

RESOLUTION 22-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE FINAL ACCEPTANCE OF PUBLIC ROADWAY IMPROVEMENTS FOR SW DISCOVERY WAY AT RIVERLAND PARCEL A (P19-075) AND SW RIVERLAND BOULEVARD AT RIVERLAND PARCEL C (P19-143), CONSTRUCTED BY RIVERLAND DEVELOPMENT COMPANY, LLC; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Riverland Development Company, LLC, a Florida limited liability company (hereinafter, “Riverland”), and an affiliated entity of the developer for the Riverland/Kennedy DRI, has completed the construction of certain public roadway improvements, specifically SW Discovery Way at Riverland Parcel A, for which the plat and construction plans (P19-075) were previously approved on January 13, 2020 via Resolution 20-R02 and SW Riverland Boulevard at Riverland Parcel C, for which the plat and construction plans (P19-143) were previously approved on January 27, 2020 via Resolution 20-R16 by the City Council of the City of Port St. Lucie (“City”); and

WHEREAS, the plat of SW Discovery Way at Riverland Parcel A was recorded on January 15, 2020, in Plat Book 85, at Page 15, of the Public Records of St. Lucie County, Florida; and

WHEREAS, the plat of SW Riverland Boulevard at Riverland Parcel C was recorded on February 4, 2020, in Plat Book 85, at Page 19, of the Public Records of St. Lucie County, Florida; and

WHEREAS, the public improvements constructed by Riverland for SW Discovery Way consist of two lanes, with landscaping, from SW Community Boulevard west to SW Riverland Boulevard, together with the installation of sidewalk and drainage improvements that will support the ultimate design for the roadway’s future buildout (the “Road Improvements”), and

WHEREAS, the public improvements constructed by Riverland for SW Riverland Boulevard (fka N/S B) consist of two lanes, with landscaping, from SW Discovery Way to a point 2,437 LF +/- south of SW Discovery Way, together with the installation of sidewalk and drainage improvements that will support the ultimate design for the roadway’s future buildout (the “Road Improvements”); and

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WHEREAS, certain landscape improvements have yet to be constructed by Riverland from station point 375+00 to 375+40, where a temporary construction entrance is necessary to access the Riverland Boulevard at Riverland Paseo Overpass project, that comprise four (4) Montgomery Palms that will be installed and certified at the time the overpass is completed and turned over to the City; and

WHEREAS, the Road Improvements have been completed in substantial conformance with the approved plans and the delivery of a Bill of Sale from Riverland to the City of Port St. Lucie (“City”) shall serve to transfer the public roadway improvements located within the constructed portion of the SW Discovery Way right-of-way and SW Riverland Boulevard right-of-way; and

WHEREAS, pursuant to and in accordance with Section 156.150 of the City Code of Ordinances, Riverland has formally requested that the City accept the Road Improvements; and

WHEREAS, the City Engineer has inspected the Road Improvements and recommends that the City accept the Road Improvements and responsibility for maintenance thereof; and

WHEREAS, the City Council hereby determines that acceptance of ownership and maintenance responsibility of the completed Road Improvements serves a public purpose.

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

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 Council of the City of Port St. Lucie hereby authorizes the final acceptance of the completed construction of the SW Discovery Way at Riverland Parcel A and SW Riverland Boulevard at Riverland Parcel C public roadway improvements dedicated to the City so as to place said improvements under the ownership and maintenance obligation of the City.

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

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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 _____, 2022.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney