

RESOLUTION NO. 2021-008

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, ACCEPTING CERTAIN UTILITY EASEMENTS OVER, ACROSS, THROUGH, IN, AND UNDER A PORTION OF LAND LYING WITHIN THE CLARITY POINTE COCONUT CREEK PLAT, RELATING TO PARCEL NUMBER 484206480010, LOCATED IN BROWARD COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED IN EXHIBIT "1;" PROVIDING FOR RECORDATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, as part of the development of Clarity Pointe Coconut Creek, 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 residents 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 5461 Johnson Road, Coconut Creek, FL 33073, Parcel number 484206480010, and legally described as Parcels A, C, and D of the Clarity Pointe Coconut Creek Plat, as recorded in Plat Book 183, at Pages 116 and 117 of the Public Records of Broward County, Florida (the "Property") for the purposes of water, wastewater and the corresponding utilities, located thereon, to install, construct, operate, maintain, repair, replace and reconstruct said utilities, as necessary, and more particularly described therein.

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 Easement, attached as Composite Exhibit "1," within the property generally located at 5461

Johnson Road, Coconut Creek, FL 33073, Parcel number 484206480010, for the purposes of water, wastewater and any corresponding utility needs.

Section 3: That the City Commission directs the City Clerk to record the Utility Easement, 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 14th day of January, 2021.

Louis Sarbone, Mayor

Attest:

Leslie Wallace May, City Clerk

Sarbone Aye

Tooley Aye

Belvedere Aye

Welch Aye

Rydell Aye