

RESOLUTION NO. 2009-

1
2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
4 APPROVING THE CONVEYANCE TO THE TOWN OF
5 DAVIE OF COUNTY-OWNED PROPERTY WHICH WAS
6 ACQUIRED BY VIRTUE OF THE PROPERTY BEING
7 DELINQUENT TAX LANDS; PROVIDING FOR
8 SEVERABILITY AND PROVIDING FOR AN EFFECTIVE
9 DATE.

10 WHEREAS, Broward County acquired title to real property, which is described in
11 the proposed Quit Claim Deed attached hereto and made a part hereof as Exhibit "A" by
12 virtue of delinquent ad valorem tax payments in accordance with the law; and

13 WHEREAS, the County, at its discretion, has decided not to sell or dedicate this
14 land; and

15 WHEREAS, the former owner of this land has not filed a verified application or
16 petition with the Board of County Commissioners of Broward County seeking the
17 restitution of this property in the manner prescribed by Section 197.592, Florida
18 Statutes; and

19 WHEREAS, Section 197.592, Florida Statutes, provides that lands acquired
20 under this statute, which the Board has determined are not to be conveyed to the record
21 fee simple owner in accordance with the applicable provisions of this statute, which are
22 located within the boundaries of Town of Davie, shall be conveyed to the governing
23 board of the municipality in which the land is located; NOW, THEREFORE,
24

1 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
2 BROWARD COUNTY, FLORIDA:

3 Section 1. The recitals set forth in the preamble to this Resolution are
4 incorporated by reference herein.

5 Section 2. The conveyance of this property is hereby approved for good and
6 sufficient consideration.

7 Section 3. This property, having been acquired as County delinquent ad
8 valorem tax lands, and not having been previously sold or dedicated by the Board, and
9 the former owner not having requested by verified application a return of such property,
10 the conditions set forth in Section 197.592, Florida Statutes, for conveying this property
11 are satisfied.

12 Section 4. The Mayor or Vice Mayor of the Board of County Commissioners is
13 hereby authorized to execute quit claim deed to the Town of Davie in the form attached
14 hereto as Exhibit "A", and such other related documents, if any, as needed to effect the
15 conveyance.

16 Section 5. The land conveyed shall be freely alienable by the Town of Davie
17 without regard to third parties, and liens of record currently held by the County on this
18 parcel shall not survive this conveyance.

19 Section 6. SEVERABILITY.

1 If any portion of this Resolution is determined by any Court to be invalid, the
2 invalid portion shall be stricken, and such striking shall not affect the validity of the
3 remainder of this Resolution. If any Court determines that this Resolution, or any
4 portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies),
5 property(ies), or circumstance(s), such determination shall not affect the applicability
6 hereof to any other individual group, entity, property, or circumstance.

7 Section 7. EFFECTIVE DATE. This Resolution shall become effective upon its
8 adoption.

9
10 EFFECTIVE DATE. This Resolution shall become effective upon its adoption.

11 ADOPTED this _____ day of _____, 2009
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15 RP file 5-21-09
G: shared/Tax Deeds/RESO-Unbuildable Parcels5-2009.doc
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IN WITNESS WHEREOF, GRANTOR has caused these presents to be executed in its name by its Board of County Commissioners acting by the Mayor or Vice-Mayor of said Board, the day and year aforesaid.

(Official Seal)
ATTEST:

County Administrator and
Ex-Officio Clerk of the
Board of County Commissioners
of Broward County, Florida

BROWARD COUNTY, FLORIDA
by its Board of County Commissioners

By _____
Mayor

_____ day of _____,
20____.

Approved as to form by
Office of County Attorney
Broward County, Florida
JEFFREY J. NEWTON, County Attorney
Governmental Center, Suite 423
115 South Andrews Avenue
Fort Lauderdale, Florida 33301
Telephone: (954) 357-7600
Telecopier: (954) 357-6968

By _____
Assistant County Attorney

_____ day of _____, 20____

EXHIBIT "A"

Legal Description

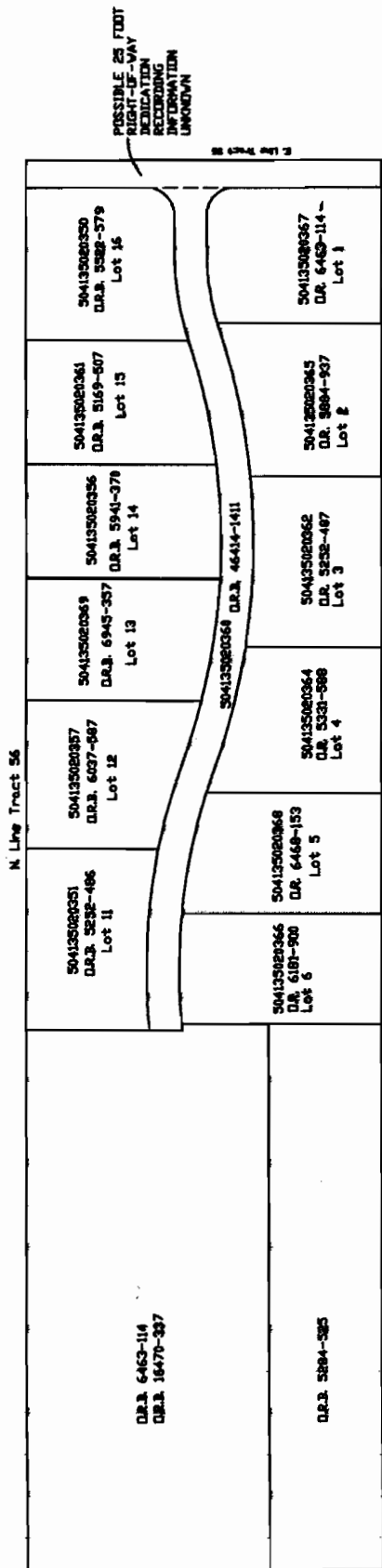
Located within Town of Davie

Folio # 5041 35 02 0360

Tax Deed No. 21679

**EVERGLADE LAND SALES CO RESUB 2-34 D 35-50-41 TR 56 LESS PT DESC
WITHIN OR 5169/507 & LESS ORS 5252/487, 5284/525, 5331/588, 5884/937, 5252/486,
6037/587, 5941/370, 5522/579, 6181/900, 6463/114, 6468/153, 6495/357 & 16470/337 &
LESS RWS FOR SW 61 AVE & SW 64 AVE AKA: PRIVATE ROAD-HONEY TREE
VILLAGE**

SKETCH OF LEGAL DESCRIPTION



TRACT 56, SECTION 35-50-41, EVERGLADE LAND SALES CO. SUBDIVISION, PB 2, PG 34, DCR