

**RESOLUTION NO. 2005 - 104**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING A RESTRICTIVE COVENANT AGREEMENT TO MAINTAIN THE SOUTHWEST MEADOWS SANCTUARY – ADDITION 2 - CALUSA CORNERS PLAT, 04-019-FF, IN ACCORDANCE WITH THE TERMS OF THE TOWN'S INTERLOCAL AGREEMENT WITH FLORIDA COMMUNITIES TRUST (FCT); AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO ENTER INTO SAID RESTRICTIVE COVENANT AGREEMENT; AND PROVIDING AN EFFECTIVE DATE THEREFOR.**

**WHEREAS**, the Town of Southwest Ranches has been generously awarded a \$3.3 million grant from FCT to reimburse the Town for the acquisition of the Southwest Meadows Sanctuary -- Modification #1 (Calusa Corners); and

**WHEREAS**, as a condition of obtaining the grant, pursuant to Resolution 2005-009, the Town entered into an Interlocal Agreement with FCT; and

**WHEREAS**, as a condition of the Interlocal Agreement, the Town shall execute a Restrictive Covenants Agreement to maintain the property as an open space park; and

**WHEREAS**, the Town is desirous of satisfying this condition.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Southwest Ranches, Florida:

**Section 1.** The above referenced recitals are true and correct and are incorporated herein by reference.

**Section 2.** The Town Council hereby approves the Restrictive Covenant Agreement, attached hereto as Exhibit "A," between the Town of Southwest Ranches and FCT regarding the Southwest Meadows Sanctuary – Addition 2 - Calusa Corners.

**Section 3.** The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to enter into the Restrictive Covenant Agreement in substantially the same form as attached hereto as Exhibit "A", and

to make such modifications, additions and deletions which they deem necessary and proper to effectuate the intent of this Resolution.


**Section 4.** That this Resolution shall become effective immediately upon its adoption.

**PASSED AND ADOPTED** by the Town Council of the Town of Southwest Ranches, Florida, this 1st day of September 2005, on a motion by Council Member Aster Knight and seconded by Council Member Don Maines.

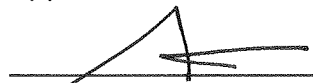
Fink	<u>Y</u>	Ayes	<u>5</u>
Blanton	<u>Y</u>	Nays	<u>0</u>
Knight	<u>Y</u>	Absent or	
Maines	<u>Y</u>	Abstaining	<u>0</u>
Nelson	<u>Y</u>		

  
\_\_\_\_\_  
Mecca Fink, Mayor

ATTEST:

  
\_\_\_\_\_  
Shari Canada, Town Clerk

Approved as to Form and Correctness:

  
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Gary A. Poliakoff, J.D., Town Attorney  
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