

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS
NOV 23 2010 CMS/BS

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

Resolution No. 2010-M-82

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 not 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 the adjacent property owners 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 submit a sealed bid to the County no later than January 7, 2011.

Section 2. If one or more owners of property adjacent to the Parcel submit a sealed bid(s) to purchase such Parcel, the County shall open the sealed bid(s) on January 10, 2011 at 10:00 a.m. and determine if the highest bid is acceptable or may reject all bids. In the event the highest bid is accepted, the Manager of the Real Estate Management Division will be authorized to do all things necessary and proper to effectuate such sale and submit a County Deed for approval and execution by the Mayor.

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

ADOPTED this _____ day of **NOV 23 2010**, 2010.

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"

Beginning at the northeast corner of Lot 21, Block B, of Eden Park Estates, according to the plat thereof, as recorded in Plat Book Y, Page 25, of the Public Records of Orange County, Florida; thence run South 17° East 49.3 feet, thence North 48° West 36.72 feet, thence North 29° East 26.15 feet to the Point of Beginning. Being the same parcel of land described in that certain Tax Deed filed June 28, 1991 and recorded in Official Records Book 4301, Page 3561, of the Public Records of Orange County, Florida.