

**TOWN OF LOXAHATCHEE GROVES**

**RESOLUTION NO. 2022-42**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA ACCEPTING EASEMENTS; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town Council of the Town of Loxahatchee Groves desires to obtain Easements for Driveway, Drainage, and Multi-Use Trail purposes; and

**WHEREAS**, D&D Fine Grading, Inc., has executed a Drainage Easement in favor of the Town; and

**WHEREAS**, David L. Froehlich, Jr. and Catherine A. Froehlich have executed a Drainage Easement in favor of the Town; and

**WHEREAS**, David Froehlich, Sr. and Linda Froehlich have executed a Drainage Easement in favor of the Town; and

**WHEREAS**, Kimberly Barone and Andrew J. Barone, individually and as Trustees of the Kimberly Barone and Andrew J. Barone Revocable Trust under Agreement dated June 27, 2016, have executed a Drainage Easement Agreement in favor of the Town; and

**WHEREAS**, pursuant to Section 05-085 of the Town's Unified Land Development Code and Town Council adopted procedures, all Easements must be accepted by the Town Council prior to recording; and

**WHEREAS**, the Town Council has determined that it is in the best interests of the residents of the Town to accept the Easements identified herein.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AS FOLLOWS:**

**Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

**Section 2.** The Town Council accepts the Easements identified herein and directs Town staff to have said Easements recorded in the public records.

**Section 3.** All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**Section 4.** If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall

not affect the validity of the remaining portions or applications of this Resolution.

**Section 5.** This Resolution shall become effective upon adoption.

Council Member \_\_\_\_\_ offered the foregoing resolution. Council Member  
seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Robert Shorr, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Laura Danowski, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Phillis Maniglia, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marge Herzog, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marianne Miles, COUNCIL MEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES,  
FLORIDA, THIS \_\_\_ DAY OF \_\_\_\_\_, 2022.**

**TOWN OF LOXAHATCHEE GROVES  
FLORIDA**

ATTEST:

\_\_\_\_\_  
Mayor Robert Shorr

\_\_\_\_\_  
Town Clerk

\_\_\_\_\_  
Vice Mayor Laura Danowski

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
Councilmember Margaret Herzog

\_\_\_\_\_  
Councilmember Phillis Maniglia

\_\_\_\_\_  
Office of the Town Attorney

\_\_\_\_\_  
Councilmember Marianne Miles