

**RESOLUTION NO. 22-**

**A RESOLUTION APPROVING THE FINAL PLAT AND MODIFIED CONSTRUCTION PLANS FOR EMERY II WITHIN THE CITY OF PORT ST. LUCIE, FLORIDA, ON THE REQUEST OF KIMLEY-HORN AND ASSOCIATES (P21-218); PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

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**WHEREAS**, the City of Port St. Lucie, Florida has been requested by Kimley Horn and Associates, acting as the agent for Mattamy Palm Beach, LLC, and the City of Port St. Lucie, owners, to approve the final plat and modified construction plans for Emery II, within the City of Port St. Lucie, Florida; and

**WHEREAS**, Emery II is a replat of the Emery final subdivision plat (P21-042) approved by the City Council on June 28, 2021 under Resolution 21-R75; and

**WHEREAS**, the proposed replat (P21-218) revises the development plan to create one additional residential lot for a total of 132 residential lots with minor adjustments to the approved construction plans; and

**WHEREAS**, there is an existing infrastructure bond for the Emery subdivision (P21-042) that remains in effect per City Code and any additional required improvements can be accommodated within the existing infrastructure bond; and

**WHEREAS**, the plat conforms to Section 156, Port St. Lucie City Code, and meets all State requirements for such plats; and

**WHEREAS**, the Site Plan Review Committee, on October 13, 2021 recommended approval of the final plat with construction plans (P21-218).

**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 final plat with construction plans for Emery II, within the City of Port St. Lucie, Florida, said plat being offered by Mattamy Palm Beach,

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LLC, and the City of Port St. Lucie, as owners and title holder of said property, and as prepared by Ronnie L. Furniss, P.S.M., as designated on the attached said Plat.

Section 3. That the Mayor and City Clerk of the City of Port St. Lucie, Florida, are hereby authorized to countersign the said plat so it may be properly recorded in the public records of St. Lucie County, Florida.

Section 4. 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 5. 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 6. 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