

RESOLUTION 24-R

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE ACCEPTANCE OF A SPECIAL WARRANTY DEED AND PUBLIC UTILITY EASEMENT FROM MATTAMY PALM BEACH, LLC, TO THE CITY FOR THE BECKER ROAD RIGHT-OF-WAY CONSTRUCTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Becker Road extension is currently under construction; and

WHEREAS, in order to provide space for future intersection improvements, the City of Port St. Lucie (“City”) requires property owners at the intersection to convey to the City a corner clip of their property; and

WHEREAS, Mattamy Palm Beach, LLC, has agreed to convey the corner clip of right-of-way at the northeast and southeast corners of the Becker Road and Community Boulevard intersection; and

WHEREAS, a special warranty deed conveying the necessary property rights to the City is attached hereto and incorporated herein as Exhibit “A”; and

WHEREAS, a public utility easement exists along Becker Road west of Village Parkway and along Community Boulevard north of Becker Road for all public utilities; and

WHEREAS, Mattamy Palm Beach, LLC, has agreed to convey a necessary public utility easement to be located just outside of the above-mentioned corner clips, which is attached hereto and incorporated herein as Exhibit “B”; and

WHEREAS, the City desires to authorize the acceptance of the special warranty deed and public utility easement and authorize the City Manager, or his designee, to take any and all appropriate actions to accomplish the acceptance of the special warranty deed and public utility easement to facilitate the construction and platting of the Becker Road right-of-way.

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

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 Resolution.

Section 2. Implementation. The City Manager, or his designee, are hereby authorized and directed to proceed to take any and all necessary actions, including executing any necessary documents, for the City of Port St. Lucie to accept the special warranty deed attached hereto as Exhibit “A” and the public utility easement attached hereto as Exhibit “B”, and prepare all papers and other instruments required for that purpose.

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Section 3. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 4. 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 5. Effective Date. This Resolution shall become effective immediately upon adoption.

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

ATTEST:

Sally Walsh, City Clerk

By: _____
Shannon M. Martin, Mayor

APPROVED AS TO FORM:

Richard Berrios, Interim City Attorney