

RESOLUTION NO. 2020-244

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA TO APPROVE THE SUBMITTAL OF A LETTER FROM THE CITY MANAGER REQUESTING THE CONVEYANCE OF TITLE TO A PORTION OF THE RIGHT-OF-WAY OF NW 15TH STREET AND NW 44TH AVENUE FROM BROWARD COUNTY TO THE CITY OF COCONUT CREEK; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, portions of the right-of-way for NW 15th Street (from Lyons Road to NW 44th Avenue) and NW 44th Avenue (from NW 15th Street to Coconut Creek Parkway) on the north and east sides of Coconut Creek High School were deeded to Broward County in 1971 by two separate right-of-way deeds (see Exhibit "A"); and

WHEREAS, the City has been maintaining the entirety of these local roads since their construction; and

WHEREAS, it is in the best interest of the City that it own the herein described right-of-way to facilitate repairs and necessary maintenance.

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

Section 1: That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this resolution. All Exhibits attached hereto are incorporated herein and made a specific part of this resolution.

Section 2: That the City Manager is authorized and instructed to execute a letter in substantially the form attached hereto as Exhibit "B," requesting the conveyance of title from Broward County to the City of Coconut Creek for a portion of NW 15th Street and NW 44th Avenue described in the deeds recorded in Official Records Book 4710 at Page 860 and Book 4606 at Page 997 of the Public Records of Broward County, Florida, copies of which are attached hereto and incorporated herein as Exhibit "A."

Section 3: That if any clause, section, other part or application of this resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portion or applications of this resolution.

Section 4: That this resolution shall be in full force and effect immediately upon its adoption.

Adopted this 3rd day of December, 2020.

Louis Sarbone, Mayor

Attest:

Leslie Wallace May, City Clerk

Sarbone	<u>Aye</u>
Rydell	<u>Aye</u>
Tooley	<u>Aye</u>
Belvedere	<u>Aye</u>
Welch	<u>Aye</u>

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kmm
11/13/2020