Act of 1980, Chapter 190, Florida Statutes, as amended; and

WHEREAS, District joined and consented to the Declaration of Restrictive Covenant ("DRC") recorded on August 30, 2024, in Book 34387, Page 2756, of the official public records of Miami-Dade County, which the District agreed to be responsible for the obligations described in the Engineering Control Maintenance Plan ("ECMP") dated July 23, 2024 Keys Lake Phase 2 Closure Area, regarding the engineering control inspection and maintenance of properties within the District boundaries; and

WHEREAS, the District has determined that based upon the DRC and ECMP, the District will need to inspect and report on the condition of the lands within the Keys Lake Phase 2 area within the boundaries of the District, provide notices to Miami-Dade County Department of Regulatory and Economic Resources, Division of Environmental Resources Management ("DERM") and perform certain repairs, as may be necessary to stay in compliance with the DRC and ECMP; and

WHEREAS, District has the need to enact reasonable rules and regulations to perform its obligations under the DRC and ECMP regarding inspection and necessary repairs of properties within the District boundaries and ensuring compliance with the DRC and ECMP; and

WHEREAS, the District advertised a public hearing for November 4, 2025, in order to hear and receive comments on the proposed Los Cayos CDD Rule 2025-1 pursuant to the requirements of Chapters 120 and 190, Florida Statutes; and

**WHEREAS**, after a duly advertised public hearing held on November 4, 2025, the District Board of Supervisors finds it to be in the best interests of the District to adopt the proposed Los Cayos CDD Rule 2025-1 attached to this Resolution as <u>Exhibit A</u>.

## NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT, THAT:

- Section 1. The above recitals are true and correct and are incorporated in and adopted as part of this Resolution.
- Section 2. Los Cayos CDD Rule 2025-1, attached to this Resolution as Exhibit A, is hereby adopted by the District.
- <u>Section 3</u>. The District Manager is hereby directed to distribute this Resolution as required by Chapters 120 and 190, Florida Statutes.
  - <u>Section 4.</u> This Resolution shall be effective immediately upon adoption.

#### PASSED AND ADOPTED THIS $4^{TH}$ DAY OF NOVEMBER, 2025.

ATTEST:	LOS CAYOS COMMUNITY DEVELOPMENT DISTRICT		
Print name:	Print name:		
Secretary/Assistant Secretary	Chairman/Vice-Chairman		

#### **Exhibit A**

#### **LOS CAYOS CDD RULE 2025-1**

RULES FOR COMPLIANCE WITH DECLARATION OF
RESTRICTIVE COVENANT AND ENGINEERING
CONTROL MAINTENANCE PLAN PHASE 2 AS TO USE
OF PROPERTY WITHIN THE BOUNDARIES OF THE
DISTRICT

- (1) General. The Los Cayos Community Development District ("District") joined and consented to a Declaration of Restrictive Covenant ("DRC") recorded on August 30, 2024, at Official Records Book 34387, Page 2756, in the Public Records of Miami-Dade County, ("Covenant"), whereby the District agreed that it was responsible for the obligations described in the Engineering Control Maintenance Plan Keys Lake Phase 2 Closure Area ("ECMP Phase 2"), dated July 23, 2024 (attached hereto as **Exhibit 1)**, providing for the inspection, maintenance and reporting requirements regarding properties situated within the District boundaries and as described in the DRC. The District will conduct certain routine inspections of property within the District boundaries to ensure compliance with the DRC and ECMP Phase 2, require notification by the individual property owners of any penetration of the engineering controls on their property and any interaction with groundwater and reporting to the Department of Regulatory and Economic Resources, Division Environmental Resources Management ("DERM"). Pursuant to the ECMP Phase 2, the District is responsible for the maintenance of engineering controls, disclosing environmental conditions to prospective contractors, retention of a Florida licensed professional engineer to oversee and document work performed below the engineering controls, and submit Source Removal Reports and Engineering Control Repair reports, as necessary, as described in the DRC and ECMP Phase 2.
- (2) Inspections. The District shall perform routine inspections under the direct supervision of a professional engineer on a semi-annual basis to determine compliance with the DRC and ECMP Phase 2. The property owners within the boundaries of the District shall permit the entry of the District personnel to inspect the property owner's unimproved property in accordance with the DRC and ECMP Phase 2. The property owner shall be notified by the District of the date and general time of the aforementioned inspections.
- (3) <u>Notification</u>. All property owners are required to be in compliance with the DRC. Each property owner shall inform the District, of the following:

