

ORDINANCE 24-

AN ORDINANCE OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CONVEYANCE OF FIVE VACANT RESIDENTIAL LOTS TO HOLIDAY BUILDERS, INC., IN ACCORDANCE WITH AN AGREEMENT FOR EXCHANGE OF PROPERTY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, Holiday Builders, Inc. (“Holiday Builders”), is the fee simple owner of the real property described as follows and hereinafter referred to as the “Holiday Builders Property”:

1. Lot 1, Block 2084, Port St. Lucie Section Twenty-One, according to the Plat thereof, recorded in Plat Book 13, Page 27, of the Public Records of St. Lucie County, Florida, a.k.a 3911 SW Port St. Boulevard, Port St. Lucie, Florida.
2. Lot 2, Block 2084, Port St. Lucie Section Twenty-One, according to the Plat thereof, recorded in Plat Book 13, Page 27, of the Public Records of St. Lucie County, Florida, a.k.a 3901 SW Port St. Lucie Boulevard, Port St. Lucie, Florida.
3. Lot 3, Block 2084, Port St. Lucie Section Twenty-One, according to the Plat thereof, recorded in Plat Book 13, Page 27, of the Public Records of St. Lucie County, Florida, a.k.a 884 SW McCall Road, Port St. Lucie, Florida.
4. Lot 6, Block 1463, Port St. Lucie Section Fifteen, according to the Plat thereof, recorded in Plat Book 13, Page 6, of the Public Records of St. Lucie County, Florida, a.k.a 3525 SW Port St. Lucie Boulevard, Port St. Lucie, Florida.
5. Lot 7, Block 1463, Port St. Lucie Section Fifteen, according to the Plat thereof, recorded in Plat Book 13, Page 6 of the Public Records of St. Lucie County, Florida, a.k.a 3533 SW Port St. Lucie Boulevard, Port St. Lucie, Florida.

**WHEREAS**, the City of Port St. Lucie (the “City”) is the fee simple owner of the real property described as follows and hereinafter referred to as the “City Property”:

1. Lot 11, Block 2200, Port St. Lucie Section Thirty-Three, according to the Plat thereof, recorded in Plat Book 15, Page 1, of the Public Records of St. Lucie County, Florida, a.k.a 1673 SW Daysland Avenue, Port St. Lucie, Florida.
2. Lot 10, Block 2199, Port St. Lucie Section Thirty-Three, according to the Plat thereof, recorded in Plat Book 15, Page 1, of the Public Records of St. Lucie County, Florida, a.k.a 4573 SW Babylon Street, Port St. Lucie, Florida.
3. Lot 15, Block 2199, Port St. Lucie Section Thirty-Three, according to the Plat thereof, recorded in Plat Book 15, Page 1, of the Public Records of St. Lucie County, Florida, a.k.a 4574 SW Cacao Street, Port St. Lucie, Florida.

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4. Lot 9, Block 1353, Port St. Lucie Section Fourteen, according to the Plat thereof, recorded in Plat Book 13, Page 5, of the Public Records of St. Lucie County, Florida, a.k.a 1673 SW Escobar Lane, Port St. Lucie, Florida.
5. Lot 10, Block 1353, Port St. Lucie Section Fourteen, according to the Plat thereof, recorded in Plat Book 13, Page 5, of the Public Records of St. Lucie County, Florida, a.k.a 1673 SW Escobar Lane, Port St. Lucie, Florida.

**WHEREAS**, the City wishes to acquire title to the Holiday Builders Property for the Port St. Lucie Boulevard South Improvements (the “Project”); and

**WHEREAS**, the Project is in the public interest, for a public purpose, and therefore necessary for the public health, safety, and welfare; and

**WHEREAS**, the Project is an integral and necessary component of the City’s infrastructure and transportation network and is required to meet the anticipated needs of this growing community; and

**WHEREAS**, Holiday Builders has agreed to convey the Holiday Builders Property to the City in exchange for the City conveying the City Property to Holiday Builders; and

**WHEREAS**, in furtherance of this exchange of real property, the City and Holiday Builders have agreed to enter into an Agreement for Exchange of Property, which is attached hereto and incorporated herein as Exhibit “A”; and

**WHEREAS**, after considering the factors set forth above, the City Council has determined that this exchange of real property serves a municipal purpose; and

**WHEREAS**, the City Council desires and hereby authorizes entering into the Agreement for Exchange of Property with Holiday Builders and conveying the City Property to Holiday Builders, in exchange for Holiday Builders conveying the Holiday Builders Property to the City.

**NOW THEREFORE, THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:**

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

Section 2.     Authorization. The City Council hereby authorizes the conveyance of the City Property to Holiday Builders, in exchange for Holiday Builders conveying the Holiday Builders Property to the City, and further authorizes the Mayor or the City Manager, or their designee, to

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execute and enter into the Agreement for Exchange of Property, in substantially the same form as attached hereto as Exhibit "A".

Section 3. Execution. The Mayor or the City Manager, or their designee, are hereby authorized to execute any and all documents necessary to complete the conveyance of the City Property to Holiday Builders, in exchange for Holiday Builders conveying the Holiday Builders Property to City.

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

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

Section 6. Effective Date. This Ordinance shall become effective immediately upon its final adoption after second reading.

**PASSED AND ADOPTED** by the City Council of the City of Port St. Lucie, Florida this \_\_\_ day of \_\_\_\_\_ 2024.

CITY COUNCIL  
CITY OF PORT ST. LUCIE

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

ATTEST:

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

APPROVED AS TO FORM:

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Richard Berrios, City Attorney