

RESOLUTION NO.64-09-23

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, SUPERSEDING RESOLUTION 74-10-22 THEREBY AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A REVISED LIFT STATION EASEMENT AGREEMENT AND A NEW WATER SEWER EASEMENT WITH THE SEACOAST UTILITY AUTHORITY, GRANTING AN EXCLUSIVE EASEMENT FOR A LIFT STATION AND A NON-EXCLUSIVE EASEMENT FOR WATER AND SEWER FOR USE BY SEACOAST, NAUTILUS AND ADJOINING DEVELOPMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park, Florida ("Town") is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

WHEREAS, the Town owns certain land which is legally described in the attached Exhibit "A" (the Property); and

WHEREAS, the Seacoast Utility Authority (Seacoast) has sought a utility easement from the Town which permits Seacoast to enter upon the Property to install, operate, maintain, and service a sewer lift station and appurtenant facilities in, on, over, under and across the Property; and

WHEREAS, the Town Commission previously approved Resolution 74-10-22 approving an exclusive lift station easement; and

WHEREAS, the lift station has been relocated to accommodate development of the P3 Marina properties, requiring a revised lift station easement; and

WHEREAS, an additional non-exclusive water and sewer easement within which Seacoast water/sewer improvements will be constructed for Nautilus and adjoining development areas; and

WHEREAS, this Resolution supersedes Resolution 74-10-22; and

WHEREAS, the Town Manager has recommended to the Town Commission that

it is in the best interest of the Town to execute the Easements for the benefit of Seacoast as it pertains to the Property.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AS FOLLOWS:

Section 1. The foregoing recitals are incorporated herein.

Section 2. The Mayor is hereby authorized and directed to execute the Easements, a copy of which is attached hereto and incorporated herein by reference as Exhibit A.

Section 3. This Resolution shall take effect immediately upon adoption.