

OCT 27 2009 CAS/NP

**RESOLUTION**  
*of the*  
**ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS**  
*regarding*  
**DECLARING COUNTY PROPERTY SURPLUS**  
**and**  
**AUTHORIZING PRIVATE SALE**

Resolution No. 2009-14-51

**WHEREAS**, Orange County, a charter county and political subdivision of the State of Florida, pursuant to its home rule power and Section 125.35 of the Florida Statutes, has authority to determine that certain real property owned by the County is not needed for County purposes and to convey such property; and

**WHEREAS**, Section 125.35(2) of the Florida Statutes provides that when the Board of County Commissioners finds that a County-owned parcel of real property is of insufficient size or shape to be issued a building permit for any type of development, or when the Board of County Commissioners determines that the value of a County-owned parcel of real property is Fifteen Thousand Dollars (\$15,000) or less as determined by a Board-approved fee appraiser or the County property appraiser, and when it is determined that due to the parcel's size, shape, location, and value it is only of use to one or more of the adjacent property owners, the Board may then effect a private sale of the parcel; and

**WHEREAS**, the Board of County Commissioners finds that the parcel of County property (hereinafter referred to as the "Parcel") described in Exhibit "A" attached hereto and incorporated herein by reference is no longer needed for County purposes and comports with the size, shape, and value requirements of Florida Statute 125.35(2); and

**WHEREAS**, the Board further determines that the Parcel should be offered for private sale or sale to an adjacent property owner for the highest bid.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA:**

*Section 1.* The Orange County Real Estate Management Division is hereby directed to mail notice via certified mail to all owners of property adjacent to the Parcel of the Board's intention to sell and convey the Parcel at a private sale without publishing notice. Each such notice shall notify the recipient that if the recipient wishes to purchase the adjacent Parcel, said recipient must notify the County within ten (10) working days after receiving such mailed notice of the desire to purchase the adjacent Parcel.

*Section 2.* If within ten (10) working days after receiving such mailed notice, two or more owners of property adjacent to the Parcels notify the County of their desire to purchase such Parcel, the County shall then solicit and accept sealed bids for each such Parcel from such property owners and may convey such Parcel to the highest bidder or may reject all offers. In those instances where the highest bid is accepted, the Manager of the Real Estate Management Division is authorized to do all things necessary and proper to effectuate such sale, and the County Mayor is authorized to execute a County deed conveying such Parcel.

*Section 3.* This Resolution shall take effect immediately upon its adoption.

ADOPTED this \_\_\_\_\_ day of **OCT 27 2009**, 2009.

**ORANGE COUNTY, FLORIDA**

By: Board of County Commissioners

By: *Richard T. Crotty*

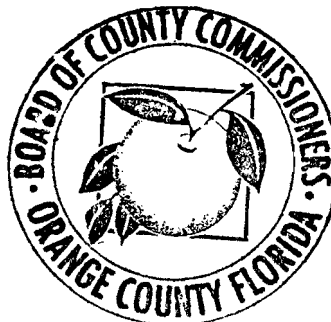
Richard T. Crotty

Orange County Mayor

ATTEST: Martha O. Haynie, County Comptroller  
As Clerk to the Board of County Commissioners

By: *Martha O. Haynie*

Deputy Clerk



## Exhibit "A"

The East 20 feet of the West 110 feet of the South 230 feet of the North 400 feet of the West  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 13, Township 22 South, Range 30 East, all lying and being in Orange County, Florida. Being the same parcel of land as described in that certain Tax Deed filed June 28, 1991 and recorded in Official Records Book 4301, Page 3571, of the Public Records of Orange County, Florida.