

2.0 Lakes, Upland Buffer Tracts and Wetland Preserves Rules.

- (1) General. Lakes, Upland Buffer Tracts and Wetland Preserves located within Portofino Isles Community Development District are designed and function for the primary purpose of storm water runoff and retention and environmental protections. The District is responsible for the upkeep and maintenance of these areas pursuant to the various South Florida Water Management Permits. Any activity that interferes with the purposes and function of the Lakes, Upland Buffer Tracts and Wetland Preserves is prohibited. These prohibited activities include, but are not limited to, removal of any natural plantings or land within these areas, installation of any plantings or structures, including, but not limited to fences, sheds, pools, or decorative landscaping items, or disposal of any refuse or trash.

- (2) Public Lake Access and Activities. The public is not allowed within Upland Buffer Tracts, Wetland Preserves or the Lake or the District owned lake banks for any activity, except fishing is permitted, but only in the designated areas set forth on the attached map (“Designated Fishing Areas”).

- (3) Users Assume All Risks. Any person using the Designated Fishing Areas for fishing with these rules, by such use, expressly acknowledges that:
 - (a) The Lakes may be dangerous, with hazards that may include, without limitation, alligators, snakes, and other wildlife; slippery lake banks; uneven lake slopes; and steep drop-offs.

 - (b) Use of the Designated Fishing Areas shall be at the sole risk of the user.

 - (c) The District assumes no responsibility or liability for any loss or injury resulting from use of the Designated Fishing Areas.

- (4) Violations. Any person violating the rules set forth herein is subject to trespassing, appropriate city/county code enforcement procedures and South Florida Water Management permit violations. The District will hold the violator responsible for any damages caused to District

property in violation of these rules and charge the violator the cost of damages to District property that the District is responsible for under the applicable permits including attorney's fees and administrative costs therein. The Newport Isles Property Association has the authority to enforce the rules.

Specific Authority: §§ 120.54, 190.011(5), 190.012(3), Fla. Stat.
 190.012(3), Fla. Stat. Rules Adopted September 9,
 2020

