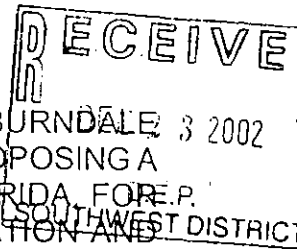


RESOLUTION NO. 02-21



A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF AUBURNDALE, FLORIDA, PROVIDING FOR AN AMENDMENT TO RESOLUTION NO. 99-13, PROPOSING A BROWNFIELD DESIGNATION IN THE CITY OF AUBURNDALE, FLORIDA, FOR THE PURPOSE OF ENVIRONMENTAL REMEDIATION, REHABILITATION AND ECONOMIC DEVELOPMENT, AND TRANSMITTING SUCH PROPOSED DESIGNATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (General Location: Wal-Mart Site, Intersection of U.S. Highway 92 and Berkley Road, Auburndale, Florida).

WHEREAS, the State of Florida has provided, in Chapter 97-277, laws of Florida, codified at Florida Statutes, sections 376.77 - 376.84, for the designation by resolution of certain contiguous areas consisting of one or more Brownfield sites as a "Brownfield Area," and for the corresponding provision of environmental remediation and economic development for such areas; and

WHEREAS, by Resolution 99-13, the City of Auburndale, Florida designated a 9.9 acre parcel of property being owned by Wal-Mart Stores East, Inc, and generally located at the Intersection of U.S. Highway 92 and Berkley Road, as a Brownfield area; and

WHEREAS, a petition by Wal-Mart Stores East, Inc., 2001 Southeast 10th Street, Bentonville, Arkansas, 72712, has been requested to expand the currently designated Brownfield Area to 33.36 acres, which is generally located at the intersection of U.S. Highway 92 and Berkley Road and is within the City's corporate limits, and

WHEREAS, the City of Auburndale, Florida, has additionally considered the criteria set forth in Section 376.80(2)(a)1-4, Florida Statutes, namely: (i) whether the proposed Brownfield Area warrants economic development and has a reasonable potential for such activities, (ii) whether the Brownfield Area represents a reasonably focused approach and is not overly large in geographic coverage, (iii) whether the Brownfield Area has potential to interest the private sector in participating in remediation, rehabilitation and economic development, and (iv) whether the Brownfield Area contains sites or parts of sites suitable for limited recreational open space, cultural or historical preservation purpose; and

WHEREAS, the City Commission of the City of Auburndale, Florida, has held two advertised Public Hearings in accordance with Florida Statute Chapters 376.80 (1) and 166.041(3)(a)2, concerning the proposed Brownfield Area designation and has an affirmative vote of the City Commission on said designation; and

WHEREAS, in exercise of its authority, the City Commission of the City of Auburndale, Florida, has determined it necessary and desirable to expand a currently designated Brownfield Area, as shown in Exhibit "A," which is consistent with the public interest within Auburndale, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF AUBURNDALE, FLORIDA:

1. The proposed Brownfield Area designation is identified and shown on Exhibit "A," which is attached hereto and made a part of this Resolution.

2. The legal description of the property proposed to be designated as a Brownfield Area is as follows:

ALL THAT CERTAIN PIECE, PARCEL, OR TRACT OF LAND SITUATE, LYING, AND BEING IN SECTION 9, TOWNSHIP 28 SOUTH, RANGE 25 EAST OF TALLAHASSEE BASE MERIDIAN, POLK COUNTY, FLORIDA. SAID LANDS BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS TO-WIT:

COMMENCING FOR A REFERENCE AT A RAILROAD SPIKE FOUND AT THE NORTHWEST CORNER OF THE SOUTHEAST ONE QUARTER OF SAID SECTION 9;

THENCE, BEARING SOUTH ZERO DEGREES TWELVE MINUTES FOURTEEN SECONDS WEST (S00°12'14"W), ALONG THE WEST LINE OF THE SOUTHWEST ONE QUARTER OF SAID SECTION 9, A DISTANCE OF SIX HUNDRED SIXTY AND THREE SIX HUNDREDTHS FEET (660.36') TO A POINT ON THE NORTH LINE OF THE SOUTH ONE HALF OF THE NORTHWEST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF SAID SECTION 9;

