#### **SUMMARY APPRAISAL REPORT**

OF

PROPOSED 13,166 SQ. FT. RETAIL/OFFICE BUILDING
TO BE LOCATED AT
2145 SANTA BARBARA BOULEVARD
LEE COUNTY, CAPE CORAL, FLORIDA

DATES OF VALUATION:

"AS IS" – 18 SEPTEMBER 2007

UPON COMPLETION - 1 MAY 2008

UPON STABILIZATION - 1 NOVEMBER 2008

DATE OF REPORT: 2 OCTOBER 2007

FILE NAME: SANTA BARBARA SQUARE



### PREPARED FOR

COMMUNITY BANK OF CAPE CORAL 1565 RED CEDAR DRIVE FORT MYERS, FLORIDA 33907

#### PREPARED BY

MAXWELL & HENDRY VALUATION SERVICES, INC. 12600-1 WORLD PLAZA LANE, BUILDING #63 FORT MYERS, FLORIDA 33907



W. Michael Maxwell, MAI, SRA State-Certified General Real Estate Appraiser, RZ 55

Gerald A. Hendry, MAI, CCIM State-Certified General Real Estate Appraiser, RZ 2245



#### Serving Southwest Florida since 1974

12600-1 World Plaza Lane, Building #63 Fort Myers, Florida 33907 Website: www.maxwellhendry.com

Toll Free: 1-866-741-0335



#### Commercial

Phone: (239) 337-0555 Fax: (239) 337-3747 commercial@maxwellhendry.com

#### Residential

Phone: (239) 333-1060 Fax: (239) 333-1066 residential@maxwellhendry.com

#### **ASSOCIATES**

Matthew H. Caldwell State-Certified General Real Estate Appraiser, RZ 2901

William E. McInnis State-Certified General Real Estate Appraiser. RZ 2232

Christopher G. Reublin State-Registered Trainee Real Estate Appraiser, RI 16310

**Timothy D. Rieckhoff** State-Certified General Real Estate Appraiser, RZ 2261

Julianne T. Ross State-Certified Residential Real Estate Appraiser, RD 2823

**Brooke M. Sanders** State-Registered Trainee Real Estate Appraiser, RI 15339

Matthew S. Simmons State-Certified Residential Real Estate Appraiser, RD 5762

Scott H. Simmons State-Certified Residential Real Estate Appraiser, RD 6203

Andrea R. Terregrossa State-Certified General Real Estate Appraiser. RZ 2899 2 October 2007

Community Bank of Cape Coral 1565 Red Cedar Drive Fort Myers, Florida 33907

Attention: Mr. Scott W. Fancher

Credit Analyst and Appraisal Review

Re: Appraisal of proposed 13,166 square foot (enclosed area), one-story, retail/office building to be located at 2145 Santa Barbara Boulevard, Lee County, Cape Coral, Florida for Prime Gulf Enterprises, LLC, Project Name: Santa Barbara Square (a.k.a. Prime Gulf Plaza)

Dear Mr. Fancher:

As you requested, an inspection and analysis have been made of the above property, which is legally described in the attached appraisal report. The purpose of this assignment is to estimate the market value of the undivided fee simple interest in the land and proposed improvements as if free and clear of all liens, mortgages, encumbrances, and/or encroachments except as amended in the body of this report. No lease fee interest analysis is addressed herein as there are no leases associated with this property.

Market value for this purpose is understood to be the most probable price, which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledgeably and assuming the price is not affected by undue stimulus. The full definition of market value can be found in the body of this report.

As per the Uniform Standards of Professional Appraisal Practice (USPAP), there are three report writing options. These options include a self-contained, summary, or restricted use report format. This appraisal is presented in a summary report format. This summary appraisal report has been prepared in conformity with the Uniform Standards of Professional Appraisal Practice (USPAP).

The intended use of this appraisal report is understood to be for use as a basis of value to assist the client in loan underwriting and/or credit decisions by Community Bank of Cape Coral. The subject property was inspected on 18 September 2007 by Mr. Timothy D. Rieckhoff, Associate Appraiser. Mr. Gerald A. Hendry, MAI, CCIM has made a subsequent inspection of this property. Our compensation in this assignment is not contingent upon the reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value estimate, the obtainment of a stipulated result, or the occurrence of a subsequent event.

In addition to the Assumptions and Limiting Conditions contained in the Addenda to this report, this appraisal also has a Hypothetical Conditions and several Extraordinary Assumptions associated with it. The Hypothetical Condition associated with this appraisal is as follows:

 For the purpose of this analysis it is assumed the proposed improvements exist in the estimation of the prospective Upon Stabilized and Upon Completion values.

In addition, the Extraordinary Assumptions associated with this appraisal are as follows:

 Completion of the proposed facility as illustrated on the architectural and engineering plans that were provided. The construction plans were prepared by:

International Architecture
Division of Archimetrics, Inc.
1415 Dean Street
Suite 116
Fort Myers, Florida 33901
Telephone number – 1-239-476-8822
Dated - 9 April 2007 (latest revision dated 10 May 2007)

The site plan was prepared by:

Source, Inc.
Engineers - Planners
1334 Lafayette Street
Cape Coral, Florida
Telephone number – 1-239-549-2345
Dated 21 August 2006

- The values, Upon Completion and Upon Stabilization are prospective future values. These prospective future values are based on current market evidence and trends. We assume there will be no significant changes to take place in the market prior to these future dates.
- A portion of this assignment involves estimating insurable value, in terms of the property owner's building insurance responsibility. This insurable value is based on the building improvements only. This insurable value does not include: any depreciation or obsolescence; site improvements; impact fees; architectural and site engineering fees; land values; foundation or rent/income loss that may be incurred by the property owner during reconstruction; or equipment. This is assumed to be the typical methodology of the insurance industry to develop insurance value and this assignment is subject to same.

• The insurance companies in the State of Florida are currently experiencing changes in the industry including high premium increases and non-renewals due to the recent hurricanes. We assume insurance would be available for the subject. This assignment is subject to same.

If any of these assumptions are found to be false, it could alter our opinions or conclusions.

By reason of our investigation and analysis, data contained in this report, and our experience in the real estate appraisal business, it is our opinion the "As Is" (land only) market value of the subject property, as of 18 September 2007, is as follows:

ONE MILLION TWO HUNDRED TWENTY THOUSAND DOLLARS ......(\$1,220,000.00)

In addition, it is our opinion the prospective market value of the subject property Upon Completion, as of 1 May 2008, the anticipated date of completion, is expected to be as follows:

THREE MILLION THREE HUNDRED SIXTY THOUSAND DOLLARS ......(\$3,360,000.00)

In addition, it is our opinion the prospective market value of the subject property Upon Stabilization, as of 1 November 2008, the anticipated date of stabilization, is expected to be as follows:

THREE MILLION SEVEN HUNDRED TWENTY FIVE THOUSAND DOLLARS .. (\$3,725,000.00)

In addition, it is our opinion the prospective insurable value of the subject property, upon completion as of 1 May 2008, the anticipated date of completion, is estimated to be as follows:

ONE MILLION EIGHT HUNDRED FIFTY THOUSAND DOLLARS ......(\$1,850,000.00)

Respectfully submitted,

Gerald A. Hendry, MAI, CCIM

Vandhy D. Keethy

State-Certified General Real Estate Appraiser

RZ 2245

Timothy D. Rieckhoff, Associate Appraiser

State-Certified General Real Estate Appraiser

RZ 2261

## **EXECUTIVE SUMMARY**

OWNER OF RECORD/ PURCHASE HISTORY:	The owner of record of the subject property is Prime Gulf Enterprises, LLC whose address is 833 West Trenton Avenue, Suite 4, Morrisville, Pennsylvania 19067.			
	The subject property was last acquired as an assemblage of three separate parcels in December 2004 for a total of \$725,000 as per Officials Record Book 4544, Page 2180; Official Record Book 4547, Page 2318; and Official Record Book 4547, Page 2330 of the public records of Lee County, Florida.			
	We are not aware of the subject property being listed for sale or under contract at this time.			
LOCATION:	The subject is located on the east side of Santa Barbara Boulevard, with additional frontage on S.E. Santa Barbara Place, approximately ½ mile north of Veterans Parkway in Cape Coral, Lee County, Florida. The property address is 2145 Santa Barbara Boulevard, Cape Coral, Florida 33991.			
	It can further be described as being located in Section 25, Township 44 South, Range 23 East, Lee County, Florida.			
LEGAL DESCRIPTION:	Lots 22 - 25 and lots 84 - 89 and vacated alleyway as per Official Record Book 3268, Page 3833 and Instrument Number 2005000125028, Block 930, Unit 26, Cape Coral Subdivision, as per Plat Book 14, Page 137 of the public records of Lee County, Florida.			
LAND AREA/SHAPE:	As per the survey provided, the subject site is "L" in shape, benefiting from 160.00' of frontage on Santa Barbara Boulevard and 240' of frontage on S.E. Santa Barbara Place. The overall depth of the property is 265'. In total it contains 53,000 square feet or 1.217 acres.			
IMPROVEMENTS:	The subject property is proposed to be improved with a multi- tenant, 13,166 square foot (enclosed and rentable area), one story, CBS/flat roof with roof cupolas, retail/office building. In addition, it will have a total of 1,927 square feet of covered walkway. In total, it will be divided into 8 rental units.			
	In addition, site improvements will include a total of 54 open, asphalt paved, striped and curbed parking spaces with three designated for handicap use. Additional site improvements will include signage and landscaping.			
ZONING/LAND USE:	C-1, Pedestrian Commercial District/CP-Commercial/Professional			
HIGHEST & BEST USE:	Commercial Retail/Office Development			

ESTIMATES OF VALUE:	1		
"AS IS" -			
	N/A		
Cost Approach:	\$1,220,000		
Sales Comparison Approach:			
Income Approach:	N/A		
Final Value Estimate:	\$1,220,000		
ESTIMATES OF VALUE:			
UPON STABILIZATION -	00 745 000		
Cost Approach:	\$3,745,000		
Sales Comparison Approach:	\$3,755,000		
Income Approach:	\$3,725,000		
Final Value Estimate:	\$3,725,000		
ESTIMATES OF VALUE:			
UPON COMPLETION -			
Cost Approach:	N/A		
Sales Comparison Approach:	N/A		
Income Approach:	\$3,360,000		
Final Value Estimate:	\$3,360,000		
ESTIMATES OF VALUE:			
INSURABLE VALUE:	\$1,850,000		
EXPOSURE TIME:	The estimated exposure time is 12 months		
INTEREST APPRAISED:	Fee Simple Interest		
DATE OF INSPECTION:	18 September 2007		
DATES OF VALUATION:	"As Is" – 18 September 2007		
	Prospective Market Value Upon Completion - 1 May 2008		
	Prospective Market Value Upon Stabilization - 1 November 2008		
DATE OF REPORT:	2 October 2007		
APPRAISER:	Gerald A. Hendry, MAI, CCIM		
	Timothy D. Rieckhoff, Associate Appraiser		
HYPOTHETICAL	This appraisal is subject to the following Hypothetical Condition:		
CONDITION:			
	For the purpose of this analysis it is assumed the		
	proposed improvements exist in the estimation of the		
	prospective Upon Stabilized and Upon Completion		
	values.		
EXTRAORDINARY	This appraisal is subject to the following Extraordinary		
ASSUMPTIONS:	Assumptions:		
	Completion of the proposed facility as illustrated on		
	a surprise of the property of materials of		

the architectural and engineering plans that were provided. The construction plans were prepared by:

International Architecture
Division of Archimetrics, Inc.
1415 Dean Street
Suite 116
Fort Myers, Florida 33901
Telephone number – 1-239-476-8822
Dated - 9 April 2007 (latest revision dated 10 May 2007)

The site plan was prepared by:

Source, Inc.
Engineers - Planners
1334 Lafayette Street
Cape Coral, Florida
Telephone number – 1-239-549-2345
Dated 21 August 2006

- The values, Upon Completion and Upon Stabilization are prospective future values. These prospective future values are based on current market evidence and trends. We assume there will be no significant changes to take place in the market prior to these future dates.
- A portion of this assignment involves estimating insurable value, in terms of the property owner's building insurance responsibility. This insurable value is based on the building improvements only. This insurable value does not include: any depreciation or obsolescence; site improvements; architectural and site engineering fees; impact fees; land values; foundation or rent/income loss that may be incurred by the property owner during reconstruction; or equipment. This is assumed to be the typical methodology of the insurance industry to develop insurance value and this assignment is subject to same.
- The insurance companies in the State of Florida are currently experiencing changes in the industry including high premium increases and non-renewals due to the recent hurricanes. We assume insurance would be available for the subject. This assignment is subject to same.

If any of these assumptions are found to be false, it could alter our opinions or conclusions.

#### SCOPE OF WORK

The scope of work is the type and extent of research and analyses in an assignment. It must include the research and analyses that are necessary to develop credible assignment results. Scope of work includes, but is not limited to:

- the degree to which the property is inspected or identified;
- the extent of research into physical or economic factors that could affect the property;
- the extent of data research; and
- the type and extent of analysis applied to arrive at opinions or conclusions.

**Extent of Property Identification/Inspection:** For this analysis, we identified the subject property via public records and obtained various information from this source including, but not limited to:

- Site size
- Zoning
- Land Use
- Real Estate taxes

In addition, site inspection of the subject property was made on 18 September 2007 by Mr. Timothy D. Rieckhoff, Associate Appraiser. Mr. Gerald A. Hendry, MAI, CCIM also made an inspection of the subject.

**Report Type:** This appraisal is presented in a summary report format. In this analysis, consideration has been given to all three approaches to value (Cost, Sales Comparison, and Income Approaches to Value). In this appraisal, we are to analyze the subject property in four ways: the estimated market value of the land in terms of "As Is", the estimated prospective market value Upon Completion, the prospective market value Upon Stabilization, and the estimated insurable value.

In terms of the land value, the estimated "As Is" market value is the value of the property as a single parcel with a highest and best use for commercial development. Within this analysis, we will utilize the Sales Comparison Approach to Value to estimate the value of the site.

In estimating the prospective market value Upon Completion, we will use all three traditional approaches to value. In the Cost Approach we will consider both the project cost as reported by the developer as well as the Marshall Valuation Service, a nationally recognized cost service. The estimated reproduction cost of this facility will be added to the estimated land value, as developed in the "As Is" analysis. In the Sales Comparison Approach we will use recent sales of competitive properties and analyze them in terms of a Potential Gross Rent Multiplier as well as a Sales Price per Square Foot method. In the Income Approach we will estimate the market rent as well as expenses associated with this property to develop an estimated Net Operating Income. This will be applied to an Overall Capitalization Rate which will be estimated from various sources, in order to estimate the value via this approach.

In estimating the prospective market value Upon Stabilization, we will use the Income Approach and will employ a Discounted Cash Flow Analysis of the property, taking into account:

- o estimated market rents as no units are pre-leased
- o estimated absorption of the units into the marketplace.
- o anticipated expenses

- estimated increases to the rental rates and expenses
- o terminal capitalization rate
- future sales expense
- o realistic discount rate

We will be analyzing this property in terms of the fee simple interest as none of the units are leased.

In estimating the insurable value we relied on the reproduction cost new as supplied by the developer as well as various cost estimates provided by Marshall Valuation Service, a nationally recognized cost service. Included in this analysis are costs for demolition and debris removal.

We are of the opinion utilizing these various methods will develop a reliable result.

**Extent of Market Analysis:** The subject's market area was inspected and analyzed as to its physical and economic factors. In addition, we gathered market data from governmental websites, market participants, and industry publications. The primary emphasis of the data research concentrated on the Lee County market.

Extent of Data Research: Data research was conducted using the following sources:

- Public Records of Lee County, Florida;
- Sunshine MLS, a computerized multiple listing service;
- Loopnet, a commercial marketing website;
- Inspection of the comparable properties
- Information/interviews from market participates, including:
  - property owners,
  - real estate brokers/agents and property managers
- Marshall Valuation Service, a nationally recognized cost service

The time period researched for sales data encompasses the last three years up until the date of the most current data available. All of the comparable sales were verified, or efforts were made to verify them with the buyer, seller, or a property representative. In the analysis, the selling price, financing, motivation to purchase/sell, and, if applicable, any lease or income/expense information was verified at the time of sale. We relied on public records and market rates if the sales could not be verified. The estimation of market rent is based on a rental study of the market area.

**Information Provided:** For this appraisal, reliance was placed upon information provided by the property owner. We obtained from the property owner:

- Architectural plans
- Survey
- Development cost breakdown
- Performa
- Environmental study summary

## **TABLE OF CONTENTS**

PHOTOGRAPHS	
AERIAL PHOTOGRAPH OF SUBJECT PROPERTY	
PHOTOGRAPHS	3
INTRODUCTION	7
INTENDED USER	
INTENDED USE	
PURPOSE OF THE APPRAISAL	
COMPETENCY PROVISION	
INTEREST APPRAISED	
IDENTIFICATION OF THE SUBJECT PROPERTY	9
OWNER OF RECORD/PURCHASE HISTORY	
DATE OF INSPECTION	
DATE OF COMPLETION	
DATE OF STABILIZATION	
DATE OF REPORT	10
EXPOSURE AND MARKETING TIME	11
REGIONAL AND LOCAL ANALYSIS	13
PARCEL LOCATION MAP	
SOUTHWEST FLORIDA/LEE COUNTY DATA	15
CAPE CORAL DATA	
MARKET AREA ANALYSIS	29
MARKET AREA MAP	
MARKET AREA ANALYSIS	31
SITE DESCRIPTION AND ANALYSIS	35
SITE LOCATION MAP	
SURVEY	
SITE DATA	
SUBJECT IMPROVEMENT ANALYSIS	
SUBJECT IMPROVEMENT PLAN - SITE PLAN	
SUBJECT IMPROVEMENT PLAN – ELEVATION	
SUBJECT IMPROVEMENT PLAN – FLOOR PLAN	
DESCRIPTION OF SUBJECT IMPROVEMENTS	47
HIGHEST AND BEST USE ANALYSIS	51
THE HIGHEST AND BEST USE	
APPRAISAL PROCESS	
THE APPRAISAL PROCESS	56
COST APPROACH TO WALLE	F-7
COST APPROACH TO VALUE THE COST APPROACH TO VALUE	
RECONCILIATION OF REPRODUCTION COST ESTIMATE	
COMPARABLE LAND SALES MAP	
COMPARABLE LAND SALES WAF	
ANALYSIS/DISCUSSION OF COMPARABLE LAND SALES	
ENTREPRENEURIAL PROFIT	
THE COST APPROACH TO VALUE - RECAPITULATION	73

SALES COMPARISON APPROACH TO VALUE	76 77 78 94 97
COMPARABLE IMPROVED SALES	78 94 97 99
ANALYSIS/DISCUSSION OF IMPROVED COMPARABLES	94 97 99
ANALYSIS/DISCUSSION OF IMPROVED COMPARABLES	94 97 99
RECONCILIATION OF THE SALES COMPARISON APPROACH TO VALUE	97 99 . 100
INCOME APPROACH TO VALUE	100
THE INCOME ADDDOACH TO VALUE	
THE INCOME AFFROACH TO VALUE	102
COMPARABLE RENTALS MAP	102
COMPARABLE RENTAL 1	
ANALYSIS/DISCUSSION OF COMPARABLE RENTALS	109
VACANCY/COLLECTION LOSS	
ANALYSIS OF EXPENSES	
NET OPERATING INCOME SUMMATION	112
OVERALL RATE SELECTION/VALUATION - UPON STABILIZATION	113
ESTIMATION OF PROSPECTIVE MARKET VALUE - UPON COMPLETION	115
ESTIMATION OF PROSPECTIVE MARKET VALUE - UPON COMPLETION	116
DISCOUNTED CASH FLOW MODEL	118
INSURABLE VALUE	119
ESTIMATION OF INSURABLE VALUE	120
RECONCILIATION OF VALUE ESTIMATES	121
CERTIFICATE OF APPRAISAL	123
ADDENDA	127
ENGAGEMENT LETTER	128
C-1A ZONING CLASSIFICATION - LEE COUNTY	130
ASSUMPTIONS AND LIMITING CONDITIONS	143
QUALIFICATIONS OF GERALD A. HENDRY, MAI, CCIM	147
QUALIFICATIONS OF TIMOTHY D. RIECKHOFF	140

# **PHOTOGRAPHS**

## **AERIAL PHOTOGRAPH OF SUBJECT PROPERTY**



## **PHOTOGRAPHS**



NE'LY VIEW OF THE SUBJECT SITE, AS SEEN FROM SANTA BARBARA BOULEVARD



SE'LY VIEW OF THE SUBJECT SITE, AS SEEN FROM SANTA BARBARA BOULEVARD

### **PHOTOGRAPHS - CONTINUED**



SW'LY VIEW OF THE SUBJECT SITE, AS SEEN FROM SE SANTA BARBARA PLACE



NW'LY VIEW OF THE SUBJECT SITE, AS SEEN FROM SE SANTA BARBARA PLACE

## **PHOTOGRAPHS - CONTINUED**



N'LY VIEW OF SANTA BARBARA BOULEVARD, THE SUBJECT SITE IS TO THE RIGHT



S'LY VIEW OF SANTA BARBARA BOULEVARD, THE SUBJECT SITE IS TO THE LEFT

## **PHOTOGRAPHS - CONTINUED**



S'LY VIEW OF SE SANTA BARBARA PLACE, THE SUBJECT IS TO THE RIGHT



N'LY VIEW OF SE SANTA BARBARA PLACE, THE SUBJECT IS TO THE LEFT

# **INTRODUCTION**

#### **INTENDED USER:**

This appraisal is made for the exclusive use of Community Bank of Cape Coral, Attention: Mr. Scott W. Fancher, Credit Analyst, Appraisal Review, and its use by others is strictly prohibited. This appraisal is made subject to the Assumptions and Limiting Conditions contained in the Addenda to this report, as well as the Hypothetical Condition and Extraordinary Assumptions contained herein.

#### **INTENDED USE:**

The intended use of this appraisal is understood to be for use as a basis of value for assisting the client in terms of loan underwriting and/or credit decisions. Any other use is considered to be an unintended use. This appraisal assignment was not based on a requested minimum valuation, specific valuation, or the approval of a loan.

#### **PURPOSE OF THE APPRAISAL:**

The purpose of the appraisal is to estimate the "As Is" (land only) market value of the subject property, the prospective market value of the subject property Upon Completion, as well as the prospective market value of the subject property Upon Stabilization. In addition, the purpose of the appraisal is to estimate the Insurable value. Market value, as defined by the agencies that regulate financial institutions in the United States and published by the Appraisal Institute in *The Dictionary of Real Estate Appraisal*, Fourth Edition (Page 177), is:

The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently and knowledgeably, and assuming the price is not affected by undue stimulus.

Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby:

- a. Buyer and seller are typically motivated.
- b. Both parties are well informed or well advised, and acting in what they consider their best interests.
- c. A reasonable time is allowed for exposure in the open market.
- d. Payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and
- e. The price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions granted by anyone associated with the sale.

Insurable value is defined by *The Dictionary of Real Estate Appraisal*, Fourth Edition (Page 147), as:

1. The value of an asset or asset group that is covered by an insurance policy; can be estimated by deducting costs of non-insurable items (e.g., land value) from market value.

2. Value used by insurance companies as the basis for insurance. This value is often considered to be replacement or reproduction cost plus allowances for debris removal or demolition less deterioration and non-insurable items. It is sometimes cash value or market value, but often entirely a cost concept. (Marshall & Swift LP)

#### **COMPETENCY PROVISION:**

This summary appraisal report has been prepared in conformity with the Uniform Standards of Professional Appraisal Practice (USAP). Within USPAP, there is a Competency Provision which states, in part, "Prior to accepting an assignment or entering into an agreement to perform any assignment, an appraiser must properly identify the problem to be addressed and have knowledge and experience to complete the assignment competently...". If the appraisers lack the knowledge or experience necessary for a particular assignment, this must be disclosed and all steps necessary to complete the assignment competently must be taken. In regard to this appraisal, we have the necessary knowledge and experience to complete the assignment.

#### **INTEREST APPRAISED:**

The interest being appraised is the fee simple interest in the land and proposed improvements, as if free and clear of all liens, mortgages, encumbrances, and/or encroachments except as amended in the body of this report. Fee simple interest is defined by *The Dictionary of Real Estate Appraisal*, Fourth Edition (Page 113), as:

Absolute ownership unencumbered by any other interest or estate, subject only to the limitations imposed by the governmental powers of taxation, eminent domain, police power, and escheat.

No leased fee interest is addressed herein, as none of the units are leased.

#### **IDENTIFICATION OF THE SUBJECT PROPERTY:**

The subject property is a proposed, 13,16 square foot (enclosed and rentable area), one story, CBS/flat roof with cupolas, multi-tenant retail/office building. It is to be located on a site containing 53,000 square feet or 1.217 acres. The site is "L" in shape benefiting from 160.00' frontage on Santa Barbara Boulevard and 240.00' of frontage on S.E. Santa Barbara Place.

The subject property is located on the east side of Santa Barbara Boulevard, approximately ½ mile north of Veterans Parkway in Cape Coral, Lee County, Florida. The property address is 2145 Santa Barbara Boulevard, Cape Coral, Florida 33991. It further can be described as being in Section 25, Township 44 South, Range 23 East, Lee County, Florida. The legal description of the subject is as follows:

Lots 22 - 25 and lots 84 - 89 and vacated alleyway as per Official Record Book 3268, Page 3833 and Instrument Number 2005000125028, Block 930, Unit 26, Cape Coral Subdivision, as per Plat Book 14, Page 137 of the public records of Lee County, Florida.

#### OWNER OF RECORD/PURCHASE HISTORY:

The owner of record of the subject property is Prime Gulf Enterprises, LLC whose address is 833 West Trenton Avenue, Suite 4, Morrisville, Pennsylvania 19067.

The subject property was last acquired as an assemblage of three separate parcels in December 2004 for a total of \$725,000 as per Officials Record Book 4544, Page 2180; Official Record Book 4547, Page 2318; and Official Record Book 4547, Page 2330 of the public records of Lee County, Florida.

We are not aware of the subject property being listed for sale or under contract at this time.

#### DATE OF INSPECTION:

The subject property was inspected on 18 September 2007 by Mr. Timothy D. Rieckhoff, Associate Appraiser. Mr. Gerald A. Hendry, MAI, CCIM has made a subsequent inspection of the subject site. The "As Is" (land only) market value is estimated as of this date.

#### **DATE OF COMPLETION:**

As per documentation provided by the developer's representative, the estimated date of completion is approximately six months from the start date. As such, we have estimated a date of completion of 1 May 2008 for the purposes of this analysis. The prospective market value Upon Completion is estimated as of this date.

#### **DATE OF STABILIZATION:**

The date of stabilization is when all of the units within the proposed subject building are occupied. It is our opinion there will be some pre-leasing of these units prior to completion. It is not anticipated that this pre-leasing activity will start occurring until later on in the construction process. For the purposes of this analysis, we will assume the subject property will be fully leased within six months after the date of completion or 1 November 2008.

