

RESOLUTION NO. 22-_____

A RESOLUTION APPROVING AN AMENDMENT TO THE CONSTRUCTION PLANS FOR CADENCE PHASE I SUBDIVISION PLAT (P21-171) AND APPROVING AN INTERLOCAL AGREEMENT FOR INSTALLATION OF ARCHITECTURAL FEATURES IN CITY RIGHT-OF-WAY AND LICENSE AGREEMENT BETWEEN THE CITY OF PORT ST LUCIE AND TRADITION COMMUNITY DEVELOPMENT DISTRICT NO. 1, WITHIN THE CITY OF PORT ST. LUCIE, FLORIDA, ON THE REQUEST OF KIMLEY-HORN AND ASSOCIATES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie, Florida has been requested by Kimley Horn and Associates, acting as agent for Mattamy Palm Beach, LLC, (developer) and the City of Port St. Lucie (property owner) to amend the construction plans for Cadence Phase I Final Subdivision Plat by amending the construction plans for Tradition Parkway Phase III to allow for construction of an architectural feature/tower in a city roundabout at or around the entrance to the Cadence subdivision as legally described in attached Exhibit “A”; and

WHEREAS, on January 24, 2022, the Port St. Lucie City Council adopted Resolution 22-R17 approving and accepting the final plat and construction plans for Cadence Phase I (P21-171) including construction plans for the Phase III of the extension of Tradition Parkway including construction of a roundabout at or around the entrance to the Cadence subdivision; and

WHEREAS, Mattamy Palm Beach, LLC, through the Tradition CDD No. 1, wishes to amend the construction plans for Tradition Parkway Phase III to add an architectural feature consisting of a tower with a proposed height of approximately 41 feet, associated lighting, landscaping, irrigation and electrical facilities (collectively, the "Architectural Feature") within the roundabout at or around the entrance to the Cadence subdivision as depicted in attached Exhibit “B” and has requested approval of an Interlocal Agreement for Installation of Architectural Features and License Agreement between the City of Port St. Lucie and Tradition CDD No. 1 to

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install and maintain the Architectural Feature in city right-of-way as described in attached as Exhibit “C”; and

WHEREAS, as outlined in the proposed Interlocal and License Agreement, the Tradition CDD No. 1 shall be responsible for the installation and maintenance of the Architectural Feature, landscaping and lighting and the City shall have no responsibility for installation or maintenance of the Architectural Feature or supporting infrastructure; and

WHEREAS, the Site Plan Review Committee, on January 26, 2022, recommended approval of the amended construction plans for Tradition Parkway (P21-171).

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 hereby approves the amended construction plans for Tradition Parkway Phase III to add an architectural feature consisting of a tower with a proposed height of approximately 41 feet, associated lighting, landscaping, irrigation and electrical facilities (collectively, the "Architectural Feature") within the roundabout at or around the entrance to the Cadence subdivision as legally described in attached Exhibit “A” and depicted in attached Exhibit “B”.

Section 3. That the City Council hereby approves the Interlocal Agreement for Installation of Architectural Features and License Agreement between the City of Port St. Lucie and Tradition CDD No. 1 to install and maintain the Architectural Feature in city right-of-way as described in attached as Exhibit “C”.

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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 _____, 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