

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Thomas J. Willi, Town Administrator (954) 797-1035

SUBJECT: Ordinance

AFFECTED DISTRICT: Districts 2 and 3

TITLE OF AGENDA ITEM: AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING A QUIT CLAIM DEED FROM THE BROWARD COUNTY COMMISSION, CONVEYING CERTAIN PROPERTIES WHICH WERE ACQUIRED BY VIRTUE OF THE PROPERTIES BEING DELINQUENT TAX LANDS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

REPORT IN BRIEF: On July 2, 2002, Broward County approved conveying to the Town County-owned property acquired by virtue of delinquent tax lands. The former landowners have not filed a verified application or petition with the Board of County Commissioners of Broward County seeking the restitution of these properties. The Board of County Commissioners has conveyed these lands pursuant to FSS Section 197.592.

PREVIOUS ACTIONS: not applicable

CONCURRENCES: not applicable

FISCAL IMPACT: not applicable

RECOMMENDATION(S): Motion to approve the ordinance

Attachment(s): Ordinance and Quit Claim Deeds

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING A QUIT CLAIM DEED FROM THE BROWARD COUNTY COMMISSION, CONVEYING CERTAIN PROPERTIES WHICH WERE ACQUIRED BY VIRTUE OF THE PROPERTIES BEING DELINQUENT TAX LANDS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Broward County Commission had acquired title to real property by virtue of delinquent ad valorem tax payments in accordance with the law; and

WHEREAS, the Broward County Commission has conveyed these properties to the Town of Davie as these lands fall within the jurisdictional limits of the Town, and in furtherance thereof, have tendered a Quit Claim Deed to the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA:

SECTION 1. The Quit Claim Deed dated July 2, 2002, attached hereto as "Exhibit A", is hereby accepted.

SECTION 2. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by the Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 3. This ordinance shall take effect immediately upon its passage and adoption.

PASSED ON FIRST READING THIS _____ DAY OF _____, 2002

PASSED ON SECOND READING THIS _____ DAY OF _____, 2002

MAYOR/COUNCILMEMBER

Attest:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 1995

EXHIBIT "A"

1. Tax Deed: 16568
Folio #: 0116-00-0123
Legal: 16-50-41 COMM SE COR OR PAR B, ARROWHEAD GOLF & TENNIS CLUB PHASE 2, NLY 1358.55, WLY 44.77 TO POB, NLY 45, WLY, 5.23 SLY 45, ELY 5.23 TO POB

2. Tax Deed: 16569
Folio #: 0129-01-025
Legal: F/K/A: NEWMANS SURVEY 2-26 D 29-50-041 TRACT 20 N1/2 OF W1/2 LESS N 660 OF W 297.5 & LESS 2 40 OF W 297.5, TRACT 20 N1/2 OF E1/2 LESS S 110 & LESS N 128 OF S 239 EXCEPT W 25 & LESS S 179 OF N 128 OF S 367 & LESS N 170 OF E 297.50 N/K/A NEWMANS SURVEY 2-26 D 29-50-41 TRACT 20 E 50 OF 347.50 AS DESC IN OR 9246/961