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2 **SOUTH FLORIDA WATER MANAGEMENT DISTRICT**

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4 **RESOLUTION NO. 2012 –**

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6 **A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH**
7 **FLORIDA WATER MANAGEMENT DISTRICT TO AUTHORIZE FILING**
8 **APPROPRIATE LEGAL PROCEEDINGS TO RECOVER POSSESSION**
9 **OF CERTAIN STRUCTURES LOCATED ON DISTRICT LANDS, IN**
10 **CONNECTION WITH THE KISSIMMEE RIVER RESTORATION AND**
11 **HEADWATERS REVITALIZATION PROJECT IN OSCEOLA COUNTY,**
12 **FOR WHICH AD VALOREM (CAPITAL PROJECTS OKEECHOBEE)**
13 **FUNDS ARE BUDGETED; PROVIDING AN EFFECTIVE DATE.**
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15 **WHEREAS**, on July 8, 1994, the District acquired lands identified as Tract No.
16 18205-001 for the Kissimmee River Restoration and Headwaters Revitalization Project
17 (hereinafter “Project”); and

18 **WHEREAS**, certain private individuals occupy certain structures located either in
19 whole or in part on said lands as generally shown within the area depicted on Exhibit “A”,
20 attached hereto and made a part hereof; and,

21 **WHEREAS**, the structures will be impacted by implementation of the Project and
22 need to be removed; and

23 **WHEREAS**, the District has been unsuccessful in negotiating settlements with the
24 occupants of the structures.

25 **NOW THEREFORE, BE IT RESOLVED** by the Governing Board of the South
26 Florida Water Management District that:

27 **Section 1:** District Staff is hereby authorized and directed to proceed with appropriate
28 legal proceedings to recover possession of the lands (including State lands) on which the
29 structures are located and to remove the structures, including the authority to enter into a
30 settlement of such legal proceedings subject to the approval of the Governing Board.

31 **Section 2:** Utilization of ad valorem (Capital Projects Okeechobee) funds is approved.
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38 **Budgeted:**

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Fund	Fund Center	Functional Area	Commitment Item GL Account
402000	3510144000	FD01	530920

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44 **Section 3:** The structures are hereby declared surplus for disposal and removal from the
45 asset records.

46 **Section 4:** This Resolution shall take effect immediately upon adoption.

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48 **PASSED** and **ADOPTED** this ____ day of _____, 2012.

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51 **ATTEST:**

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55 By: _____
56 District Clerk/Secretary

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58 **SOUTH FLORIDA WATER MANAGEMENT**
59 **DISTRICT, BY ITS GOVERNING BOARD**

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61 (Corporate Seal)

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63 By: _____
64
65 Chairman

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67 **Approved as to form:**

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70 By: _____
71 Office of Counsel