

1 SOUTH FLORIDA WATER MANAGEMENT DISTRICT

2 RESOLUTION NO. 2010 - \_\_\_\_\_

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5 A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH FLORIDA WATER  
6 MANAGEMENT DISTRICT REQUESTING RELEASE OF FUNDS FROM THE SAVE  
7 OUR EVERGLADES TRUST FUND BY THE DEPARTMENT OF ENVIRONMENTAL  
8 PROTECTION FOR THE ACQUISITION OF LAND INTERESTS CONTAINING 0.23  
9 ACRE, MORE OR LESS, IN MARTIN COUNTY, FLORIDA, FOR THE LAKESIDE  
10 RANCH STA PROJECT, IN THE AMOUNT OF \$23,797, AND ASSOCIATED COSTS;  
11 PROVIDING AN EFFECTIVE DATE.  
12

13 WHEREAS, the South Florida Water Management District (hereinafter, the "District") has an active  
14 program underway to acquire land interests for the Lakeside Ranch STA Project (the "Project"); and

15 WHEREAS, that certain Cooperative Agreement between the South Florida Water Management  
16 District (hereinafter, the "District") and the Florida Department of Environmental Protection dated November  
17 1, 2001, requires submission of a resolution of the Governing Board of the District to the Department  
18 advising about a proposed acquisition in the event the District requests release of funds from the Save Our  
19 Everglades Trust Fund for acquisition of such lands.

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

22 (1) It does hereby advise the Secretary of the Department of Environmental Protection of its  
23 intent to acquire fee title to 0.23 acre, more or less of land in Martin County, Florida, for the Project. The  
24 District has a contract to purchase the parcel described below.  
25

Owners	Tract No.	Interest	Acre	Appraised Value	Purchase Price
Patrick W. Stanley and Alesia Neill Stanley	MD100-043	Easement	0.23	\$23,797	\$23,797

26  
27 The legal interest to be acquired is a perpetual canal easement. The lands are described in Exhibit "A" and  
28 as shown on a location map Exhibit "AA", both of which are attached hereto and made a part hereof.

29 (2) The purchase price for this parcel, taking into account the value of non-cash considerations,  
30 defects in title or outstanding interests of the lands to be acquired, is equal to the appraisal value, based on  
31 the certified appraisals that were used to determine the value of the lands to be purchased.

32 (3) The lands being acquired have been reviewed for the presence of State Sovereignty  
33 submerged lands and the District has taken reasonable measures to avoid paying for sovereignty lands.

34 (4) This request for funds deposited into Save Our Everglades Trust Fund is consistent with the  
35 District's Five Year Plan of acquisition or the South Florida Water Management District Florida Forever Work  
36 Plan as contained in Chapter 6A, Volume II of the South Florida Environmental Report, last updated during a

37 public hearing on January 14, 2010, and filed with the Legislature and the Department of Environmental  
38 Protection, and is consistent with Sections 373.139 and 373.470, Florida Statutes, as applicable.

39 (5) The funds requested shall be used only for the acquisition costs and pre-  
40 acquisition/associated costs of the described lands.

41 (6) The lands being acquired shall be maintained in an environmentally acceptable manner.

42 (7) Should the District dispose of any or all of the interests acquired hereunder, all revenues  
43 derived therefrom will be used to acquire other lands for water management, water supply and the  
44 conservation and protection of water resources, within the boundaries of a CERP component.

45 (8) A Phase I environmental assessment has been completed and there are no clean up  
46 concerns.

47 (9) The Executive Director or the designee of the Executive Director is hereby authorized to  
48 request the release of funds for all acquisition costs and pre-acquisition/associated costs for all lands  
49 identified in this Resolution.

50 (10) The Resolution to approve acquisition of these land interests was approved by the  
51 Governing Board of the District on June 10, 2010.

52 (11) The District will utilize funds from the Save Our Everglades Trust Fund.

53 (12) This Resolution shall take effect immediately upon adoption.

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55 **PASSED and ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

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

61  
62 (Corporate Seal)

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64 By: \_\_\_\_\_  
65 Chairman

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67 **ATTEST:**

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71 By: \_\_\_\_\_  
72 District Clerk/Secretary

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75 **Legal Form Approved:**

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79 By: \_\_\_\_\_  
80 Office of Counsel