

RESOLUTION 22-R\_\_

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA, ACCEPTING THE CONVEYANCE OF TRACT RW1 OF KENLEY, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 104, PAGE 16, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, FROM MATTAMY PALM BEACH, LLC TO THE CITY OF PORT ST. LUCIE, IN ACCORDANCE WITH A SPECIAL WARRANTY DEED; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

---

**WHEREAS**, Mattamy Palm Beach LLC, is the fee simple owner of Tract RW1 of Kenley, according to the plat thereof recorded in Plat Book 104, Page 16, of the Public Records of St. Lucie County, Florida (the “**Property**”); and

**WHEREAS**, the City desires to acquire Tract RW1 of Kenley (the “Property”) for right-of-way purposes; and

**WHEREAS**, Mattamy Palm Beach LLC, has agreed to convey Tract RW1 of Kenley (the “Property”) to the City; and

**WHEREAS**, in furtherance of this conveyance of real property, the City and Mattamy Palm Beach LLC, have set forth the terms into a Special Warranty Deed, which is attached hereto and incorporated herein as Exhibit “A”; and

**WHEREAS**, the City Council has determined that this acceptance of the conveyance serves a municipal purpose; and

**WHEREAS**, the City Council desires and hereby authorizes entering into the Special Warranty Deed with Mattamy Palm Beach LLC and further authorizes the City to accept the conveyance of Tract RW1 of Kenley (the “Property”).

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:**

Section 1. Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Resolution.

Section 2. Authorization. The City Council hereby authorizes the City Manager, or his designee, to execute and enter into the Special Warranty Deed, in substantially the same form as attached hereto as Exhibit “A”; and further authorizes the City Manager, or his designee, to accept the conveyance of Tract RW1 of Kenley (the “Property”) from Mattamy Palm Beach LLC to the City.

RESOLUTION 22-R\_\_

Section 3. Execution. The City Council hereby authorizes the City Manager, or his designee, to execute any and all documents necessary to complete the acceptance of the conveyance of Tract RW1 of Kenley (the “Property”) from Mattamy Palm Beach LLC to the City.

Section 4. Conflict. If any resolutions, or parts of any resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 5. Severability. The provisions of this Resolution are intended to be severable. If any part of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Resolution shall remain in full force and effect.

Section 6. Effective Date. This Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED** by the City Council of the City of Port St. Lucie, Florida, this \_\_\_\_ day of \_\_\_\_\_, 2022.

CITY COUNCIL  
CITY OF PORT ST. LUCIE

By: \_\_\_\_\_  
Shannon Martin, Mayor

ATTEST:

\_\_\_\_\_  
Sally Walsh, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
James D. Stokes, City Attorney