

1 SOUTH FLORIDA WATER MANAGEMENT DISTRICT

2
3 RESOLUTION NO. 2010- _____
4

5 A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA
6 WATER MANAGEMENT DISTRICT TO APPROVE THE ACQUISITION OF LAND
7 INTERESTS CONTAINING 129.88 ACRES, MORE OR LESS, IN MIAMI-DADE
8 COUNTY, FOR THE BISCAYNE BAY COASTAL WETLANDS CERP PROJECT,
9 IN THE AMOUNT OF \$24,500,000 AND ASSOCIATED COSTS FOR WHICH
10 DEDICATED FUNDS (SAVE OUR EVERGLADES TRUST FUND) ARE
11 BUDGETED; PROVIDING AN EFFECTIVE DATE.
12

13 WHEREAS, the Biscayne Bay Coastal Wetlands CERP Project (hereinafter "Project"), will
14 provide for redistribution of freshwater runoff from the watershed into Biscayne Bay, away from the
15 canal discharges that exist today; and,

16 WHEREAS, the Project will provide a more natural and historic overland flow through
17 existing and or improved coastal wetlands;

18 WHEREAS, by rehydrating these coastal wetlands with freshwater runoff from the
19 watershed the project goals and objectives are met while providing for additional flood protection in
20 the C-100 Basin;

21 WHEREAS, the diversion of canal discharges through the subject property and the overall
22 coastal wetland system will reduce the capacity demand on the regional flood control system and
23 provide dynamic water storage for additional flood protection;

24 WHEREAS, the South Florida Water Management District is authorized to acquire land, or
25 interests or rights in land, pursuant to Section 373.139, Florida Statutes;

26 WHEREAS, the South Florida Water Management District desires to acquire land interests
27 containing 129.88 acres, more or less, for the Project, in Miami-Dade County, in the amount of
28 \$24,500,000, as more particularly described on Exhibit "A" and as shown on a location map Exhibit
29 "AA", which are attached hereto and made a part hereof;

30 WHEREAS, a Phase I and Phase II environmental assessment has been completed and
31 has identified certain environmental impacts with an estimated cumulative remediation cost of
32 \$135,000, the risks for which those environmental impacts are associated (the "environmental
33 conditions") will be borne by the District; and,

34 NOW THEREFORE, BE IT RESOLVED by the Governing Board of the South Florida Water
35 Management District:

36 **Section 1.** The Governing Board of the South Florida Water Management District hereby
37 approves the acquisition of land interests containing 129.88 acres, more or less, in Miami-Dade
38 County, for the Biscayne Bay Coastal Wetlands CERP Project, in the amount of \$24,500,000 and

39 associated costs for which dedicated funds (Save Our Everglades Trust Fund) are budgeted,
40 subject to the environmental conditions, as follows:

41

Owner	Tract No.	Interest	Acres	Appraised Value	Purchase Price
Cutler Properties, LC	TA500-137	Fee	129.88	\$19,215,000	\$24,500,000

42

43 **Budgeted:**

44

Dollars	Fund	Funds Center	Functional Area	Commitment Item GL Account
\$24,500,000	412000	3510144000	P128	580020

45

46 **Section 2.** The Governing Board of the South Florida Water Management District hereby
47 authorizes the Chair to execute the Agreement for Sale and Purchase.

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

49

50 **PASSED** and **ADOPTED** this _____ day of _____, 2010.

51

52 **ATTEST:**

53

54

55 By: _____
56 District Clerk/Secretary

57

58

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

59

60

61

(Corporate Seal)

62

63

By: _____
Chair

64

65

66

67

Approved as to form:

68

69

70

By: _____
Office of Counsel

71