Resolution No. 21-12-01

RESOLUTION DECLARING COUNTY OWNED PROPERTY AS SURPLUS LAND AND AUTHORIZE CONVEYANCE TO HABITAT FOR HUMANITY OF LEE AND HENDRY COUNTIES, INC., A QUALIFIED NOT FOR PROFIT CORPORATION ESTABLISHED FOR THE PURPOSE OF PROMOTING PUBLIC OR COMMUNITY INTEREST AND WELFARE

WHEREAS, the Board of County Commissioners is the governing body for Lee County, a political subdivision of the State of Florida; and

WHEREAS, the Board has certain powers and authority relative to the disposition of real property belonging to the County; and

WHEREAS, Florida Statutes §125.38 and 125.379 authorize the conveyance of County property to a not for profit organization or corporation if that property will be used for promoting community interest and welfare; and

WHEREAS, Lee County acquired a vacant lot (property) through the escheatment process described as follows:

> **Beginning at the Southwest corner of the Northwest 1/4 of Section 26, Township 43 South, Range 24 East, Lee County, Florida; thence run North a distance of 25 feet; thence run East a distance of 230 feet to the East side of Winona Drive; thence run North a distance of 560 feet to the Point of Beginning of the land herein conveyed; thence run East a distance of 180 feet; thence run North a distance of 80 feet; thence run West a distance of 180 feet; thence run South a distance of 80 feet to the Point of Beginning of the land herein conveyed. The same being known as Lot 40, COLLIER AND RUPERT'S unrecorded subdivision.**

WHEREAS, the Board has confirmed through its staff that such property is not needed for County purposes; and

WHEREAS, it is the intent of this resolution to declare the property as surplus land of the County and available to convey to Habitat for Humanity of Lee and Hendry Counties, Inc., a qualified Florida not-for-profit corporation upon their request of a conveyance application for the purpose of promoting community interest and welfare thereupon.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lee County, Florida, that:

1. The above recitations are true and accurate and hereby adopted and incorporated herein as if set out at length.

2. Lee County has concluded that the real property described herein is surplus land and is not needed for County purposes.

3. Lee County has considered the request from Habitat for Humanity of Lee and Hendry Counties, Inc., a Florida, qualified not-for-profit corporation to acquire the subject surplus property for the purpose of promoting community interest and welfare and conditioned that the use complies with statutory requirements.

4. The County agrees to convey the property to Habitat for Humanity of Lee and Hendry Counties, Inc., a Florida not-for-profit corporation for nominal consideration of one dollar ($1.00).

5. In order to complete the transaction contemplated herein, the Board authorizes County staff to finalize documents necessary for the conveyance. In addition, this resolution specifically authorizes the Chair of the Board of County Commissioners to execute the documents necessary to convey the property to Habitat for Humanity of Lee and Hendry Counties, Inc., a qualified not-for-profit corporation.

The foregoing resolution was offered by Commissioner Ruane, who moved its adoption. The motion was seconded by Commissioner Hamman, and being put to a vote, the vote was as follows:

Kevin Ruane	Aye
Cecil L Pendergrass	Aye
Ray Sandelli	Aye
Brian Hamman	Aye
Frank Mann	Aye

Duly passed and adopted this 7th day of December, 2021.

ATTEST:
LINDA DOGGETT, CLERK

BY:_____
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

BY:_____
Cecil L Pendergrass, Chair

BOARD OF COUNTY COMMISSIONERS
SEAL
LEE COUNTY, FLORIDA

APPROVED AS TO FORM FOR THE
RELIANCE OF LEE COUNTY ONLY

_____
County Attorney's Office

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