

RESOLUTION NO. 2006 - 053

A RESOLUTION OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, REQUESTING THAT THE CITY OF PEMBROKE PINES VACATE AND ABANDON THOSE PORTIONS OF THE RIGHTS-OF-WAY FOR S.W. 193RD LANE AND S.W. 54TH PLACE, AS WELL AS CERTAIN DRAINAGE AND UTILITY EASEMENTS, LOCATED WITHIN THE PLAT OF FRONTIER TRAILS, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 97, PAGE 8, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AS MORE PARTICULARLY DESCRIBED AND DEPICTED IN EXHIBITS "A" AND "B"; AUTHORIZING THE PREPARATION AND EXECUTION OF ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town is the legal owner of the lands lying within the plat of FRONTIER TRAILS, according to the plat thereof as recorded in Plat Book 97, Page 8 of the Public Records of Broward County, Florida (the "Land"), which said Land is located within the City of Pembroke Pines; and

WHEREAS, the Land is unimproved, vacant land which, by virtue of certain government grant requirements and as approved by Town Resolution 2006-023, will be the location of a Conservation Easement as defined in Section 704.06, Florida Statutes; and

WHEREAS, Section 704.06 (1)(a), Florida Statutes, prohibits, among other things, the placing of roads and utilities within the Conservation Easement area; and

WHEREAS, the portions of the rights-of-way for S.W. 54th Place and S.W. 193rd Lane, located within the boundaries of the Land, as more particularly described in Exhibit "A", are unimproved and fail to serve a public purpose; and

WHEREAS, the drainage easements located within the boundaries of the Land are not being utilized and fail to serve a public purpose; and

WHEREAS, the utility easements located within the boundaries of the Land are not being utilized and all the utility companies which would provide service to the Land, have provided letters of "no objection" to the vacation of the utility easements; and

WHEREAS, this Resolution serves to provide the City of Pembroke Pines with written documentation authorizing and requesting the vacation of the road rights-of-ways and easements described in Exhibits "A" and "B" attached hereto.

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. All exhibits referenced herein and attached hereto are hereby incorporated herein.

Section 2: It is hereby determined that the rights-of-ways described in Exhibit "A" are no longer useful or needed as rights-of-ways, and it is in the public's best interest that each right-of-way be abandoned and vacated as a right-of-way by the City of Pembroke Pines.

Section 3: It is hereby determined that the drainage and utility easements as described in Exhibit "B" are no longer useful or needed as drainage and/or utility easements, and it is in the public's best interest that the drainage and utility easements be abandoned and vacated by the City of Pembroke Pines.

Section 4: The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to execute any and all documents necessary to effectuate the intent of this Resolution.

Section 5: This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 6th day of April, 2006, on a motion by Council Member Aster Knight and seconded by Vice Mayor Don Maines.

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

[Signatures on Following Page]

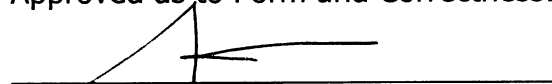


Mecca Fink, Mayor

ATTEST:

