



Interoffice Memorandum

REAL ESTATE MANAGEMENT ITEM 1

DATE: February 28, 2017

TO: Mayor Teresa Jacobs
and the
Board of County Commissioners

THROUGH: Ann Caswell, Manager *AC*
Real Estate Management Division

FROM: Elizabeth Price Jackson, Senior Title Examiner
Real Estate Management Division *EPJ for EPO*

CONTACT PERSON: Ann Caswell, Manager

DIVISION: Real Estate Management
Phone: (407) 836-7082

ACTION REQUESTED: APPROVAL AND EXECUTION OF RESOLUTION AND
AUTHORIZATION TO RECORD INSTRUMENT

PROJECT: Crosby Island Marsh

District 4

PURPOSE: To provide for ratification of an existing conservation easement to protect
wetlands and uplands.

ITEM: Resolution

APPROVALS: Real Estate Management Division
County Attorney's Office
Environmental Protection Division

REMARKS:

On May 4, 2004, the Bonnet Creek Resort Community Development District (CDD) recorded, at Official Records Book 7414, Page 4021, a Deed of Conservation Easement (the "Easement") for Crosby Island Marsh. The Easement was a requirement of Conservation Area Impact permit 97-240 and was recorded without approval and acceptance by the Board of County Commissioners in violation of Resolution No. 86-M-44. This action ratifies the interest of Orange County in the Easement and provides for formal acceptance of that interest in accordance with Resolution No. 86-M-44.

CDD is responsible for paying the recording fees.

A file labeled "BCC Agenda Backup" containing a copy of this agenda item and all supporting documentation is in the top drawer of the BCC file cabinet in the supply room adjacent to Commissioner Thompson's office.

RESOLUTION

of the
**ORANGE COUNTY BOARD OF COUNTY
COMMISSIONERS**

regarding
**RATIFICATION OF INTEREST IN THAT CERTAIN
DEED OF CONSERVATION EASEMENT RECORDED ON
MAY 4, 2004 IN OFFICIAL RECORDS BOOK 7414
AT PAGE 4021 OF THE PUBLIC RECORDS OF
ORANGE COUNTY, FLORIDA**

RESOLUTION NO. 2017-M-07

WHEREAS, through Resolution No. 86-M-44, Orange County has adopted a procedure for accepting conveyances of real property to the County whereby no conveyance of real property shall be deemed accepted by the County unless formally accepted by the Board of County Commissioners of Orange County (the "Board") at a public hearing; and

WHEREAS, on or about the 4th day of May 2004, Bonnet Creek Resort Community Development District (the "Grantor") recorded a Deed of Conservation Easement in favor of Orange County in Book 7414 at Page 4021 of the Official Records of Orange County, Florida (the "Conservation Easement"); and

WHEREAS, the Conservation Easement affects and impacts certain real property, more particularly described on the Exhibit "A" attached and incorporated to said Conservation Easement; and

WHEREAS, the Conservation Easement was recorded without approval by the Board as required by Resolution No. 86-M-44; and

WHEREAS, the Board has reviewed the Conservation Easement and desires to accept the instrument by this Resolution in fulfillment of Resolution No. 86-M-44.

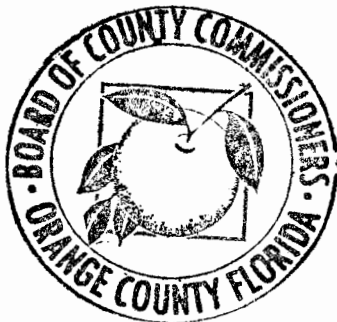
**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF ORANGE COUNTY:**

Section 1. The foregoing premises are incorporated herein and are found to be fair and accurate statements regarding whether the Conservation Easement was properly accepted by the governing board of Orange County, Florida.

Section 2. Although the Conservation Easement was never accepted by the Board, as required by Orange County regulations; the Board hereby accepts and ratifies the interest purportedly conveyed to Orange County by the Deed of Conservation Easement recorded on May 4, 2004 in Book 7414 at Page 4021 of the Official Records of Orange County, Florida.

Section 3. The manager of the Orange County Real Estate Management Division, or a designee, shall provide a copy of this Resolution to the Property Appraiser of Orange County, Florida for the records of that office, and shall record this Resolution in the Official Records of Orange County, Florida.

ADOPTED THIS _____ DAY OF MAR 21, 2017.



ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: Teresa Jacobs

Teresa Jacobs

Orange County Mayor

Date: 3.21.17

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: Katie Smith

Deputy Clerk

Print name: Katie Smith