#### **DATE OF REPORT:**

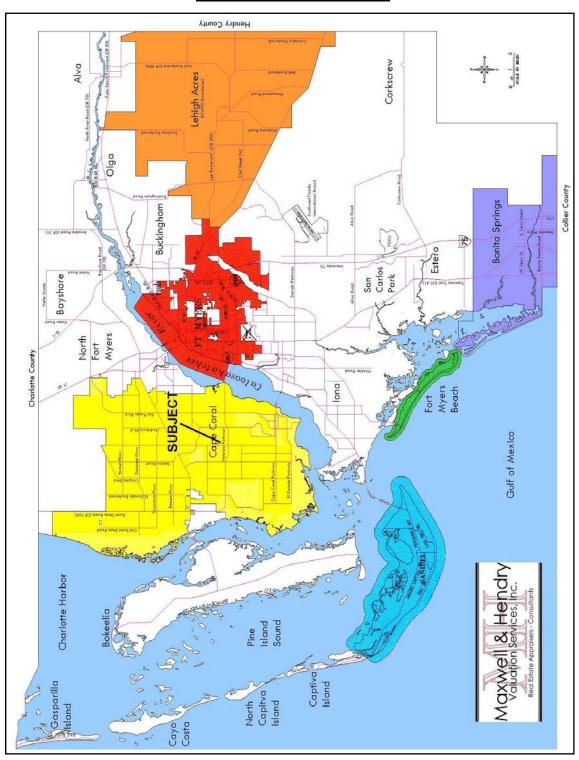
The date of this appraisal report is 2 October 2007.

#### **EXPOSURE AND MARKETING TIME:**

Reasonable exposure time is one of a series of conditions contained within the market value definition. Exposure time is always presumed to precede the effective date of the appraisal. Reasonable exposure time should be differentiated from marketing time, whereas reasonable exposure time is a historic event, and marketing time is a period immediately after the effective date of the appraisal. The estimated market value is based on the estimated exposure time for the subject property and not the marketing time. In this situation, we have estimated the exposure time for the subject property to be approximately 12 months. Marketing time, which is a period immediately after the effective date of the appraisal, is also considered to be approximately 12 months. It should be emphasized, in order to achieve the exposure and marketing time as estimated, a list price would have to be similar to that of the estimated value as reported herein. Furthermore, it is assumed the property would be actively and aggressively marketed.

**REGIONAL AND LOCAL ANALYSIS** 

## **PARCEL LOCATION MAP**



#### **SOUTHWEST FLORIDA/LEE COUNTY DATA:**

**Lee County**, named for Robert E. Lee, was created from Monroe County in 1887, and included the present-day Collier, Hendry, and Lee Counties. Lee County was split into the three (3) current counties in 1923. The present-day Lee County encompasses 1,212 square miles, with a variety of natural inland, coastal, and barrier island habitats and a year-round population over 540,000. The westerly flowing Caloosahatchee River bisects the county and is part of the cross-state Intracoastal Waterway.

There are five (5) incorporated municipalities in Lee County as follows:

City of Fort Myers: Incorporated 1886. County Seat. 48.31 square miles. 2006 population - 65,729. The oldest permanent settlement in Lee County, the City's River District was the site of Fort Myers, one of many forts utilized during the 2nd and 3rd Seminole Wars and Civil War. As the original county seat, the City is home to the majority of professional businesses in Lee County. The City has expanded their municipal boundaries considerably over the last decade in an effort to diversify their tax base.

City of Cape Coral: Incorporated 1970. 114 square miles. 2006 population – 150,000. Originally developed by Leonard and Jack Rosen, owners of the Gulf American Land Corporation, in 1957, the City is now the largest by population in Lee County and second largest in the State of Florida by square miles. As a pre-platted, traditionally designed subdivision, the City has an extreme degree of uniformity. The City is home to the majority of Lee County's workforce population.

**City of Sanibel:** Incorporated 1974. 17.5 square miles. 2005 population – 6,272. Encompassing the geographical boundaries of Sanibel Island, the City was incorporated in response to State recommendations to develop high-density residential uses along the beaches and a high-traffic coastline causeway, among other issues. The community was settled in the period between 1885-1945. Nearly ½ of the island is set aside as natural preserve.

**Town of Fort Myers Beach:** Incorporated 1995. Encompassing the geographical boundaries of Estero Island, the Town was incorporated in response to citizen desire for greater control over land development codes, among other issues. The community was settled in the period between 1885-1945.

**City of Bonita Springs:** Incorporated 1999. 33 square miles. The City was incorporated in response to citizen desire for greater control over land development codes, among other issues. The City includes a portion of mainland Lee County and the adjacent islands. The community was settled in the period between 1885-1945.

There are many other unincorporated, yet distinct, communities in Lee County, both rural and suburban in nature. The following are a few of the most significant: Alva, Bayshore, Boca Grande, Captiva, Corkscrew, Buckingham, Estero, Iona, Lehigh Acres, North Fort Myers, Pine Island, and San Carlos Park.

Lee County is a growing county with many diverse geographical areas and populous communities. The County is the center of growth and activity for the five (5) county area (Charlotte, Collier, Glades, Hendry, and Lee). Lee County should continue in this role for the foreseeable future.

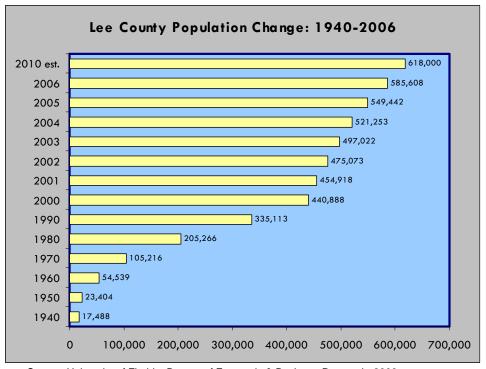
There are four basic factors that influence value according to *The Appraisal of Real Estate*, Twelfth Edition. These factors include:

- Social Forces
- Economic Forces
- Governmental Forces
- Environmental Forces

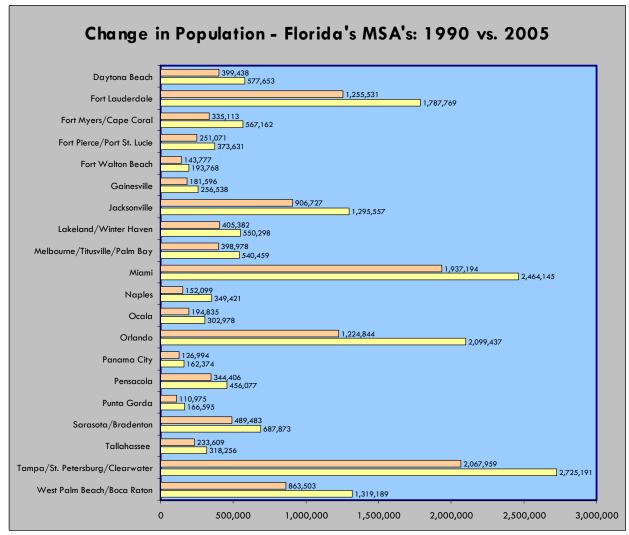
Each of the forces interacts, resulting in increases, decreases, or stabilization of property values. As a result, these forces also serve to directly affect the demand for real property in a particular area. The four forces that affect values are described as follows:

#### **I. SOCIAL FORCES:**

Population fluctuation has a significant impact on property values. The Fort Myers/Cape Coral MSA is one of the top 50 fastest-growing metro areas in the country and experienced a 33% percent increase in total population from 2000 to 2006. The population increases Lee County has experienced since 1940 are shown below:



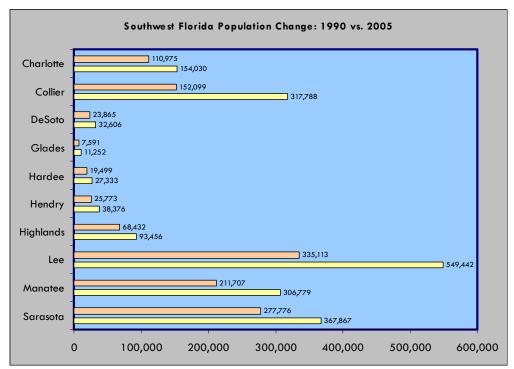
Source: University of Florida, Bureau of Economic & Business Research, 2006



Below is an illustration of the growth of Florida's MSA from 1990 to 2005:

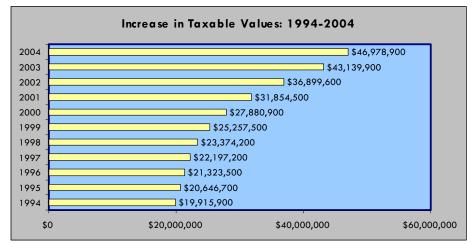
Source: Florida Research and Economic Database 2005; Tim Lynch, PhD, Director, Center for Economic Forecasting and Analysis, Florida State University, March 23, 2005, www.safeatworkfl.org/documents/MetroAreaRpt.pdf

According to the latest statistics from the Bureau of Economic and Business Research at the University of Florida, Lee County's permanent population grew by 36,166 in the 12 months ending April 1, 2006. This 6.6% increase in population set a record for the highest 12-month growth in the county's history. The Bureau of Economic Research at the University of Florida estimates that Lee County's population will be nearly 618,000 by the Year 2010. The Bureau of Economic Research at the University of Florida estimates that the Lee County population will be nearly 618,000 by the Year 2010. Lee County is not the only county in Southwest Florida that has experienced population increases over the past two decades. Therefore, a strong continued demand for commercial/industrial support facilities should encompass the entire Southwest Florida area. The following summary is presented:



Source: University of Florida, Bureau of Economic & Business Research, 2006

Population increases tend to have a favorable affect on land values. This trend is greatly influenced by anticipation. According to *The Appraisal of Real Estate*, anticipation relates to value created by the expectation of benefits to be derived in the future. The expectation of benefits does not necessarily have to include income but may involve the enjoyment of owning and occupying a property. To illustrate the affect of population on land values in Lee County, the following is presented:



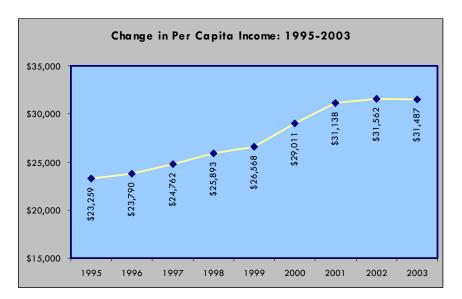
Source: Lee County Property Appraiser's Office

### **II. ECONOMIC FORCES:**

Economic considerations involve the financial capacity of the inhabitants of a region to rent or own property and properly maintain it.

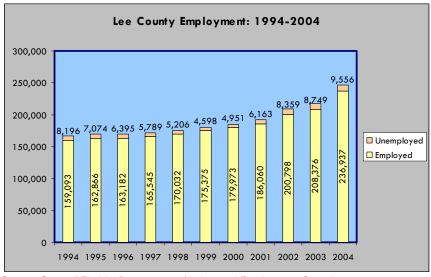
#### Personal Income:

As land values have increased in Lee County, so have income levels. The following chart details the increase in per capita income since 1995 in Lee County:



#### **Employment:**

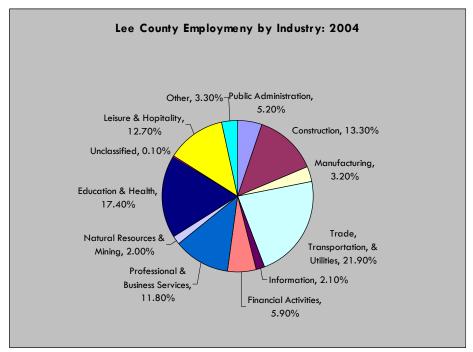
This increase in personal income is largely attributed to the reductions in unemployment from 1994-2004. The following illustration summarizes labor force trends over the past 11 years:



Source: State of Florida, Department of Labor and Employment Security

#### **Economic Base:**

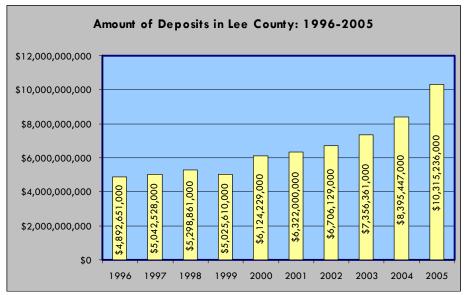
One of the primary reasons for Lee County's low unemployment rate is its diversified economy. At one time, Lee County was primarily agriculturally oriented. The diversification of Lee County's economy over time has had a favorable effect on property values. The analysis of Lee County's 2004 labor force is presented below:



Source: http://www.eflorida.com/profiles/CountyReport.asp?CountyID'60&Display'all, accessed 2/24/06

### **Banking and Finance:**

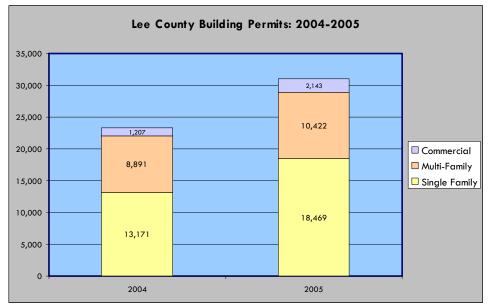
Financial institutions in Lee County have experienced strong growth over the past few years. As of June 2005, there are 29 banks with 188 branches in Lee County, which hold \$10,315,236,000 in deposits. This growth can be shown on the following page.



Source: Federal Deposit Insurance Corporation, Division of Supervision, FDIC/OTS Summary of Deposits, 2005

#### Construction:

The following figures represent the activity of the Lee County Division of Code and Building Services for the past two calendar years:



Source: Lee County, City of Cape Coral, and City of Fort Myers Community Development Offices via News-Press Market Watch, 2006 program

The total value of all building permits for 2006 was down 17% (from 4.7 billion in 2005 to 3.92 billion in 2006). Single family permits fell 34% over the same period. The number of multi-family permits

declined 31% in 2006 from 2005. The number and value of commercial permits went up 6% and 61%, respectively. Permit activity (and values) are expected to moderate for 2007 due to the real estate slowdown.

#### **III. GOVERNMENTAL FORCES:**

Lee County is governed by a county commission of five commissioners elected to four-year terms. Lee County contains five cities (Fort Myers, Cape Coral, Sanibel, Fort Myers Beach and Bonita Springs), each of which has its own form of government and each offering its own services.

#### Services:

The cities of Fort Myers, Cape Coral and Sanibel each have their own police and fire protection. The Town of Fort Myers Beach has its own fire protection, but not police protection. Police protection for Fort Myers Beach is provided by the Lee County Sheriff's Department. The balance of the county is patrolled by the Florida State Highway Patrol and the Lee County Sheriff's Department. The police system is adequate. Lee County has experienced a decrease in the crime rate in recent years. Fire protection is also adequate as substations are situated in all portions of the county.

#### **Utilities:**

Embarq (f/k/a Sprint) and KMC Telecom, Inc. serve Southwest Florida. Sprint has a fiber optic backbone that has the ability to connect all of its central offices and maintain high network availability. KMC Telecom, Inc., along with Embarq (f/k/a) Sprint, has a SONET ring surrounding Fort Myers. This SONET ring safeguards customers from service interruptions by using diverse routing of its fiber optic cables.

The City of Fort Myers and some sections of Lee County receive their electricity from Florida Power and Light Company. The balance of Lee County receives its power from the Lee County Electric Cooperative. Gas is available from any one of the manufactured bottled gas dealers in the county. Natural gas is now available in many parts of Lee County. In early 2000, a new pipeline to the area extended service from northern part of the state.

There is an adequate supply of water for business or private use either from the City of Fort Myers, the City of Cape Coral, the City of Bonita Springs, Florida Governmental Utility Authority, or from Lee County's water system. The county water system went into operation in the spring of 1968 and now provides purified water to residences and businesses throughout the county. Private wells are used in outlaying areas. Areas of Lee County not covered by municipalities are serviced by Lee County Utilities and the Greater Pine Island Water Association. Sewer service is provided either by Lee County Utilities or the city municipality. The City Of Fort Myers has a sewage disposal system and treatment plant. Other sewage plants are located in the more densely populated sections of Lee County. Private septic tanks are used in outlying areas.

#### Medical Services:

Lee County has six general and two specialized hospitals, 16 nursing homes, 44 assisted living facilities, a veteran's clinic and several walk-in emergency facilities. Ambulance service in Lee County is operated as a department of the Lee County Emergency Service.

### Communications:

The Fort Myers News-Press, the area's largest newspaper, is published daily. The Daily Breeze from Cape Coral is also published daily except Sunday. Several weekly newspapers serve different locations throughout Lee County, along with 41 radio stations and 8 local television stations.

#### Roads and Transportation:

Even with the tremendous growth in the area, Lee County's road system is rated as adequate. There are four major north/south traffic arteries through Lee County and Fort Myers, which include U.S. 41, McGregor Boulevard, I-75, and Summerlin Road. The major east/west arteries include State Road 78, Colonial Boulevard, College Parkway, Daniels Parkway, Alico Road and Corkscrew Road. Alico Road is in the process of being widened. Part of Corkscrew Road has already been widened, with the remaining scheduled for widening in the near future. In addition to Alico and Corkscrew Roads being widened, Three Oaks Parkway is being widened and will eventually connect with Livingston road in Collier County. In order to prepare for the continuing growth, Estero Parkway is being extended from Three Oaks Parkway to Ben Hill Griffin Parkway and Metro Parkway is being extended from Six Mile Cypress Parkway to Alico Road. Also, flyovers are being built at the Summerlin Road and Gladiolus Drive interchange, the Summerlin Road and San Carlos Boulevard interchange and the Summerlin Road and College Parkway interchange.

The area is also served by two airports. Page Field, located within the city limits of Fort Myers, provides two runways for private aircraft. The Southwest Florida International Airport is located east of I-75 at the eastern terminus of Daniels Parkway. Twenty-four airlines provide service to all parts of the country as well as other countries. There were a record 7,518,169 passengers in 2005. The Southwest Florida International Airport recently underwent a \$437 million dollar expansion, which opened in September 2005. The expansion includes a new 28-gate, two story terminal, as well as three concourses, a three story parking garage/rental car facility, and a new taxiway. Also included as part of the expansion is a dual roadway system where the upper level is used for departures and the lower level is used for arrivals. Ben Hill Griffin Parkway and Treeline Avenue have been extended to provide entrance to the new terminal between Daniels Parkway and Alico Road. There will also be a new southern access point to I-75.

### Land Use Control:

The Lee County Local Planning Agency presented a new Comprehensive Land Use Plan in early 1984. This plan designates areas in Lee County for growth, new development, and environmental protection. This Comprehensive Plan should help to guide Lee County in its future growth. The Division of Community Development enforces all zoning regulations for the unincorporated areas of Lee County.

#### Education:

Lee County's educational facilities have kept pace with the influx of population. Within the past several years, Lee County has spent over \$500 million in new construction and renovation projects, including four new high schools, a high-tech vocational campus and several new magnet schools. Lee County has 39 elementary school (K - 5), 15 Middle Schools (6 - 8), 12 senior high schools (9 - 12), 4 schools (K - 8), 1 school (6 - 12), 11 Special Centers, 3 Alternative Schools, 10 Charter schools and 2 high tech centers.

Two public institutions of higher education serve Lee county's population: Edison Community College, which is a two year undergraduate school; and Florida Gulf Coast University, Florida's 10th state university and the first public university established in Florida in 25 years.

### Government Efficiency:

In general, the Lee County government has been efficient in its governing of the county. The Comprehensive Land Use Plan is an attempt to control Lee County's growth, without unnecessarily hampering development. Government budgeting and expenditures have been good, and bond indebtedness is minimal. Although the Comprehensive Land Use Plan has met with some resistance, it has served to allow for more consistent, calculated growth in Lee County.

## **IV. ENVIRONMENTAL FORCES:**

Lee County is bordered by Hendry County to the east, Collier County to the south, and Charlotte County to the north. The county's western boundary is the Gulf of Mexico. The county contains a total of 803 square miles of land area and 200 ± square miles of inland water area. The county is ranked thirteenth in area in the state. There are five incorporated cities within Lee County: Fort Myers (the county seat), Cape Coral, Sanibel Island, Fort Myers Beach and Bonita Springs. Other communities in the county include Lehigh Acres, Alva, Tice, Olga, Estero and North Fort Myers.

The county has a sub-tropical climate. The average temperature is 74.4 degrees with a monthly mean high of 91.6 in the summer months and an average winter mean of 64.1 degrees. Temperature extremes are infrequent with only a rare freeze and few readings above the mid-90's. Rainfall averages just around 52 inches annually with the heaviest rains during the summer months. The warm climate coupled with the area's beautiful sandy beaches makes Lee County a tourist paradise. The area is generally considered to be a very pleasant place to live. This has been reflected by the tremendous influx of residents to this area over the past few decades. Lee County is fast becoming known as a major vacation spot. The miles of sandy beaches, which include famous Sanibel and Captiva Islands, serve as vacation spots for a growing number of tourists. Fishing, shelling, boating, and skiing are very popular activities as the area has an abundance of navigable waterways and fishing areas.

The Lee County and Collier County area is fast becoming recognized as the golf capital of Florida. This two county area has been developed with more new golf courses than any other area in the country over the past five years according to *Golf Digest*. New courses include Heritage Greens, Westminster, Pelican Sound, Legends, Stoneybrook, and The Brooks, to name a few. Tennis, biking, and other recreational activities are also popular in Southwest Florida.

### **CONCLUSION:**

All of the preceding factors contribute a vital part to the thriving economy of Lee County. The recent increases in population in Lee County indicate that the demand for both housing and support facilities should continue. This in turn should serve to increase property values and demand for same. Lee County has a very diversified economy, which has contributed favorably to both population increases and to escalating property values. The county as a whole should continue to thrive and prosper well into the foreseeable future.

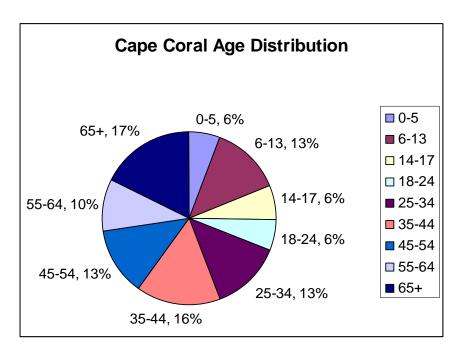
# **CAPE CORAL DATA:**

Cape Coral is located on the southwestern coast of Florida at the mouth of the Caloosahatchee River. Cape Coral extends approximately 11 miles along the banks of this mile wide river. In relation to the Fort Myers and Lee County area, of which Cape Coral is part, it borders the mainland of Lee County to the west and northwest. On Cape Coral's western boundary is the Matlacha Pass, which is an open body of water connecting Charlotte Harbor with San Carlos Bay; farther to the west is Pine Island. At its northern extremity, Cape Coral extends off of Burnt Store Road approximately one mile south of Charlotte County. To the south, Cape Coral extends approximately five miles north of the northern boundary of the tip of Sanibel Island. Cape Coral is approximately nine miles from downtown Fort Myers.

The initial developments of Cape Coral were begun on 4 November 1957. On 10 June 1958, the first family moved to this 61,000 acre development lying west of the mainland of Lee County. Cape Coral Development incorporated the area in December 1970. The Cape Coral subdivision consists of approximately 114 square miles which, upon its incorporation and annexation of other areas, makes it the second largest city (in area) in the state of Florida.

The developers of Cape Coral Subdivision foresee a future population of approximately 300,000 people. The census report of 1990 indicated a growth in population to 74,991, which increased more than six times since 1970. As of April 1, 2007, Cape Coral's population was 167,572, up from 140,195 in 2005 and 127,985 in 2004. The City of Cape Coral remains about 60 percent vacant, and city officials estimate a build out population of 413,000 by 2080. Cape Coral is currently the eleventh largest Florida city in population.

The population increase of the Cape Coral area can be attributed to various social factors within the subdivision and the city. The breakdown of age groups by percentage of the total population as of 2002 is shown below:



Population increases tend to have a favorable affect on land values. This trend is greatly influenced by anticipation. According to *The Appraisal of Real Estate*, anticipation relates to value created by the expectation of benefits to be derived in the future. The expectation of benefits does not necessarily have to include income but may involve the enjoyment of owning and occupying a property. In 2006, there were 4,313 single family building permits issued, which is a 44% decrease over the figure for 2005. As land values have increased in Cape Coral so have income levels. The median household income was \$51,344 in 2006 compared to \$46,115 in 2002, which is an 11.34% increase. In regards to employment as of December 2005 70,845 Cape Coral residents were employed, while 1,981 people were unemployed, resulting in an unemployment rate of 2.7%. This is a decrease of 0.6% since 2002.

Exclusive of the area's tropical climate, which has average temperatures ranging between 70 and 95 degrees, Cape Coral has numerous other factors which have attracted people to the area. Although Cape Coral was originally developed as a retirement community, its population has diversified and median age had dropped significantly, from 52.5 years in 1970 to 44 years in 2006. Lured by affordable housing rates, a low crime rate, and excellent schools, Cape Coral has become an attractive place to live for young families. Cape Coral has numerous shopping centers, medical facilities, education facilities and recreational facilities. The most popular attraction is Sun Splash Family Water Park. This attracts visitors not only from Cape Coral, but also from surrounding areas in Lee County. Most of the major banks and saving and loans in Fort Myers have branch offices located in Cape Coral for the convenience of businesses and residents. The Cape Coral Hospital was founded in 1977 and is a full service facility with 281 beds. Cape Coral also has a complete public education system including seven elementary schools, five middle schools, three high schools, and two special centers. The Cape Coral High School, located on Santa Barbara Boulevard, opened in 1980. A second high school, Mariner High School, opened in 1987 and is located north of Pine Island Road on Chiquita Boulevard. The newest high school, Ida S. Baker High School, opened in 2004 and moved to its permanent facility on Agualinda Boulevard in 2005.

Cape Coral's electricity is supplied by the Lee County Electric Cooperative, Inc. Telephone service is provided through Embarq - Florida. The city is equipped with a large municipal reverse osmosis water treatment plant which has a capacity to supply up to 15 million gallons of water per day. This is sufficient for the growing population at this time. The city is currently expanding sewer and water lines, plus "dual water" lines to new areas of Cape Coral

Since Cape Coral's inception in 1970, it has maintained its own police and fire departments. The city police department includes a detective division as well as patrolmen. The Cape Coral Fire Department currently has ten fire stations located throughout the city.

Cape Coral has a relatively good road network. The major arteries throughout Cape Coral are Del Prado Boulevard, Cape Coral Parkway and Pine Island Road. The Mid-Point Memorial Bridge was completed in 1997 which provides access to Fort Myers from Veteran's Memorial Parkway. Veteran's Memorial Parkway extends from the Mid-Point Bridge west and connects to Burnt Store Road thereby providing an alternative east/west thoroughfare. There are several other north/south arteries including Santa Barbara Boulevard, Skyline Parkway and Chiquita Boulevard. Public transportation in Cape Coral is serviced through the Lee County Transit Authority. Buses run on a regular schedule to and from major locations within the Cape Coral area. The public transportation or bus system has been expanded to provide Cape Coral residents with better service. Cape Coral does not have its own municipal airport, and air service is provided by the Southwest Florida International Airport. The airport has recently undergone a \$437 million expansion which includes a

new mid-field terminal, a new 8000' runway, a dual road system and an extension of Treeline Avenue to provide a new entrance. Currently, 24 airlines operate out of this airport, and in 2005, a record 7,518,169 passengers used this airport.

With the influx of people moving to Cape Coral, several residential/commercial projects are underway. These include Entrada, Coral Lakes, West Cape Estates and Sandoval. In 2005 there were 6,497 new occupational/contractor licenses issued along with the renewal of 11,426 licenses. These include such contractors as builders, plumbers, electricians, etc. Historically, commercial development in Cape Coral has been located in the downtown core area of the city. However, over the past few years it has expanded north along Del Prado Boulevard and Pine Island Road. As the residential population has begun to move north and west away from the downtown core area (suburbia), the commercial development has followed.

