

**RESOLUTION NO. 23-05-24**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE A RELEASE OF THE TOWN'S RESERVATION OF RIGHTS TO PHOSPHATE, MINERALS, METALS AND PETROLEUM FOR LAND PREVIOUSLY CONVEYED TO PALM BEACH COUNTY; 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**, in 2000 the Town conveyed 2.794 acres of environmentally sensitive land within Lake Park Scrub Natural Area to Palm Beach County (the County); and

**WHEREAS**, in exchange the County conveyed 2.674 acres of vacant land within and north of the proposed Park Avenue Right-of-Way to the Town; and

**WHEREAS**, at the time both the Town and the County reserved their respective rights to any phosphate, mineral, metal and petroleum in the land they conveyed to the other entity; and

**WHEREAS**, the County believes that the Town's and County's reservation of rights in the land conveyed by the Town to the County is contrary to the intended preservation and protection of environmentally sensitive land; and

**WHEREAS**, the County has requested that the Town release the rights it reserved in the land it conveyed to the County and in exchange the County proposed that it would release the rights to the land it conveyed to the Town; and

**WHEREAS**, the Town Manager has recommended to the Town Commission that it accept the County's proposal to mutually release each other's rights reserved.

**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 Release of Reservation copy of which is attached hereto and incorporated herein by reference as **Exhibit A.**

**Section 3.** This Resolution shall take effect immediately upon execution.