- (a) intention of digging holes or trenches which disturb or penetrate the engineering controls on the property owner's property; and
- (b) intention to interact with groundwater on the property owner's property; and
- (c) proof of permit issued by Miami-Dade County which provides for all requirements of the DRC; and
- (d) notice of any violations received by Miami-Dade County/DERM regarding or arising out of the requirements of the DRC.
- (4) <u>Compliance</u>. Pursuant to the requirements of the DRC, the CDD requires that individual property owners disclose the environmental conditions and requirements of the DRC and ECMP Phase 2 to prospective contractors, engage a Florida licensed professional engineer to oversee and document work performed on their property, and provide all reports to the District, as required by the ECMP Phase 2.
- (5) Reporting. It is the responsibility of the District to notify DERM of any violations of the Covenant. If the District is made aware of any violations of the DRC, the District will notify the property owner of said violations and advise the property owner to come into compliance therewith.
- Maintenance. In the event of a failure of the property owner to comply with the requirements of the DRC, the District has the responsibility under the ECMP Phase 2 to repair and restore any damage to the engineering controls on the subject property at the property owner's sole cost and expense. The property owner shall pay all such costs to the District within thirty (30) days of written notice sent by the District to the property owner at the address on file at the County property appraiser for the subject property. If the property owner fails to timely pay all such costs incurred by the District, the District may impose such costs on the property owner as a maintenance special assessment on the subject property.

Specific Authority:	§§ 120.54, 190.011(5), 190.012(3), Fla. Sta
190.012(3), Fla. Stat.	Adopted

#### SCS ENGINEERS

# EXHIBIT C ENGINEERING CONTROL MAINTENANCE PLAN KEYS LAKE PHASE 2 CLOSURE AREA NORTH OF THE SW 172 AVENUE AND SW 336 STREET INTERSECTION HOMESTEAD, MIAMI-DADE COUNTY, FLORIDA HWR-1249 JULY 23, 2024

#### SITE BACKGROUND

SCS Engineers (SCS) prepared this Engineering Control Maintenance Plan (ECMP), on behalf of Lennar Homes, LLC, for the Phase 2 closure area (the Property) which is located in the vicinity of SW 172nd Avenue and SW 336th Street, Homestead, Miami-Dade County, Florida. The Property is part of and encompassed by a larger parcel of land, known as Keys Lake (the Site).

The engineering control (EC) at the Property consists of at least two feet of clean fill (i.e. fill imported from a rock quarry in Miami-Dade County and/or soil with arsenic concentrations within the observed range of naturally occurring concentrations in Miami-Dade County soils, based on the Miami-Dade County natural background data set) and extends throughout the Property. Refer to **Exhibit C, Figure 1** through **Figure 3** for the engineering control as-built survey, prepared by County-Wide Land Surveyors, Inc. (CWLSI) certified on July 22, 2024.

#### ENGINEERING CONTROL INSPECTION AND MAINTENANCE

The Los Cayos Community Development District (the CDD), on behalf of the property owner(s), will be responsible for the inspections, notification, and maintenance described herein.

#### Inspections

A Florida-licensed Professional Engineer, or appropriate personnel under the direct supervision of the Professional Engineer, retained by the CDD, will conduct semi-annual inspections of the EC. During the inspections, evidence of damage or failure of the engineering control will be noted.

The following constitutes damage to the engineering control:

- Holes at the surface with a depth of less than two feet
- Signs of erosion at the surface

The following constitutes failure of the engineering control:

Holes at the surface deeper than two feet

The results of the EC inspections will be documented in writing and the date, name of the inspector (and associated qualifications), key observations, and recommended corrective actions (if applicable) will be included.

#### Maintenance

If evidence of damage to the EC or failure of the EC is observed, the ECs will be restored within 30 days of discovery. Inspection reports and repair records will be maintained by the CDD and submitted to DERM upon request.

#### DISTURBANCE OF ENGINEERING CONTROL

#### Work Authorization

The CDD will notify the Pollution and Remediation Section of Miami-Dade County DERM and the South Florida Water Management District (SFWMD) prior to digging of any holes, trenches, or any other penetrations of the earth.

The above DERM notification also applies to work undertaken by other entities on behalf of the CDD.

#### Disturbance within EC

If the work is conducted within the EC (excavation that does not fully penetrate the 2-foot soil cap), the CDD shall be responsible for repairing the ECs. Photographic evidence of the repair shall be maintained by the CDD.

#### Disturbance below the EC

The following applies to work that will involve excavation below the EC:

#### **Contractor Requirements**

- The environmental condition of the Site shall be disclosed to prospective Contractors by the CDD.
- 2. A Dust Control Plan with specific means and methods for dust suppression during execution of the work shall be submitted to DERM for review and approval prior to commencement of the work.
- 3. The Contractor shall prepare a project specific Health and Safety Plan (HASP), for use by their employees, subcontractors, and vendors engaged in the work. The Contractor shall review the HASP with all onsite employees prior to starting the work.
- 4. The Contractor shall comply with all applicable provisions of federal, state, and local health and safety statutes, codes, and regulations, including but not limited to Chapter 24 of the Code of Miami-Dade County.
- 5. A Soil Management Plan (SMP) to perform excavation work shall be submitted to DERM for review and approval prior to commencement of the work. This SMP must include details regarding the following: soil stockpiling, transportation and disposal of excavated soil (including identification of companies retained for such efforts), the plan for reuse of any excavated soil at the Site, the importation of clean backfill for use at the Site (including the

source of the backfill), and the repair to the ECs. At a minimum, the SMP shall provide provisions for the following guidelines:

- Any soil excavated from below the 2-foot soil cap will be stockpiled on an impermeable surface or directly loaded into trucks for transport to a disposal facility certified to accept this type of soil. Stockpiled soil shall be placed on a double layer of at least 6-mil thick polyethylene sheeting. The Contractor shall cover and berm soil stockpiles to prevent infiltration of water into, and erosion of soil from the stockpiles. Soil shall not be stockpiled onsite for more than 60 days. Soil will either be returned to its original location and depth, or properly disposed at a Class I landfill. In the event of off-site disposal, all transportation and disposal manifests will be provided to DERM.
- If necessary, clean soil will be added to return the area to existing grade. Clean fill shall be obtained from a DERM-approved quarry or will otherwise be pre-approved by DERM.

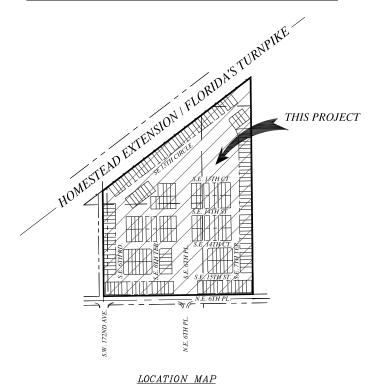
#### **Owner Requirements**

- **1.** The CDD must ensure the Contractor engages a Florida-licensed Professional Engineer for overseeing and documenting the work.
- 2. The CDD shall submit to DERM a Source Removal Report (if soils are removed from the Site) and/or an Engineering Control Repair Report (ECRR) within 60 days of work completion. The ECRR shall be signed and sealed by a Florida-licensed Professional Engineer.

#### EXHIBIT C, FIGURES

#### LOS CAYOS CITY OF HOMESTEAD, FLORIDA **DERM PRS DRC PHASE 2** AS-BUILT

SECTION 19 / TOWNSHIP 57 S / RANGE 39 E



FOLIO XILBERE: IS-107-001-0006

LOTS BLOCK: OF SHOMI LAND DEVELOPMENT COMPANY, IN SECTION 19. TOWNSHIP 57 SOUTH, RANGE 39 EAST, ACCORDING TO THE PLAT THEREOF. AS SECORDED IN PLAT BOOK; S.AT PAGE IN. OF THE PHILLE RECORDS OF MAMELADE COUNTY, FLORIDA. LESS THAT PORTION OF SAID LOT 8, LYING NORTHERLY OF THE SOUTHEASTERS IN GRIGHT-OF-WAY OF THE HOMESTERD ACTIONSHOOF FLORIDATION TURNIFICAS SHOWN ON THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAY, SECTION 87065-2302, SHEET 5 OF 12 SHEETS, DATED APPLIED AND THE PLANT OF THE PROPERTY OF THE MORE THAN THE PLANT OF THE P

FOLIO NUMBER: 10-1079-001-0070: LOT 9, BLOCK 1, OF MAMI LAND AND DEVELOPMENT COMPANY, IN SECTION 19, TOWNSHIP 57 SOUTH, RANGE 39 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 5 AT PAGE 10, OF THE PUBLIC RECORDS OF MIAMEDADE COUNTY, FLORIDA.

FOLIO NIAMBER: IN-179-001 0090.

LOT 18, BLOCK, FO MAMIL LAND AND DEVELOPMENT COMPANY, IN SECTION 19, TOWNSHIP 57 SOUTH, RANGE 39 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK S. AT PAGE 10, OF THE PUBLIC RECORDS OF MIAME-DADE COUNTY, FLORIDA, LESS DEDICATED REGISTRO-FAVAY, ALL LYING AND BIERDS IN MIAME-DADE COUNTY, FLORIDA, LESS DEDICATED REGISTRO-FAVAY, ALL LYING AND BIERDS IN MIAME-DADE COUNTY, FLORIDA, COUNT

FOLIO NUMBER: 18-1079-001-0031:
THAT PORTING OF LOT'S, BUCK, OF MIAMI LAND AND DEVELOPMENT COMPANY, IN SECTION 19, TOWNSHIP 57 SOUTH, RANGE 70 EAST,
THAT PORTING OF LOT'S, BUCK, OF THE SHADE OF LOT'S, OF THE PRILLE RECORDS OF MIAMILADDE COUNTY,
FOLIOLO, ALTINO SOUTHERST, OF THE SOUTHEASTERY REGISTORY OF THE HOMESTERD EXTENSION OF FOLIORIDA'S TURNESS SHOWN ON THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP, SECTION \$7005-2302, SHEET 5 OF 12 SHEETS, DATED
ARRELL 1970.



