

RESOLUTION NO. 26-_____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, AUTHORIZING THE ACCEPTANCE OF THE DONATION AND CONVEYANCE OF CERTAIN REAL PROPERTY INTERESTS TO THE COUNTY PURSUANT TO SECTION 125.01, FLORIDA STATUTES AND SECTION 2.10.1 OF THE BREVARD COUNTY CHARTER FOR CONSTRUCTION OF A NEW ADVANCED WASTEWATER AND WATER TREATMENT FACILITY; AND PROVIDING AN EFFECTIVE DATE.

RECITALS

WHEREAS, on the 23^d day of March, 1999, the Brevard County Board of County Commissioners (hereinafter the "BOARD") adopted, in regular session, Ordinance No. 99-17, in accordance with Section 189.4041, Florida Statutes (now Section 189.02, Florida Statutes), creating the dependent special district known as the Barefoot Bay Water and Sewer District, a dependent special district of Brevard County, Florida, whose mailing address is 931 Barefoot Boulevard, Suite #2, Barefoot Bay, Florida 32976 (hereinafter the "DISTRICT").

WHEREAS, the Brevard County Utilities Department (hereinafter the "DEPARTMENT") oversees the operations, finances, and investments of the DISTRICT on behalf of Brevard County; and

WHEREAS, the DISTRICT owns that certain real property described in the Exhibit "A" attached hereto; and

WHEREAS, the DEPARTMENT is in the process of designing a new Advanced Water and Wastewater Treatment Plant, which will be better able to comply with current state and federal environmental laws and regulations, and which will eventually replace the existing Water and Wastewater Treatment Plant located within the DISTRICT; and

WHEREAS, the DEPARTMENT has requested that the DISTRICT donate and convey those certain lands described in Exhibit "A" for the purpose of facilitating the construction and implementation of the new Advanced Water and Wastewater Treatment Plant; and

WHEREAS, the Advanced Water and Wastewater Treatment Plant project will not only provide a benefit to the Barefoot Bay District, but will also provide a benefit to the remaining Brevard County utility service area for the region known as the South Brevard Utility Service Area; and

WHEREAS, Brevard County, acting through the BOARD, can acquire such real property and personal property and interests therein as may be necessary or proper to carry on county government purposes; and

WHEREAS, the BOARD finds that the acceptance of the donation of the real property described in the attached Exhibit "A" will allow the County to proceed with the new Advanced Water and Wastewater Treatment Plant project, and thereby serves a public purpose, is in the public interest, and is necessary and convenient to provide for the public health, safety, and welfare.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA that:

1. The recitals above are true and correct and incorporated herein and adopted as part of this resolution.

2. The acceptance of the donation to Brevard County of the DISTRICT's real property interests, as described in Exhibit "A", is necessary, will serve a public purpose, and is in the best interest of the public health, safety, and welfare.

3. The BOARD authorizes the Chair to sign any and all documents necessary to effectuate the acceptance of the donation of all of the DISTRICT's right, title, and interest to said real property described in Exhibit "A" to Brevard County.

4. This Resolution shall take effect immediately upon its adoption.

DONE, ORDERED, and ADOPTED in Regular Session this _____ day of _____, 2026.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

Rachel M. Sadoff, Clerk

BY: _____
Thad Altman, Chair

As approved by the Board on _____