Small strip shopping centers, banks, and office buildings continue to be constructed along Del Prado Boulevard to accommodate the growth and increased traffic. Pine Island Road is destined to become a major commercial artery with the Pine Island Road District Land Use Plan. Several multiuse villages will be constructed along Pine Island Road which will consist of residential and commercial uses. Presently, Cape Coral has one enclosed mall, Coralwood, in full operation, and several shopping centers. Increased commercial development along major arteries will enable the local Cape Coral marketplace to satisfy the local residents' needs without traveling to Fort Myers. The present increased development, especially of commercial use, is an attempt by developers and merchants to capture the local market by providing those goods and services demanded by an expanding growth of the city.

<u>Conclusion:</u> Overall, Cape Coral has a strong economic base. Positive economic factors include a strong built-in population growth due to the area's appeal as a tourist and retirement area. The saltwater and freshwater lakes attract people interested in boating, fishing and other water related activities. Other strong factors include a broader economic base as other industries besides tourism and construction grow. After considering the overall economic picture of the city, Cape Coral appears to have a strong economic future and should continue to grow and prosper in the foreseeable future.

Sources: 2006 Florida Statistical Abstract City of Cape Coral Website Cape Coral Annual Report 2006

# **MARKET AREA ANALYSIS**

# **MARKET AREA MAP**



# **MARKET AREA ANALYSIS:**

A market area is defined by The Dictionary of Real Estate Appraisal, Fourth Edition, (Page 174) as:

The geographical or locational delineation of the market for a specific category of real estate, i.e. The area in which alternative, similar properties effectively compete with the subject property in the minds of probable, potential purchasers and users. area".

The subject market area, as will be defined in this section, consists of complementary land uses such as general commercial, office, industrial, agricultural, as well as single and multi-family residential.

### **Market Area Delineation:**

The subject's general market area is generally considered to be those properties that front on are within one-half mile north and south of Veterans Parkway from the Veterans Memorial Mid-Point Bridge in eastern Cape Coral to Pine Island Road in the western portion of the city. This thoroughfare was opened in conjunction with the Veterans Memorial Mid-Point Bridge in the latter part of 1997. This thoroughfare provides excellent access through the south, central area of Cape Coral, terminating to the east at the Veterans Memorial Mid-Point bridge, which provides easterly access into the City of Fort Myers via Colonial Boulevard as well as Interstate 75, State Road 82 and the community of Lehigh Acres in eastern Lee County. Furthermore, Veterans Parkway continues westward approximately seven miles then turns north to connect to Pine Island Road and Burnt Store Road. Burnt Store Road provides a northerly access to Charlotte County. Eventually Veterans Parkway is planned to be part of a beltway that will transition across Cape Coral and Lee County. This market area is located in close proximity to numerous support facilities throughout Cape Coral. Traffic counts are adequate and the long-term outlook is favorable for this delineated market area. It should be noted, throughout the City of Cape Coral as well as Lee County we recently have observed an oversupply of residential housing product. This has impacted the commercial market in general. However, there are commercial sub-markets that appear to be strong at this time as there is very little availability of commercial space within these areas. Traffic counts are adequate and the long-term outlook is favorable for this delineated market area.

### Stage of Life Cycle:

A market area normally goes through four stages during its life cycle. These four stages are as follows:

- Growth a period during which the market area gains public favor and acceptance.
- Stability a period of relative equilibrium without market gains or losses.
- Decline a period of diminishing demand.
- Revitalization a period of renewal, modernization, and increased demand.

The subject market area is considered to be within its stability stage and to a limited degree its growth stage of its life cycle. The subject property is located in an area of Cape Coral that has experienced strong commercial growth up until the middle of this decade. Throughout the City of Cape Coral as well as Lee County we recently have observed an oversupply of residential housing product. In addition, we have observed a leveling of commercial demand. Considering these factors, we are of the opinion the subject's market area is within its stability stage and to a limited degree its growth stage of its life cycle. It is our opinion, one should be cautious in the short term. However, the long term aspects of this delineated market area are considered to be good as the demand for Southwest Florida as well as the City of Cape Coral, has been strong and this trend should continue once this oversupply of residential housing units has been absorbed.

### **Land Uses and Development:**

Land uses within the subject market area are typically commercial along the major traffic arteries and intersections with Veterans Parkway. Residential uses, including single and multi-family, become predominate in areas removed from these intersections. Traffic counts along the major thoroughfares are strong and this trend is expected to continue. As noted we have observed an oversupply of residential product throughout Lee County and Cape Coral. It has been reported there is approximately a two year supply of housing in this area yet to be absorbed into the market.

### Linkages:

The major east/west thoroughfare in this market area is Veterans Parkway. This roadway is intersected by several major north/south thoroughfares, including, Del Prado Boulevard, Country Club Boulevard, Santa Barbara Boulevard, Skyline Boulevard, Chiquita Boulevard and Surfside Boulevard. This road network provides for excellent access to all local streets as well as points throughout Cape Coral. Almost all of the north/south thoroughfares provide access to Cape Coral Parkway, in southern Cape Coral and to Pine Island Road, in central Cape Coral. Veterans Parkway, in the western portion of the city, turns northbound and terminates at Pine Island Road. This road continues north and is known as Burnt Store Road which provides northerly access to Charlotte County. Eventually Veterans Parkway is planned to be part of a beltway that will transition across Cape Coral and Lee County. Following is a summary of the distances to some of the major support facilities in the area:

Support Facilities	Distance from Neighborhood
Residential areas	Within subject market area
School/Churches/Recreation Center	Within subject market area and
	within a two mile radius
Employment centers	Within a 5 - 10 mile radius
Interstate 75	7 miles east (1)
U.S. 41	3 miles east (1)
Southwest Florida International Airport	10 miles southeast (1)
	Note 1 – Distance is from the eastern
	portion of this market area

### **Utilities and Governmental Services:**

Utilities currently available in this area include municipal water and sewer service provided by the City of Cape Coral, electricity provided by Lee County Electric Cooperative and telephone service provided by Embarq. Police and fire protection are considered to be adequate in this area and both are provided by the City of Cape Coral.

### **Economic Characteristics:**

The economics of this market area are greatly impacted by the housing demand and general growth of this area. In the early part of this decade we had seen strong demand for all types of real estate product including residential, industrial and commercial through Cape Coral and Lee County. This demand was greatly enhanced because of the historically low interest rates at that time. Within the past 12-24 months we have seen a slow down, especially in the residential market due to an oversupply of building of this product throughout the general area. We are of the opinion this will have an impact on the commercial as well as industrial market and therefore are of the opinion that a typical developer/investor should use caution. The general demand of Southwest Florida is still adequate and this trend should continue. Furthermore, the demand should pickup once the oversupply of residential housing units has been absorbed in the market place. At this time we are not able to predict when this will occur. Commercial property value appears to be settling to some degree due in part to this oversupply of housing but also because of the increase in the nonhomesteaded real estate taxes as well as commercial insurance premiums. In general, we have seen a 50%-75% increases in Common Area Maintenance (CAM) charges associated with commercial real estate over the last several years. Base rents have also gone up but not as dramatically. In fact, to some degree they are suppressed because of the increases of CAM charges. The overall economic outlook for this area is considered to be adequate to good, but in the short term, investors and developers are advised to proceed with caution.

### **Conclusion:**

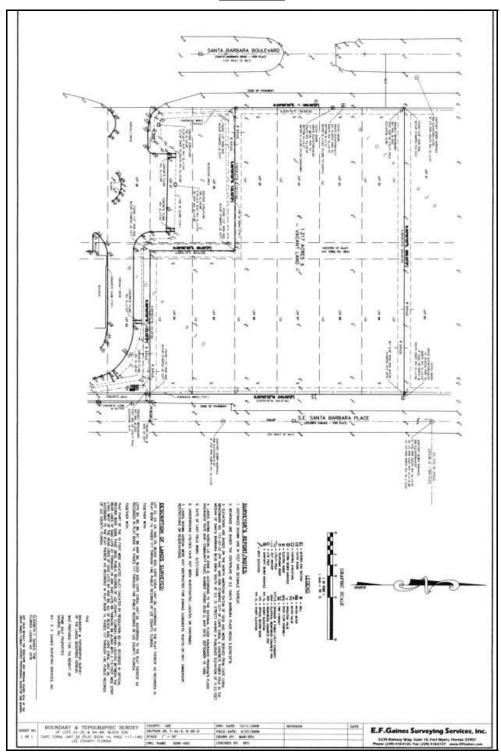
In summary, the subject market area is considered to be within its stability and to a limited degree its growth stage of its life cycle. The overall economic outlook is considered to be adequate to good for this area but due to a variety of reasons, including an oversupply of residential housing, increases to real estate taxes for non-homesteaded properties as well as increases to commercial insurance premiums, the short term outlook is considered to be stable and a developer/investor is advised to proceed with caution for this short term.

# **SITE DESCRIPTION AND ANALYSIS**

# **SITE LOCATION MAP**



# **SURVEY**



# **SITE DATA:**

### **Location:**

The subject is located on the east side of Santa Barbara Boulevard, with additional frontage on S.E. Santa Barbara Place, approximately ½ mile north of Veterans Parkway in Cape Coral, Lee County, Florida. The property address is 2145 Santa Barbara Boulevard, Cape Coral, Florida 33991.

It can further be described as being located in Section 25, Township 44 South, Range 23 East, Lee County, Florida.

### Land Size/Shape:

As per the survey provided, the subject site is "L" in shape, benefiting from 160.00' of frontage on Santa Barbara Boulevard and 240' of frontage on S.E. Santa Barbara Place. The overall depth of the property is 265'. In total it contains 53,000 square feet or 1.217 acres.

### Zoning:

The subject property is zoned C-1, Pedestrian Commercial District as per the City of Cape Coral. The purpose and intent of this zoning classification is to establish:

- permit areas designed to encourage and facilitate commercial activities intended to serve a large trade area, including major shopping facilities oriented to pedestrian shoppers;
- permit other uses generally compatible with such commercial uses; and
- otherwise implement this Ordinance.

Various permitted using within this zoning classification are, but not limited to:

- Assisted Living Facility
- Banks and financial establishments
- Business offices
- Child Care Facility
- Clothing store, general
- Department store
- Drug store
- Hardware store
- Medical office
- Personal services
- Nightclub
- Pet shop
- Pharmacy
- Places of Worship
- Restaurants-groups
- Variety store

A full explanation of this zoning classification can be found in the addenda to this report.

## Land Use:

The subject is located within the Commercial/Professional Future Land Use category as per the City of Cape Coral's Future Land Use Map. The "Professional" zoning designation ("P-1") is by far the more restrictive of the two. In cases where the Future Land Use Map mandates a rezoning to a "Commercial/Professional" land use, the City will, whenever possible, grant pedestrian commercial ("C-1") zoning only to properties with 250 feet or more of depth which are located on four-lane thoroughfares. The purpose for this recommendation is to encourage greater depth along the City's four-lane corridors, thereby avoiding the development pattern which has characterized the growth of The "Professional" designation conforms essentially to the City's Del Prado Boulevard. Professional (P-1) zoning district. This district is mostly for business and medical offices, with some other related uses and light intensity retail, including Social Services offices, Mortgage brokers, Specialty Retail Shops. Florist Shops and standard Government office space. Professional uses will generally be acceptable on sites of 125 feet of depth, although in many cases larger sites are permitted. A few areas designated "Commercial/Professional" on the Future Land Use Map have been designated for professional use only. Commercial uses in these areas may only be allowed through a Planned Development Project (PDP) process, and provided that the commercial uses are compatible with the surrounding professional uses. These areas are the "Commercial/Professional" designated areas immediately east, west and south of the existing City Hall site on Nicholas Parkway. These professional uses to serve and interact with the City Hall complex; the blocks designated "Commercial/Professional" on the north side of Viscaya Parkway west of Del Prado, so designated to provide primarily medical and related uses in conjunction with the hospital; and the two blocks (Blocks 1699 and 1700) on the north side of Cape Coral Parkway between Skyline and Pelican Boulevard. Other areas may be designated for professional use only as a policy decision to ensure compatibility with surrounding land uses. The "Commercial" designation is essentially the City's Pedestrian Commercial (C-1) zoning district. This is the City's most common commercial zoning district. It encompasses a wide range of commercial uses, including those permitted in the professional zoning district. Permitted uses in the C-1 zoning district include food stores, lawn and garden supply stores, specialty retail shops, veterinary and animal clinics, nature and wildlife preserves, building materials stores, etc. Building heights are generally restricted to three stories or 45 feet, except in the Community Redevelopment Area in which five stories are permitted on larger sized properties.

### Access:

The subject is located on the east side of Santa Barbara Boulevard and is positioned on this thoroughfare at a full median cut. In addition, it has access from S.E. Santa Barbara Place.

### **Utilities:**

Utilities available to the subject property include municipal water and sewer service provided by City of Cape Coral Utilities, electricity provided by Lee County Electric Cooperative, and telephone service provided by Embarq. In addition, the City of Cape Coral provides irrigation service to this site.

# **Topography/Elevation:**

The subject site is level and is similar to that of other undeveloped sites in this area. The subject site appears to be similar to the road grades of both Santa Barbara Boulevard and S.E. Santa Barbara Place. The site has been cleared of all of its natural vegetation, with the exception of natural grass.

#### Flood Zone:

As per the National Flood Insurance Program, Flood Insurance Rate Map (FIRM), Community Panel #125095-0035-C, the subject is located within Zone B, which is <u>not</u> considered to be a flood hazard area. Flood insurance is available in participating communities but is not required in this zone. The effective date of this map is 18 September 1985.

### **Environmental Concerns:**

There were no environmental concerns observed on the subject site. In addition, we were provided a summary page from a Phase I Environmental Site Assessment on the subject property. This Phase I Assessment was prepared by Allied Engineering and Testing Incorporated, whose address is 5850 Corporation Circle, Fort Myers, Florida. Their phone number is (239) 334-6833. The date of this assessment is 6 June 2007. As per the summary page provided, there was no evidence or recognized environmental conditions in connection with the property and there was not sufficient evidence to recommend further assessment of on-site or off-site conditions at the time of this assessment.

#### **Present Use:**

At the present time, the subject property is idle and vacant land.

### **Taxes and Assessments:**

According to the 2006 Lee County tax roll, the subject parcel is assessed as a vacant commercial site with a market assessed and taxable value of \$401,280. The 2006 ad valorem real estate taxes on the subject property, based on this assessment, were \$7,338.08. With an early payment discount in November 2006, the taxes were \$7,044.56. The Tax Identification or STRAP number associated with the subject site is 25-44-23-C4-00930.0220.

The 2007 Notice of Proposed Taxes are currently available for the property. According to the Truth In Millage (TRIM) Notice, the 2007 market, assessed and taxable value is \$739,200. The proposed 2007 taxes, if the proposed budget change is made, will be \$12,909.90. The proposed 2007 taxes, if no budget change is made is \$13,661.38.

Since the subject property is a proposed retail/office facility, we must estimate what the anticipated ad valorem real estate tax obligation will be for this property once it is completed. We have utilized a variety of comparable properties in this immediate market area in order to estimate this tax obligation. The following is this real estate tax study:

<u>Address</u>	Enclosed Building Area (1)	Proposed 2007 Real Estate Taxes with Budget Change per TRIM notice			Proposed 2007 Real Estate Taxes without Budget Change per TRIM notice		
		<u>Overall</u>	Per Sq. Ft.	With 4% Early Payment <u>Discount</u>	<u>Overall</u>	Per Sq. Ft.	With 4% Early Payment <u>Discount</u>
2103 Santa Barbara Boulevard	19,007	\$65,669.74	\$3.46	\$3.32	\$69,492.28	\$3.66	\$3.51
2125 Santa Barbara Boulevard	2,800	\$6,317.67	\$2.26	\$2.17	\$6,685.42	\$2.39	\$2.29
2209 Santa Barbara Boulevard	9,640	\$28,793.87	\$2.99	\$2.87	\$30,469.94	\$3.16	\$3.03
2221 Santa Barbara Boulevard	9,588	\$36,377.76	\$3.79	\$3.64	\$38,495.26	\$4.01	\$3.85
2311 Santa Barbara Boulevard	23,398	\$89,037.84	\$3.81	\$3.65	\$94,220.63	\$4.03	\$3.87
2325 Santa Barbara Boulevard	6,112	\$29,697.19	\$4.86	\$4.66	\$31,425.80	\$5.14	\$4.94
2409 Santa Barbara Boulevard	14,657	\$38,390.39	\$2.62	\$2.51	\$40,625.02	\$2.77	\$2.66
2517 Santa Barbara Boulevard	24,000	\$73,948.52	\$3.08	\$2.96	\$78,252.97	\$3.26	\$3.13

Note

At this time we do not know if the real estate tax budget change has been approved or not. For the purposes of this analysis we will assume there is no budget changes. This is a slightly higher tax obligation. Furthermore, we will assume a prudent purchaser would pay the taxes early in order to receive the 4% discount. Based on these assumptions, the comparable properties tax obligation ranges from a low \$2.66 per square foot to a high of \$4.94 per square foot. The average of these comparables in terms of a 4% discount without any budget change is \$3.41 per square foot. For this analysis, we will assume a reasonable tax obligation for the subject property is \$3.40 per square foot and the estimated ad valorem real estate tax obligation for the proposed subject improvements is as follows:

<b>Enclosed Building Area</b>
13,166
x \$3.40

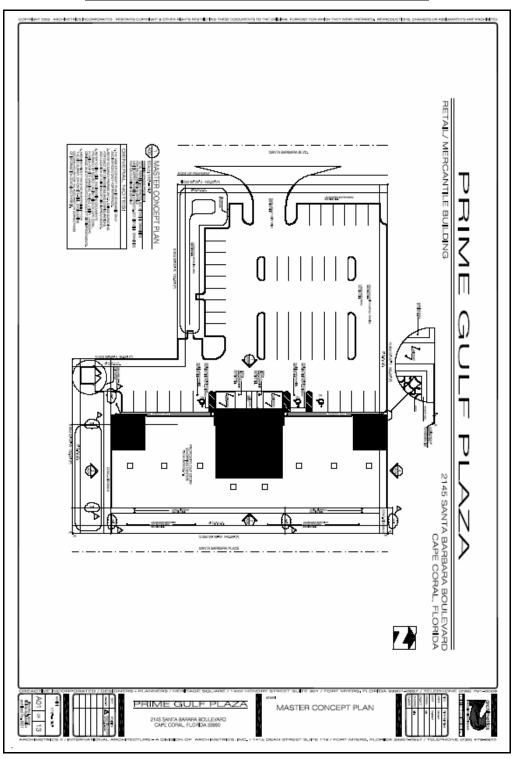
Estimated Real Estate Tax \$44,764 Rounded to, Say \$44,800

Based on this analysis, we are of the opinion a reasonable proposed ad valorem real estate tax obligation for the subject property, Upon Completion of the proposed retail/office building, is \$44,800.

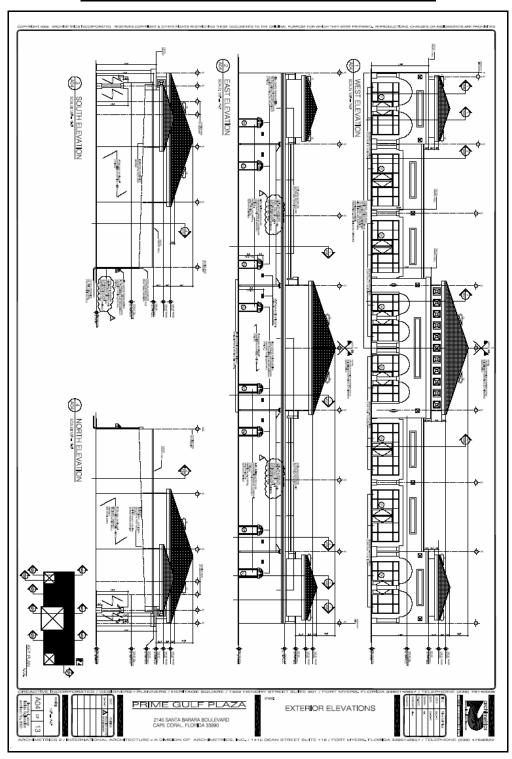
<sup>1 -</sup> Per Lee County Property Appraiser's Office, includes canopy drive-throughs where applicable

**SUBJECT IMPROVEMENT ANALYSIS** 

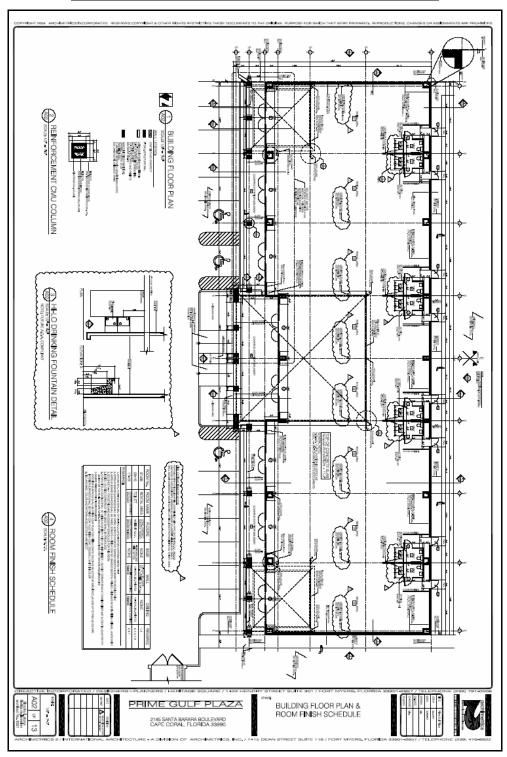
# **SUBJECT IMPROVEMENT PLAN - SITE PLAN**



# **SUBJECT IMPROVEMENT PLAN – ELEVATION**



# SUBJECT IMPROVEMENT PLAN - FLOOR PLAN



### **DESCRIPTION OF SUBJECT IMPROVEMENTS:**

We were provided architectural plans for the proposed retail/office facility. These plans were prepared by:

International Architecture
Division of Archimetrics, Inc.
1415 Dean Street
Suite 116
Fort Myers, Florida 33901
Telephone number – 1-239-476-8822
Dated - 9 April 2007 (latest revision dated 10 May 2007)

Furthermore, the site plan was prepared by:

Source, Inc.
Engineers - Planners
1334 Lafayette Street
Cape Coral, Florida
Telephone number – 1-239-549-2345
Dated 21 August 2006

If the reader desires a complete understanding of this proposed facility, they are encouraged to obtain a set of plans from the aforementioned firms.

The proposed facility is a 13,166 square foot (enclosed and rentable area), one story retail/office facility.

### **Basic Construction Features:**

The proposed improvements are considered to be a good to excellent quality, Class C, community center. The basic construction is CBS with a single pitch, flat roof along with three cement tile, hip roof designed cupolas and parapet. In addition, it will have a front covered walkway with decorative arches and columns. It will be a single story structure designed for eight multi-tenant units. The general placement of the building will be towards the eastern portion of it allowing ample parking in the front of the structure as it faces Santa Barbara Boulevard. There will be one ingress/egress from this thoroughfare. No access will be available to S.E. Santa Barbara Place.

# Size of Building:

The following is the breakdown of the proposed subject improvements:

	First Level		
Rentable Areas			
Store/Office Area	<u>Unit</u>	<u>Sq. Ft.</u>	
	100	1,741	
	200	1,684	
	300	1,764	
	400	1,394	
	500	1,394	
	600	1,764	
	700	1,684	
	800	<u>1,741</u>	
	Subtotal	13,166	
Non-Enclosed Area	Covered Walkway	<u>1,927</u>	
Total Gross Building Area		15,093	

# **Foundation/Flooring:**

The foundation and flooring will consist of a concrete footer along with a 4" concrete slab.

## **Exterior Walls:**

Pre-engineered steel structure supported, 5/8" cementitious coated and painted CB walls. In addition it will have decorative arches and columns associated with a covered walkway.

# **Exterior Openings:**

Each unit will have a pre-finished aluminum storefront with clear impact resistant glass and double entry doors as well as a single rear personnel door.

### Roof:

The main roof structure will be flat with a slight slope with commercial grade roof covering supported by a 1 ½" galvanized steel deck supported by steel purlins. The copulas' roof structure will be a cement "S" tile roof covering supported by pre-engineered galvanized metal stud trusses with a 4/12 pitch. Two roof copulas, at either end of the building measure 25' x 25' and one copula will be at the front center of the building and measures 51' x 51'. Various heights associated with the roof structure are as follows:

Tie Beam - 17' 0"
Top of Parapet - 20' 0" to 22' 8"
Top of the two smaller copulas - 29' 8"
Top of large copula - 36' 8"

### **HVAC System:**

Each of the units will have a central air conditioning system.

### **Interior Finishes:**

The interior finishes, as per the plans are as follows:

Concrete exposed, smooth trowel flooring Separated by  $\frac{1}{2}$  " gypsium board, ready to paint, firewalls supported by metal studs Exposed trusses

Finished ceilings to be at 12' 0"

Single restroom with finished vinyl flooring and painted gypsium board walls in each unit

## **Site Improvements:**

The site improvements will consist of 54 asphalt paved, striped and curbed parking spaces, of which three will be designated for handicap use. The parking lot will be adequately landscaped and will have irrigation water provided by the City of Cape Coral. It will have a single ingress/egress from Santa Barbara Boulevard.

### **Condition/Estimation of Effective Age:**

The subject improvements are proposed; therefore, for the purposes of this report, the improvements are considered to be new. The Total Economic Life of this structure is estimated to be 40 years. As such, the estimated depreciation associated with this improvement can be calculated as follows:

<u>0 Years Effective Age</u> 40 Years Total Economic Life = 0% Depreciation

# **Functional Obsolescence:**

The proposed subject improvements are designed as a one story, multi-tenant retail/office building. After reviewing the plans, it is our opinion the proposed subject improvements do not suffer from any functional obsolescence.

# **External Obsolescence:**

It is our opinion the subject property is located in an area that has adequate demand for office/retail use. Furthermore, current interest rates are affordable and, as such, we are of the opinion the subject does not suffer from any external obsolescence.

**HIGHEST AND BEST USE ANALYSIS** 

### THE HIGHEST AND BEST USE:

Real estate is valued in terms of its highest and best use. Highest and best use is the use which would be the most profitable and likely use of a property. It may also be defined as that available use and program of future utilization which produces the highest present land value. Highest and best use is defined by *The Dictionary of Real Estate Appraisal*, Fourth Edition (Page 135), as:

The reasonably probable and legal use of vacant land or an improved property, which is physically possible, appropriately supported, financially feasible and that results in the highest value. The four criteria the highest and best use must meet are legal permissibility, physical possibility, financial feasibility, and maximum profitability.

The Highest and Best Use Analysis begins with an analysis of the property as if vacant and available to be put to its highest and best use. The property is further analyzed if there are improvements on the property or proposed for the site. In this situation, the subject property is a proposed facility. The four criteria of highest and best use that a property must meet are as follows:

- Legally Permissible Use what uses are permitted by zoning and deed restrictions on the subject property?
- Physically Possible Use what uses are physically possible to put on the site?
- Financially Feasible Use which possible and permissible uses will produce a net return to the owner of the site?
- Maximally Productive Use among the feasible uses, which use will produce the highest net return?

### **Highest and Best Use As Vacant:**

The highest and best use analysis of the site as though vacant assumes that a site is either vacant or can be made so through demolition of any improvements. This analysis examines the type of improvement that is most appropriate for a particular site.

#### Legally Permissible:

The subject property is zoned C-1, Pedestrian Commercial District, which is a commercial zoning classification in Cape Coral. The Cape Coral Comprehensive Land Use Plan has designated the subject property for Commercial-Professional land use. It appears the subject property is legally permissible for commercial development.

# Physically Possible:

The subject site consists of a 53,000 square foot or 1.217 acre parcel and is "L" in shape. It has adequate width and depth for development. It is fronts on Santa Barbara Boulevard as well as S.E. Santa Barbara Place. Access to the site is considered to be adequate. Accordingly, in terms of physically possible, a wide variety of uses could be constructed on this site including commercial, residential and industrial.

### Financially Feasible:

The demand for commercial properties in this area of Cape Coral is considered to be adequate at this time. However, it is important a prudent investor/developer be cautiously optimistic. Due to the oversupply of residential housing units throughout Lee County, the increase in Ad Valorem real estate tax obligations for non-homesteaded real estate as well as the increase to commercial insurance premiums, we have observed a leveling of rental rates for commercial retail and office space within this area of Lee County. In terms of residential use of the property, it is our opinion the subject site is not financially feasible for this type of use due to the overall underlying land value being to high to support any type of residential development. Likewise, in terms of industrial development, the land value is at a level that could not support industrial development. Accordingly, we conclude the financially feasible use of the subject property is for commercial development.

### Maximally Productive:

It has been estimated the highest and best use of the subject site, as though vacant, would be to develop it with an commercial building that would maximize the site in terms of rentable area, designed in such as fashion that would appeal to wide variety of potential tenants and utilize the exposure to Santa Barbara Boulevard to its fullest potential.

### **Highest and Best Use As Proposed/Conclusion:**

After considering the subject property's legally permissible, physically possible, financially feasible, and maximally productive uses, it is our opinion the highest and best use of the subject site, as if vacant, is for commercial development.

The subject property is proposed to be improved with a good to excellent quality cost, Class C, community center with 13,166 square feet of enclosed building area. This creates a land to building ratio of 4.03:1. Furthermore, it is designed to appeal to a wide variety of users/tenants and is to be placed on the site to provide maximum exposure to Santa Barbara Boulevard. Accordingly, it is our opinion the proposed improvements fall within the realm of the estimated highest and best use of this property.

# **APPRAISAL PROCESS**

# **THE APPRAISAL PROCESS:**

There are three standard approaches to property valuation:

- Cost Approach to Value
- Sales Comparison Approach to Value
- Income Approach to Value

### **Cost Approach to Value:**

The Cost Approach to Value requires estimating the reproduction cost new of the improvements, utilizing current labor and material prices and modern construction techniques. Accrued depreciation is next computed and subtracted from the cost new. Finally, the land value is added to the remainder to derive a value for the property as a whole. The Cost Approach is most reliable when the improvements are new and the land value can be reasonably estimated. Conversely, when the improvements are old and/or adequate land sales are not available, the Cost Approach tends to lose credence.

# Sales Comparison Approach to Value:

An estimate under the Sales Comparison Approach to Value is derived by comparing the property under appraisal with other similar properties that have sold in recent months. The Sales Comparison Approach is most reliable when the comparable sales are very similar to the subject. Conversely, when large or numerous adjustments are necessary, the Sales Comparison Approach is less reliable.

#### **Income Approach to Value:**

The Income Approach to Value is normally applied only to commercial or strictly income oriented properties, since it measures the present worth of future rights to income. The Income Approach to Value, when adequate income and expense data are available, is probably the most reliable approach in the valuation of commercial properties as it best represents investors' and lenders' actions in the marketplace.

The preceding three approaches may indicate different values. Within this analysis, we are utilizing all three traditional approaches to value in estimating the prospective market value of the subject property Upon Stabilization. Within the Cost Approach to Value, we are also utilizing the Sales Comparison Approach to Value in order to estimate the "As Is", (land only) value. In estimating the prospective market value of the subject property Upon Completion, we will employ a Discounted Cash Flow (DCF) model. This will take into account the absorption of the tenant space into the market place both in terms of pre-leases as well as leasing activity after the property has been completed. Furthermore, this DCF model will take into account anticipated future rental income increases as well as expenses associated with this property over a typical holding period. This methodology reflects typical investor thinking of a property similar to the subject. In addition, we will also estimate the Insurable Value, based on the aforementioned definition. The following are these analyses.

# **COST APPROACH TO VALUE**

# **THE COST APPROACH TO VALUE:**

The Cost Approach to Value is based on the "Principle of Substitution", which says that a prudent purchaser would pay no more for a property than the cost of acquiring an equally desirable substitute. This principle says that value cannot exist above the required cost involved in purchasing a lot and erecting a similar building on it, as long as substitution can be made without delay and in a convenient manner.

The steps in the Cost Approach to Value, as applied in this appraisal, are as follows:

- An estimate is made of the reproduction cost new of the building and its appurtenances, based on today's labor and material prices.
- By the same or similar procedure, estimate the present reproduction cost of other improvements such as site improvements and any minor structures.
- Add any indirect costs such as out-of-pocket and impact fees.
- From this amount there is deducted the estimated amount of depreciation (physical deterioration and functional and external obsolescence). The result is the depreciated or present worth of the improvements.
- To this is added the land value as found by the Sales Comparison Approach to Value. The result is the indicated replacement cost.
- Finally, any applicable entrepreneurial profit percentage is added to obtain the total value indication via the Cost Approach.

### **Estimate of Reproduction Cost:**

We have been provided a cost estimation for construction of this project. In addition, we are also independently estimating the cost of development via cost manuals.

3,682

## **Estimated Cost per Developer:**

We have been provided a cost estimate by the developer. All expenses, with the exception of the estimated land value and entrepreneurial profit were provided by the developer. These other two costs are estimated by us. The following is this cost estimation:

Contractor Costs for Taylor Pansing, Inc.	\$1,527,419	
Contingency for cost overruns of 10%	\$152,742	
Construction Management Fee of 5%	\$76,371	
Architectural Fees	\$129,400	
City of Cape Coral Impact Fees	\$95,000	
Civil Engineer	\$73,300	
Road widening fees to the City of Cape Coral	\$40,250	
Building Signage	\$39,100	
Construction Insurance	\$27,500	
Parking lot site lighting	\$21,000	
Landscaping	\$18,500	
Legal expense	<u>\$13,100</u>	
Total Construction Cost		\$2,21

Based on this developer cost estimate, prior to land costs and entrepreneurial profit being added, the price per square foot is 168.14 of enclosed building area ( $2.213,682 \div 13,166$  square feet).

#### Cost Estimate via Cost Manual:

In addition to the summary of the Unit-in-Place Method as provided by the contractor, we are also estimating the reproduction cost via a cost manual in the Comparative-Unit Method. Within this analysis, we found the proposed subject building to be a good to excellent cost, Class C, community center, as found in Section 13, Page 34 of the May 2006 issue of the Marshall Valuation Service. The cost, before refinements, is estimated to be \$101.85 per square foot for the enclosed building area. After certain refinements are made, the following cost is developed:

Base Cost Per Square Foot	\$101.85
Plus Raised Copulas	\$ 20.19
Plus Covered Walkways	\$ 5.98
Times Wall Height Multiplier	x 1.106
Times Perimeter Multiplier	x 0.935
Times Current Cost Multiplier	x 1.07
Times Local Cost Multiplier	x 1.02
Adjusted Cost Per Square Foot	\$144.46

#### **Site Improvements:**

We have also estimated site improvements on the property as follows:

Clearing/Fill/Grading/Parking/Landscaping/Signage	\$125	5,000
Water/Sewer (included in impact fee cost)	\$	0
Total Site Improvements	\$125	5,000

#### **Indirect Construction Costs:**

Certain costs that are not included in the Marshall Valuation Service's direct reproduction costs are also being estimated. These costs are also known as soft costs. Indirect Costs are defined by *The Dictionary of Real Estate Appraisal*, Fourth Edition (Page 145), as:

Expenditures or allowances for items other than labor and materials that are necessary for construction, but are not typically part of the construction contract. Indirect costs may include administrative costs; professional fees; financing costs and the interest paid on construction loans; taxes and the builder's or developer's all-risk insurance during construction; and marketing, sales, and lease-up costs incurred to achieve occupancy or sale.

We have estimated several indirect costs associated with a property of this type as follows:

#### 1. Loan Commitment Fee:

Typically, developers/owners use land value as equity and borrow funds for construction. This fee typically runs approximately 1% of the loan amount. This expense can be calculated as follows:

\$2,135,586\* x .01 = \*Includes impact fees

\$21,356

#### 2. Out-of-Pocket Expenses:

This indirect cost includes the cost of appraisals, documentary stamp tax, recording fees, attorney's fees, and surveys. This cost is estimated at 3% of the loan amount. This expense is calculated as follows:

 $$2,135,586* \times .03 =$ 

\$64,068

## Impact Fees:

The City of Cape Coral imposes impact fees for new construction. We have estimated the impact fees, based on the City of Cape Coral's website to be \$108,626.

## **Summary of Costs via Comparative-Unit Method (Cost Manual):**

Building	\$1,901,960
Site Improvements	<u>\$ 125,000</u>
Subtotal	\$2,026,960
Plus Indirect Costs Total Reproduction Cost New	<u>\$ 194,049</u> \$2,221,010

This cost estimate, before the estimated depreciation, if any, land value and entrepreneurial profit, is \$168.69 per square foot ( $$2,135,586 \div 13,166$  square feet).

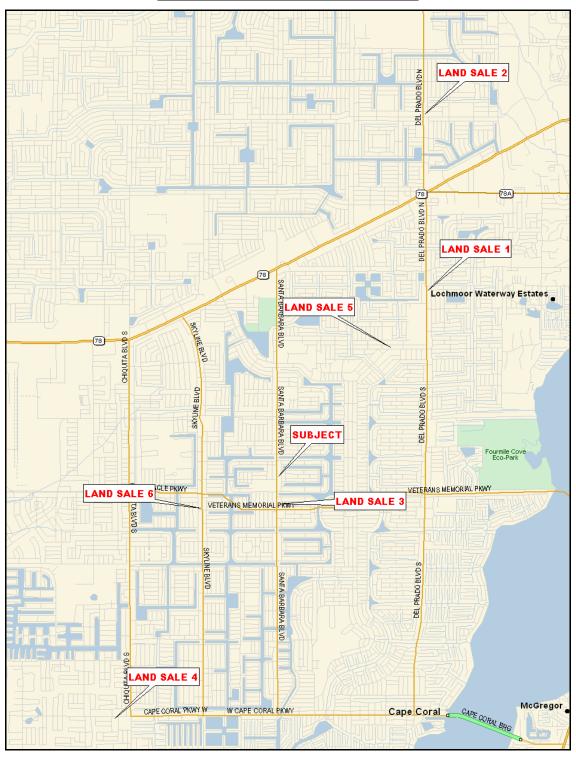
#### RECONCILIATION OF REPRODUCTION COST ESTIMATE:

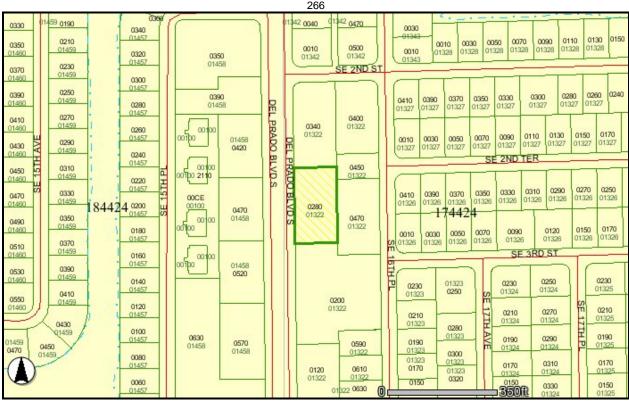
For this analysis, we have been provided a cost breakdown by the developer, which equates out to \$168.14 per square foot of enclosed building area. In addition, we have estimated the cost via the cost manual, at \$168.69 per square foot. These two cost estimates vary by less than 1%. It is our opinion, most weight should be placed on the Developers Cost Estimate, which is supported by the cost manual.

The estimation of the subject site value, along with entrepreneurial profit, is as follows:

<sup>\*</sup> Includes impact fees

## **COMPARABLE LAND SALES MAP**





**DATE OF SALE**: May 31, 2007 **ADDRESS**: 219 Del Prado Boulevard South

**SALE PRICE**: \$650,000 **STRAP** #: 17-44-24-C1-01322.0280

RECORDING: 2007000176359 UTILITIES: Full

**GRANTOR:** Scheffler Hurley Investments, **ZONING:** C-1

LLC

GRANTEE: Gulf Coast Land and Investment LAND USE: CP

Group

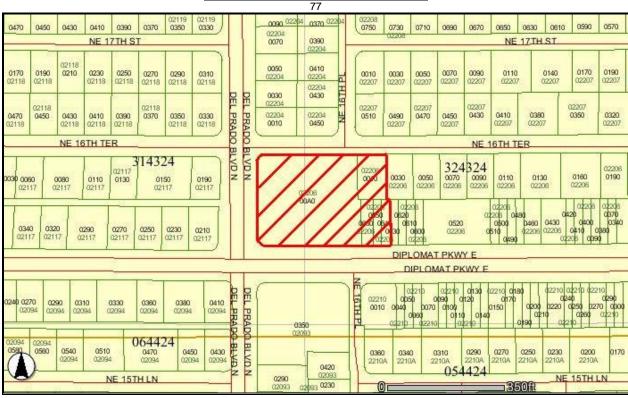
FINANCING: Cash HIGHEST AND BEST USE: Commercial

**SALE HISTORY:** See Comments SITE AREA: 32,400 Square Feet or 0.744

Acres

**VERIFICATION:** Hal Arkin, Broker **UNIT OF VALUE:** \$20.06 Per Square Foot

**COMMENTS:** The subject property is located on the east side of Del Prado Boulevard, south of Hancock Bridge Parkway in Cape Coral, Florida. The property has right-in/right-out access. Prior sales were: \$570,000 - July 2004 as per OR 4401/500 and \$270,000 - May 2004 as per OR 4311/2158.



**DATE OF SALE:** March 07, 2007 **ADDRESS:** 1607 Del Prado Boulevard North

**SALE PRICE**: \$2,190,000 **STRAP** #: 31-43-24-C3-02206.00A0

**RECORDING:** 2007000078832 **UTILITIES:** Water, Electric, and Telephone

**GRANTOR:** Stephen W. Haywood, Trustee &

Van R. Speas, Trustee

GRANTEE: SSK Management of Florida, Inc. LAND USE: Commercial/Professional

FINANCING: Cash to Seller HIGHEST AND BEST USE: Commercial

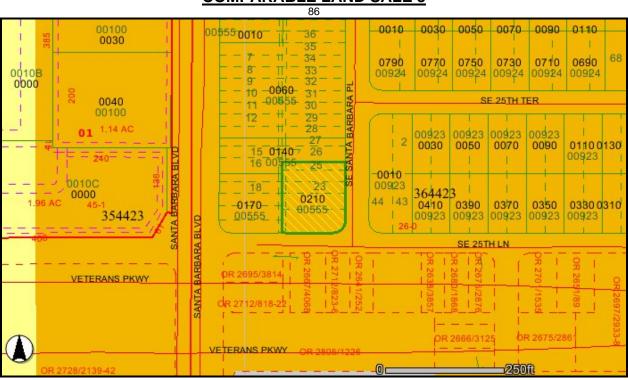
**SALE HISTORY:** None in Prior 3 Years **SITE AREA:** 84,890 Square Feet or 1.949

Acres

ZONING: C-1

VERIFICATION: Steve Haywood UNIT OF VALUE: \$25.80 Per Square Foot

**COMMENTS:** This site totals 93,679 square feet, however, there is a pending condemnation of the site along Diplomat Parkway that will leave a remainder size of 84,890 square feet. The proceeds from the take will go to the seller. Therefore, the sale price is for the remainder only. The sale is a 1031 tax deferred exchange. Verified with the Grantor.



**DATE OF SALE:** October 31, 2006 **ADDRESS:** 2534 SE Santa Barbara Place

**SALE PRICE**: \$585,000 **STRAP** #: 36-44-23-C1-00555.0210

RECORDING: 2006000418173 UTILITIES: Full

**GRANTOR:** DTD Assets Management, Inc. **ZONING:** C-1

**GRANTEE:** Tropical Network Business, Inc. **LAND USE:** CP

FINANCING: Cash to Seller HIGHEST AND BEST USE: Commercial

**SALE HISTORY:** None in Prior 3 Years **SITE AREA:** 19,950 Square Feet or 0.458

Acres

**VERIFICATION:** Russell Nersesov **UNIT OF VALUE:** \$29.32 Per Square Foot

**COMMENTS:** This is a vacant commercial parcel with exposure to the Santa Barbara Boulevard/Veterans Parkway intersection. However, this parcel is accessed from a side street, SE Santa Barbara Place. The recorded sale price was \$645,000, however this included \$60,000 in permits and architectural plans.



DATE OF SALE: October 25, 2006 ADDRESS: 4805 SW 18th Avenue

**SALE PRICE**: \$1,800,000 **STRAP** #: 16-45-23-C2-04635.0200

RECORDING: 2006000406925 UTILITIES: Full

GRANTOR: 18th Avenue. LLC ZONING: C-1

GRANTEE: Suncoast Schools Federal Credit LAND USE: Commercial Professional

Union

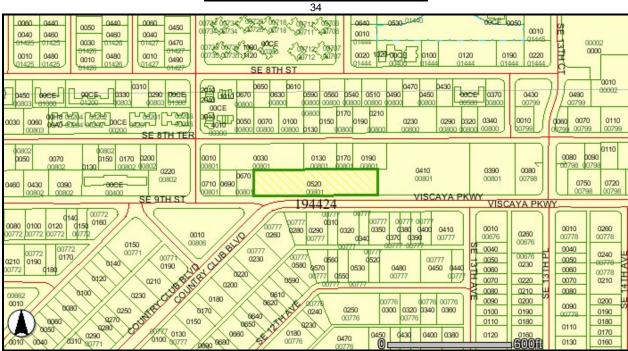
FINANCING: Cash to Seller HIGHEST AND BEST USE: Commercial

SALE HISTORY: \$650,000 in August 2004 as SITE AREA: 62,500 Square Feet or 1.435

per OR 4444/2311 Acres

**VERIFICATION:** Broker - Hal Arkin **UNIT OF VALUE:** \$28.80 Per Square Foot

**COMMENTS:** This parcel is located at the southwest corner of Cape Coral Parkway and SW 17th Place. This is a vacant commercial parcel which has frontage on three streets and is in close proximity to the Camelot Isles Shopping Center. The grantee plans on building a branch bank.



**DATE OF SALE:** July 11, 2006 **ADDRESS:** 1227 Viscaya Parkway

**SALE PRICE:** \$1,610,900 **STRAP #:** 19-44-24-C2-00801.0520

RECORDING: 2006000283370 UTILITIES: Full

**GRANTOR:** L.H.DD., LLC **ZONING:** P-1

GRANTEE: Friday, LLC LAND USE: CP

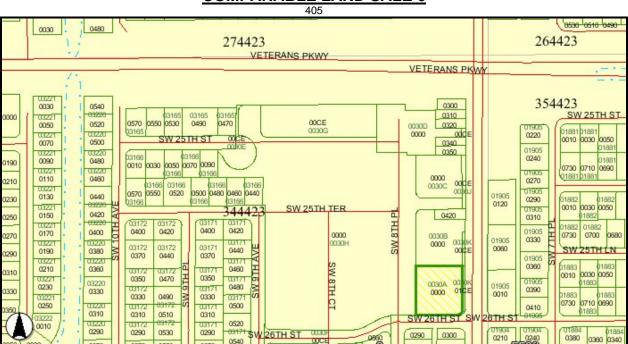
FINANCING: Cash to Seller HIGHEST AND BEST USE: Commercial

SALE HISTORY: \$80,000 - June 2004 as per SITE AREA: 75,000 Square Feet or 1.722

OR 4342/1444, \$329,500 - January 2004 Acres

VERIFICATION: Grantee's Broker UNIT OF VALUE: \$21.48 Per Square Foot

**COMMENTS:** This property is located on the north side of Viscaya Parkway, west of Del Prado Boulevard near Cape Coral Hospital. The purchase price included a Development Order and plans for a medical facility. The Grantee also purchased an adjacent site from a different grantor.



DATE OF SALE: May 25, 2006 ADDRESS: 2536 Skyline Boulevard

0270 0560

**SALE PRICE:** \$1,800,000 **STRAP #:** 34-44-23-C2-0030A.0000

**RECORDING:** 2006000222108 UTILITIES: Full

0270

0030

0270

0550

0270

**GRANTOR:** Windsor-Thomas Group, Inc. **ZONING:** C-1

**GRANTEE:** Bank of America, N.A. **LAND USE:** Commercial Professional

**HIGHEST AND BEST USE:** Commercial FINANCING: Cash to Seller

**SALE HISTORY:** None as platted SITE AREA: 45,440 Square Feet or 1.043

Acres

**VERIFICATION**: grantee UNIT OF VALUE: \$39.61 Per Square Foot

**COMMENTS:** This property is located at the northwest corner of Skyline Boulevard and SW 26th Street. This is a vacant commercial outparcel located at the Home Depot. The grantee plans on building a branch bank on the site.

#### **ANALYSIS/DISCUSSION OF COMPARABLE LAND SALES:**

The preceding vacant land sales are considered to be the most recent and similar sales available for direct comparison purposes. All of the sales are recent, having occurred between May 2006 and May 2007. They were chosen because of their proximity to the subject, size, and/or sale date. All of the sales are considered to be likely alternatives for a prospective purchaser of the subject site.

#### **Explanation of Non-Physical Adjustments:**

The sales are analyzed utilizing the Price Per Square Foot Method, as the market typically acquires commercial properties utilizing this multiplier. Non-physical adjustments are applied to the comparable sales for property rights, financing, conditions of sale, and market conditions (time). None of the sales require an adjustment for property rights or financing. All of the sales are considered to be arm's length transactions and therefore no adjustments in this category were required. None of the sales are adjusted upwards for time advancement. It is our opinion, we are in a level market and therefore no time adjustment is applied to any of the comparables in this analysis. Before and after non-physical adjustments are considered, the sales range from a low of \$20.06 per square foot for Comparable Sale 1 to a high of \$39.61 per square foot for Comparable Sale 6.

#### **Explanation of Physical Adjustments:**

In analyzing the physical characteristics of the comparable properties, the Relative Comparison Analysis is being considered. This analysis considers qualitative adjustments rather than quantitative adjustments. The Relative Comparison Analysis analyzes comparable properties in terms of inferiority, superiority, or similarity to the subject. These adjustments are not expressed as a dollar or percentage adjustment. In this portion of the analysis, we are analyzing the comparables in terms of size/shape, utilities, location/position, and zoning/land use/entitlements. The following is a summary of the comparables and their appropriate adjustments:

	SUBJECT	SALE 1	SALE 2	SALE 3	SALE 4	SALE 5	SALE 6
LOCATION		Del Prado Boulevard In Section 17-44-24	Del Prado Boulevard In Section 31-43-24	Santa Barbara Pl. In Section 36-44-23	SW 18th Place & Cape Coral Pkwy. In Section 16-45-23	Viscaya Parkway In Section 19-44-24	Skyline Blvd & SW 26th Street In Section 23-44-23
SALES PRICE		\$650,000	\$2,190,000	\$585,000	\$1,800,000	\$1,610,900	\$1,800,000
SIZE - Square Feet	53,000	32,400	84,890	19,950	62,500	75,000	45,440
2 4 2 2 2 2		,	,,,,,,,	-,	, , , , , ,	-,	-, -
PRICE Per Square Foot		\$20.06	\$25.80	\$29.32	\$28.80	\$21.48	\$39.61
APPRAISAL EFFECTIVE DATE	September-07						
SALE DATE							
Closing Date		May-07	March-07	October-06	October-06	July-06	May-06
ELAPSED MONTHS		4	6	11	11	14	16
ADJUSTMENTS:							
NON-PHYSICAL ADJUSTMENTS							
PROPERTY RIGHTS		0%	0%	0%	0%	0%	0%
FINANCING		0%	0%	0%	0%	0%	0%
CONDITION OF SALE		0%	0%	0%	0%	0%	0%
MARKET ADVANCEMENT (TIME)		0%	0%	0%	0%	0%	0%
ADJUSTED SALES PRICE per Square Foot		\$20.06	\$25.80	\$29.32	\$28.80	\$21.48	\$39.61
PHYSICAL ADJUSTMENTS							
SIZE/SHAPE		Similar	Similar	Superior	Similar	Similar	Similar
UTILITIES		Similar	Similar	Similar	Similar	Similar	Similar
LOCATION / POSITION / ACCESS		Inferior	Similar	Superior	Superior	Inferior	Superior
ZONING/LAND USE/ENTITLEMENTS		Similar	Similar	Similar	Similar	Similar	Similar
NET ADJUSTMENT		Inferior	Similar	Superior	Superior	Inferior	Superior

In consideration of the physical adjustments, all of the comparables are similar to the subject in terms of size/shape with the exception of Comparable Sale 3. This is a smaller site and therefore a downward adjustment is applied to this comparable. In terms of utilities, all of the comparables are similar and therefore require no adjustment in this category. In terms of location/position/access, Comparable Sale 1 and 5 are considered inferior to the subject and therefore are adjusted upward in this category. Comparable Sale 2 is similar to the subject and therefore requires no adjustment in this category. Comparable Sales 3, 4 and 6 are superior to the subject in varying degrees and therefore require downward adjustment in this category. In terms of zoning/land use/entitlements, all of the comparables are similar and therefore require no adjustment in this category. In the final analysis, Comparable Sale 1 and 5 are considered to be inferior to the subject and therefore require upward adjustments. Comparable Sale 2 requires no adjustments and Comparable Sales 3, 4, and 6 are considered superior to the subject and therefore require downward adjustments. In the final analysis, we are of the opinion a reasonable market value for the subject site is \$23.00 per square foot, which is supported by all of the comparables. The following is the estimation of the subject site value:

Subject site square footage	53,000
Estimated Value per square foot	x \$ 23.00
Indicated Value	\$1,219,000
Rounded to, Say	<u>\$1,220,000</u>

## **ENTREPRENEURIAL PROFIT:**

Developer profit is the percentage of a project's cost payable to a developer for bringing a project into the marketplace. Typically, new projects have actual costs (land and improvements) that are less than the value indications shown by the Sales Comparison and Income Approaches to Value. This difference is referred to as profit incentive an entrepreneur would expect in the pursuit of a particular project. Typically, entrepreneurial profit percentages range from 5% to over 20%, depending upon the type of project and the anticipated rates of return on capital. In this situation, the Cost Approach to Value, before entrepreneurial profit, is approximately 9.00% less than both the Sales Comparison and Income Approaches to Value. Accordingly, a 9.00% entrepreneurial profit is factored into the Cost Approach to Value.

On the following page is the estimation of the prospective market value of the subject property Upon Stabilization, via the Cost Approach to Value.

# THE COST APPROACH TO VALUE - RECAPITULATION PROSPECTIVE MARKET VALUE UPON STABILIZATION

Contractor Costs for Taylor Pansing, Inc.	\$1,527,419	
Contingency for cost overruns of 10%	\$152,742	
Construction Management Fee of 5%	\$76,371	
Architectural Fees	\$129,400	
City of Cape Coral Impact Fees	\$95,000	
Civil Engineer	\$73,300	
Road widening fees to the City of Cape Coral	\$40,250	
Building Signage	\$39,100	
Construction Insurance	\$27,500	
Parking lot site lighting	\$21,000	
Landscaping	\$18,500	
Legal expense	<u>\$13,100</u>	
Total Construction Cost		\$2,213,682
Land (1)		\$1,220,000
Subtotal		\$3,433,682
Add Entrepreneurial Profit at	9.00%	<u>\$309,031</u>
Indicated Value		\$3,742,713
Rounded to, say		\$3,745,000

#### Notes

1 - Estimated by appraiser

Sales Comparison Approach to Value

SALES COMPARISON APPROACH TO VALUE

#### THE SALES COMPARISON APPROACH TO VALUE:

The Sales Comparison Approach to Value is a process of comparing sales of similar properties in the marketplace to the subject parcel. Market data, when carefully verified and analyzed, is good evidence of value because it represents the actions and reactions of sellers, users, and investors. The market value estimate has been defined as an interpretation of the reactions of typical users and investors in the market. The Sales Comparison Approach is based on the principle of substitution, which states that a prudent purchaser would not pay more for a property than the cost of acquiring a comparable substitute property. The price a typical purchaser pays is usually the result of an extensive shopping process in which they are constantly comparing available alternatives.

The steps in the Sales Comparison Approach to Value, as applied in this appraisal, are as follows:

- Seek out similar properties for which pertinent sales and data are available.
- Qualify the prices as to terms, motivating forces, and bona fide nature.
- Compare each of the comparable properties' important attributes with the corresponding ones of the property being appraised under the general division of time, location, and physical characteristics.
- Consider all dissimilarities in terms of their probable effect upon the sale price.
- Formulate an opinion of relative value of the property being appraised as compared with the price of each similar property.

The sales selected are commercial retail/office buildings, which have recently sold within the Lee County marketplace. In this situation, these sales are analyzed in terms of a Potential Gross Income Multiplier (PGIM) Method, as well as a Price Per Square Foot Method. The following are the sales considered, as well as an analysis of same.





**DATE OF SALE:** August 22, 2007 **ADDRESS:** 2950 Winkler Avenue

**SALE PRICE**: \$4,600,000 **STRAP** #: 31-44-25-P4-00400.006A

RECORDING: 2007000271738 UTILITIES: Full

**GRANTOR:** BFM Properties, LLC **ZONING:** B-2

**GRANTEE**: Mucca Mucca, LLC **LAND USE**: B-2

FINANCING: Conventional HIGHEST AND BEST USE: Commercial

**SALE HISTORY:** None as developed **VERIFICATION:** Dan Miller, broker

**GROSS BUILDING AREA:** 17,212 Square **SITE AREA:** 74,685 Square Feet

Feet

**NET BUILDING AREA**: 16,992 Square Feet **ACTUAL AGE**: 2006

LAND TO BUILDING RATIO: 4.40:1 EFFECTIVE AGE: New (2006)

**COMMENTS:** This is a community shopping center that is in excellent condition. It is located on the southwest corner of Winkler Avenue and Metro Parkway. This property came under contract on 30 May 2007 after less than 30 days on the market. It sold for the full list price.

The Potential Gross Rent is developed from actual base rent of \$18.60 per square foot and a Common Area Maintenance (CAM) charge of \$4.79 per square foot. The base rents range from \$16.80 to \$19.76 per square foot.

POTENTIAL GROSS INCOME:	\$397,434
VACANCY AND COLLECTION LOSS:	\$19,872
EFFECTIVE GROSS INCOME:	\$377,562
OPERATING EXPENSES:	\$97,633
NET OPERATING INCOME:	\$279,929
OVERALL RATE:	6.09%
POTENTIAL GROSS INCOME MULTIPLIER:	11.57
EFFECTIVE GROSS INCOME MULTIPLIER:	12.18
OPERATING EXPENSE RATIO:	25.86%
SALE PRICE PER SQUARE FOOT (GROSS):	\$267
SALE PRICE PER SQUARE FOOT (NET):	\$271



DATE OF SALE: July 25, 2007 **ADDRESS:** 13161 - 13261 McGregor

Boulevard

**SALE PRICE:** \$10,500,000 **STRAP #**: 21-45-24-00-00004.0000

**RECORDING:** 2007000238169 UTILITIES: Full

**GRANTOR:** McGregor Properties Partnership ZONING: C-1, CT

and McGregor Boulevard Center, LTD.

**GRANTEE:** Terra Design Center, LLC LAND USE: Central Urban

FINANCING: Cash to seller **HIGHEST AND BEST USE:** Commercial

**SALE HISTORY:** None in the last 3 years **VERIFICATION:** Paul Sands, Broker

**GROSS BUILDING AREA:** 47,310 Square Feet **SITE AREA:** 209,076 Square Feet

**NET BUILDING AREA:** 44,037 Square Feet **ACTUAL AGE:** 1982-85

**LAND TO BUILDING RATIO: 4.75:1** EFFECTIVE AGE: 10 - 15 years

**COMMENTS:** These improvements consist of a contemporary, Class C, community shopping center. There are four (4) buildings in total. It is located on a 4.80 acre site. This sale was verified as arm's length.

The Potential Gross Rent is developed from an estimated market base rent of \$15.65 per square foot and a Common Area Maintenance (CAM) charge of \$3.96 per square foot.

POTENTIAL GROSS INCOME:	\$871,492
VACANCY AND COLLECTION LOSS:	\$26,145
EFFECTIVE GROSS INCOME:	\$845,347
OPERATING EXPENSES:	\$193,888
NET OPERATING INCOME:	\$651,459
OVERALL RATE:	6.20%
POTENTIAL GROSS INCOME MULTIPLIER:	12.05
EFFECTIVE GROSS INCOME MULTIPLIER:	12.42
OPERATING EXPENSE RATIO:	22.94%
SALE PRICE PER SQUARE FOOT (GROSS):	\$222
SALE PRICE PER SQUARE FOOT (NET):	\$238

152



**DATE OF SALE**: June 01, 2007 **ADDRESS**: 16050 South Tamiami Trail

**SALE PRICE**: \$2,000,000 **STRAP #**: 01-46-24-00-00004.1010

RECORDING: 2007000192333 UTILITIES: Full

**GRANTOR:** L. I. Smith and Fred B. Williams **ZONING:** C-1

**GRANTEE:** P.F. Holdings Florida, LLC **LAND USE:** Suburban

FINANCING: Cash to Seller HIGHEST AND BEST USE: Commercial

**SALE HISTORY:** \$1,125,000 - September **VERIFICATION:** Buddy Smith, grantor

1999 as per OR 3164/4164

**GROSS BUILDING AREA:** 10,531 Square SITE AREA: 40,760 Square Feet

Feet

**NET BUILDING AREA**: 10,501 Square Feet **ACTUAL AGE**: 1994

LAND TO BUILDING RATIO: 3.88:1 EFFECTIVE AGE: 5 Years

**COMMENTS:** This is a well maintained retail/office center. It is located on a service road which has both a full, non-signalized median cut as well as a right-in/right-out access form South Tamiami Trail. The unit square footage sizes are as follows: 700 (two); 924 (2); 955 (1); 975 (1); 1,392 (10; 1,826 (1) and; 2,105 (1). It is located on a 40,760 square foot site.

PGI is derived from the actual rent of \$17.00 per square foot (\$16-\$18 psf range) plus \$5.00 psf CAM

POTENTIAL GROSS INCOME:	\$231,022
VACANCY AND COLLECTION LOSS:	\$11,551
EFFECTIVE GROSS INCOME:	\$219,471
OPERATING EXPENSES:	\$52,505
NET OPERATING INCOME:	\$166,966
OVERALL RATE:	8.35%
POTENTIAL GROSS INCOME MULTIPLIER:	8.66
EFFECTIVE GROSS INCOME MULTIPLIER:	9.11
OPERATING EXPENSE RATIO:	23.92%
SALE PRICE PER SQUARE FOOT (GROSS):	\$190
SALE PRICE PER SQUARE FOOT (NET):	\$190



ADDRESS: 211 Hancock Bridge Parkway **DATE OF SALE:** January 22, 2007

**SALE PRICE**: \$2,450,000 **STRAP #:** 13-44-23-C1-01095.0110

**RECORDING**: 2007000031808 **UTILITIES**: Full

**GRANTOR:** PL Properties, LLC **ZONING:** Corr

**GRANTEE:** Keller-Boyette LP **LAND USE:** Pine Island Road District

FINANCING: Cash to Seller **HIGHEST AND BEST USE:** Commercial

**VERIFICATION:** broker

**SALE HISTORY:** \$2,100,000 - January 2004

as per OR 4188/4562

**GROSS BUILDING AREA:** 15,040 Square **SITE AREA:** 42,575 Square Feet

Feet

**NET BUILDING AREA:** 13,600 Square Feet **ACTUAL AGE: 2000** 

**LAND TO BUILDING RATIO: 3.13:1 EFFECTIVE AGE:** 5-6 years

**COMMENTS:** This property is located on the north side of Hancock Bridge Parkway, just south of Pine Island Road. This is a CBS, multi-tenant retail center constructed in 2000. The building was in good condition at the time of sale.

PGI is derived from the actual rent of \$15,330 per month plus \$.5.00 P.S.F. CAM.

POTENTIAL GROSS INCOME:	\$251,960
VACANCY AND COLLECTION LOSS:	\$12,598
EFFECTIVE GROSS INCOME:	\$239,362
OPERATING EXPENSES:	\$71,590
NET OPERATING INCOME:	\$167,772
OVERALL RATE:	6.85%
POTENTIAL GROSS INCOME MULTIPLIER:	9.72
EFFECTIVE GROSS INCOME MULTIPLIER:	10.24
OPERATING EXPENSE RATIO:	29.91%
SALE PRICE PER SQUARE FOOT (GROSS):	\$163
SALE PRICE PER SQUARE FOOT (NET):	\$180



**DATE OF SALE:** December 12, 2006 **ADDRESS:** 3321 Del Prado Boulevard South

**SALE PRICE**: \$2,650,000 **STRAP** #: 05-45-24-C1-00599.0040

RECORDING: 2006000467405 UTILITIES: Full

**GRANTOR:** Freedom Boat Company **ZONING:** P-1

**GRANTEE:** TAL Enterprises, LLC **LAND USE:** Professional Commercial

FINANCING: Conventional HIGHEST AND BEST USE: Office

Development

**SALE HISTORY:** \$425,000 - May 2003 as per **VERIFICATION:** broker

OR 3970/1269 - Vacant Land

**GROSS BUILDING AREA:** 10,000 Square **SITE AREA:** 34,979 Square Feet

Feet

**NET BUILDING AREA**: 9,568 Square Feet **ACTUAL AGE**: 2006

LAND TO BUILDING RATIO: 3.66:1 EFFECTIVE AGE: New

**COMMENTS:** This property is located on the east side of Del Prado Boulevard, north of Palaco Grande Boulevard. This is a recently constructed multi-tenant CBS retail/office center. The building is 100% leased by eight tenants. It was in excellent condition at the time of sale.

Based on actual average rents of \$29.23 P.S.F. and CAM charges of \$4.00 P.S.F.

POTENTIAL GROSS INCOME:	\$317,753
VACANCY AND COLLECTION LOSS:	\$15,888
EFFECTIVE GROSS INCOME:	\$301,865
OPERATING EXPENSES:	\$56,592
NET OPERATING INCOME:	\$245,273
OVERALL RATE:	9.26%
POTENTIAL GROSS INCOME MULTIPLIER:	8.34
EFFECTIVE GROSS INCOME MULTIPLIER:	8.78
OPERATING EXPENSE RATIO:	18.75%
SALE PRICE PER SQUARE FOOT (GROSS):	\$265
SALE PRICE PER SQUARE FOOT (NET):	\$277

249



**DATE OF SALE**: August 01, 2006 **ADDRESS**: 2209 Santa Barbara Boulevard

**SALE PRICE**: \$3,397,000 **STRAP** #: 25-44-23-C4-00930.0260

RECORDING: 2006000312147 UTILITIES: Full

**GRANTOR:** SB III, LLC **ZONING:** C1

GRANTEE: SB III Investment, LLC LAND USE: Commercial-Professional

FINANCING: Cash HIGHEST AND BEST USE: Commercial

**SALE HISTORY:** None as developed **VERIFICATION:** Susana Hernandez-Hazzi,

grantee representative

**GROSS BUILDING AREA**: 10,767 Square SITE AREA: 63,360 Square Feet

Feet

**NET BUILDING AREA**: 9,640 Square Feet **ACTUAL AGE**: 2006

LAND TO BUILDING RATIO: 6.57:1 EFFECTIVE AGE: 2006

**COMMENTS:** This is a good quality, Class C community shopping center. It is located on the east side of Santa Barbara Boulevard, north of Veterans Parkway.

The Potential Gross Rent is developed from an estimated market base rent of \$26.00 per square foot and a Common Area Maintenance (CAM) charge of \$7.16 per square foot.

POTENTIAL GROSS INCOME:	\$319,662
VACANCY AND COLLECTION LOSS:	\$15,983
EFFECTIVE GROSS INCOME:	\$303,679
OPERATING EXPENSES:	\$73,577
NET OPERATING INCOME:	\$230,102
OVERALL RATE:	6.77%
POTENTIAL GROSS INCOME MULTIPLIER:	10.63
EFFECTIVE GROSS INCOME MULTIPLIER:	11.19
OPERATING EXPENSE RATIO:	24.23%
SALE PRICE PER SQUARE FOOT (GROSS):	\$316
SALE PRICE PER SQUARE FOOT (NET):	\$352



DATE OF SALE: August 01, 2006 ADDRESS: 2311 Santa Barbara Boulevard

**SALE PRICE**: \$7,592,000 **STRAP #:** 25-44-23-C4-00930.0380

**RECORDING:** 2006000312271 **UTILITIES**: Full

**GRANTOR:** Universal Investment Fund ZONING: C-1

**GRANTEE:** SB 1 Investment, LLC **LAND USE:** Commercial Professional

FINANCING: Cash to Seller **HIGHEST AND BEST USE:** Commercial

**SALE HISTORY:** None in Prior 3 Years **VERIFICATION:** Thomas Gunderson

**GROSS BUILDING AREA:** 26,680 Square **SITE AREA**: 121,440 Square Feet

Feet

**NET BUILDING AREA:** 23,350 Square Feet **ACTUAL AGE: 2004** 

**LAND TO BUILDING RATIO: 5.20:1 EFFECTIVE AGE: 2 Years** 

**COMMENTS:** The subject property is located on the east side of Santa Barbara Boulevard, north of Veterans Parkway in Cape Coral, Florida. This is a multi-tenant CBS retail center. It was in excellent condition at the time of sale.

Based on actual rents and CAM charges.

POTENTIAL GROSS INCOME:	\$774,286
VACANCY AND COLLECTION LOSS:	\$38,714
EFFECTIVE GROSS INCOME:	\$735,572
OPERATING EXPENSES:	\$178,219
NET OPERATING INCOME:	\$557,353
OVERALL RATE:	7.34%
POTENTIAL GROSS INCOME MULTIPLIER:	9.81
EFFECTIVE GROSS INCOME MULTIPLIER:	10.32
OPERATING EXPENSE RATIO:	24.23%
SALE PRICE PER SQUARE FOOT (GROSS):	\$285
SALE PRICE PER SQUARE FOOT (NET):	\$325



DATE OF SALE: August 01, 2006 ADDRESS: 2221 Santa Barbara Boulevard

**SALE PRICE**: \$3,448,000 **STRAP** #: 25-44-23-C4-00930.0330

RECORDING: 2006000312375 UTILITIES: Full

**GRANTOR:** Santa Barbara Investment, LLC **ZONING:** C-1

GRANTEE: SB II Investment, LLC LAND USE: Commercial Professional

FINANCING: Cash to Seller HIGHEST AND BEST USE: Commercial

**SALE HISTORY:** \$714,700 - March 2004 as **VERIFICATION:** Thomas Gunderson

per OR 4214/2835 (Vacant Land)

**GROSS BUILDING AREA:** 10,701 Square SITE AREA: 52,800 Square Feet

⊦eet

**NET BUILDING AREA**: 9,540 Square Feet **ACTUAL AGE**: 2004

LAND TO BUILDING RATIO: 5.53:1 EFFECTIVE AGE: 2 Years

**COMMENTS:** The subject property is located on the east side Santa Barbara Boulevard at SW 22nd Place in Cape Coral, Florida. This is a seven unit CBS retail center. It was in excellent condition at the time of sale.

Based on actual rents and CAM charges.

POTENTIAL GROSS INCOME:	\$316,346
VACANCY AND COLLECTION LOSS:	\$15,817
EFFECTIVE GROSS INCOME:	\$300,529
OPERATING EXPENSES:	\$72,678
NET OPERATING INCOME:	\$227,851
OVERALL RATE:	6.61%
POTENTIAL GROSS INCOME MULTIPLIER:	10.90
EFFECTIVE GROSS INCOME MULTIPLIER:	11.47
OPERATING EXPENSE RATIO:	24.18%
SALE PRICE PER SQUARE FOOT (GROSS):	\$322
SALE PRICE PER SQUARE FOOT (NET):	\$361

#### **ANALYSIS/DISCUSSION OF IMPROVED COMPARABLES:**

The preceding improved comparables are considered to be the most recent and similar available for comparison purposes. All of the comparables are closed transactions having occurred between August 2006 and August 2007. All of these comparables are considered to be good indicators of value for the subject property. All of the comparables are located within the Lee County marketplace and are considered to be likely alternatives for an investor if also considering the subject property.

#### <u>Application of the Sales Comparison Approach to Value:</u>

A typical purchaser of the subject property would be an investor seeking an income stream that is real estate oriented. As such, it is our opinion the sales contained in this analysis are considered to be the best and most current sales available for comparison purposes. In analyzing the subject property, we are utilizing the Potential Gross Income Multiplier (PGIM) Method, as well as the Price Per Square Foot Method. The following are these analyses.

#### **Estimation of Market Value via Potential Gross Income Multiplier (PGIM) Method:**

The Potential Gross Income Multiplier (PGIM) Method is most commonly used and is based on the proposition that an informed purchaser would pay no more for a property than the cost of obtaining a return on the same amount and embodying the same risk as that involved in the subject property. This method is most reliable when abundant sales and rental data are available, there are reasonable and consistent operating expenses, and properties sell with a sufficient frequency in the marketplace to produce a discernible PGIM pattern. The following are the PGIMs for the comparable improved sales:

Sale Number	Sale Date	Cash Equal. <u>Sales Price</u>	÷	Potential Gross <u>Income</u>	II	<u>PGIM</u>	Operating Expense Ratio	Net Income <u>Ratio</u>
Subject	September-07							
Sale 1	August-07	\$4,600,000	÷	\$397,434	=	11.57	25.86%	74.14%
Sale 2	July-07	\$10,500,000	÷	\$871,492	=	12.05	22.94%	77.06%
Sale 3	June-07	\$2,000,000	÷	\$231,022	=	8.66	23.92%	76.08%
Sale 4	January-07	\$2,450,000	÷	\$251,960	=	9.72	29.91%	70.09%
Sale 5	December-06	\$2,650,000	÷	\$317,753	=	8.34	18.75%	81.25%
Sale 6	August-06	\$3,397,000	÷	\$319,662	=	10.63	24.23%	75.77%
Sale 7	August-06	\$7,592,000	÷	\$774,286	=	9.81	24.23%	75.77%
				·		<u> </u>		·
Sale 8	August-06	\$3,448,000	÷	\$316,346	=	10.90	24.18%	75.82%

The preceding PGIMs range from a low of 8.34 for Comparable 5 to a high of 12.05 for Comparable 2. We are of the opinion a reasonable PGIM for the subject property is 9.50, which is supported by all of the comparables. As will be noted later in the Income Approach to Value, the subject's potential gross income is estimated at \$395,507 (including CAM). The prospective market value of the subject property Upon Stabilization, based on the Potential Gross Income Multiplier (PGIM) Method, can be illustrated as follows:

Potential Gross Income	\$	395,507
Times Estimated PGIM	X	9.50
Indicated Value	\$3	,757,317
Rounded to, Say	<u>\$3</u>	<u>,755,000</u>

#### **Estimation of Market Value via Price Per Square Foot Method:**

The comparable sales are also being analyzed via the Price Per Square Foot Method. In this methodology, each of the comparables are adjusted for location, quality of construction, and condition (age) in comparison to the subject property, if appropriate. The estimated value is then applied to the square footage of the subject property. A synopsis of the comparables, as well as their adjustments, can be shown as follows:

## Sales Comparison Approach to Value

		Sale	Sale	Sale	Sale	Sale	Sale	Sale	Sale
	Subject	1	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>	<u>6</u>	<u>7</u>	<u>8</u>
			_	_	_				_
Sale Date	September-07	August-07	July-07	June-07	January-07	December-06	August-06	August-06	August-06
Net Building Area Square Feet	13,166	16,992	44,037	10,501	13,600	9,568	9,640	23,350	9,540
Effective Age (Years)	New	New	10 - 15	5	5 - 6	New	New	New	New
Sales Price		\$4,600,000	\$10,500,000	\$2,000,000	\$2,450,000	\$2,650,000	\$3,397,000	\$7,592,000	\$3,448,000
Sales Price per Square Foot		\$270.72	\$238.44	\$190.46	\$180.15	\$276.96	\$352.39	\$325.14	\$361.43
Elapsed Time (Months)		0	2	3	8	9	13	13	13
Non-Physical Adjustments									
Property Rights		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Financing		\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Conditions of Sale		<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Cash Equal. Sales Price		\$4,600,000	\$10,500,000	\$2,000,000	\$2,450,000	\$2,650,000	\$3,397,000	\$7,592,000	\$3,448,000
Add Time (Adjusted Monthly/Location)		<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
Time Adjusted Sales Price		\$4,600,000	\$10,500,000	\$2,000,000	\$2,450,000	\$2,650,000	\$3,397,000	\$7,592,000	\$3,448,000
Divided by Building Area		<u>16,992</u>	<u>44,037</u>	<u>10,501</u>	<u>13,600</u>	<u>9,568</u>	<u>9,640</u>	<u>23,350</u>	<u>9,540</u>
Value P.S.F. of Improvement Area		\$270.72	\$238.44	\$190.46	\$180.15	\$276.96	\$352.39	\$325.14	\$361.43
Physical Adjustments									
Location		Inferior	Inferior	Inferior	Inferior	Inferior	Similar	Similar	Similar
Quality		Similar	Similar	Inferior	Inferior	Similar	Similar	Similar	Similar
Condition (Age)		<u>Similar</u>	<u>Inferior</u>	<u>Inferior</u>	<u>Inferior</u>	<u>Similar</u>	<u>Similar</u>	<u>Similar</u>	<u>Similar</u>
Net Adjustment		Inferior	Inferior	Inferior	Inferior	Inferior	Similar	Similar	Similar

Prior to any adjustments, the comparable sales have prices ranging from a low of \$190.46 per square foot for Comparable Sale 3 to a high of \$361.43 per square foot for Comparable Sale 8. After taking into account non-physical adjustments for property rights, financing, conditions of sale, and market advancement (time), the comparables sales have the same range of value as before the non-physical adjustments are considered. It is our opinion no market advancement (time) should be applied to any of the comparables at this time due to the leveling trend in the market place.

In terms of physical adjustments, the Relative Comparison Analysis is considered. This analysis considers qualitative adjustments rather than quantitative adjustments. The Relative Comparison Analysis analyzes comparables properties in terms of inferiority, superiority, or similarity to the subject property. These adjustments are not expressed as a dollar or percentage adjustment. In this portion of the analysis, we are analyzing the comparables in terms of location, quality, and condition (age).

In our opinion, Comparable Sales 1 through 5 are inferior to the subject in terms of location and therefore are adjusted upward. Comparable Sales 6 through 8 are similar and therefore require no adjustment in this category.

In terms of quality, all of the comparables are similar with the exception of Comparable Sales 3 and 4. These sales are considered inferior and are adjusted upwards in this category.

In terms of condition (age), all of the comparable sales are similar except for Comparable Sales 2, 3 and 4, which are inferior and are adjusted upwards in this category.

After consideration of all of the sales and considering the analysis of same, it is our opinion a reasonable price per square foot for the subject property is \$290.00 per square foot of enclosed area. Accordingly, the prospective market value of the subject property Upon Stabilization, based on the Price Per Square Foot Method, can be illustrated as follows:

Subject's Net Building Square Footage	13,166
Times Estimated Value P.S.F.	x \$290.00
Indicated Value	\$3,818,140
Rounded to, Say	<u>\$3,820,000</u>

## RECONCILIATION OF THE SALES COMPARISON APPROACH TO VALUE:

The Sales Comparison Approach to Value has utilized two methods of valuation: the Sale Price Per Square Foot Method and the Potential Gross Income Multiplier (PGIM) Method. The Potential Gross Income Multiplier (PGIM) Method indicates a prospective market value of \$3,755,000 for the subject property. The Sale Price Per Square Foot Method indicates a prospective market value of \$3,820,000 for the subject property. Strongest weight is placed on the Potential Gross Income Multiplier as a typical purchaser of a property similar to the subject is interested in an income stream and therefore most weight is placed on this approach. Accordingly, we estimate a reasonable prospective market value for the subject property Upon Stabilization, via the Sales Comparison Approach to Value, to be \$3,755,000.

# **INCOME APPROACH TO VALUE**

#### THE INCOME APPROACH TO VALUE:

The Income Approach to Value is based on the premise that an investor who purchases income producing real estate is trading a sum of present dollars for the right to receive future dollars. Income producing property is typically purchased for investment purposes, and the projected net income stream is the critical factor affecting its market value.

The Income Approach is also greatly affected by the principle of anticipation. This is reflected in the definition of value which states that the value is the present worth of all rights to future benefits. Therefore, the projected income stream is of extreme importance when estimating a property's value. The appraiser must consider both quality and quantity of the income stream as it relates to value. Many factors can affect net income, including supply and demand, changes in land use, or traffic patterns. External forces such as a rise in interest rates or social changes may also have an affect on value.

The valuation of a property utilizing the Income Approach consists of the following procedure:

- Estimate Gross Income either by contract rent or comparison to similar properties (market rent).
- Estimate an appropriate vacancy and collection loss.
- Estimate expenses which consist of three categories: fixed (expenses not affected by occupancy), variable (expenses affected by occupancy), and reserves for replacement.
- Subtract expenses from effective gross income to arrive at net operating income.
- By use of the proper capitalization technique, convert net income into value.

Since the purpose of this approach is to estimate the subject's market value based on a fee simple analysis, market rent is being estimated in this situation. According to *The Dictionary of Real Estate Appraisal*, Fourth Edition (Page 176), the definition of market rent is as follows:

The most probable rent that a property should bring in a competitive and open market reflecting all conditions and restrictions of the specified lease agreement including term, rental adjustment and revaluation, permitted uses, use restrictions, and expense obligations; the lessee and lessor each acting prudently and knowledgeably, and assuming consummation of a lease contract as of a specified date and the passing of the leasehold from lessor to lessee under conditions whereby: 1. Lessee and lessor are typically motivated.; 2. Both parties are well informed or well advised, and acting on what they consider their best interests.; 3. A reasonable time is allowed for exposure in the open market.; 4. The rent payment is made in terms of cash in U.S. dollars, and is expressed as an amount per time period consistent with the payment schedule of the lease contract.; 5. The rental amount represents the normal consideration for the property leased unaffected by special fees or concessions granted by anyone associated with the transaction.

Within this analysis, we are utilizing comparable rental properties located within the subject's general market area that a typical tenant seeking retail/office space would consider as a likely alternative. The following is this analysis.

## **COMPARABLE RENTALS MAP**





ADDRESS: 2209 - 2311 Santa Barbara Boulevard Cape Coral FL

**BUILDING AREA:** 42,530 Square Feet

**MINIMUM UNIT SIZE:** 1,340 Square Feet

**MAXIMUM UNIT SIZE:** 9,420 Square Feet

MINIMUM RENTAL RATE: \$23.00 Per Square Foot

**MAXIMUM RENTAL RATE:** \$26.00 Per Square Foot

**CAM CHARGES:** \$7.16 Per Square Foot

**TERMS:** Minimum 5 Years with 4% Annual Increases, Net

**COMMENTS:** All leases are reported to be absolute net with a CAM pass through for real estate taxes, insurance, maintenance, utilities, and management. This community center has a rightin/right-out access from Santa Barbara Boulevard as well as rear access.

274



ADDRESS: 230 Santa Barbara Boulevard Cape Coral FL

**BUILDING AREA:** 31,106 Square Feet

MINIMUM UNIT SIZE: 1,502 Square Feet

**MAXIMUM UNIT SIZE:** 1,865 Square Feet

MINIMUM RENTAL RATE: \$20.00 Per Square Foot

MAXIMUM RENTAL RATE: \$20.00 Per Square Foot

**CAM CHARGES:** Expenses are passed through to the tenant via an determined CAM

**TERMS:** Multi-year, net

**COMMENTS:** This is a proposed center. It is to be located on the southwest corner of Santa Barbara Boulevard and Mid Cape Terrace, approximately 2,000' south of Pine Island Road. Available occupancy is scheduled for January 2009.

19



ADDRESS: 1327 N.E. Pine Island Road Cape Coral FL

**BUILDING AREA:** 11,290 Square Feet

MINIMUM UNIT SIZE: 1,000 Square Feet

MAXIMUM UNIT SIZE: 3,000 Square Feet

MINIMUM RENTAL RATE: \$24.00 Per Square Foot

**MAXIMUM RENTAL RATE:** \$24.00 Per Square Foot

**CAM CHARGES:** Expenses passed through via an undisclosed CAM

TERMS: ,

**COMMENTS:** This is a CBS neighborhood shopping center that is 'anchored" by a Mel's Diner restaurant. It is located on the north side of Pine Island Road with adequate access.



ADDRESS: 728 Pine Island Road Cape Coral FL

**BUILDING AREA:** 21,400 Square Feet

**MINIMUM UNIT SIZE:** 1,200 Square Feet

MAXIMUM UNIT SIZE: 6,850 Square Feet

MINIMUM RENTAL RATE: \$18.00 Per Square Foot

**MAXIMUM RENTAL RATE:** \$28.00 Per Square Foot

**CAM CHARGES:** \$4.50 Per Square Foot

TERMS: Multi-Year, with 4% Annual Increases, Triple Net Lease

**COMMENTS:** This retail/office center currently has three (3) restaurants occupying 6,000 square feet. It is a new center with good access from Pine Island Road. Units are being offered as Vanilla Shells. Absorption has been approximately 950 square feet per month.

64



ADDRESS: 814 Pine Island Road Cape Coral FL

**BUILDING AREA:** 40,150 Square Feet

MINIMUM UNIT SIZE: 627 Square Feet

**MAXIMUM UNIT SIZE:** 4,892 Square Feet

MINIMUM RENTAL RATE: \$22.00 Per Square Foot

MAXIMUM RENTAL RATE: \$30.00 Per Square Foot

**CAM CHARGES:** \$4.50 Per Square Foot

**TERMS:** Multi-Year with 5% Annual Increases,

**COMMENTS:** This neighborhood center has recently been completed. It is accessed from Skyline Boulevard and S.W. 4th Street. Rent on Skyline Boulevard is \$26.00 to \$30.00 per square foot. Rent off the road is \$22.00 per square foot. The annual rent adjustment is 5%. The CAM is for real estate taxes, insurance, maintenance, utilities and management. The units are rented as "vanilla shells". Absorption has been at approximately 1,250 square feet per month.

66



ADDRESS: 1101 Pine Island Road Cape Coral FL

**BUILDING AREA:** 81,708 Square Feet

MINIMUM UNIT SIZE: 1,500 Square Feet

**MAXIMUM UNIT SIZE:** 2,536 Square Feet

MINIMUM RENTAL RATE: \$23.00 Per Square Foot

MAXIMUM RENTAL RATE: \$25.00 Per Square Foot

**CAM CHARGES:** \$4.50 Per Square Foot

TERMS: Multi-Year, with 4% Annual Increases, Net

**COMMENTS:** This is a proposed retail/office center. It is expected to be completed in the January/February 2008. Currently 4,000 square feet is lease. This indicates an absorption of approximately 350 square feet per month. This absorption should increase once the center nears completion and/or completed. It is located on the north side of Pine Island Road, just west of Skyline Boulevard.

#### **ANALYSIS/DISCUSSION OF COMPARABLE RENTALS:**

In estimating the market rent for the subject property, we have utilized competitive properties in this local marketplace that a typical tenant would consider if also considering the subject property. The base rental rates of the comparable properties range from a low of \$18.00 per square foot, to \$30.00 per square foot on a net basis. Two of the comparables are proposed projects as where the balance of the comparables are existing. Comparable Rental 1 is immediately south of the subject and is comprised of three separate buildings. The most recent rental occurred in this building at \$23.00 per square foot. A summary of the comparable rentals is illustrated as follows:

Building Area	Base Rent Range		Base Rent Range		Net w/CAM or Gross
42,530	\$23.00	\$26.00	Net - CAM		
			\$7.16		
31,106	\$20.00	\$20.00	Net - CAM		
			Not disclosed		
11,290	\$24.00	\$24.00	Net - CAM		
			Not disclosed		
21,400	\$18.00	\$28.00	Net - CAM		
			\$4.50		
40,150	\$22.00	\$30.00	Net - CAM		
			\$4.50		
81,708	\$23.00	\$25.00	Net - CAM		
			\$4.50		
	Area  42,530  31,106  11,290  21,400  40,150	Area Base Rent  42,530 \$23.00  31,106 \$20.00  11,290 \$24.00  21,400 \$18.00  40,150 \$22.00	Area         Base Rent Range           42,530         \$23.00         \$26.00           31,106         \$20.00         \$20.00           11,290         \$24.00         \$24.00           21,400         \$18.00         \$28.00           40,150         \$22.00         \$30.00		

#### Notes

- 1 CAM is only for the \$18.00 psf rent, the \$24.00 psf rent is gross
- 2 This rental comparable is leased on a full service bases, including janitorial and electric

It is our opinion, taking into account the comparable rentals found within this immediate market area, the general design, location, and access of the subject property, the estimated market rental rate for the subject property is \$20.00 - \$25.00 or say \$23.00 per square foot on a net basis. As such, various expenses associated with this property would be passed through to the tenant via a Common Area Maintenance (CAM) charge. This rental rate will be factored into the forthcoming analysis.

#### **VACANCY/COLLECTION LOSS:**

#### **Upon Stabilization:**

This commercial submarket within the overall market area of the subject property appears to be very strong in terms of occupancy levels for retail/office space. The energy associated with this area is due in part to Veterans Parkway but also to the Target/Publix center as well as the nearby Lowe's Home Center. We are aware of higher vacancy levels in other areas of Cape Coral and Lee County, which is due in part to the oversupply of housing in this general market area. It has been reported there is upward to 24 months of oversupply of housing in this general market place. However, again, we observed strong occupancy levels within this immediate market area, which appears to be poised to accept more retail/office space. We are of the opinion a vacancy and collection of the subject property upon stabilization would be 5%.

#### **Upon Completion:**

In the forthcoming Discounted Cash Flow (DCF) model, in estimating the perspective market value of the subject property Upon Completion, we are assuming only a portion of the building will be preleased. In our efforts to prepare the rental study for this project, we interviewed a wide variety of brokers, property managers, and market participants as well as reviewed other similar type properties in the market place and have concluded there will be approximately a 1/3 of the building will be pre-leased. After the time of completion, the balance of the space should be leased within 6 months. For the purposes of the forthcoming DCF model, we will assume approximately 2-3 units or 1/3 of the building will be pre-leased prior to completion. In addition, we estimate the balance of the building will be fully leased within 6 months after completion or by 1 November 2008. Year 1 within the holding period in the DCF model will reflect a vacancy and collection loss of 33%. Year 2, and thereafter, the model will reflect a 5% vacancy and collection loss.

#### **ANALYSIS OF EXPENSES:**

We were either provided or estimated the operating expenses associated with the subject property. The analysis of expenses can be divided into three categories: fixed, variable, and reserves for replacement. This analysis appears as follows:

#### **Fixed Expenses:**

Fixed expenses are expenses that do not normally vary with occupancy.

<u>Real Estate Taxes:</u> Since the subject property is proposed, we have estimated the ad valorem real estate tax obligation for this property. We estimate a reasonable tax obligation for the subject property to be \$44,800 per year.

<u>Insurance:</u> The annual insurance premium for the subject property was not provided. We estimate a reasonable insurance premium for the subject building to be \$23,000.

#### **Variable Expenses:**

Variable expenses are those expenses which vary with occupancy. These categories would include management, maintenance/repairs, and other miscellaneous expenses.

<u>Management:</u> Management expense typically includes collection of rents, payment of expenses, and dealing with tenant concerns. Locally, management is based on an applied percent of the base rent collected. Typically, local management fees are based on approximately 4% of the base rent, which is applied in the forthcoming analysis.

<u>General Maintenance:</u> Typically, general maintenance includes exterior maintenance such as lawn care, general cleanup, exterior pest control, and nominal interior repairs. It has been estimated the general maintenance on the building is \$7,500 per year.

<u>Utilities:</u> Within this analysis, we are factoring in a common area electric charge of \$2,400 per year.

#### **Reserves for Replacement:**

Reserves for replacement allow for the replacement of short-lived components that normally wear out more quickly than the main structure. This allowance will be made based on a percentage of the Effective Gross Income. In terms of the subject property it is our opinion because it will be new, a smaller percentage of Effective Gross Income should be set aside for reserves. For this analysis, we will assume 1% of the Effective Gross Income will be set aside for reserves for replacement. In the DCF model the reserves will change over time because of the Effective Gross Income will also change during the holding period.

On the following page is the estimated net operating income for the subject property.

\$279,245

## **NET OPERATING INCOME SUMMATION**

<del></del> -	<del></del>		<u> </u>		•	
Base Rent						
Retail/Office	13,166	Sq. Ft.	@	\$23.00	=	\$302,818
Plus CAM	13,166	Sq. Ft.	@	\$7.04	=	\$92,689
. 10.0 0	. 5, . 5 5	94	O	Ψ		<b>40</b> 2,000
Less Vacancy and Collection			@	5.00%		<u>-\$19,775</u>
Effective Gross Income						\$375,731
Less Operating Expenses Fixed Expenses						
Real Estate Taxes			\$44,800			
Insurance			<u>\$23,000</u>	<b>407.000</b>		
Total Fixed Expenses				\$67,800		
Variable Expenses						
Management at		4.00%	\$15,029			
Maintenance			\$7,500			
Utilities			<u>\$2,400</u>	001000		
Total Variable Expenses				\$24,929		
Reserves for Replacement				<u>\$3,757</u>		
Less Total Expenses						<u>-\$96,486</u>

Net Operating Income

#### OVERALL RATE SELECTION/VALUATION - UPON STABILIZATION:

Selection of the capitalization rate is one of the most critical steps in the Income Approach to Value. Selecting the proper rate must be done carefully. A difference of only 1% can change the value indication thousands of dollars. We are utilizing several methodologies in order to estimate the subject's overall rate.

One of the methods we will utilize is the Direct Capitalization Method, whereby the comparable market sales used in the Sales Comparison Approach to Value will be analyzed to determine the overall rate. This method is most basic, direct, and easily understood of all of the methods. The formula for this method:

This method is based solely on market evidence, in this case on the comparable improved sales found in the Sales Comparison Approach to Value. The following grid will show the indicated overall rates for the comparable improved sales:

	SALE 1	SALE 2	SALE 3	SALE 4	SALE 5	SALE 6	SALE 7	SALE 8
Sale Date	August-07	July-07	June-07	January-07	December- 06	August-06	August-06	August-06
Net Income	<u>\$279,929</u>	<u>\$651,459</u>	<u>\$166,966</u>	<u>\$167,772</u>	<u>\$245,273</u>	<u>\$230,102</u>	<u>\$557,353</u>	<u>\$227,851</u>
Sales Price	\$4,600,000	\$10,500,000	\$2,000,000	\$2,450,000	\$2,650,000	\$3,397,000	\$7,592,000	\$3,448,000
= Overall Rate	0.0609	0.0620	0.0835	0.0685	0.0926	0.0677	0.0734	0.0661

Within this methodology, the overall rates for the comparables range from a low of .0609 for Comparable Sale 1 to a high of .0926 for Comparable Sale 5. With the exclusion of Comparable 5, the high end of this array is .0835 for Comparable Sale 3. We are of the opinion, a reasonable overall capitalization rate is .0750, which is supported by these comparables.

We have also referred to the Korpacz Real Estate Investor Survey, 3<sup>rd</sup> Quarter 2007, published by PriceWaterhouseCoopers. The National Net Lease Market indicates an overall capitalization rate range of 6.00% to 10.00% with an average of 7.54%.

It is our opinion, stronger weight should be placed on the overall rate as developed directly from the local marketplace. Accordingly, we estimate a reasonable overall capitalization rate for the subject property to be .0750. Therefore, we estimate the prospective market value of the subject property Upon Stabilization, via the Income Approach to Value, to be as follows:

# ESTIMATION OF PROSPECTIVE MARKET VALUE - UPON COMPLETION

#### **ESTIMATION OF PROSPECTIVE MARKET VALUE - UPON COMPLETION:**

In addition to the analysis of the subject property in terms of an estimated prospective market value Upon Stabilization, we are also estimating the prospective market value of the subject property Upon Completion. In the preceding Income Approach to Value, we discussed occupancy levels both in terms of a stabilized basis as well as the anticipated pre-leasing and lease up time frame after completion of construction. It is our opinion little rental activity will occur on this property until it is almost completed. At that time, we anticipate that approximately one-third of the units will be pre-leased. After completion we anticipate the balance of the units to be leased with 6 months. Accordingly, we anticipate a vacancy and collection loss associated with the first year of the DCF Model to be 33%. In years two and beyond, we anticipate stabilized vacancy and collection at 5.0%. In order to analyze the subject property in terms of a prospective market value Upon Completion, we are utilizing a Five Year Discounted Cash Flow (DCF) Analysis, which takes into account the estimated vacancy and collection loss that is projected for the proposed subject improvements after completion. In addition, the Five Year Discounted Cash Flow (DCF) Model reflects anticipated increases in rent levels, as well as expenses along with typical investor thinking for an income producing type property.

#### **Discounted Cash Flow (DCF) Method:**

Income producing properties are typically purchased for investment purposes and from an investor's point of view. Therefore, value is created by the expectation of benefits to be derived in the future. Value can be defined as a present worth of all future benefits. Income capitalization methods and techniques all represent attempts to quantify these expected future benefits. In the simplest format, capitalization involves dividing one year's net operating income by an estimated overall capitalization rate. An additional method would be to analyze the anticipated changes in both income and expenses. In our opinion, a Discounted Cash Flow (DCF) Method is appropriate since the income stream of the subject property is likely to change over time. As a result, a Discounted Cash Flow (DCF) Method is generally utilized in sophisticated investment properties where purchasers of these types of properties generally think in these terms. A prospective purchaser of the subject property is most interested in the potential income of the property and the prospects for increases over a typical holding period, which in this case is estimated to be five (5) years. At the end of the holding period, the investor would possibly sell the property to another investor. The Discounted Cash Flow (DCF) Method best represents the investment conditions of the subject property by virtue of its rental income, as well as being applicable to the aforementioned value definitions.

In the forthcoming Discounted Cash Flow (DCF) Model, the anticipated income streams over the next five years are shown. Although a Five Year Discounted Cash Flow (DCF) Method is utilized, the sixth year net operating income is also calculated in the model, as an investor will capitalize the anticipated income stream over that next year. The Discounted Cash Flow Model requires that the estimated net operating income for each of the next five years be discounted back to present value. The net operating income takes into account the rental income, the CAM charges collected and various expenses associated with this property. The Net Operating Income for each year is then discounted back with an appropriate discount rate. The discounted values of each year are added together to calculate the discounted cash flow of the income stream. This figure is then added to the discounted value of the anticipated reversion. This is the capitalization of the sixth year net operating income, less sales expenses, with the terminal capitalization rate to indicate the estimated value of the subject property. We are of the opinion a reasonable sale expense

associated with this property is 2.5%. The terminal capitalization rate is typically 1/4% to 1% higher to represent additional risk of maintaining an income stream over that period of time. However, it is possible that the terminal rate can be lower if expectations of improvement are strong. In this situation, we estimate the terminal capitalization rate to be 1% higher than the capitalization rate observed in the marketplace. This is due to the risk associated with the anticipation of interest rates increasing during this holding period.

#### **Estimate of Discount Rate:**

The applicable discount rate utilized in this appraisal is 9.75%. Currently, investors can yield 2% to 4% with little or no risk via CD's, money market funds and zero coupon bonds. Conversely, high risk investments such as real estate or oil and gas, might anticipate a return in excess of 25% to 30%. The discount rate can be derived by using the Band of Investment Method. If one utilizes a 8.50% interest rate, a loan to value ratio of 80%, with a 15% return on capital, a 9.75% discount rate appears reasonable.

In addition to the Band of Investment Method, we also relied upon the Korpacz Real Estate Investor Survey, 3<sup>rd</sup> Quarter 2007, as published by PriceWaterhouseCoopers. Within this publication, under the National Net Lease Market, the discount rate range is from 8.00% to 12.00% with an average of 10.35%.

It is our opinion, a reasonable discount rate for the subject property is 9.75%, and is supported by the above referenced national survey. The 9.75% discount rate will be utilized in the forthcoming Discounted Cash Flow (DCF) Model.

In the following Discounted Cash Flow (DCF) Model, we are estimating the prospective market value of the subject property Upon Completion. The subject property is currently proposed. As previously noted, we are of the opinion there will be some leasing activity on this property prior to completion and this most likely will occur towards the end of construction. Furthermore, we have estimated it will take approximately 6 months for this property to be fully leased after completion. We are estimating approximately one-third of the facility will be pre-leased. After the structure is completed, leasing activity should continue on with units being absorbed into the market on a monthly or quarterly basis. For the purposes of the DCF Model we will factor a 33% vacancy and collection loss in Year 1. After that time frame it is anticipated it will be fully stabilized with a 5.0% vacancy and collection loss. The forthcoming DCF Model illustrates a five year holding period. It is anticipated a typical investor would sell this property at the end of that timeframe. The income stream for Years 1 through 5 are then discounted to present value based at the estimated discount rate of 9.75%. Then, the estimated net operating income of Year 6 is capitalized at the terminal capitalization rate of 8.50%. Deducted from this future value is an anticipated sales expense of 2.5%. The future value less sales expense is then discounted back five years to estimate the present value of the reversion or sale of this property at the beginning of the sixth year. The present worth of the income stream plus the present value of the reversion, after sales expenses and are deducted, indicates the prospective market value of the subject property Upon Completion. Given the conditions of this analysis, including the projected increases to the rental rates and expenses, as well as the estimated discount rate and terminal capitalization rate, the Discounted Cash Flow (DCF) Model for the subject property can be illustrated on the following page.

## <u>DISCOUNTED CASH FLOW MODEL -</u> PROSPECTIVE MARKET VALUE UPON COMPLETION

	YEAR 1	YEAR 2	YEAR 3	YEAR 4	YEAR 5	YEAR 6
Gross Income						
Rental Income						
Retail/Office	\$302,818	\$311,903	\$321,260	\$330,897	\$340,824	\$351,049
Plus CAM	<u>\$85,775</u>	<u>\$92,561</u>	<u>\$96,043</u>	<u>\$99,658</u>	<u>\$103,410</u>	<u>\$107,306</u>
Potential Gross Income	\$388,593	\$404,464	\$417,303	\$430,555	\$444,234	\$458,355
Less Vacancy and Collection at	33.33%	5.00%	5.00%	5.00%	5.00%	5.00%
equals	<u>-\$129,530</u>	<u>-\$20,223</u>	<u>-\$20,865</u>	<u>-\$21,528</u>	<u>-\$22,212</u>	<u>-\$22,918</u>
Effective Gross Income	\$259,063	\$384,240	\$396,438	\$409,027	\$422,023	\$435,437
Less Operating Expenses						
FIXED EXPENSES						
Real Estate Tax	-\$44,800	-\$46,592	-\$48,456	-\$50,394	-\$52,410	-\$54,506
Insurance	-\$23,000	-\$23,920	-\$24,877	-\$25,872	-\$26,907	-\$27,983
VARIABLE EXPENSES						
Management	-\$8,075	-\$11,852	-\$12,208	-\$12,574	-\$12,951	-\$13,340
Maintenance	-\$7,500	-\$7,725	-\$7,957	-\$8,195	-\$8,441	-\$8,695
Utilities (common area)	-\$2,400	-\$2,472	-\$2,546	-\$2,623	-\$2,701	-\$2,782
Reserves	<u>-\$2,591</u>	<u>-\$3,842</u>	<u>-\$3,964</u>	<u>-\$4,090</u>	<u>-\$4,220</u>	<u>-\$4,354</u>
Net Operating Income	\$170,697	\$287,837	\$296,430	\$305,280	\$314,393	\$323,777
Equals Present Value at						
9.75%	\$155,533	\$238,967	\$224,238	\$210,416	\$197,447	
Present Value of the Income Stream	\$1,026,601		<u>Variables:</u>			
			Year 6th NOI:		\$323,777	
Present Value of the Reversion	<u>\$2,332,434</u>		Terminal Cap Rate:		8.50%	
Total (Income Stream plus Reversion)	\$3,359,036		Future Sales	Expense:	2.50%	
Estimated Market Value	\$3,359,036					
Rounded to, say	\$3,360,000					

# **INSURABLE VALUE**

#### **ESTIMATION OF INSURABLE VALUE:**

The purpose of this section of this assignment is to estimate the insurable value of the proposed subject improvements. The insurable value is being estimated via the Cost Approach to Value. For this assignment, insurable value is defined as full replacement cost new. In addition, as per *The Dictionary of Real Estate Appraisal*, Fourth Edition (Page 147), the definition of insurable value is:

- 1. The value of an asset or asset group that is covered by an insurance policy; can be estimated by deducting cost of non-insurable items (e.g. land value) for market value.
- 2. The value used by insurance companies as a basis for insurance. This value is often considered to be replacement or reproduction cost plus allowances for debris removal or demolition less deterioration or non-insurable items. It is sometimes cash value or market value, but often entirely a cost concept. (Marshall & Swift LP)

For purposes of this analysis, we will estimate the replacement cost new of the improvements. <u>This value does not include:</u> any depreciation or obsolescence; site improvements; impact fees; architectural and site engineering fees; land value; rent/income loss that may be incurred by the property owner during reconstruction; landscaping; or any equipment associated with the property.

Utilizing the developer's cost, as previously illustrated in this report, in conjunction with the aforementioned insurable value definition, we estimate the insurable value as follows:

Reproduction Cost	\$2,	213,682	
Plus Debris Removal	\$	58,663	
Replacement Value			\$2,272,345
Less Depreciation			<u>\$ 0</u>
Cash Value			\$2,272,345
Excluded Value			
Architectural (1)	\$1	29,400	
City of Cape Coral Impact Fees (1)	\$	95,000	
Civil Engineer (1)	\$	73,300	
Road widening fees to the City of Cape Coral (1)	\$	40,250	
Landscaping (1)	\$	18,500	
Foundation	\$	68,624	
Subtotal			<u>-\$ 425,074</u>
Indicated value			\$1,847,270
Rounded to, say			\$1,850,000

#### Note

<sup>1 -</sup> As supplied by developer

#### **RECONCILIATION OF VALUE ESTIMATES:**

"As Is" Value: \$1,220,000

Prospective Market Value Upon Stabilization:

Cost Approach to Value: \$3,745.000 Sales Comparison Approach to Value: \$3,755,000 Income Approach to Value: \$3,725,000

**Prospective Market Value Upon Completion:** \$3,360,000

Insurable Value \$1,850,000

The above estimates are based on differing approaches, which are indications in each situation.

In order to estimate the "As Is" (land only) value of the subject property we utilized the sales comparison approach, incorporated into the Cost Approach to Value. In terms of the comparable land sales, we considered a variety of adjustments, both non-physical as well as physical. In the final analysis, we are of the opinion the "As-Is" market value of the subject property (land only), as of 18 September 2007, is \$1,220,000.

In order to estimate the Perspective Market Value Upon Stabilization, we employed all three traditional approaches to value, Cost, Sales Comparison and Income. Within the Cost Approach to Value, we were supplied the Developer's Cost Estimate. In addition, the Marshall Valuation Service, a nationally recognized cost service, was utilized in estimating the cost new of the proposed improvements. These two costs are within less than 1% of each other; therefore, we utilized the developer's cost within this approach. In the final analysis, weight is placed on the Cost Approach to Value, as the subject property is proposed.

Within the Sales Comparison Approach to Value, we utilized a variety of comparable retail/office facilities that recently sold in the Lee County marketplace. These comparables were analyzed via a Potential Gross Income Multiplier (PGIM) Method as well as a Price Per Square Foot Method. Strongest weight is placed on the Potential Gross Income Multiplier (PGIM) Method. As a purchaser of the subject property is interest in the income that can be generated by a property similar to the subject. Since all of these comparables have many similar likenesses to the subject and have recent sales dates, strong weight is also placed on this approach to value.

As the subject property is an income producing type property, weight is also given to the Income Approach to Value. Within this analysis, we estimated the market rent of the subject property based on comparable rental properties that are considered to be likely alternatives for a prospective tenant. Within this analysis, we not only estimated the market rent, but also various expenses that are associated with the ownership of this property. Furthermore, after estimating the net operating income, we estimated an overall capitalization rate via several methodologies. After estimating a reasonable overall capitalization rate for the subject property, we applied it to the net operating income to estimate the prospective market value of the subject property Upon Stabilization. Since the subject property lends itself to be an investor type property, strong weight is also placed on this approach to value.

As the subject property lends itself to primarily be an investor type property, strongest weight is placed on the Income Approach to Value, which is well supported by the other two approaches in estimating the prospective market value of the subject property Upon Stabilization. Accordingly, we estimate the prospective market value of the subject property Upon Stabilization, as of 1 November 2008, the estimated date of stabilization, to be \$3,725,000.

We have also estimated the prospective market value of the subject property Upon Completion of the proposed subject improvements. We employed the Five Year Discounted Cash Flow (DCF) Model in this analysis in order to reflect the anticipated vacancy in the first year. In the Rental Study, for properties competing with the proposed subject improvements, there is a relatively low vacancy in this marketplace. It is anticipated, the subject property will have some pre-leasing associated with it, estimated to be approximately 1/3 prior to completion of construction. The balance of the space is anticipated to require upwards to 6 months after completion to be fully leased. The Discounted Cash Flow (DCF) Model reflects this anticipated vacancy as well as increases to rental rates and expenses over a holding period of five years. The income streams for each year are then discounted at a reasonable discount rate, which are added to the anticipated reversion value to reflect a prospective market value of the subject property Upon Completion. In the final analysis, we are of the opinion the prospective market value of the subject property Upon Completion, as of 1 May 2008, the estimated date of completion, is to be \$3,360,000.

We have also estimated the Insurable Value of the proposed improvements. This value is based on the building improvements only, which includes demolition and debris removal but excludes various things such as depreciation or obsolescence, site improvements, impact fees, architectural and site engineering fees, land value, foundation and rent/income loss that may be incurred by the property owner during reconstruction as well as any equipment. To develop this estimated value, we relied upon the Cost Approach in estimating the reproduction cost new as supplied by the developer as well as various cost estimates as supplied by Marshall Valuation Service, a nationally recognized cost service. In the final conclusion, we are of the opinion a reasonable insurable value for the subject property is \$1,850,000.

