

1 **SOUTH FLORIDA WATER MANAGEMENT DISTRICT**
2 **RESOLUTION NO. 2009-_____**

3
4 **A RESOLUTION OF THE GOVERNING BOARD OF THE SOUTH**
5 **FLORIDA WATER MANAGEMENT DISTRICT RESCINDING**
6 **RESOLUTION NO. 2001-87, ONLY AS IT APPLIES TO SFWMD TRACT**
7 **NO. W9201-001, AUTHORIZING EMINENT DOMAIN PROCEEDINGS**
8 **FOR THE ACQUISITION OF CERTAIN LANDS CONSISTING OF 102.01**
9 **ACRES, MORE OR LESS, AS IT APPLIES TO SFWMD TRACT NO.**
10 **W9201-001 IN BROWARD COUNTY, FLORIDA; ALL OTHER**
11 **AUTHORIZATIONS OF RESOLUTION NO. 2001-87 TO REMAIN**
12 **UNCHANGED; PROVIDING AN EFFECTIVE DATE.**

13
14 **WHEREAS**, Section 373.083, Florida Statutes, sets forth the general powers and
15 duties of the Governing Board of the South Florida Water Management District, and;

16 **WHEREAS**, in Resolution No. 2001-87, adopted on or about November 15,
17 2001, the Governing Board of the South Florida Water Management District authorized
18 a legal officer to acquire fee title to 102.01 acres, more or less, in Broward County,
19 Florida, through eminent domain, including SFWMD Tract No. W9201-001, and;

20 **WHEREAS**, the South Florida Water Management District will not be
21 implementing the East Coast Buffer and Comprehensive Everglades Restoration
22 Project as originally contemplated, and thus, rescission of said resolution as it impacts
23 SFWMD Tract No. W9201-001 would be appropriate;

24 **NOW THEREFORE, BE IT RESOLVED THAT THE GOVERNING BOARD OF**
25 **THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT:**

26 Rescinds, withdraws, and repeals its authorization for eminent domain granted to
27 a legal officer of the South Florida Water Management District, pursuant to Resolution
28 No. 2001-87, only as it applies to SFWMD Tract No. W9201-001, adopted on or about
29 November 15, 2001, a true and correct copy of which is attached hereto as Exhibit "A",
30 previously authorizing eminent domain for the lands consisting of 102.01 acres, more or
31 less, in Broward County, Florida, as it applies to SFWMD Tract No. W9201-001, all
32 other authorizations to remain unchanged, and;

33 Orders that the rescission of Resolution No. 2001-87, as it applies to SFWMD
34 Tract No. W9201-001, shall be effective immediately upon adoption of this Resolution,
35 all other authorizations to remain unchanged.

36

37 **PASSED** and **ADOPTED** this _____ day of December, 2009.

38

39

40 Approved:
41 Legal Form Approved

SOUTH FLORIDA WATER MANAGEMENT
DISTRICT, BY ITS GOVERNING BOARD

42

43

44 By: _____

By: _____

45

46

Chairman

47

48

49 (Corporate Seal)

ATTEST:

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By: _____

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Assistant Secretary