

## MEMORANDUM

Agenda Item No. 11(A)(3)

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**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

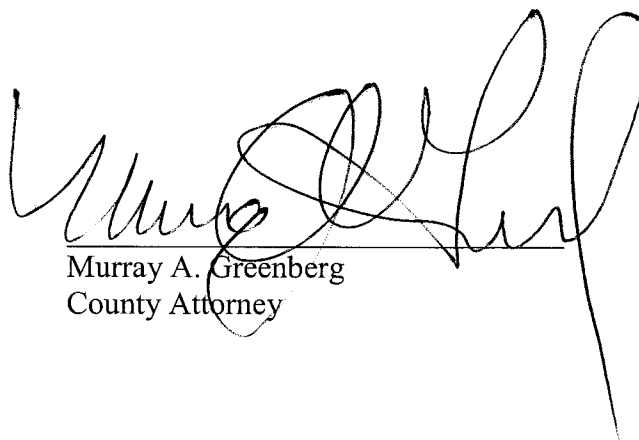
**DATE:** January 25, 2007

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Resolution relating to  
Terranova Condominium  
Association

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The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Jose "Pepe" Diaz.



Murray A. Greenberg  
County Attorney

MAG/bw



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

**DATE:** January 25, 2007

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(3)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

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Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(3)  
1-25-07

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DECLARING TRACT A LESS TERRANOVA CONDOS 1 THRU 14, TERRANOVA PB 121-22, SURPLUS; WAIVING ADMINISTRATIVE ORDER 8-4; AUTHORIZING A PRIVATE SALE TO THE TERRANOVA CONDO ASSOCIATION FOR \$10.00, IN ACCORDANCE WITH 125.35(2) FLORIDA STATUTES; AND AUTHORIZING THE MAYOR TO EXECUTE A COUNTY DEED FOR SUCH PURPOSE

**WHEREAS**, the County acquired property legally described as Tract A less Terranova Condos 1 thru 14, Terranova PB 121-22 containing 2.93 acres more or less on November 19, 2002 via tax deed; and

**WHEREAS**, the County has verified that this property is designated as common area in the condominium documents for the Terranova Condominiums but was never conveyed to the Homeowner's Association by the developer; and

**WHEREAS**, the property remained on the tax rolls until it escheated to the County for non-payment of taxes; and

**WHEREAS**, the County has determined that the property is of no use to anyone but the Terranova Homeowners Association, the adjacent property owners, due to the fact that it has no public access and is restricted to common area use,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA** that this Board hereby declares the above-described County-owned property surplus; waives review under Administrative Order 8-4 by the Planning Advisory Board; pursuant to section 125.35(2), Florida Statutes, authorizes the private sale of the property to the Terranova

Condominium Association, the adjoining property owner, for \$10.00; authorizes the County Manager to take all actions necessary to accomplish the sale and conveyance of said property; and authorizes the Mayor to execute a County Deed with the restriction that the conveyed property remain as common area.

The foregoing resolution was sponsored by Commissioner Jose "Pepe" Diaz and was offered by Commissioner \_\_\_\_\_, who moved its adoption.

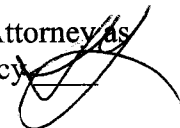
The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

- |                      |                                    |
|----------------------|------------------------------------|
|                      | Bruno A. Barreiro, Chairman        |
|                      | Barbara J. Jordan, Vice-Chairwoman |
| Jose "Pepe" Diaz     | Audrey M. Edmonson                 |
| Carlos A. Gimenez    | Sally A. Heyman                    |
| Joe A. Martinez      | Dennis C. Moss                     |
| Dorrin D. Rolle      | Natacha Seijas                     |
| Katy Sorenson        | Rebeca Sosa                        |
| Sen. Javier D. Souto |                                    |

The Chairperson thereupon declared the resolution duly passed and adopted this 25<sup>th</sup> day of January, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF COUNTY  
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by the County Attorney as  
to form and legal sufficiency 

Thomas Goldstein

By: \_\_\_\_\_  
Deputy Clerk