

RESOLUTION NO. 2021-009

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 LEDER HILLSBORO COMPANY LIMITED-PART 1 PLAT, RELATING TO PARCEL NUMBERS 484205060010 AND 484205240010, LOCATED IN BROWARD COUNTY, FLORIDA, BY THE CITY OF COCONUT CREEK, MORE PARTICULARLY DESCRIBED IN EXHIBIT "1;" PROVIDING FOR RECORDATION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, as part of the development of the Leder Hillsboro Storage Project, 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 within the Leder Hillsboro Storage Project generally located at 4171-4191 West Hillsboro Boulevard, Parcel numbers 484205060010 and 484205240010, and legally described as all of Tract "A," Leder Hillsboro Company Limited-Part 1 Plat, according to the Plat thereof, as recorded in Plat Book 125, Page 31, of the Public Records of Broward County, Florida (the "Property") for the purposes of water, wastewater and 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 Leder Hillsboro Storage Project generally located at 4171-4191 West Hillsboro Boulevard, Parcels numbers 484205060010 and 484205240010, 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	<u>Aye</u>
Tooley	<u>Aye</u>
Belvedere	<u>Aye</u>
Welch	<u>Aye</u>
Rydell	<u>Aye</u>