THENCE, BEARING SOUTH EIGHTY-NINE DEGREES THIRTY-SEVEN MINUTES FIFTY-SEVEN SECONDS EAST (S89°37'57"E), ALONG SAID NORTH LINE, A DISTANCE OF THIRTY-FIVE AND ZERO HUNDREDTHS FEET (35.00') TO THE POINT AND PLACE OF BEGINNING OF THE HEREIN DESCRIBED PARCEL;

THENCE, BEARING SOUTH EIGHTY-NINE DEGREES THIRTY-SEVEN MINUTES FIFTY-SEVEN SECONDS EAST (S89°37'57"E), ALONG SAID NORTH LINE, A DISTANCE OF ONE THOUSAND THREE HUNDRED TWELVE AND NINETY-FIVE HUNDREDTHS FEET (1312.95') TO A POINT ON THE EAST LINE OF THE WEST ONE HALF OF THE SOUTHEAST ONE QUARTER;

THENCE, BEARING SOUTH ZERO DEGREES ZERO FOUR MINUTES ZERO THREE SECONDS EAST (S00°04'03"E), ALONG SAID EAST LINE, A DISTANCE OF ONE THOUSAND TWO AND NINETY-SEVEN HUNDREDTHS FEET (1002.97') TO A POINT;

THENCE, BEARING SOUTH FIFTY-TWO DEGREES THIRTY-SEVEN MINUTES FIFTY-SEVEN SECONDS EAST (S52°37'57"E), A DISTANCE OF TWENTY-NINE AND FIFTY-ONE HUNDREDTHS FEET (29.51') TO A POINT ON THE NORTHERLY MAINTAINED RIGHT-OF-WAY LINE OF U.S. 92 (VARIED WITH RIGHT-OF-WAY) AND A POINT ON A NON-TANGENT CURVE;

THENCE, WESTERLY ALONG THE ARC OF SAID CURVE HAVING A RADIUS OF FIVE THOUSAND SIX HUNDRED EIGHTY-NINE AND FIFTY-EIGHT HUNDREDTHS FEET (5689.58') AN ARC LENGTH OF TWENTY-FOUR AND FORTY-SEVEN HUNDREDTHS FEET (24.47') A CENTRAL ANGLE OF ZERO DEGREES FOURTEEN MINUTES FORTY-SEVEN SECONDS (00°14'47") A CHORD BEARING IN DISTANCE OF SOUTH SEVENTY-THREE DEGREES ZERO NINE MINUTES THIRTY-THREE SECONDS WEST (S73°09'33"W) TWENTY-FOUR AND FORTY-SEVEN HUNDREDTHS FEET (24.47') TO A POINT ON THE AFOREMENTIONED EAST LINE OF THE WEST ONE HALF OF THE SOUTHEAST ONE QUARTER;

THENCE, CONTINUING ALONG SAID NORTHERLY MAINTAINED RIGHT-OF-WAY LINE, BEARING SOUTH SEVENTY-FIVE DEGREES FIFTY-EIGHT MINUTES TWENTY-TWO SECONDS WEST (S75°58'22"W), A DISTANCE OF ONE HUNDRED THREE AND ZERO FOUR HUNDREDTHS FEET (103.04') TO A POINT;

THENCE BEARING NORTH ZERO DEGREES ZERO FOUR MINUTES ZERO THREE SECONDS WEST (N00°04'03"W), A DISTANCE OF FIFTY-FOUR AND THIRTY-FIVE HUNDREDTHS FEET (54.35') TO A POINT;

THENCE, BEARING NORTH EIGHT-NINE DEGREES FOURTEEN MINUTES ZERO EIGHT SECONDS WEST (N89°14'08"W), A DISTANCE OF THREE HUNDRED FIFTY AND ZERO FOUR HUNDREDTHS FEET (350.04') TO A POINT;

THENCE, BEARING SOUTH ZERO DEGREES ZERO FOUR MINUTES ZERO THREE SECONDS EAST (S00°04'03"E), A DISTANCE OF ONE HUNDRED THIRTY-THREE AND SIXTY-ONE HUNDREDTHS FEET (133.61') TO A POINT ON THE AFOREMENTIONED NORTHERLY MAINTAINED RIGHT-OF-WAY LINE OF U.S. 92;

THENCE, BEARING SOUTH SEVENTY-NINE DEGREES FIFTY-SIX MINUTES FORTY-EIGHT SECONDS WEST (S79°56'48"W), A DISTANCE OF SEVENTY-SIX AND NINETY-SEVEN HUNDREDTHS FEET (76.97') TO A POINT;

THENCE, CONTINUING ALONG SAME, BEARING SOUTH EIGHTY DEGREES THIRTY-ONE MINUTES FORTY-EIGHT SECONDS WEST (S80°31'48"W), A DISTANCE OF ONE HUNDRED SEVENTY-EIGHT AND SIXTY-FOUR HUNDREDTHS FEET (178.64') TO A POINT;

THENCE, CONTINUING ALONG SAME, BEARING SOUTH EIGHTY-TWO DEGREES FORTY-FIVE MINUTES TWENTY SECONDS WEST (S82°45'20"W), A DISTANCE OF ONE HUNDRED SEVENTY-EIGHT AND NINETY-ONE HUNDREDTHS FEET (178.91') TO A POINT;

THENCE, CONTINUING ALONG SAME, BEARING SOUTH EIGHTY-TWO DEGREES FORTY-TWO MINUTES FORTY-EIGHT SECONDS WEST (82°42'48"W), A DISTANCE OF ONE HUNDRED SEVENTY-THREE AND SEVENTY-SEVEN HUNDREDTHS FEET (173.77') TO A POINT;

THENCE, CONTINUING ALONG SAME, BEARING SOUTH EIGHTY-TWO DEGREES THIRTY-SEVEN MINUTES FORTY-NINE SECONDS WEST (S82°37'49"W), A DISTANCE OF ONE HUNDRED FIFTY-SEVEN AND TWENTY-FOUR HUNDREDTHS FEET (157.24') TO A POINT;

THENCE, LEAVING SAID NORTHERLY MAINTAINED RIGHT-OF-WAY LINE OF U.S. HIGHWAY 92, BEARING NORTH FIFTY-THREE DEGREES THIRTY-ONE MINUTES FIFTY-TWO SECONDS WEST (N53°31'52"W), ALONG THE EASTERLY LINE OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 407, PUBLIC RECORDS OF POLK COUNTY, FLORIDA, A DISTANCE OF ONE HUNDRED NINETEEN AND SEVENTY HUNDREDTHS FEET (119.70') TO A POINT;

THENCE, CONTINUING ALONG SAID EASTERLY LINE, BEARING NORTH ZERO DEGREES TWELVE MINUTES FOURTEEN SECONDS EAST (N00°12'14"E), A DISTANCE OF THIRTY-THREE AND FORTY HUNDREDTHS FEET (33.40') TO A POINT;

THENCE, BEARING NORTH EIGHTY-NINE DEGREES FORTY MINUTES SIXTEEN SECONDS WEST (N89°40'16"W), A DISTANCE OF FOURTEEN AND THIRTY-NINE HUNDREDTHS FEET (14.39') TO A POINT ON THE EASTERLY RIGHT-WAY LINE OF BERKLEY ROAD;

THENCE, BEARING NORTH ZERO DEGREES TWELVE MINUTES FOURTEEN SECONDS EAST (N00°12'14"E), ALONG EASTERLY RIGHT-OF-WAY LINE OF BERKLEY ROAD, A DISTANCE OF ONE HUNDRED FORTY-EIGHT AND FIFTE HUNDREDTHS FEET (148.15'), TO A POINT ON THE SOUTH LINE OF THE ONE QUARTER OF THE SOUTHWEST ONE QUARTER OF THE SOUTHEAST (QUARTER OF SECTION 9);

THENCE, BEARING SOUTH EIGHT-NINE DEGREES FOURTEEN MINUTES ZERO EIGHT SECONDS EAST (S89°14'08"E), ALONG SAID SOUTH LINE, A DISTANCE OF TWO HUNDRED AND ZERO HUNDREDTHS FEET (200.00') TO A POINT;