#### **CERTIFICATE OF APPRAISAL**

We certify that, to the best of our knowledge and belief:

- -The statements of fact contained in this report are true and correct.
- -The reported analyses, opinions, and conclusions are limited only by the reported assumptions and limiting conditions, and are our personal unbiased professional analyses, opinions, and conclusion.
- -We have no present or prospective interest in the property that is the subject of this report, and we have no personal interest or bias with respect to the parties involved.
- -We have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment.
- -Our engagement in this assignment was not contingent upon developing or reporting predetermined results.
- -Our compensation is not contingent upon the development or reporting of a predetermined value or direction in value that favors the cause of the client, the amount of the value opinion, the attainment of a stipulated result, or the occurrence of a subsequent event directly related to the intended use of this appraisal.
- -Our analyses, opinions, and conclusions were developed, and this report has been prepared, in conformity with the Uniform Standards of Professional Appraisal Practice. This appraisal assignment was not made nor was the appraisal rendered on the basis of a requested minimum valuation, specific valuation, or an amount which would result in approval of a loan.
- -We certify that the use of this report is subject to the requirements of the Appraisal Institute relating to review by its duly authorized representatives.
- -As of the date of this report, Gerald A. Hendry, MAI, CCIM, has completed the requirements of the continuing education program of the Appraisal Institute.
- -As of the date of this report, Timothy D. Rieckhoff and Gerald A. Hendry, MAI, CCIM have completed the requirements of the continuing education program for the State of Florida's Certified General Appraiser's Certification. Furthermore, Gerald A. Hendry, MAI, CCIM, has completed the requirements of the continuing education program of the Appraisal Institute.-Timothy D. Rieckhoff, Associate Appraiser has made a personal inspection of the property that is the subject of this report. Mr. Gerald A. Hendry, MAI, CCIM has subsequently made a personal inspection of the property that is the subject of this report.
- -No one provided significant professional assistance to the person signing this report.

In addition to the standard Assumptions and Limiting Conditions contained in this report this appraisal has a Hypothetical Condition and several Extraordinary Assumptions associated with it. The Hypothetical Condition associated with this appraisal is as follows:

#### **Hypothetical Conditions:**

 For the purpose of this analysis it is assumed the proposed improvements exist in the estimation of the prospective Upon Stabilized and Upon Completion values.

#### **Extraordinary Assumptions:**

In addition, there are several Extraordinary Assumptions associated with this appraisal are as follows:

 Completion of the proposed facility as illustrated on the architectural and engineering plans that were provided. The construction plans were prepared by:

International Architecture
Division of Archimetrics, Inc.
1415 Dean Street
Suite 116
Fort Myers, Florida 33901
Telephone number – 1-239-476-8822
Dated - 9 April 2007 (latest revision dated 10 May 2007)

The site plan was prepared by:

Source, Inc.
Engineers - Planners
1334 Lafayette Street
Cape Coral, Florida
Telephone number – 1-239-549-2345
Dated 21 August 2006

- The values, Upon Completion and Upon Stabilization are prospective future values. These prospective future values are based on current market evidence and trends. We assume there will be no significant changes to take place in the market prior to these future dates.
- A portion of this assignment involves estimating insurable value, in terms of the property owner's building insurance responsibility. This insurable value is based on the building improvements only. This insurable value does not include: any depreciation or obsolescence; site improvements; architectural and site engineering fees; impact fees; land values; foundation or rent/income loss that may be incurred by the property owner during reconstruction; or equipment. This is assumed to be the typical methodology of the insurance industry to develop insurance value and this assignment is subject to same.

 The insurance companies in the State of Florida are currently experiencing changes in the industry including high premium increases and non-renewals due to the recent hurricanes. We assume insurance would be available for the subject. This assignment is subject to same.

If any of these assumptions are found to be false, it could alter our opinions or conclusions.

By reason of our investigation and analysis, data contained in this report, and our experience in the real estate appraisal business, it is our opinion the "As Is" (land only) market value of the subject property, as of 18 September 2007, is as follows:

ONE MILLION TWO HUNDRED TWENTY THOUSAND DOLLARS ......(\$1,220,000.00)

In addition, it is our opinion the prospective market value of the subject property Upon Completion, as of 1 May 2008, the anticipated date of completion, is expected to be as follows:

THREE MILLION THREE HUNDRED SIXTY THOUSAND DOLLARS.....(\$3,360,000.00)

In addition, it is our opinion the prospective market value of the subject property Upon Stabilization, as of 1 November 2008, the anticipated date of stabilization, is expected to be as follows:

THREE MILLION SEVEN HUNDRED TWENTY FIVE THOUSAND DOLLARS .. (\$3,725,000.00)

In addition, it is our opinion the prospective insurable value of the subject property, upon completion of 1 May 2008, the anticipated date of completion, is estimated to be as follows:

ONE MILLION EIGHT HUNDRED FIFTY THOUSAND DOLLARS ......(\$1,850,000.00)

Respectfully submitted,

Gerald A. Hendry, MAI, CCIM

Vinothy D. Kreek

State-Certified General Real Estate Appraiser

RZ 2245

Timothy D. Rieckhoff, Associate Appraiser

State-Certified General Real Estate Appraiser

RZ 2261

# **ADDENDA**

#### **ENGAGEMENT LETTER**

09/07/2007 10:31 FAX 239 939 288

FIRST COMM BANK

MAXWELL&HENDR

CUUUI/UU



Fax: 239-337-3747

September 7, 2007

W. Michael Maxwell, MAI, SRA Gerald A. Hendry, MAI Maxwell & Hendry Valuation Services, Inc. 12600-1 World Plaza Lane, Building #63 Fort Myers, FL. 33907

Dear Mike:

You have been selected to appraise the property for Prime Gulf Enterprises LLC located at 2145 Santa . Barbara Blvd. Cape Coral, FL. 33991. (Parcel #25-44-23-C4-00930.0220.)

The purpose of the Summary Appraisal is to estimate the market value of the subject property as well as the insurable value of the destructible portions of the subject improvements. Your market value estimate should be "as-is" as of the date of your last inspection of the property. Depending upon the property type and its current state of development, it may also be necessary for you to estimate the prospective value upon completion and the prospective value upon achievement of stabilized occupancy. Lastly, all three approaches should be used in estimating the market value. If one or more of the approaches are not applicable, please indicate the reasons for the exclusion(s).

By accepting this appraisal assignment, you agree to prepare your appraisal report in accordance with the appraisal report content requirements set forth in Community Bank of Cape Coral's appraisal policy. A copy of this excerpt is attached to this letter and by reference is made a part of this Agreement.

By accepting this assignment you agree to provide three (3) original reports, each manually signed by the principal appraiser, no later than October 5, 2007. This deadline date may be extended should circumstances beyond your control arise. Any extension, however, must be approved by the Bank in advance of the deadline date. The three copies should be sent to the undersigned.

As compensation for professional appraisal services, the Bank agrees to pay you a total appraisal fee of \$3,800. This fee will include all expenses incurred by you in completing this assignment.

The following documents are included with this letter to help you complete your assignment in a timely and reliable fashion.

· Community Bank of Cape Coral's Appraisal Report Content Requirements

ENGAGEMENT LET	TER – CONTINUED:
09/07/2007 10:32 FAX 239 939 2883 FIRST	COMM BANK → MAXWELL&HENDRY Ø 002/009
CP WOLFILE	Community Bank of ECORAL
Your appraisal report will be used in connection pay particular attention to property and market capability and marketability of the property.	n with a loan decision. Accordingly, we request that you conditions, which influence the income production
If you should have any questions, please contact of the terms of this agreement by signing one of	ct me at (239) 210-2276. Please acknowledge acceptance opy of this letter and returning it to my attention.
Attack to the state of the stat	
Sincerely,  Ay	
Scott W. Fancher Credit Analyst & Appraisal Review 1565 Red Cedar Dr. Fort Myers, FL 33907	· ·
Phone: 239-210-2276 Fax: 239-939-2283 Email: SFancher@swfcb.com	
The undersigned appraiser accepts the terms and	d conditions of this agreement.
Maxwell & Hendry Valuation Services,	Inc.
By: Mame Name	9/1/07 Date
	2 Commercial Appraisal Engagement Letter 04-2007

### C-1 ZONING CLASSIFICATION - CAPE CORAL - LEE COUNTY:

#### .7 C-1 Pedestrian Commercial District

#### A. Purpose and Intent

These districts are established to: (1) permit areas designed to encourage and facilitate commercial activities intended to serve a large trade area, including major shopping facilities oriented to pedestrian shoppers; (2) permit other uses generally compatible with such commercial uses; and, (3) otherwise implement this Ordinance.

#### B. Permitted Uses

- Assisted Living Facility
- 2. Automatic Teller Machine (ATM)
- 3. Automotive parking establishment
- 4. Automotive parts store
- 5. Banks and financial establishments-groups I and II
- 6. Bar or cocktail lounge
- 7. Boat parts store
- 8. Building materials sales-group I
- 9. Business offices-groups I and II
- 10. Carryout/Delivery food service establishment
- 11. Child Care Facility
- 12. Cleaning and maintenance services
- 13. Clothing store, general
- 14. Clubs: fraternal and membership organization
- 15. Contractors and builders-groups I and II
- 16. Cultural facilities, private
- 17. Day care center, adult
- 18. Department store
- 19. Drug store
- 20. Essential service
- 21. Essential Service facilities-group I (Ord. 81-04, 8/2/04)
- 22. Florist shop
- 23. Flea market, indoor
- 24. Food stores-groups I and II
- 25. Gatehouse (only within a Planned Development Project) (Ord. 40-03, 5/12/03)
- 26. Government Uses-Groups I and II
- 27. Hardware store
- 28. Health care facilities-groups I, II, III and IV
- 29. Hobby, toy, game shops
- 30. Hotel/Motel and resort (Ord. 68-98, 11/30/98)
- 31. Household/office furnishings-groups I & II
- 32. Insurance company
- 33. Lawn and garden supply store
- 34. Marina
- Medical office
- 36. Mortgage broker
- 37. Mortuary, funeral home, and crematory
- 38. Motion picture theater
- 39. Multi-family Dwelling, only within the Downtown CRA and within a PDP or, when outside the Downtown CRA, within a Mixed Use Land Use designation and within a PDP, (See Special Regulations). (Ord. 11802, 1/21/03; Ord. 40-03, 5/12/03; Ord. 60-04, 6/14/04)
- 40. Nature and Wildlife Preserves

- 41. Newsstand
- 42. Nightclub
- 43. Non-store retailers-groups I and IV
- 44. Package store
- 45. Parks-groups I, II, III, and IV
- 46. Personal services-groups I, II, III, and IV
- 47. Pet services
- 48. Pet shop
- 49. Pharmacy
- 50. Photofinishing Labs (Ord 3-97, 2/10/97)
- 51. Places of Worship
- 52. Printing services establishment
- 53. Private Park
- 54. Radio and television stations
- 55. Recreation, commercial-group I
- 56. Religious facility
- 57. Rental establishments-groups I and II
- 58. Repair shops-groups I and II
- 59. Research, development and testing laboratories-groups II and III (Ord. 7-91, 2/11/91)
- 60. Restaurants-groups I, II, III, and IV
- 61. Restaurant, fast food
- 62. Schools, commercial
- 63. Schools: non-profit, private, public, or parochial-group II
- 64. Social services-groups I and II
- 65. Specialty retail shops-groups I, II, III and IV
- 66. Studio
- 67. Transportation services-groups I and II
- 68. Used merchandise stores-groups I and II
- 69. Variety store
- 70. Veterinary and animal clinics (Ord. 35-94, 6/27/94)

#### C. Special Exception Uses

- Automotive & equipment dealers group I (two acres minimum lot area; see Special Regulations D.10) (Ord. 16-05, 2/28/05)
- 2. Automotive & equipment dealers-group III
- 3. Automotive repair and service-group I
- 4. Automotive service station limited
- 5. Automotive service station-full service
- 6. Automotive service establishment
- 7. Business offices-group III
- 8. Heliport
- 9. Helistop
- 10. Landscaping services establishment
- 11. Neighborhood Storage Facility (See Special Regulations D.5) (Ord. 8100, §1, 10/23/00)
- 12. Recreation, commercial group III
- 13. Rental establishments group III
- 14. Repair shops group III
- 15. Research, development and testing laboratories group V
- 16. Self service fuel pumps
- 17. Self service fuel pump station
- 18. Storage, Enclosed (See Special Regulations D.1 and D.2 (Ord. 18-99, 5/3/99
- 19. Used merchandise stores group V (Ord. 81-00, 10/23/00)

### D. Special Regulations

- Storage, Enclosed may be permitted as a Special Exception subject to the following requirements:
  - a. Enclosed storage shall be an accessory use to a permitted use (Ord. 18-99, 5/3/99).
  - b. Minimum lot size of 43,560 square feet or 1 acre (Ord. 18-99, 5/3/99).
  - c. All storage must be situated only to the rear of the structure in which the primary use is located (Ord. 18-99, 5/3/99).
  - d. Storage shall not interfere with vehicular traffic, off street parking, and access to alleys or streets (Ord. 18-99, 5/3/99; Ord. 35-99, §1, 6/3/99).
- 2. Where a commercial property fronts on a four or more laned roadway on one side and on a single-family residential district, as designated on the adopted future Land Use Map, on the opposite side, access for the commercial property shall not be permitted to the Residential District, as designated on the adopted future Land Use Map, for parking and loading areas that require backing maneuvers into the single family residential street. (Ord. 36-93, 7/26/93)
- 3. Where a commercial property fronts on Del Prado Boulevard or Santa Barbara Boulevard on one side and on a single family residential district, as designated on the adopted Future Land Use Map, on the opposite side, access for the commercial property shall be permitted to the single family residential street in accordance with the following as well as other appropriate conditional requirements:
  - a. The driveway shall be designed and constructed in accordance with the requirements of Article V, Section 5.I, Off Street Parking and Circulation Facilities and the City of Cape Coral Engineering Design Standards.
  - b. The driveway shall be located in accordance with the Arterial/Collector Street 150 foot minimum spacing requirement set forth in the City of Cape Coral Engineering Design Standards. If the commercial property cannot meet this minimum spacing requirement, a joint commercial driveway shared with an adjacent property shall be constructed on the lot line with an agreement to provide an access easement to the adjoining property owner at such time as that property develops as set forth in the City of Cape Coral Engineering Design Standards.
  - c. The driveway shall not intersect the single family residential street at less than 80 degrees. (City of Cape Coral Engineering Design Standards).
  - d. The driveway shall meet the minimum sight distance requirements of the City of Cape Coral Engineering Design Standards.
  - e. The driveway shall be included in any Traffic Impact Study for the property to determine the driveway's impact on the local street and its intersections and if improvements are needed.
  - f. The property shall be landscaped in accordance with the requirements of Article V, Section 5.2, Landscaping.
  - g. The property shall be permanently screened from the single family residential district with a properly maintained, 15 foot minimum landscaped separation as required in Article V, Section 5.2.9(A), Landscaping for a Building Site's Perimeter Boundary; Screening Required Adjacent to Residential Property. (Ord. 51-97, 8/15/97)
  - h. There shall be a minimum of seven feet of green area in side set backs and ten 10) feet of green area in setbacks from the street lot lines facing the single family residential district.
  - Where necessary for safe and efficient turn movements, the City may restrict certain turn movements at the driveway accessing the single family residential street.

- j. For a commercial property fronting on Del Prado Boulevard on one side and on a single family residential district, as designated on the adopted Future Land Use Map, on the opposite side, access for the commercial property shall be permitted to the single family residential street only on those streets which provide access to existing and planned signalized intersections on Del Prado Boulevard. (Ord. 36-93, 7/26/93)
- 4. No existing or proposed commercial/professional use shall be established, constructed, enlarged, or expanded on commercially zoned properties located adjacent to a residential future land use classification except by means of either the Planned Development Project (PDP) process as outlined in Article IV, Land Development Regulations, Section 4.2, Planned Development Project Procedure, or the alternative procedure described below. (Ord. 43-94, 8/8/94; Ord. 51-97, 8/15/97; Ord. 47-00, §1, 8/14/00) For purposes of this ordinance, a commercially zoned property shall be deemed to be adjacent to a residential future land use classification only when all or part of a property line of the commercially zoned property abuts a residential future land use classification or when the property is separated from such future land use classification only by an alley, canal, basin, lake, or other waterway. (Ord. 43-94, 8/8/94; Ord. 51-97, 8/15/97) Commercially zoned properties that are entirely separated from a residential future land use classification by any public rightof-way (excluding alleys and canals, basins, lakes or any other waterway) shall not be deemed adjacent to such residential future land use classification. (Ord. 43-94, 8/8/94; Ord. 51-97, 8/15/97)

As an alternative to the PDP required by this sub-subsection, a commercial/professional use may be established, constructed, enlarged, or expanded on commercially zoned properties located adjacent to a residential future land use classification provided that the City approves a site plan for such development, including enhanced buffering as required herein. For purposes of this sub-subsection, such enhanced buffering shall mean providing buffering in accordance with either any two of a., b., or c. below or providing buffering in accordance with d. below: (Ord. 4700, §1, 8/14/00)

- a. A solid vegetative hedge not less than eight feet in height at maturity (to be placed on the residential side of the solid finished masonry wall, if such wall is installed under paragraph c. below). Such hedge must also include shade trees with a minimum mature growing height of 20 feet spaced every 25 feet on center within the entire length of the hedgerow. The hedges must be planted in double staggered rows with plants a minimum of 3.5 feet high at planting, spaced 2.5 feet apart, and be maintained so as to form a 100 percent opaque screen between the residential and commercial or industrial land used within one year of such planting. The hedge and trees required as part of this enhanced buffering area shall be properly maintained at all times, and shall conform to all other applicable provisions found in Section 5.2; or (Ord. 47-00, §1, 8/14/00)
- b. A 50 percent increase in the width of the landscaped buffer yard otherwise required by Section 5.2 of the Land Use and Development Regulations; or (Ord. 47-00, §1, 8/14/00)
- c. Installation in the buffer area required by Section 5.2 of the Land Use and Development Regulations of a finished solid masonry wall that is either eight feet high or that is located on a landscaped berm so that the top of such wall would be eight feet high. The aforesaid wall must, however, comply with all requirements of Section 3.9 of the Land Use and Development Regulations unless a variance for such wall is obtained from the City. (Ord. 47-00, §1, 8/14/00)

- d. Alternative buffering that is found as part of the site plan approval process to be at least equal to providing any two of the foregoing enhanced buffering options described in Section 2.7.7.D.4.a., b., or c. in terms of mitigating the anticipated negative impact(s) of the commercial/professional use on the adjacent residential land use classification including, but not limited to sound, lighting, traffic, parking, drainage, aesthetic, safety, or waste disposal issues. (Ord. 47-00, §1, 8/14/00; Ord. 50-01, 6/4/01)
- 5. If a Neighborhood Storage Facility is approved by the Board of Zoning Adjustment and Appeals as a special exception use, such Neighborhood Storage Facility shall comply not only with the conditions, if any, imposed by the Board of Zoning Adjustment and Appeals, but also shall comply with the following special regulations: (Ord. 81-00, 10/23/00)
  - No activity other than loading, unloading, and storage of goods is allowed from any storage unit. Furthermore, no business may be operated from any storage unit.
  - b. No loading or unloading activity shall be performed so as to be visible from the public right-of-way.
  - No hazardous or dangerous materials shall be stored in a Neighborhood Storage Facility.
  - d. A Neighborhood Storage Facility shall be located on a site that is not less than three acres in size.
  - e. No outdoor storage of any kind shall occur or be allowed on a premises containing a Neighborhood Storage Facility. All storage associated with a Neighborhood Storage Facility shall be entirely confined within one or more enclosed buildings.
  - f. A Neighborhood Storage Facility shall not be located in a metal building. In addition, the following exterior building materials shall not be used on any Neighborhood Storage Facility exterior wall that is visible from adjoining property or from any public right-of-way: vinyl or plastic siding; corrugated, reflective, or metal panels; smooth, scored, or split-faced block; any translucent material other than glass.(Ord.117-02, 12/9/02)
  - g. All heating, air conditioning, or other mechanical equipment located on the premises of a Neighborhood Storage Facility shall be shielded or screened so as to minimize the effects of such equipment on surrounding properties. All outdoor lighting located on the premises of a Neighborhood Storage Facility shall be not more than 15 feet in height when measured from the ground and shall be shielded so as to minimize the effects of such lighting on surrounding properties.
  - h. The roof pitch of any newly-constructed Neighborhood Storage Facility shall be not less than three feet vertical in 12 feet horizontal and not more than 12 feet vertical in twelve (12) feet horizontal. Variations in roof lines shall be used to add interest and reduce "massing" of buildings. At intervals of no more than 50 linear feet, the roof line shall be varied by interrupting the roof line vertically or horizontally no less than two feet as measured at the roof ridge line. Protruding firewall parapets extending at least three feet above the roof line may be substituted for a 50 foot line interruption. The foregoing roof requirements shall apply only to Neighborhood Storage Facility roofs that are visible from an adjoining property or from any public right-of-way. Furthermore, existing structures that were originally designed to contain a different use and that are being adapted to house a proposed Neighborhood Storage Facility shall not be required to meet the foregoing roof requirements though adaptations to their roofs may be required by the

- Board of Zoning Adjustment and Appeals as part of the Special Exception process for the purpose of adding interest and reducing the "massing" of buildings.
- i. The maximum building height of any newly-constructed Neighborhood Storage Facility shall be two stories or 35 feet, whichever is less. Existing structures that were originally designed to contain a different use and that are being adapted to house a proposed Neighborhood Storage Facility may exceed the aforesaid maximum building height only if such height is first approved by the Board of Zoning Adjustment and Appeals as part of the Special Exception process.
- j. All exterior walls that are visible from adjoining property or from any public right-of-way shall have wall relief at intervals of not more than 50 linear feet. A break or offset of not less than two feet in the vertical plane of exterior walls shall be located at intervals that are not greater than 50 linear feet. The use of pilasters or protruding ribs, while encouraged, shall not be considered as a break in the vertical plane of such exterior walls. All such exterior walls in excess of 14 feet in height shall use horizontal banding, bays, reveals, small offsets or windows to break up the vertical plane.
- I. No storage shall be visible from the exterior of the Neighborhood Storage Facility. If the Neighborhood Storage Facility contains windows, only finished construction including, but not limited to walls, doors, etc., shall be visible through the windows. No Neighborhood Storage Facility window that is visible from any adjoining property or from any public right-of-way shall have paint or any other substance or material applied directly to the surface of such window so as to prevent visibility through such window. This restriction shall not, however, prevent a Neighborhood Storage Facility from utilizing "solar window tinting" or interior window treatments such as blinds, shutters, or draperies.
- 6. Multi-family residential use is permitted only on property located within the confines of the Downtown Community Redevelopment Area (CRA) or on property with a Mixed Use Future Land Use designation that is outside the confines of the Downtown CRA. (Ord. 40-03, 5/12/03; Ord. 60-04, 6/14/04)
- 7. A compound use building that contains not more than two (2) multi-family dwelling units located on the second floor or higher is not required to be approved through the PDP process. No multi-family residential use shall occur within the Downtown CRA unless such use has first been approved as part of an approved Planned Development Project (PDP). If a multi-family residential use is approved within the Downtown CRA as part of an approved PDP, such multi-family residential use shall comply not only with the conditions, if any, imposed pursuant to the development order for the PDP, but also shall comply with the following special regulations:
  - a. Multi-family residential use is permitted only in conjunction with another use on the same property.
  - Multi-family residential uses are allowed only on the second floor or higher;
     Multi-family residential use are prohibited on the ground floor of any structure. (Ord. 118-02, 1/21/02; Ord. 40-03, 5/12/03; Ord. 60-04, 6/14/04)
- 8. No multi-family residential use shall occur on property with a Mixed Use Future Land Use designation outside of the confines of the Downtown CRA unless such use has first been approved as part of an approved Planned Development Project (PDP) consisting of three (3) acres or more in land area, regardless of size or number of subdivided parcels, if any.

If a multi-family residential use is approved on property with a Mixed Use Future Land Use designation outside of the confines of the Downtown CRA as part of an approved PDP, such multi-family residential use shall comply not only with the conditions, if any, imposed pursuant to the development order for the PDP, but also shall comply with the following special regulations:

- a. Multi-family residential use is permitted only in conjunction with another use on the same property; and
- b. The property, as well as any structures containing both non-residential use(s) and multi-family residential use(s), shall be designed and maintained so as to ensure and protect the compatibility of the non-residential and multi-family residential uses through the provision of features that include, but are not limited to, features that serve to minimize the transmission of noise associated with or resulting from the non-residential use(s); the direction away from the multi-family residential use(s); and features that serve to maximize the separation of all non-residential pedestrian and vehicular access ways and/or parking areas from residential pedestrian and vehicular access ways and parking areas; and
- c. A minimum of ten (10%) of the area of the site on which the mixed use (residential and non-residential) development is located shall be maintained by the property as open space. The following may be used to satisfy the open space requirements; areas used to satisfy water management requirements, landscape areas, recreation areas, and/or the areas of minimum yard(s) that are not covered with impervious surface or used for parking. The area of parking lot islands shall not be considered to be open space for purposes of satisfying the minimum open space requirements for such a development. (Ord. 40-03, 5/12/03; Ord. 60-04, 6/14/04)
- 9. Storm water Retention located within the Downtown CRA shall adhere to the following criteria:
  - Water retention and water quality facilities shall be concealed wherever possible.
  - b. Open storm water retention shall not be permitted to be located in front of the principal structure.
  - Storm water retention areas are prohibited in utility easements except as follows:
    - (1) Storm water retention areas may be located in utility easements so long as the utility easement is located at least ten (10) feet from the centerline of a platted alley; or
    - (2) Storm water retention areas may be located in utility easements so long as the utility easement abuts neither a street nor a platted alley.
  - d. Retention areas shall not be visible from any street, sidewalk, public plaza or courtyard. If retention areas are used in side yards, they shall be located behind the front building line and completely screened from view with fencing, walls or approved landscaping.
  - e. Retention and water treatment areas may be located under paved parking lots and along unpaved edges of off-street parking and circulation facilities. Retention and water treatment areas may also be concealed under parking structures, patios, porches, courtyards, and paved areas for commercial type trash receptacles, parking lot landscaped islands, and other green areas.(Ord. 60-04, 6/14/04)

- 10. Automotive & Equipment Dealers - Group I is available as a special exception use in the C-1 Pedestrian Commercial District only on sites that have frontage on Del Prado Boulevard, that are at least two (2) acres in size, and that are located south of Viscaya Parkway and north of Coronado Parkway. Any site that does not meet the foregoing criteria is not eligible for consideration for use as an Automotive & Equipment Dealers - Group I special exception use. If an Automotive & Equipment Dealers – Group I use is approved for a site that meets the foregoing criteria, such Automotive & Equipment Dealers - Group I use shall comply not only with the conditions, if any, imposed by the Board of Zoning Adjustment and Appeals, but also shall comply with the following special regulations:
  - Vehicles offered for sale or lease shall not: a.
    - 1. display pricing or financing information beyond that required by state or federal law;
    - 2. be displayed raised above the finished grade of the site; or
    - be displayed with raised hoods for time periods longer than that 3. required for an inspection of the engine compartment;

- No vehicles, including but not limited to, inventory vehicles, customer b. vehicles, and/or employee vehicles, shall be allowed to park on adjacent rights-of-way:
- No vehicle service shall be performed on-site; C.
- d. No banners, balloons, streamers, or pennants shall be utilized on-site;
- The hours of operation shall be restricted to between 8:00 a.m. and 8:00 e.
- f. No public address systems shall be used. (Ord. 16-05, 2/28/05)

#### TABLE C-1 **DIMENSIONAL REGULATIONS** (C-1 District)

Minimum Lot Size	None
Minimum Lot Width (at building line)	25 ft.
Minimum Frontage	None
Minimum Yards	
Front	25 ft. (a)(b)(f)(g)
Side	(a)(b)(c)(d)(f)(g)
Rear	10 ft. (a)(b)(c)(d)(g)(m)

Maximum Building Height 85 ft. and 6 stories (h) Minimum Building Height (Downtown CRA only) 20 ft. and 2 stories (n) Maximum Density 20 du/acre (i)(j)(k)

Minimum Living Area(I)

Efficiency and one bedroom units 750 s.f. Each additional bedroom 150 s.f.

