

RESOLUTION NO. 26-20

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF WATER AGREEMENT WITH NUR-UL-ISLAM OF SOUTH FLORIDA INC. FOR ONE (1) WATER ERC FOR NEW WATER SERVICE ONLY TO THEIR SINGLE-FAMILY HOME AT A TOTAL COST OF \$5,302.00, ATTACHED HERETO AS EXHIBIT “A” AND INCORPORATED HEREIN; ACCEPTING FOR THE CITY, AS GRANTEE, A UTILITY EASEMENT AGREEMENT PROVIDING FOR ACCESS TO THE PROPERTY, ATTACHED HERETO AS EXHIBIT “B;” LIMITING THE SERVICE PROVIDED BY THIS APPROVAL TO A SINGLE-FAMILY RESIDENTIAL USE AND PROVIDING THAT SEWER SERVICE WILL NOT BE PROVIDED AT THE PROPERTY; AUTHORIZING AND DIRECTING THE APPROPRIATE CITY OFFICIALS TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Cooper City (“CITY”) is the owner of the Utility system and provides water distribution services (“SERVICES”); and

WHEREAS, Nur-UL-Islam of South Florida Inc., hereinafter called “OWNER,” is requesting one (1) Equivalent Residential Connection (“ERC”) for new water service to their single-family home located at 5801 SW 106th Avenue in the Town of Davie for water service only. Sewer service will not be provided as the home will remain on the septic system; and

WHEREAS, The City of Cooper City desires a Utility easement across the property for access and inspections; and

WHEREAS, Nur-UL-Islam desires a Utility easement for maintaining the water line within the private properties; and

WHEREAS, The property owner Nur-UL-Islam of South Florida Inc. located at Southwest 106th Avenue, Davie, FL 33328 (Grantor) has entered into a “Utility Easement”

granting to the City of Cooper City, 9090 SW 50th Place, Cooper City, FL 33328, a Florida municipal corporation (the “City/Grantee”) and to Nur-UL-Islam of South Florida, Inc., the owners of the property located at 5801 SW 106th Avenue, Davie, FL 33328 (the “Grantee”) a Utility easement over under and through the property for the purpose of establishing and operating a public water system; and

WHEREAS, Section 19-107 of the City Code requires the OWNER to execute a Water Agreement, attached hereto as Exhibit A, and pay contribution charges to the CITY before the SERVICES could be provided; and

WHEREAS, the contribution charges for one (1) water ERC shall be \$5,302.00, including a 25% surcharge as shown in Exhibit A; and

WHEREAS, the City Commission finds that the Owner’s proposed use of the property is consistent with the City’s interests and not in conflict with Sec. 19.142 of the City’s Code of Ordinances; and

WHEREAS, The Town of Davie has approved this connection as evidenced by their Resolution No. R2025-189, attached hereto and made a part of this Resolution; and

WHEREAS, the Engineering/Utilities recommend approval of a Water Agreement with the OWNER for one (1) water ERC for a total cost of \$5,302.00 and grantee of a Utility Easement; and

WHEREAS, the City Commission finds that approving and authorizing the aforementioned Water Agreement with the OWNER for one (1) water ERC and accepting, as grantee, the Utility Easement is in the best interests of the citizens and residents of the City of Cooper City.

**BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COOPER
CITY, FLORIDA:**

Section 1: Recitals Adopted. That each of the above recitals is hereby adopted and confirmed. All exhibits attached hereto and incorporated herein and made a part hereof.

Section 2: That the City Commission hereby approves and authorizes the Water Agreement with the OWNER for one (1) water ERC at a total cost of \$5,302.00, attached hereto as Exhibit “A,” and accepts, as grantee, a Utility Easement, recorded Instrument #120701796, attached as Exhibit “B” made a part hereof by this reference. The City Commission further affirms that this approval is limited to water service and for the single-family residential use of the Property.

Section 3: That the appropriate City officials are hereby authorized and directed to take any and all actions necessary to effectuate the intent of this Resolution.

Section 4: Conflicts. All resolutions inconsistent or in conflict herewith shall be and are hereby repealed insofar as there is conflict or inconsistency.

Section 5: Severability. If any section, sentence, clause, or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

Section 5: Effective Date. This Resolution shall become effective upon its passage and adoption by the City Commission.

THE REMAINDER OF THIS RESOLUTION IS INTENTIONALLY LEFT BLANK.

PASSED AND ADOPTED this 10th day of March, 2026.

JAMES CURRAN
Mayor

ATTEST:

ALEX REY
City Manager

TEDRA ALLEN
City Clerk

ROLL CALL

Mayor Curran _____
Commissioner Shrouder _____
Commissioner Katzman _____
Commissioner Mallozzi _____
Commissioner Smith _____

APPROVED AS TO LEGAL FORM:

JACOB G. HOROWITZ
City Attorney