

RESOLUTION 21-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, APPROVING AGREEMENT FOR AMENDMENT OF DEDICATION ON PLAT – BELTERRA PHASE 1 PLAT 1 (P21-015); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Belterra Phase 1, Plat 1 was approved for recording by City Council at the Regular City Council Meeting on April 12, 2021 as Resolution 21-R37, a Resolution Approving the Final Plat with Construction Plans for Belterra Phase 1 Plat 1 (21-015); and

WHEREAS, the Plat contains on its face, in Dedication Number 5, a dedication of public utility easements (the "PUE Dedication") in favor of the City; and

WHEREAS, the PUE Dedication allows the installation of landscaping and other improvements within areas covered by the PUE Dedication, subject to the conditions stated therein; and

WHEREAS, the City and the Developer have determined there exists a need for an amendment to the PUE Dedication on the Plat in such regard; and

WHEREAS, an amendment to the PUE has been agreed to as set forth in **Exhibit "A"** attached hereto.

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. Authorization. The City Manager or his designee, or the Mayor or his designee, are authorized to sign the Amendment in substantially the same form as **Exhibit "A"** attached hereto.

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.

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PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this
____ day of _____, 2021.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Gregory J. Oravec, Mayor

ATTEST:

Karen A. Phillips, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney