

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: 1/17/07

Division: County Attorney

Bulk Item: Yes xx No

Staff Contact/Phone #: Bob Shillinger x3470

AGENDA ITEM WORDING: Approval of settlement agreements with Eager Family Trust and Calusa Campground Condominium Association and authorization for Growth Management Director to execute same on behalf of the County.

ITEM BACKGROUND: Staff has been negotiating with the former and current owners of the Calusa Campground Condominium Association to resolve several planning and code enforcement issues. Under the agreement, the Eager Family Trust would donate 9 plus acres of hammock to the County under the condition that it never be developed. That donation would mitigate and resolve buffer yard issues for certain lots within the Calusa Campground Condominium Association that border on the hammock. The County would also agree that platting is not required provided the property continues to be used as a RV park that is owned by a condominium association. Approval of these settlement agreements would eliminate several administrative proceedings and avert potential litigation. The parcel to be donated is located on the acquisition list of the Florida Forever Fund and is thought by Growth Management staff to be high quality, Tier I hammock, as well as an archeological site.

PREVIOUS RELEVANT BOCC ACTION: This item was tabled at the 12/20/06 meeting at the request of staff so revisions to the settlement agreements could be finalized. The item appeared as P-13 on the December 2006 agenda.

CONTRACT/AGREEMENT CHANGES: n/a

STAFF RECOMMENDATIONS: Approval.

TOTAL COST: n/a

BUDGETED: Yes No

COST TO COUNTY: n/a

SOURCE OF FUNDS: n/a

REVENUE PRODUCING: Yes No **AMOUNT PER MONTH** **Year**

APPROVED BY: County Atty OMB/Purchasing Risk Management



Suzanne A. Hutton, County Attorney

DOCUMENTATION: Included xx

Not Required

DISPOSITION: _____

AGENDA ITEM # _____