#### **NOTES**

ELEVATIONS SHOWN ARE EXPRESSED IN U.S. FEET AND REFER TO NATIONAL GEODETIC VERTICAL DATUM (N.G.V.D.) OF 1929

2. BENCHMARK I.D. R-758 EL. 7.11 (NGVD1929) LOCATION: SW 944 ST — 168 SOUTH OF CL OF CANAL LOCATION: SW 124 ME — 155 EAST OF CL LOCATION: SW 127 ME — 155 EAST OF CL DESCRIPTION: PK NAIL AND ALUMINUM WASHER IN TOP OF CONC CATCH BASIN.

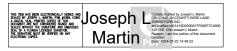
3. THIS DRAWING REFLECTS OUR FINDINGS AS PER FIELD SURVEYS PREFORMED ON 12-20-22 & 4-10-24

COUNTY-WIDE LAND SURVEYORS, INC. CARRIES PROFESSIONAL LIABILITY INSURANCE FOR SURVEYING AND MAPPING SERVICES.

AS-BUILT PLAN NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

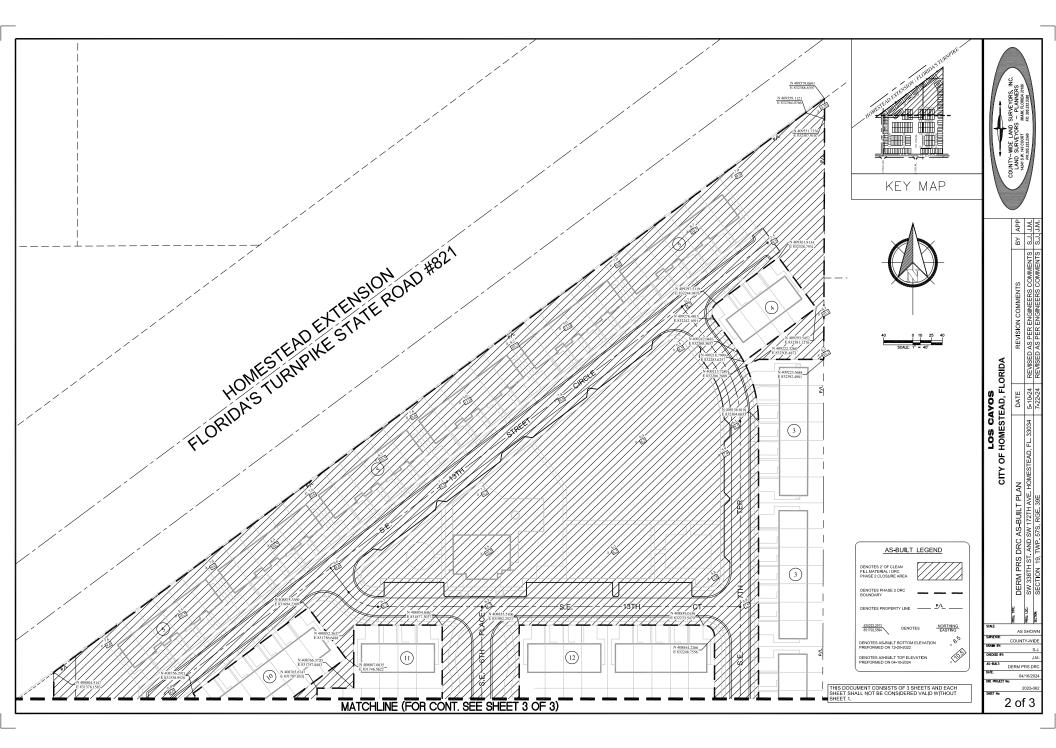
SURVEYOR'S CERTIFICATION:
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HIBBBY CERTIFICATION AT THAT HE ATTACHED SASBELL TREWEY WAS PREPARED UNDER MY DIRECTION
AND IS TRUEL AND CORRECT TO THE BEST OF MY KNOWLEDGE, AND BELLER AND THAT THE SURVEY
MEETS THE STANDARDS PRACTICE'S ET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL
KNEWTOKS AND AMPERIS KREMALANT OCLUPIATE B-1; FLORIDA ADMINISTRATIVE CODE

THIS DOCUMENT CONSISTS OF 3 SHEETS AND EACH SHEET SHALL NOT BE CONSIDERED VALID WITHOUT SHEET 1.





S S LOS CAYOS OF HOMESTEAD, FLORIDA DRC AS-BUILT COVER. DERM PRS DRC 1 of 3



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