

## RESOLUTION 25-R

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, APPROVING THE ACCEPTANCE OF AN EXCLUSIVE PERPETUAL EASEMENT RELATING TO THE MCDONALDS SITE PLAN AND CONSTRUCTION PLAN (P24-230); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, Dale and Gail Coyne, the McDonalds Site applicants (“Grantor”) (P24-230) desires to grant and convey to the City of Port St. Lucie, (“Grantee”), its successors and assigns, and the Grantee desires to accept for the purposes set forth herein an exclusive perpetual easement for bus shelter purposes over, through, across, and under a portion of the Parent Parcel (the “Easement Area”) that is more specifically described and depicted in composite Exhibit “A”, which is attached hereto; and

**WHEREAS**, the Easement and attendant rights that are hereby conveyed to the Grantee include but are not limited to the right, privilege, and authority to construct, use, operate, maintain, improve, and/or repair either above or below the surface of the ground certain facilities and associated improvements for a bus stop shelter.

**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. Implementation. The City Manager, or his designee, are hereby authorized and directed to proceed to take any and all necessary actions, including executing any necessary documents, for the City of Port St. Lucie to accept the exclusive perpetual easement attached hereto as Exhibit “A”, and prepare all papers and other instruments required for that purpose.

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.

**PASSED AND ADOPTED** by the City Council of the City of Port St. Lucie, Florida, this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

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CITY COUNCIL  
CITY OF PORT ST. LUCIE

ATTEST:

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

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Richard Berrios, City Attorney