

RESOLUTION NO. 2023-064

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, ACCEPTING UTILITY EASEMENTS OVER, ACROSS, THROUGH, IN, AND UNDER A PORTION OF LAND GENERALLY LOCATED AT 6502-6588 N. STATE ROAD 7, RELATING TO PARCEL NUMBER 484206080010, BY THE CITY OF COCONUT CREEK, MORE SPECIFICALLY DESCRIBED IN COMPOSITE EXHIBIT “1;” PROVIDING FOR RECORDATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, as part of the development of the Wendy’s restaurant within the Coral Creek Shops shopping plaza, water and wastewater infrastructure was constructed pursuant to the City’s Code of Ordinances, standards, and specifications; and

WHEREAS, the City Commission of the City of Coconut Creek determines it is in the best interest of the health, safety, and welfare of the City to accept the utility easements, attached as Composite Exhibit “1” (the “Utility Easement”), over, across, through, in, and under a portion of land generally located at 6502-6588 N. State Road 7, Parcel Number 484206080010, for the purposes of water, wastewater, and any other corresponding utilities, located therein, to install, construct, operate, maintain, repair, replace, and reconstruct said utilities as necessary.

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 Commission hereby accepts the Utility Easements, attached as Composite Exhibit “1,” within the property generally located at 6502-6588 N. State Road 7, Parcel Number 484206080010 for the purposes of water, wastewater, and any other utility needs.

Section 3: That the City Commission hereby directs the City Clerk, or designee, to record the Utility Easements, attached hereto as Composite Exhibit "1," in the Public Records Books of Broward County, Florida.

Section 4: 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 5: That this resolution shall be in full force and effect immediately upon its adoption.

Adopted this 13th day of April, 2023.

Joshua Rydell, Mayor

Attest:

Joseph J. Kavanagh, City Clerk

Rydell Aye

Welch Aye

Railey Aye

Brodie Aye

Wasserman Aye