#### (Ord. 118-02, 1/21/02; Ord. 60-04, 6/14/04)

- The Board of Zoning Adjustment and Appeals may, upon request by the applicant, reduce or (a) waive the minimum setback requirements within a commercial district provided the following determinations are made:
  - (1) The required setbacks would prevent the continuous development of a compact and coordinated row of commercial and professional buildings, commercial block or shopping area, or dedicated parking area.

- (2) The required setback would severely limit the overall utilization of the property and would detract from the overall shopping desirability of the adjoining buildings and premises.
- (b) (See Article III, Sec. 3.7 and 3.8 for corner lot setbacks.)
- (c) All non-residential uses in all non-residential districts which are located on lots abutting a residential future land use classification shall maintain a minimum setback requirement for all structures of 25 feet in the side or rear yard abutting the residential future land use classification. All Commercial, Professional, Places of Worship and Industrial land uses shall be permanently buffered from abutting and adjacent Residential future land use classifications with a properly maintained 15 foot minimum landscaped buffer yard on the rear or side(s) of the use which actually abuts or is adjacent to the Residential future land use classification. In addition, commercial, professional, places of worship, and industrial land uses which are separated at the front, side or rear lines from a residential future land use classification by only a street containing not more than two lanes for motor vehicle traffic also shall be permanently buffered with a properly maintained 15 foot minimum landscaped buffer yard on such front, side and rear lot lines. For purposes of this Ordinance, a bicycle "lane" shall not be considered to be a lane for motor vehicle traffic. (See Article V, Sec. 5.2. for landscaping requirements.) (Ord. 51-97, 8/15/97)
- (d) All buildings erected by the owners of only one building lot must be built flush to both of its side lot lines but must then observe all Fire Underwriters Standards including a minimum of a two hour fire wall. All buildings erected by owners of two or more contiguous lots must be built with at least one of the sides flush with an end lot side line, and if it is not built flush to the side lot lines of both end lots, the minimum width that can be left vacant must be at least ten feet to permit the erection of another acceptable building at a later date.

A structure built on the lot line shall be designed to the following standards:

- 1. Water runoff shall be diverted to an approved retention area;
- 2. The structure shall be built so that there shall be no open compartments or cavities between structures on the property line; and,
- 3. The roof shall be designed and built in such a manner as to prohibit water runoff to the adjacent site.

For properties with a driveway type side alley, a ten (10) foot side setback is required. A single row of parallel parking spaces may be permitted adjacent to the side alley. Properties with walkway type side alleys may be built to the property line. (Ord. 54-91, 7/22/91)

- (e) If a property owner opts to provide a thirty (30) foot rear setback, a single row of parking may be allowed in the setback, providing, however, that the parking is placed directly to the rear of the structure. (Ord. 54-91, 7/22/91; Ord. 35-99, §1, 6/3/99)
- (f) Within the confines of the Downtown Community Redevelopment Area (Downtown CRA) District only, a six (6) foot minimum front yard shall be required, but no front yard shall exceed a maximum of ten (10) feet. (Ord. 118-02, 1/21/02; Ord. 60-04, 6/14/04)

On corner properties located within the confines of the Downtown Community Redevelopment Area (Downtown CRA) District, any side yard that abuts a street shall be not less than six (6) feet and not more than ten (10) feet. (Ord. 40-03, 5/12/03; Ord. 60-04, 6/14/04)

The front of any building located within the confines of the Downtown Community Redevelopment Area (Downtown CRA) shall face a public street. (Ord. 60-04, 6/14/04)

- (g) Multi-family residential uses located in the Downtown Community Redevelopment Area (Downtown CRA) District may have swimming pools located on the roof of the building in which the multi-family use is located. For other swimming pools associated with multi-family residential uses located in the Downtown Community Redevelopment Area (Downtown CRA) District, the following shall apply: Open or enclosed pools or screen enclosures are subject to the limitations and regulations specified for structures in this section. The minimum distance requirement from a lot line shall be measured from the exterior of the screen enclosure for a screen enclosure or an enclosed pool and from the water line of an unenclosed pool. In no instance shall any pool, pool enclosure, or screen enclosure be placed within a utility or drainage easement. No swimming pool shall be located in the front yard of any structure containing a multi-family residential use located in the Downtown Community Redevelopment Area (Downtown CRA) District. All swimming pools associated with multifamily residential uses located in the Downtown Community Redevelopment Area (Downtown CRA) District shall comply with all requirements for swimming pools located in residential zoning districts. (Ord. 118-02, 1/21/02; Ord. 60-04, 6/14/04)
- (h) This maximum building height shall be applied only within the Downtown Community Redevelopment Area (Downtown CRA) District. (Ord. 118-02, 1/21/02; Ord. 60-04, 6/14/04)
- (i) This density regulation shall be applied only to multi-family residential uses.
- (j) The following table shall be used to determine the maximum number of dwelling units permitted for parcels that are located within the Downtown Community Redevelopment Area (Downtown CRA) District and that are less than one (1) acre in size:

PARCEL SIZE	MAXIMUM NUMBER OF UNITS
15,000 s.f. – less than 20,000 s.f.	10 units
20,000 s.f. – less than 25,000 s.f.	12 units
25,000 s.f. – less than 30,000 s.f.	14 units
30,000 s.f. – less than 35,000 s.f.	16 units
35,000 s.f. – less than 40,000 s.f.	18 units
40,000 s.f. – less than 43,560 s.f.	20 units

The following calculation shall be used to determine the maximum number of dwelling units (DU) permitted on a parcel that is located within the Downtown Community Redevelopment Area: (Ord. 60-04, 6/14/04)

(Parcel Area/43,560) x 20 = Maximum DU Permitted

In applying the foregoing calculation, the maximum dwelling units permitted shall be rounded to the nearest whole unit.

No more than two thousand twenty-seven (2,027) dwelling units shall be permitted in the Downtown Community Redevelopment Area (Downtown CRA) District. The Coastal High Hazard Area of the Downtown Community Redevelopment Area (Downtown CRA) shall be limited to two hundred (200) dwelling units. (Ord. 118-02, 1/21/02; Ord. 40-03, 5/12/03; Ord. 60-04, 6/14/04)

Within the Downtown Community Redevelopment Area (Downtown CRA) only, an additional density of twenty dwelling units (for a maximum of 40 dwelling units) shall be allowed as an incentive to provide parking lots or garages. This additional density shall be permitted only when a mixed use or compound use with a residential component as the primary use is utilized. If additional density is permitted, the following calculation shall be used to determine the allowable density per parcel:

#### (Parcel Area/43,560) x up to 40 = Maximum DU permitted

Non-residential uses located in the Downtown Community Redevelopment Area (Downtown CRA) shall be allowed a maximum floor to lot area ratio (FAR) of 4.0 regardless of whether residential use(s) are located on the same property. Such FAR shall neither affect nor be affected by the density allowed for any residential uses located on the same property in the Downtown CRA under this Section. (Ord. 60-04, 6/14/04)

(k) The following calculation shall be used to determine the maximum number of dwelling units (DU) permitted on a parcel with a Mixed Use Land Use Designation that is outside the confines of the Downtown CRA: (Ord. 60-04, 6/14/04)

(Parcel Area/43,560) x 20 = Maximum DU Permitted

In applying the foregoing calculation, the maximum dwelling units permitted shall be rounded to the nearest whole unit. Because multi-family residential use is permitted only in conjunction with a non-residential use on the same property within a Mixed Use Land Use Designation that is outside the confines of the Downtown CRA, however, such a property that contains both residential use(s) and non-residential use(s) shall be allowed either:

- 1. a maximum floor to lot area ratio (FAR) of 1.0 for the non-residential use(s) together with a density that is equivalent to one-half (1/2) the maximum density that would otherwise be allowed under this Section for the residential use(s); or (Ord. 60-04; 6/14/04)
- 2. the maximum density that would be allowed under this Section for the residential use(s) together with a maximum floor to lot area ration (FAR) that is equivalent to one-half (1/2) the maximum FAR that would otherwise be allowed under this Section for the non-residential use(s).
  - The property owner shall have the option of whether to apply the full density/intensity to the residential use(s) or to the non-residential use(s). (Ord. 40-03, 5/12/03)
- (I) The minimum living area requirement shall apply only for multi-family residential uses. (Ord. 118-02, 1/21/02; Ord. 40-03, 5/12/03)
- (m) Multi-family residential uses located on property with a Mixed Use Land Use Designation that are outside the confines of the Downtown CRA may have swimming pools located on the roof of the building in which the multi-family use is located. For other swimming pools associated with multi-family residential uses located on property with a Mixed Use Land Use Designation that are outside of the Downtown CRA, the following shall apply: Open or enclosed swimming pools or screen enclosure are permitted no closer than ten (10) feet from any rear lot line. Swimming pools or screen enclosures located elsewhere on property containing multi-family residential use(s) located on property with a Mixed Use Land Use Designation that are outside the confines of the Downtown CRA are subject to the limitations and regulations specified for structures in this section. The minimum distance requirement from a lot line shall be measured from the exterior of the screen enclosure for a screen enclosure or an enclosed swimming pool and from the water line of an unenclosed swimming pool. In no event shall any swimming pool, pool enclosure, or screen enclosure be placed within a utility or drainage easement. For other recreational facilities, such as tennis courts, racquetball courts, basketball courts, volleyball courts, etc., associated with multifamily residential uses located on property with a Mixed Use Land Use Designation that are outside the Downtown CRA, the following shall apply: Such recreational facilities are permitted as accessory structures provided that the court area meets all setback requirements of the zoning district. Recreational facility fencing must also conform to the zoning district setback requirements for structures (Ord. 40-03, 5/12/03; Ord. 60-04, 6/14/04)

(n) The minimum height for a building in the Downtown Community Redevelopment Area (Downtown CRA) shall be twenty (20) feet and two (2) stories. For buildings with frontage along Cape Coral Parkway, including corner buildings with Cape Coral Parkway frontage, the facade along Cape Coral Parkway shall be a minimum of thirty-five (35) feet in height and shall have the appearance of a three (3) story building. (Ord. 60-04, 6/14/04)

## **ASSUMPTIONS AND LIMITING CONDITIONS**

This appraisal is to be used in whole and not in part. No part of it shall be used in conjunction with any other appraisal.

Marketable title, but not responsibility as to legal matters, is assumed.

It is assumed that the legal descriptions as provided are correct, that the improvements are entirely and correctly located on the property described, and that there are no encroachments or overlapping boundaries. Unless stated otherwise, legal access to the property is assumed. An inspection, but no survey, has been made.

The property has been appraised as if free and clear, unencumbered by mortgages, liens, delinquent taxes, assessments, special or unusual deed conditions or restrictions, but subject to zoning regulations. An investigation, but no record search, has been made.

The data used in compiling this report was secured from sources considered reliable and authentic and, so far as possible, was verified. However, no responsibility is assumed for its accuracy or correctness.

It is assumed that there is full compliance with all applicable federal, state, and local environmental regulations and laws unless noncompliance is stated, defined, and considered in the appraisal report and it is further assumed that all applicable zoning, land use regulations and restrictions have been complied with, unless a nonconformity has been stated, defined and considered in the appraisal report. This report is also subject to the receipt of all necessary building permits and approvals (where applicable) to allow for the construction of the project being appraised. This report is subject to all growth management ordinances (i.e. concurrency) both local and state. The appraisers have relied upon representations made by the developer, client or authorities considered to be knowledgeable in this regard. A determination was not made by the appraisers as to the development potential for the project unless otherwise stated.

This appraisal report has been prepared at a specified point in time as indicated by the date of valuation. Therefore, this report cannot be used prior to or subsequent to the effective appraisal date. Market values and conditions change significantly with the passage of time. This report cannot be viewed subsequent to the appraisal date and then reliance placed on values, opinions, and analysis made by the appraisers or other consultants in the report.

No environmental impact studies were either requested or made in conjunction with this appraisal, and the appraisers hereby reserve the right to alter, amend, revise, or rescind any of the value opinions based upon any subsequent environmental impact studies, research, or investigation.

The appraisers herein, by reason of this report, are not required to give testimony or attendance in court or any governmental hearing with reference to the property appraised, unless arranged previously therefore.

The consideration for the preparation of this appraisal report is the payment by the employer of all charges due the appraiser in connection therewith. Any responsibility of the appraisers for any part of the report is conditioned upon full payment.

In this appraisal assignment, the existence of potentially hazardous material used in the construction or maintenance of the building, such as the presence of urea formaldehyde foam insulation and/or existence of toxic waste, has not been considered. The appraisers are not qualified to detect such substances. The value estimate is predicated upon the assumption that there is no such material on or in the property that would cause a loss in value. We urge the client to retain an expert in this field, if desired.

The forecasts or projections included in this report are used to assist in the valuation process and are based on current market conditions, anticipated short-term supply and demand factors, and a continued stable economy. These forecasts are therefore subject to changes in future conditions, which cannot be accurately predicted by the appraisers and could affect the future income and/or value forecasts.

Radon is a naturally occurring radioactive gas which, when it has accumulated in a building in sufficient quantities, may present health risks to persons who are exposed to it over time. Levels of radon that exceed federal and state guidelines have been found in buildings in Florida. Additional information regarding radon and radon testing may be obtained from your county public health unit.

No structural or component problems are known to exist on the property (improvements), although the appraisers do not warrant against same. The appraisers are not qualified to detect covert deficiencies in a property or structure and recommend that a professional property inspector and/or engineer be consulted with regard to these possible defects. The zoning code, unless otherwise stated, has not been verified by the appraiser. The appraisers have relied upon maps as provided by the Zoning Department of the respective county in which the property is located.

Neither all nor any part of the contents of this report shall be conveyed to the public through advertising, public relations, news, sales or other media without the written consent and approval of the author, particularly as the valuation conclusion, the identity of the appraisers or firm with which he/she is connected, or any reference to any professional organization of which the appraisers may be a member.

The appraisal report has been made in conformity with and is subject to the requirements of the Code of Professional Ethics and Standards of Professional Conduct of the Appraisal Institute, as well as with the Uniform Standards of Professional Appraisal Practice (USPAP) as per Standards Rule 2-3.

The Americans with Disabilities Act (ADA) became effective on 26 January 1992. The appraisers have not made a specific compliance survey and analysis of this property to determine whether or not it is in conformity with the various detailed requirements of the ADA. It is possible that a compliance survey of the property, together with a detailed analysis of the requirements of the ADA, could reveal that the property is not in compliance with one or more of the requirements of the Act. If so, this fact could have a negative effect upon the value of the property. Since the appraisers have no direct evidence relating to this issue, possible noncompliance with the requirements of ADA in estimating the value of the property has not been considered.

The appraisers have no present or contemplated future interest in the property appraised, and compensation for making this appraisal is in no manner contingent on the value reported.

We hereby certify that, to the best of our knowledge and belief, the statements and opinions contained in this appraisal report are correct, subject to the assumptions and limiting conditions above set forth and subject to modifications and changes of conditions as stated in the body of the appraisal report.

No one aside from those signing the report provided professional assistance with this appraisal.

<u>HYPOTHETICAL CONDITION:</u> There is a Hypothetical Condition associated with this appraisal. Hypothetical Condition is defined by the <u>Uniform Standards of Professional Appraisal Practice</u> (USPAP), 2006 Edition (page 3), as:

That which is contrary to what exists but is supposed for the purposes of analysis.

Accordingly, the Hypothetical Condition associated with this appraisal is:

 For the purpose of this analysis it is assumed the proposed improvements exist in the estimation of the prospective Upon Stabilized and Upon Completion values.

<u>EXTRAORDINARY ASSUMPTIONS</u>: There are several Extraordinary Assumptions associated with this appraisal. Extraordinary Assumption is defined by the <u>Uniform Standards of Professional Appraisal Practice</u> (USPAP), 2006 Edition (page 3), as:

An assumption, directly related to a specific assignment, which, if found to be false, could alter the appraiser's opinions or conclusions.

Accordingly, this appraisal is subject to:

 Completion of the proposed facility as illustrated on the architectural and engineering plans that were provided. The construction plans were prepared by:

International Architecture
Division of Archimetrics, Inc.
1415 Dean Street
Suite 116
Fort Myers, Florida 33901
Telephone number – 1-239-476-8822
Dated - 9 April 2007 (latest revision dated 10 May 2007)

The site plan was prepared by:

Source, Inc.
Engineers - Planners
1334 Lafayette Street
Cape Coral, Florida
Telephone number – 1-239-549-2345
Dated 21 August 2006

- The values, Upon Completion and Upon Stabilization are prospective future values. These prospective future values are based on current market evidence and trends. We assume there will be no significant changes to take place in the market prior to these future dates.
- A portion of this assignment involves estimating insurable value, in terms of the property owner's building insurance responsibility. This insurable value is based on the building improvements only. This insurable value does not include: any depreciation or obsolescence; site improvements; impact fees; architectural and site engineering fee; land values; foundation or rent/income loss that may be incurred by the property owner during reconstruction; or equipment. This is assumed to be the typical methodology of the insurance industry to develop insurance value and this assignment is subject to same.
- The insurance companies in the State of Florida are currently experiencing changes in the industry including high premium increases and non-renewals due to the recent hurricanes. We assume insurance would be available for the subject. This assignment is subject to same.

If any of these assumptions are found to be false, it could alter our opinions or conclusions.

## QUALIFICATIONS OF GERALD A. HENDRY, MAI, CCIM

### **EDUCATIONAL BACKGROUND AND TRAINING:**

Masters of Arts in Business Administration, with a major in Real Estate and Urban Analysis, University of Florida, 1995, Gainesville, Florida.

Bachelor of Science in Business Administration, with a major in Finance, 1991, University of Florida, Gainesville, Florida.

Principles and Practices of Real Estate, Brokers Course, Florida Real Estate Academy, 1995, Fort Myers, Florida.

Case Studies in Valuation and Report Writing, University of Florida, 1994.

Real Estate Market Analysis, University of Florida, 1993.

Preview of Urban Planning and Regional Planning, University of Florida, 1993.

Seminar in Real Estate Valuation, University of Florida, 1994.

Seminar in Real Estate Financial Analysis, University of Florida, 1995.

Land Use Economics, University of Florida, 1995.

Principles and Practices of Real Estate, Salesman Course, Florida Real Estate Academy, 1990, Fort Myers, Florida.

Demonstration Report Writing, seminar sponsored by the Appraisal Institute, Dallas, Texas, May 1999.

Comprehensive Appraisal Workshop, Dallas, Texas, August 2000.

AAppraising and Analysis of Proposed Subdivisions and Condominiums@, seminar sponsored by The Appraisal Institute, Boca Raton, Florida, August 2002.

CCIM CI 101 - Financial Analysis for Commercial Investment Real Estate, CCIM Institute, Naples, Florida, October 2002.

The Valuation of Wetlands, seminar sponsored by The Appraisal Institute, Fort Myers, Florida, September 2004.

Case Studies in Commercial Highest and Best Use, Appraisal Institute, September 2005.

CCIM CI 102 - Market Analysis for Commercial Investment Real Estate, May 2006.

CCIM CI 103 - User Decision Analysis for Commercial Real Estate, September 2006.

CCIM CI 104 - Investment Analysis for Commercial Real Estate, August 2006.

## **EXPERIENCE:**

Currently an owner/partner with Maxwell & Hendry Valuation Services, Inc., Fort Myers, Florida.

Associate Appraiser with W. Michael Maxwell & Associates, Inc., Fort Myers, Florida, 1995-2003.

Commercial Credit Analyst with Barnett Bank of Lee County/First Florida Bank, Fort Myers, Florida, 1991-1993.

## PROFESSIONAL AFFILIATIONS:

Appraisal Institute - MAI

CCIM Institute - CCIM

State-Certified General Real Estate Appraiser, RZ 2245

State-Licensed Real Estate Broker, BK #0567939

Real Estate Investment Society - Board of Governors 2002 - 2007, President 2007

Appraisal Institute - West Coast Florida Chapter Board of Directors 2003 - 2007

Appraisal Institute - West Coast Florida Chapter Treasurer 2005, Secretary 2006, Vice President 2007

#### OTHER:

Qualified as an expert witness in the Circuit Court of Lee County

### **RE-CERTIFICATION:**

As of the date of this report, Gerald Hendry has completed the requirements under the continuing education program of the Appraisal Institute.

## **QUALIFICATIONS OF TIMOTHY D. RIECKHOFF**

### **EDUCATIONAL BACKGROUND AND TRAINING:**

Associates Arts Degree, 1973, Edison Community College, Fort Myers, Florida.

Bachelor of Arts Degree in Interpersonal Communication, 1975, University of Florida, Gainesville, Florida.

Principles and Practices of Real Estate, Salesman Course, Bert Rogers School of Real Estate, 1977, Orlando, Florida.

Graduate Real Estate Institute, Course I, Florida Association of Realtors, 1978, Tampa, Florida.

Principles and Practices of Real Estate Brokers Course, Bert Rogers School of Real Estate, 1979, Orlando, Florida.

Real Estate Appraisal Course 101, Society of Real Estate Appraisers, Edison Community College, 1984, Fort Myers, Florida.

Real Estate Appraisal Course 102, Society of Real Estate Appraisers, Edison Community College, 1985, Fort Myers, Florida.

"The Underwriter's Guide to Real Property Appraisal", seminar sponsored by the Society of Real Estate Appraisers, January 1987, Fort Myers, Florida.

"The Appraiser's Guide to the Uniform Residential Appraisal Report" seminar sponsored by the Society of Real Estate Appraisers, March 1987, Fort Myers, Florida.

"Depreciation Analysis", seminar sponsored by the Society of Real Estate Appraisers, March 1988, Punta Gorda, Florida.

"The Appraiser's Legal Liabilities", seminar sponsored by the Society of Real Estate Appraisers, January 1989, Fort Myers, Florida.

"FNMA Appraisal Standards", seminar sponsored by the Society of Real Estate Appraisers, March 1989, Fort Myers, Florida.

"Appraiser Certification Seminar," seminar sponsored by the Society of Real Estate Appraisers, September 1989, Fort Myers, Florida.

"Florida Residential Certification Exam Preparation," seminar sponsored by the Society of Real Estate Appraisers, February 1990, Fort Myers, Florida.

"Standards of Professional Practice, Part A", seminar sponsored by the Appraisal Institute, Southwest Florida Chapter, June 1991.

"Standards of Professional Practice, Part B", seminar sponsored by the Appraisal Institute, Southwest Florida Chapter, November 1991.

"Appraisal Regulations of the Federal Banking Agencies", seminar sponsored by the Appraisal Institute, Southwest Florida Chapter, March 1992.

"Appraising Troubled Properties", seminar sponsored by the Appraisal Institute, Southwest Florida Chapter, May 1992.

"Capitalization Theory and Techniques", Part A, Course 1BA, by the Appraisal Institute, University of Central Florida, October 1992.

"Advanced Income Capitalization", Course 510, by the Appraisal Institute, Tampa, Florida, October-November 1993.

"Discounted Cash Flow Analysis", seminar sponsored by the Appraisal Institute, West Coast Florida Chapter, November 1993.

"Uniform Standards of Professional Appraisal Practice: An Update", seminar by Lee and Grant Company, Sarasota, Florida, September 1994.

"Core Law for Appraisers", seminar sponsored by the Appraisal Institute, West Coast Florida Chapter, November 1995.

"State-Certified Real Estate Appraiser Exam Preparation Seminar", sponsored by Real Estate Education Specialists, Orlando, Florida, September 1996.

"Uniform Standards of Professional Appraisal Practice/Law Update", sponsored by Real Estate Education Specialists, Fort Myers, Florida, July 1998.

"Case Studies in Uniform Standards", sponsored by Real Estate Education Specialists, Fort Myers, Florida, July 1998.

"Everglades/Big Cypress Market Study Seminar", sponsored by the U. S. Department of Justice, Environment and Natural Resources Division, Naples, Florida, October 1999.

"Uniform Standards of Professional Appraisal Practice", continuing education by Academy of Real Estate Education, Inc., Ft. Myers, Florida, August 2000.

"Techniques of Income Property Appraisal", continuing education by Academy of Real Estate Education, Inc., Fort Myers, Florida, November 2000.

"Wetland Mitigation Bank - Functional Assessment Workshop", sponsored by Little Pine Island Wetland Restoration & Mitigation Bank, Lee County, Florida, February 2001.

"How to Screen any Property for Apparent Environmental Hazards", continuing education by Academy of Real Estate Education, Inc., Fort Myers, Florida, July 2002.

"Uniform Standards of Professional Appraisal Practice", continuing education by McKissock, Inc., Fort. Myers, Florida, October 2002.

"Rates and Ratios: Making Sense of GIMs, OARs, and DCF", continuing education sponsored by

the West Coast Florida Chapter of the Appraisal Institute, September 2003.

"Does My Report Comply with USPAP", continuing education by McKissock, Inc., Naples, Florida, June 2004.

"The Valuation of Wetlands", continuing education sponsored by the West Coast Florida Chapter of the Appraisal Institute, September 2004.

"National USPAP Update Equivalent", continuing education by McKissock, Inc., Fort. Myers, Florida, October 2004.

"Florida Laws and Regulations", continuing education by McKissock, Inc., Fort. Myers, Florida, October 2004.

"Analyzing Operating Expenses", online continuing education by the Appraisal Institute, Fort Myers, Florida. May 2005.

"Case Studies in Commercial Highest and Best Use", continuing education sponsored by the West Coast Florida Chapter of the Appraisal Institute, Fort Myers, Florida, September 2005.

"Appraising from Blueprints and Specifications", online continuing education by the Appraisal Institute, Fort Myers, Florida. March 2006.

"Florida Appraisal Laws and Regulations", online continuing education by McKissock Real Estate and Appraisal School, Fort Myers, Florida. August 2006.

"FL National USPAP Update Equivalent 2006", online continuing education by McKissock Real Estate and Appraisal School, Fort Myers, Florida. September 2006.

"FL Dirty Dozen", The Essential Steps to Completing a USPAP Compliant Appraisal Report, online continuing education by McKissock Real Estate and Appraisal School, Fort Myers, Florida. June 2007.

"FL Disclosures and Disclaimers", online continuing education by McKissock Real Estate and Appraisal School, Fort Myers, Florida. June 2007.

#### **EXPERIENCE:**

Currently associated with Maxwell & Hendry Valuation Services, Inc., Fort Myers, Florida, 2004.

Associate Appraiser with W. Michael Maxwell & Associates, Inc., Fort Myers, Florida, 1983-2003.

Associate Appraiser with Calhoun and Maxwell & Associates, Inc., Fort Myers, Florida, 1983.

Owner/Broker ICM Properties, Realtor, Cape Coral, Florida, 1981-1982.

Real Estate Salesman, VIP Realty, Fort Myers, Florida, 1980-1981.

Real Estate Salesman, Century 21 Nolan Realty, Fort Myers, Florida, 1978-1980.

# **CLIENTS SERVED:**

Lee County Government, Lee County Port Authority, School District of Lee County, Hendry County Government, Lee Memorial Health System, Lee County Electric Cooperative, Sprint, City of Bonita Springs, various local and regional lending Institutions, as well as attorneys representing various entities and individuals.

# **PROFESSIONAL AFFILIATIONS:**

State-Certified General Real Estate Appraiser, RZ 2261

State-Licensed Real Estate Broker Associate, Bk185071

Commercial Investment Professionals of Southwest Florida

# **RE-CERTIFICATION:**

As of the date of this report, I, Timothy D. Rieckhoff, have completed the requirements under the continuing education program for State Certification.