THENCE, BEARING NORTH ZERO DEGREES TWELVE MINUTES FOURTEEN SECONDS EAST (N00°12'14"E), A DISTANCE OF ONE HUNDRED SIXTY AND ZERO ONE HUNDREDTHS FEET (160.01') TO A POINT;

THENCE, BEARING NORTH EIGHTY-NINE DEGREES FOURTEEN MINUTES ZERO EIGHT SECONDS WEST (N89°14'08"W), A DISTANCE OF TWO HUNDRED AND ZERO HUNDREDTHS FEET (200.00') TO THE AFOREMENTIONED EASTERLY RIGHT-OF-WAY LINE OF BERKELEY ROAD;

THENCE, BEARING NORTH ZERO DEGREES TWELVE MINUTES FOURTEEN SECONDS EAST (N00°12'14"E), ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF BERKLEY ROAD, A DISTANCE OF EIGHT HUNDRED THIRTY AND SEVENT EIGHT HUNDREDTHS FEET (830.78') TO THE POINT AND PLACE OF BEGINNING;

THE ABOVE DESCRIBED PREMISE CONTAIN AN AREA OF 1,453,002.73 SQ FEET OR 33.35 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, CONDITIONS, AND RESTRICTIONS AS CONTAINED WITHIN THE CHAIN OF TITLE.

3. The proposed Brownfield Area shall be designated for environmental remediation, rehabilitation and economic development for the purposes as set forth in Sections 376.77 - 376.84, Florida Statutes, under the following terms and conditions:

The Wal-Mart Stores East, Inc., 2001 Southeast 10th Street, Bentonville, Arkansas, 72712, shall be the entity responsible for the Brownfield Area site remediation and rehabilitation as well as generating 10 new permanent jobs, establishing an advisory committee to improve public participation in the remediation and rehabilitation efforts and will enter into a Brownfield Site Rehabilitation Agreement with the Florida Department of Environmental Protection pursuant to Section 376.80, Florida Statutes.

Such Brownfield Area designation shall not render the City of Auburndale, Florida, liable for costs of site rehabilitation or source removal, as those terms are defined in Section 376.79(14) and (15), Florida Statutes, or for any other costs above and beyond those costs attributable to the City's role in designating the property within Exhibit "A" as a Brownfield Area.

4. The City of Auburndale, Florida, hereby transmits said proposal, which designates a Brownfield Area to the Florida Department of Environmental Protection.

INTRODUCED, PASSED AND DULY ADOPTED by the City Commission of the City of Auburndale, Florida, meeting in Regular Session this 16th day of December 2002.

CITY COMMISSION
OF AUBURNDALE, FLORIDA

By: Richard O. Hamann
Richard O. Hamann, MAYOR

ATTEST:

By: Shirley Lowrance
Shirley Lowrance, CITY CLERK

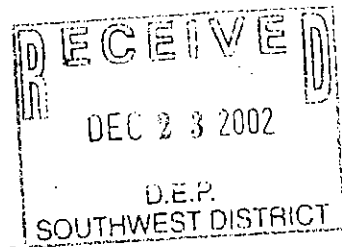
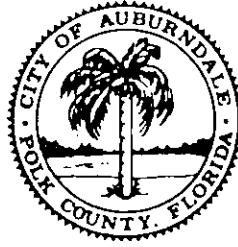
LEGAL IN FORM AND VALID IF ENACTED

By: V. Patton Kee
V. Patton Kee, CITY ATTORNEY

12/18/02

This is to certify that this is a true copy of Resolution No. 02-21, as passed by the City Commission on December 16, 2002.

Shirley Lowrance
City Clerk



City of Auburndale
AUBURNDALE, FLORIDA 33823

Staff Planner

P.O. Box 186
(863) 965-5530
Fax (863) 965-5598

December 18, 2002

Mr. Dave Gerard
Professional Engineer II/Southwest District Brownfield Coordinator
Waste Management Division
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, Florida 33619

Dear Mr. Gerard:

On Monday, January 17, 2000, the Auburndale City Commission approved Resolution 99-13, designating 9.9 acres of property within the City of Auburndale, Florida, as a "Brownfield site" in accordance with Section 376.77 - 376.84, Florida Statutes. On Monday, December 16, 2002, the Auburndale City Commission unanimously approved Resolution 02-21, which amended Resolution 99-13 by expanding the Brownfield area to 33.4 acres. The property, which is under the ownership of Wal-Mart Stores East, Inc., 2001 Southeast 10th Street, Bentonville, Arkansas, 72712, is currently being proposed to serve as a Wal-Mart Super Center upon removal of all contamination (i.e., arsenic) from the site. Further, development of the property will meet the requisite purpose of environmental remediation, rehabilitation and economic development within the Auburndale community. Please find enclosed a certified copy of Resolution 02-21.

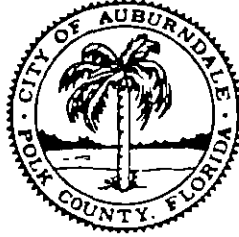
For additional information on the designated site, please contact Mr. Michael Goldstein, Esquire, of Akerman Senterfitt at (305) 982-5570.

Sincerely,

Amy Palmer
Staff Planner

Enclosure

c: Michael Goldstein, Esq.



City of Auburndale

AUBURNDALE, FLORIDA 33823

Office of the City Manager

D.E.P.
JAN 26 2000
Southwest District Tampa

P.O. Box 186
(941) 965-5500
Fax (941) 965-5507

January 18, 2000

Mr. Dave Gerard
Professional Engineer II/Southwest District Brownfield Coordinator
Waste Management Division
Florida Department of Environmental Protection
3804 Coconut Palm Drive
Tampa, Florida 33619

Dear Mr. Gerard:

On Monday, January 17, 2000, the Auburndale City Commission unanimously approved Resolution 99-13 designating 9.9 acres of property within the City of Auburndale, Florida, as a "Brownfield site" in accordance with Section 376.77 - 376.84, Florida Statutes. The property, which is under the ownership of Wal-Mart Stores East, Inc., 2001 Southeast 10th Street, Bentonville, Arkansas, 72712, is currently being proposed to serve as a Wal-Mart Super Center upon removal of all contamination (i.e., arsenic) from the site. Further, development of the property will meet the requisite purpose of environmental remediation, rehabilitation and economic development within the Auburndale community.

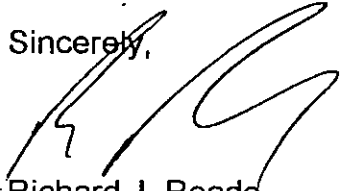
Upon approval of Resolution 99-13, Wal-Mart East, Inc., will be responsible for the provisions outlined in Section 376.77 - 376.84, Florida Statutes, which include:

1. Rehabilitation and remediation of the site will be the sole responsibility of Wal-Mart Stores East, Inc.;
2. Creation of an advisory committee to improve the public participation in the remediation and rehabilitation efforts;
3. Execution of a Brownfield Site Rehabilitation Agreement between Wal-Mart and the Florida Department of Environmental Protection; and
4. Generation of at least ten (10) new, permanent jobs on the rehabilitated site.

For additional information on the designated site, please contact Mr. Bryan W. Sykes, Esquire, of Margaret E. Bowles, P.A., at 813/636-8414.

Thank you for your assistance and efforts in making the Auburndale community a better place to live, work and play.

Sincerely,

A handwritten signature in black ink, appearing to read 'R. Reade', written over the word 'Sincerely,'.

Richard J. Reade
Assistant to the City Manager

Enclosure

c: Bryan W. Sykes, Esquire
Margaret E. Bowles, P.A.
205 Hoover Boulevard, Suite 402
Tampa, Florida 33609

RESOLUTION NO. 99-13

A RESOLUTION PROPOSING A BROWNFIELD DESIGNATION IN THE CITY OF AUBURNDALE, FLORIDA, FOR THE PURPOSE OF ENVIRONMENTAL REMEDIATION, REHABILITATION AND ECONOMIC DEVELOPMENT, AND TRANSMITTING SUCH PROPOSED DESIGNATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (General Location: Wal-Mart Site, Intersection of U.S. Highway 92 and Berkley Road, Auburndale, Florida).

WHEREAS, the State of Florida has provided, in Chapter 97-277, laws of Florida, codified at Florida Statutes, sections 376.77 - 376.84, for the designation by resolution of certain contiguous areas consisting of one or more Brownfield sites as a "Brownfield Area," and for the corresponding provision of environmental remediation and economic development for such areas; and

WHEREAS, a petition by Wal-Mart Stores East, Inc., 2001 Southeast 10th Street, Bentonville, Arkansas, 72712, has been requested to designate a nine and nine-tenths (9.9) acre parcel of property, which is generally located at the intersection of U.S. Highway 92 and Berkley Road and within the City's corporate limits, as a "Brownfield Area;" and

WHEREAS, the City of Auburndale, Florida, has additionally considered the criteria set forth in Section 376.80(2)(a)1-4, Florida Statutes, namely: (i) whether the proposed Brownfield Area warrants economic development and has a reasonable potential for such activities, (ii) whether the Brownfield Area represents a reasonably focused approach and is not overly large in geographic coverage, (iii) whether the Brownfield Area has potential to interest the private sector in participating in remediation, rehabilitation and economic development, and (iv) whether the Brownfield Area contains sites or parts of sites suitable for limited recreational open space, cultural or historical preservation purpose; and

WHEREAS, the City Commission of the City of Auburndale, Florida, has held two advertised Public Hearings in accordance with Florida Statute Chapters 376.80 (1) and 166.041(3)(a)2, concerning the proposed Brownfield Area designation and has an affirmative vote of the City Commission on said designation; and

WHEREAS, in exercise of its authority, the City Commission of the City of Auburndale, Florida, has determined it necessary and desirable to designate a Brownfield Area, as shown in Exhibit "A," which is consistent with the public interest within Auburndale, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF AUBURNDALE, FLORIDA:

1. The proposed Brownfield Area designation is identified and shown on Exhibit "A," which is attached hereto and made a part of this Resolution.

2. The legal description of the property proposed to be designated as a Brownfield Area is as follows:

The S 1/4 of the NW 1/4 of the SE 1/4 of Section 9, Township 28 South, Range 25 East, LESS the East 60 feet and LESS the West 635 feet.

AND

The N 1/4 of the SW 1/4 of the SE 1/4 of Section 9, Township 28 South, Range 25 East, LESS the East 60 feet and LESS the West 635 feet.

3. The proposed Brownfield Area shall be designated for environmental remediation, rehabilitation and economic development for the purposes as set forth in Sections 376.77 - 376.84, Florida Statutes, under the following terms and conditions:

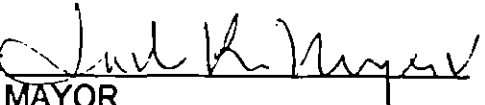
The Wal-Mart Stores East, Inc., 2001 Southeast 10th Street, Bentonville, Arkansas, 72712, shall be the entity responsible for the Brownfield Area site remediation and rehabilitation as well as generating 10 new permanent jobs, establishing an advisory committee to improve public participation in the remediation and rehabilitation efforts and will enter into a Brownfield Site Rehabilitation Agreement with the Florida Department of Environmental Protection pursuant to Section 376.80, Florida Statutes.

Such Brownfield Area designation shall not render the City of Auburndale, Florida, liable for costs of site rehabilitation or source removal, as those terms are defined in Section 376.79(14) and (15), Florida Statutes; or for any other costs above and beyond those costs attributable to the City's role in designating the property within Exhibit "A" as a Brownfield Area.

4. The City of Auburndale, Florida, hereby transmits said proposal, which designates a Brownfield Area to the Florida Department of Environmental Protection.

INTRODUCED, PASSED AND DULY ADOPTED by the City Commission of the City of
Auburndale, Florida, meeting in Regular Session this 17th day of January, 2000.

