

RESOLUTION 19-R__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ST. LUCIE, FLORIDA, ACCEPTING A DRAINAGE EASEMENT FROM TROPICAL DREAM HOMES, LLC, A FLORIDA LIMITED LIABILITY COMPANY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Tropical Dream Homes, LLC (“Developer”) is the record fee simple owner of certain real property (the “Parent Parcel”) located on the southwest corner of Aurelia Avenue and Port St. Lucie Boulevard, in Port St. Lucie, Florida, and which property is more specifically described as follows:

Lots 1, 2, 35 and 36, Block 1486 of Port St. Lucie Section Sixteen, as recorded in Plat Book 13, Page 7, of the Public Records of St. Lucie County, Florida; and

WHEREAS, the Developer desires to grant and convey to the City of Port St. Lucie an exclusive perpetual easement (the “Easement”) for drainage purposes over a portion of the Parent Parcel; and

WHEREAS, the City desires to accept the Easement from the Developer for those certain purposes related to the construction, use, alteration, removal, maintenance and repair of the roadway drainage system and facilities.

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. The City Council of the City of Port St. Lucie, Florida, hereby authorizes the Mayor or his designee to execute and record in the Public Records of St. Lucie County, Florida, the Easement, in substantially the same form that is attached hereto and incorporated herein as Exhibit “A” to this Resolution.

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.

RESOLUTION 19-R__

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this
____ day of _____, 2019.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Gregory J. Oravec, Mayor

ATTEST:

Karen A. Phillips, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney