

ORDINANCE 21-

AN ORDINANCE OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CONVEYANCE OF APPROXIMATELY .43 ACRES OF REAL PROPERTY OWNED BY THE CITY OF PORT ST. LUCIE AND DESCRIBED AS TRACT C, BECKER ROAD TURNPIKE INTERCHANGE NO. 1, ACCORDING TO PLAT BOOK 56, PAGE 37, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, TO WALTER RODRIGUEZ, IN EXCHANGE FOR PROPERTY OWNED BY WALTER RODRIGUEZ IN ACCORDANCE WITH A “LAND SWAP” AGREEMENT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Walter Rodriguez is the fee simple owner of the real property located at 120 SW Becker Road and described as Lot 25, Block 2447, Port St. Lucie Section Thirty-Four, a subdivision according to the plat thereof as recorded in Plat Book 15, Pages 9, 9A through 9W, inclusive, of the Public Records of St. Lucie County, Florida (the “Rodriguez Property”); and

WHEREAS, the City of Port St. Lucie (the “City”) is the fee simple owner of the real property described as Tract C, Becker Road Turnpike Interchange No. 1, according to Plat Book 56, Page 37, Tract C, of the Public Records of St. Lucie County, Florida (the “City Property”); and

WHEREAS, the City wishes to acquire title to the Rodriguez Property for drainage purposes; and

WHEREAS, Walter Rodriguez has agreed to convey the Rodriguez Property to the City in exchange for the City Property; and

WHEREAS, in furtherance of this exchange of real property, the City and Walter Rodriguez have agreed to enter into a Land Swap Agreement, which is attached hereto and incorporated herein as Exhibit “A”; and

WHEREAS, the City Council has determined that this conveyance serves a municipal purpose; and

WHEREAS, the City Council desires and hereby authorizes entering into the Land Swap Agreement with Walter Rodriguez and conveying the City Property to Walter Rodriguez, in exchange for Walter Rodriguez conveying the Rodriguez Property to the City.

NOW THEREFORE, THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:

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 Ordinance.

ORDINANCE 21-

Section 2. AUTHORIZATION. The City Council of the City of Port St. Lucie hereby authorizes the conveyance of the City Property to Walter Rodriguez, in exchange for Walter Rodriguez conveying the Rodriguez Property to the City, and further authorizes the Vice Mayor or the City Manager, or their designee, to execute and enter into the Land Swap Agreement, in substantially the same form as attached hereto as Exhibit "A".

Section 3. EXECUTION. The Vice Mayor or the City Manager, or their designee, are hereby authorized to execute any and all documents necessary to complete the conveyance of the City Property to Walter Rodriguez, in exchange for Walter Rodriguez conveying the Rodriguez Property to City.

Section 4. CONFLICT. If any ordinances, or parts of ordinances, are in conflict herewith, this Ordinance shall control to the extent of the conflicting provisions.

Section 5. SEVERABILITY. The provisions of this Ordinance are intended to be severable. If any provision of this Ordinance is determined to be void or is declared illegal, invalid or unconstitutional by a Court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 6. EFFECTIVE DATE. This Ordinance shall become effective immediately upon its final adoption after second reading.

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