

**ORDINANCE NO. 1365-16**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAKE ALFRED, FLORIDA, AUTHORIZING AND APPROVING THE DONATION FOR NO MONETARY CONSIDERATION OF LOT 11, BLOCK A OF HIGHLANDS SUBDIVISION AS RECORDED IN PLAT BOOK 4, PAGE 2 OF THE PUBLIC RECORDS OF POLK COUNTY, FLORIDA WHICH IS A VACANT LOT IN THE HIGHLANDS SUBDIVISION OWNED BY THE CITY OF LAKE ALFRED, FLORIDA BY VIRTUE OF A COUNTY DEED GIVEN TO THE CITY OF LAKE ALFRED, FLORIDA DATED JUNE 23, 2015 AND RECORDED IN OFFICIAL RECORDS BOOK 9564, PAGE 250 OF THE PUBLIC RECORDS OF POLK COUNTY, FLORIDA AND ACCEPTED BY THE CITY COMMISSION VIA THE PASSAGE OF CITY OF LAKE ALFRED, FLORIDA RESOLUTION NO. 03-15 ON JUNE 1, 2015 TO HABITAT FOR HUMANITY OF EAST POLK COUNTY, INC., AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A QUIT CLAIM DEED AND OTHER APPROPRIATE DOCUMENTS IN ORDER TO CONVEY THE SAID CITY LAND TO HABITAT FOR HUMANITY OF EAST POLK COUNTY, INC., PROVIDING FOR CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.**

**WHEREAS**, Polk County conveyed a vacant parcel located in the Highlands Subdivision within the municipal limits of the City of Lake Alfred, Florida which had escheated to the County because of the failure of the property owner to pay all real estate ad-valorem taxes by County Deed in favor of the City of Lake Alfred, Florida dated June 23, 2015 and recorded in Official Records Book 9564, Page 250 of the Public Records of Polk County, Florida and which County Deed was affirmatively accepted by City Commission via the passage of City of Lake Alfred Resolution No. 03-15 on June 1, 2015; and

**WHEREAS**, said real property is a vacant lot located within the municipal limits of the City of Lake Alfred, Florida with a street address of 620 East Grapefruit Avenue and is described as Lot 11, Block A of Highland Subdivision as recorded in Plat Book 4, Page 2 of the Public Records of Polk County, Florida; and

**WHEREAS**, said real property is an ideal lot for development of a single family home; and

**WHEREAS**, Habitat for Humanity of East Polk County, Inc. is a not-for-profit corporation specializing in construction of safe, decent and affordable housing for families in need; and

**WHEREAS**, Habitat for Humanity of East Polk County, Inc. has expressed interest in building affordable housing in the City of Lake Alfred, Florida and the greater East Polk County area; and

**WHEREAS**, it is in the best interests of the health, safety and welfare of the residents and citizens of the City of Lake Alfred, Florida and serves a proper public purpose in promoting the provision and availability of affordable housing within the City of Lake Alfred, Florida for the City of Lake Alfred, Florida to donate for no monetary consideration said real property to Habitat for Humanity of East Polk County, Inc.; and

**WHEREAS**, Section 2.09 (d) (7) of the Charter of the City of Lake Alfred, Florida requires the conveyance of lands of the City to be done by ordinance.

**NOW THEREFORE, BE IT ORDAINED** by the City Commission of the City of Lake Alfred, Florida that this Ordinance is hereby passed for the protection and welfare of the citizens of the City of Lake Alfred, Florida and that:

**SECTION 1. RECITALS INCORPORATED.** The above recitals are incorporated herein as the factual basis for the adoption of this Ordinance.

**SECTION 2. AUTHORIZATION.** The City Commission of the City of Lake Alfred, Florida hereby approves and authorizes the donation of land for no monetary consideration described in Exhibit "A" attached hereto and incorporated herein by reference to Habitat for Humanity of East Polk County, Inc. and authorizes the Mayor and other City Officials to execute a Quit Claim Deed and other appropriate documents, if any, that may be necessary to convey said real property to Habitat for Humanity of East Polk County, Inc.

**SECTION 3. CONFLICTS.** All ordinances in conflict herewith are hereby repealed to the extent necessary to give this Ordinance full force and effect, provided however, that nothing herein shall be interpreted so as to repeal any existing ordinance or resolution relating to means of securing compliance with the City's Charter and/or Code of Ordinances, unless such repeal is explicitly set forth herein.

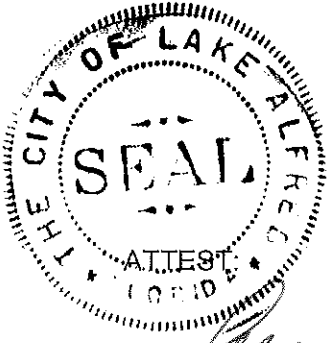
**SECTION 4. SEVERABILITY.** If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City of Lake Alfred, Florida, hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**SECTION 5. CODIFICATION.** It is the intention of the City Commission that sections of this Ordinance may be renumbered or re-lettered and the correction of typographical and/or scrivener's errors which do not affect the intent may be authorized by the City Manager or his designee, without need of public hearing, by filing a corrected or re-codified copy of same with the City Clerk.

**SECTION 6. EFFECTIVE DATE.** This Ordinance shall become effective immediately upon final adoption.

**INTRODUCED AND PASSED** on first reading at a regular meeting of the Lake Alfred City Commission held this 25<sup>th</sup> day of July, 2016.

**PASSED AND FINALLY ADOPTED** on second reading at the meeting of the Lake Alfred City Commission duly assembled on the 8<sup>th</sup> day of August, 2016.



**CITY OF LAKE ALFRED  
CITY COMMISSION**

By: Charles O. Lake  
Charles O. Lake, Mayor

By: Amree Bailey-Speck  
Amree Bailey-Speck, City Clerk

APPROVED AS TO FORM:

By: Frederick J. Murphy Jr.  
Frederick J. Murphy Jr., City Attorney

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**Exhibit "A"**

Lot 11, Block A of Highland subdivision as recorded in Plat Book 4, Page 2 of Public Records of Polk County, Florida. All lying and being in Section 28, Township 27 South, Range 26 East.

Property Address: 620 East Grapefruit Avenue  
Parcel ID No: 262728-493500-001110