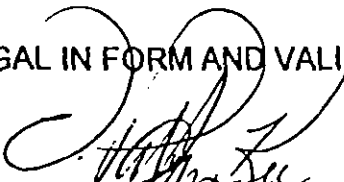
CITY COMMISSION
OF AUBURNDALE, FLORIDA

By: 
MAYOR

ATTEST:

By: 
CITY CLERK

LEGAL IN FORM AND VALID IF ENACTED

By: 
CITY ATTORNEY

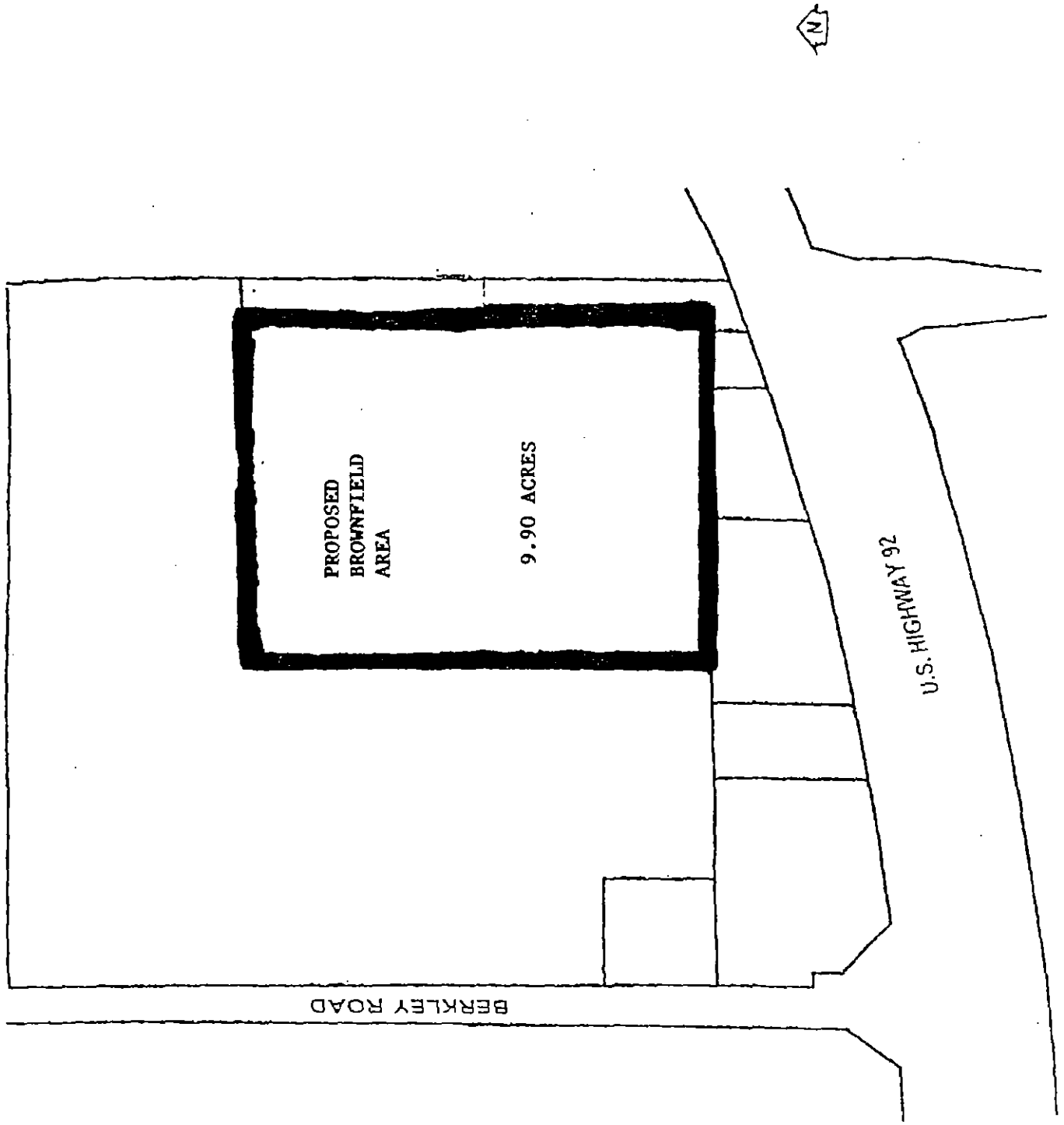
C:\Auburndale\City Files\City\Planning\Brownfield Designation\Wal-Mart\Resolution\Brownfield Designation & Transmittal Resolution.wpd

1/18/00

I Hereby Certify, that the attached
is a true copy of Resolution 99-13
as passed by the City Commission on
January 17, 2000.


City Clerk

EXHIBIT A



**NOTICE OF PUBLIC HEARING
BEFORE THE AUBURNDALE CITY COMMISSION
TO DESIGNATE A BROWNFIELD AREA
AND TO NOTICE THE
FLORIDA DEPARTMENT OF ENVIRONMENTAL
PROTECTION**

Notice is hereby given that the City Commission of the City of Auburndale, Florida, will hold a Public Hearing on Monday, January 3, 2000, and on Monday, January 17, 2000, at 7:30 p.m., in the City Commission Room, City Hall, to hear and consider a Resolution designating a "Brownfield Area." The petition to amend, by Wal-Mart Stores East, Inc., 2001 Southeast 10th Street, Bentonville, Arkansas, 72712, requests that a nine and nine-tenths (9.9) acre parcel of property, which is located within the City's corporate limits, be designated a "Brownfield Area" in accordance with Section 376.77 - 376.84, Florida Statutes, for the purpose of environmental remediation, rehabilitation and economic development. Following the Public Hearings, the Resolution designating a Brownfield Area will be submitted to the Florida Environmental Protection Agency.

The proposed Resolution is entitled, RESOLUTION NO. 99-13

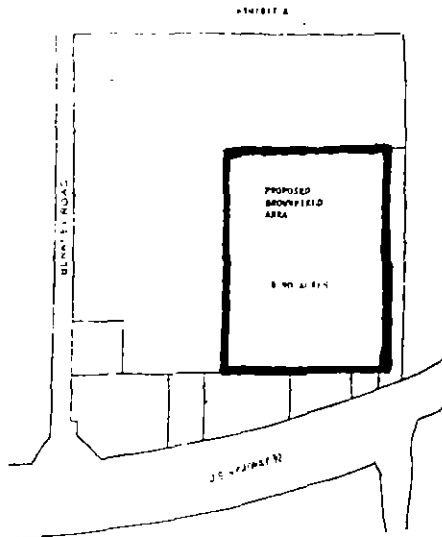
A RESOLUTION PROPOSING A BROWNFIELD DESIGNATION IN THE CITY OF AUBURNDALE, FLORIDA, FOR THE PURPOSE OF ENVIRONMENTAL REMEDIATION, REHABILITATION AND ECONOMIC DEVELOPMENT, AND TRANSMITTING SUCH PROPOSED DESIGNATION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION (General Location: Wal-Mart Site, Intersection of U.S. Highway 92 and Berkeley Road, Auburndale, Florida)

LEGAL DESCRIPTION

The S 1/4 of the NW 1/4 of the SE 1/4 of Section 9, Township 28 South, Range 25 East, LESS the East 60 feet and LESS the West 635 feet.

AND

The N 1/4 of the SW 1/4 of the SE 1/4 of Section 9, Township 28 South, Range 25 East, LESS the East 60 feet and LESS the West 535 feet.



The proposed Resolution is available for review in the City Clerk's Office, 110 Tampa Street, Auburndale, Florida, weekdays from 9:00 a.m. to 5:00 p.m. Interested parties may examine the Resolution there or appear at the meeting and be heard with respect to such proposed amendment.

In compliance with the American Disabilities Act (ADA), anyone who needs a special accommodation for this meeting should contact the City Clerk's Office at 863/965-5500 at least 48 hours in advance of this meeting.

At said hearing any person, his Agent or Attorney, may appear and be heard. If a person decides to appeal any decision made by the City Commission with respect to any matter considered at such hearing, they will need a report of the proceedings, and that, for such purposes, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based (F.S. 285.0105).

December 23, 30, 1999