

**RESOLUTION NO. 21-**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA, APPROVING ARTWORK SUBMITTED BY GRBK GHO BELTERRA, LLC, IN CONNECTION WITH THE APPROVAL OF A 232 ACRE SUBDIVISION PLAT (PROJECT P21-015); PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

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**WHEREAS**, Chapter 162 of the City’s Code of Ordinances requires certain public art requirements to be met when certain new improvements are constructed; and

**WHEREAS**, on April 12, 2021, City Council approved a final subdivision plat with construction plans, which triggered the City’s public art requirements, (Project No. P21-015) (the “Project”) submitted by GRBK GHO Belterra, LLC for the approval of a final plat with construction plans. It is located west of Village Parkway and south of Becker Road; and,

**WHEREAS**, Section 162.09 of the City’s Code of Ordinances allows the developer to provide permanent public artwork as part of its development project in order to comply with the City’s public art requirements, and GRBK GHO Belterra, LLC has proposed to construct an aluminum butterfly art piece which includes colored acrylic infill areas. The sculpture is approximately 12 feet in height and 10 feet, 9 inches in width, and is attached as Exhibit “A”; and

**WHEREAS**, Section 162.05 of the City’s Code of Ordinances sets forth the selection criteria for sites and public art; and

**WHEREAS**, on August 16, 2021, the Public Art Advisory Board held a hearing and completed its review of the Proposed Artwork for compliance with Chapter 162 of the City’s Code of Ordinances; and

**WHEREAS**, the Public Art Advisory Board found the Proposed Artwork consistent with Chapter 162 of the City’s Code of Ordinances and recommended that the City Council approve the Proposed Artwork; and

**WHEREAS**, City Council held a hearing on September 27, 2021 to consider the Proposed Artwork; and

**WHEREAS**, the City Council has considered the Proposed Artwork and all evidence and testimony submitted into the record relating to the Proposed Artwork and has determined that the approval of the Proposed Artwork is consistent with Chapter 162 of the City’s Code of Ordinances.

**RESOLUTION NO. 21-**  
**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. That the City Council accepts the recommendation of the Public Art Advisory Board and hereby approves the proposed artwork.

Section 3. Conflicts. If any Resolution, or parts of any Resolution, 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 \_\_\_\_\_, 2021.

CITY COUNCIL  
CITY OF PORT ST. LUCIE

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

ATTEST:

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

APPROVED AS TO FORM:

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