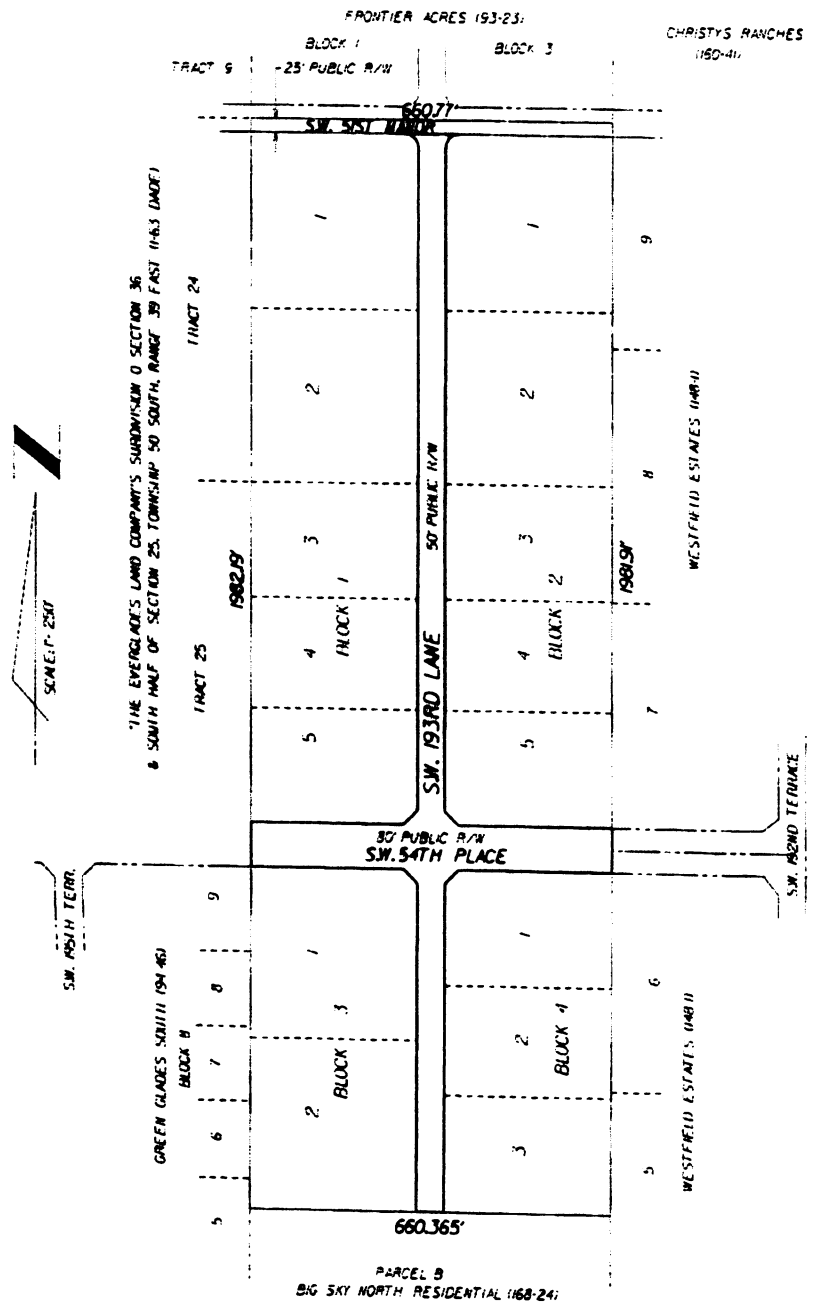

Susan A. Owens, Town Clerk

Approved as to Form and Correctness:


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

FTL_DB: 974011_1

DESCRIPTION
 ALL OF THE THOROUGHFARES DEDICATED TO THE PUBLIC (DEPICTED AS SW. 193RD LANE, AND SW. 54TH PLACE) ACCORDING TO THE PLAT OF 'FRONTIER TRAILS', AS RECORDED IN PLAT BOOK 97 AT PAGE 8 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA. SAID LANDS SITUATE IN BROWARD COUNTY, FLORIDA, AND CONTAINING 3.4025 ACRES, MORE OR LESS.



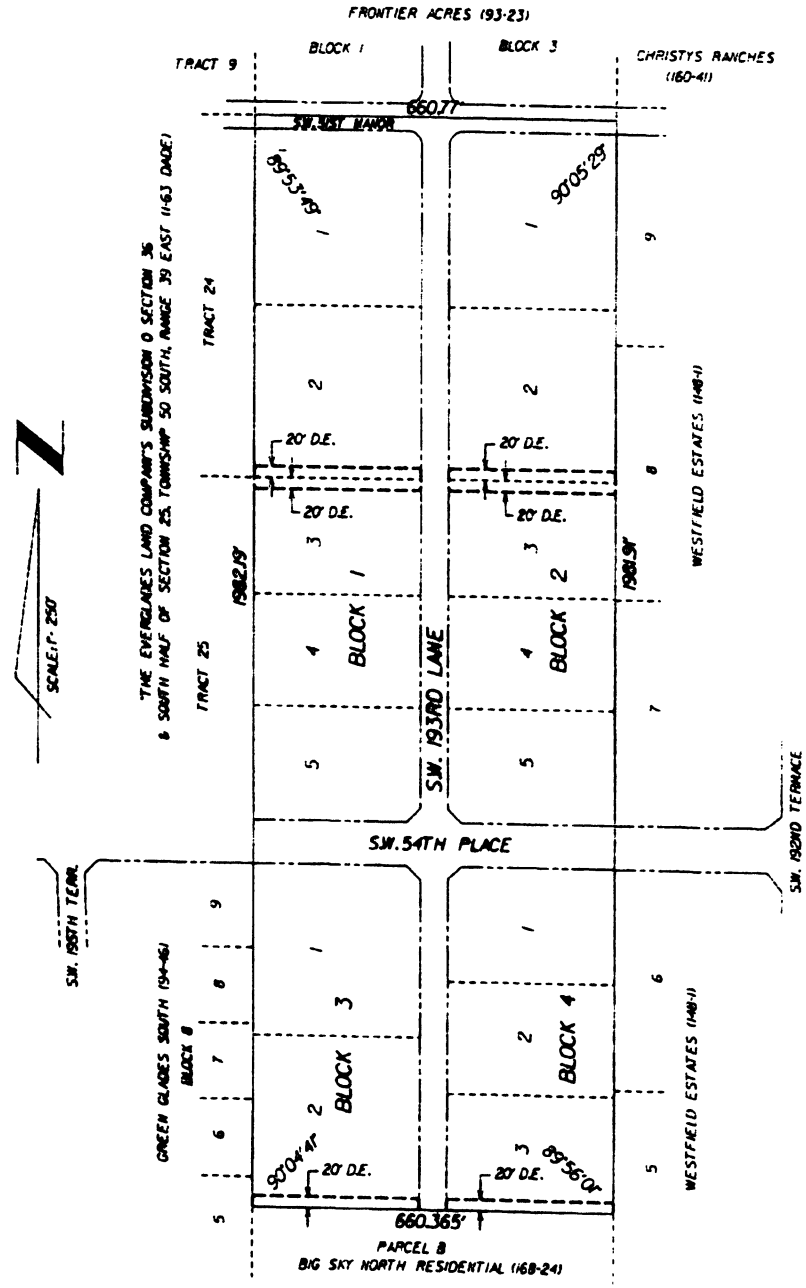
BY: Mark D. Sturgis 3-10-06
 MARK D. STURGIS
 PROFESSIONAL SURVEYOR AND MAPPER NO. 4829
 STATE OF FLORIDA
 REV. 3-13-06

NOTE: NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. THIS IS NOT A SKETCH OF SURVEY, IT IS ONLY THE GRAPHIC REPRESENTATION OF THE DESCRIPTION DEPICTED HEREON.

"FRONTIER TRAILS"		SKETCH AND DESCRIPTION	
BROWARD COUNTY, FLORIDA		PUBLIC THOROUGHFARES TO BE VACATED	
		506-0004	1GF 1

Exhibit "A"

DESCRIPTION
 THE SOUTH 20 FEET OF LOT 2, BLOCK 1, THE NORTH 20 FEET OF LOT 3, BLOCK 1, THE SOUTH 20 FEET OF LOT 2, BLOCK 2, THE NORTH 20 FEET OF LOT 3, BLOCK 2, THE SOUTH 20 FEET OF LOT 2, BLOCK 3 AND THE SOUTH 20 FEET OF LOT 3, BLOCK 4, ACCORDING TO THE PLAT OF 'FRONTIER TRAILS', AS RECORDED IN PLAT BOOK 97 AT PAGE 8 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.
 SAID LANDS SITUATE IN BROWARD COUNTY, FLORIDA.



LEGEND
 D.E. - DRAINAGE EASEMENT

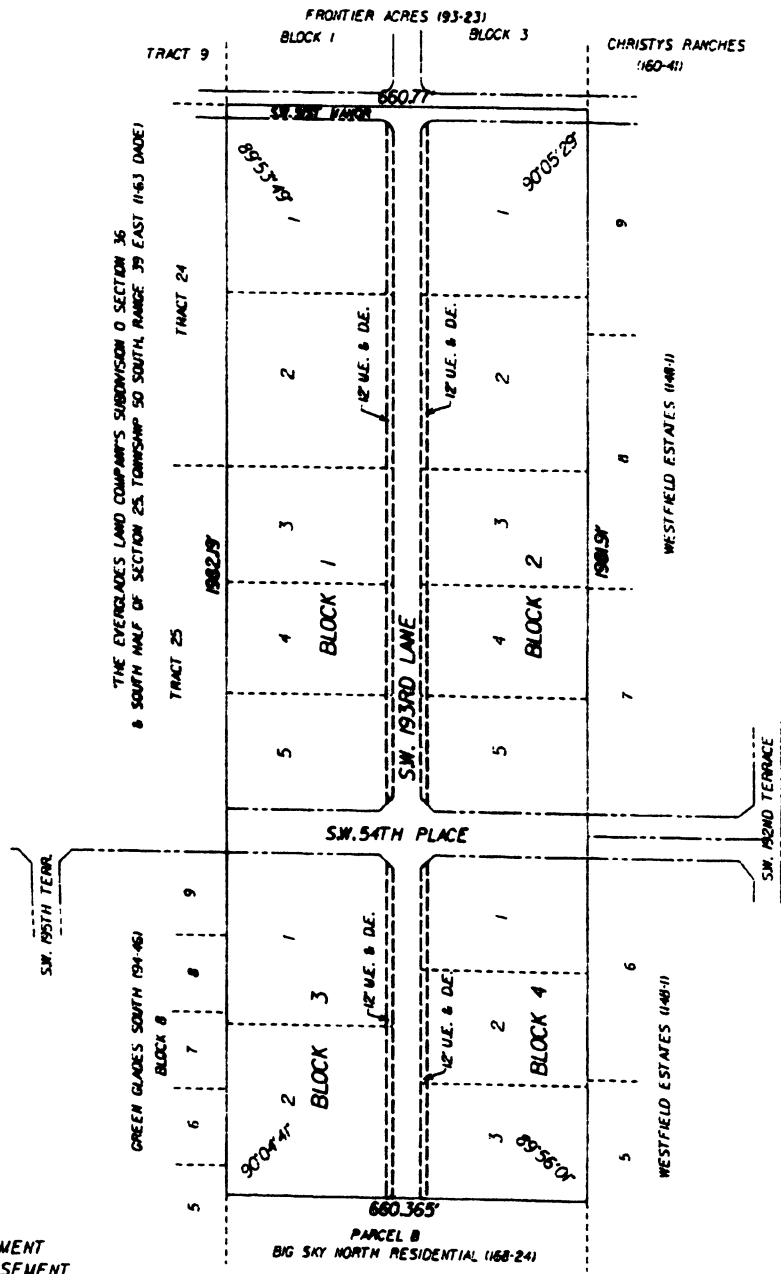
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BY: Mark D. Sturgis
 MARK D. STURGIS
 PROFESSIONAL SURVEYOR AND MAPPER NO. 4829
 STATE OF FLORIDA

"FRONTIER TRAILS" BROWARD COUNTY, FLORIDA		SKETCH AND DESCRIPTION DRAINAGE EASEMENTS	
		DATE: 11/06 TIME: 11:47:28 AM	PROJECT NUMBER: 506-0004 SHEET: 1 OF 2

Exhibit "B"

DESCRIPTION
 THE EAST 12 FEET OF BLOCK 1, THE WEST 12 FEET OF BLOCK 2, THE EAST 12 FEET OF BLOCK 3 AND THE WEST 12 FEET OF BLOCK 4, ACCORDING TO THE PLAT OF "FRONTIER TRAILS", AS RECORDED IN PLAT BOOK 97 AT PAGE 8 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA. SAID LANDS SITUATE IN BROWARD COUNTY, FLORIDA.



LEGEND
 U.E.: UTILITY EASEMENT
 D.E.: DRAINAGE EASEMENT

NOTE: NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. THIS IS NOT A SKETCH OF SURVEY. IT IS ONLY THE GRAPHIC REPRESENTATION OF THE DESCRIPTION DEPICTED HEREON.

BY: Mark D. Sturgis
 MARK D. STURGIS
 PROFESSIONAL SURVEYOR AND MAPPER NO. 4829
 STATE OF FLORIDA

"FRONTIER TRAILS" BROWARD COUNTY, FLORIDA		SKETCH AND DESCRIPTION UTILITY AND DRAINAGE EASEMENTS TO BE VACATED	
WINNINGHAM & FRADLEY, INC. ENGINEERS - PLANNERS - SURVEYORS <small>111 N.E. AND STREET, OAKLAND PARK, FL 33064 954-771-7440 FAX: 954-771-6990</small>	<small>DATE: 10-08</small> <small>CHECKED: DATE:</small>	<small>PROJECT NUMBER:</small> S06-0004	<small>SHEET:</small> 2 OF 2

Exhibit "B"