

RESOLUTION NO. 2013 - 069

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING A REGIONAL ROAD CONCURRENCY AGREEMENT BETWEEN BROWARD COUNTY, TERRA RANCHES INVESTMENTS, LLC, AND THE TOWN OF SOUTHWEST RANCHES RELATING TO THE TERRA RANCHES PLAT; AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Terra Ranches Investments, LLC ("Developer") has undertaken platting of approximately 20 acres of land immediately south of the unimproved Stirling Road Right-of-Way fronting the east side of SW 172nd Avenue, which site shall be known as the Terra Plat ("Plat"); and

WHEREAS, as a condition of approval of the Plat, it is necessary for the Developer to enter into a Regional Road Concurrency Agreement ("Agreement") with Broward County and the Town of Southwest Ranches, which is attached hereto and made a part hereof as Exhibit "A", for participation in a county intersection improvement project that will mitigate the Plat's traffic impacts onto overcapacity roadway segments so that the Plat will satisfy Broward County regional roadway concurrency standards; and

WHEREAS, the County Project referenced in the Agreement is for the improvement of the intersection of Sheridan Street and Southwest 160th Avenue ("Improvements"), for which the Developer must pay Broward County the sum of \$2,436.00, which represents the Developer's proportionate share of the Improvements; and

WHEREAS, the Agreement requires the Town to withhold issuance of a certificate of occupancy for any development within the Plat until Broward County confirms that it has received the required payment for the Improvements from the Developer; and

WHEREAS, the Town Council deems it to be in the best interest of the residents of the Town of Southwest Ranches to approve the Agreement.

NOW, THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA:

Section 1. Recitals. That the foregoing recital clauses are hereby ratified and confirmed as being true and correct and are hereby incorporated and made a specific part of this Resolution.

Section 2. Approval. The Town Council of the Town of Southwest Ranches hereby approves the Agreement, which is attached hereto as Exhibit "A" and incorporated herein.

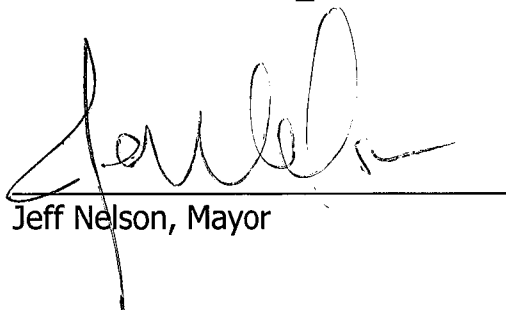
Section 3. Effectuation. The appropriate Town officials are hereby authorized to execute the Agreement, and the Town Administrator and Town Attorney are hereby authorized to make any non-material revisions to the Agreement as may be necessary or appropriate to effectuate the intent of the Agreement.

Section 4. Effective Date. This Resolution shall become effective immediately upon its passage and adoption.

PASSED AND ADOPTED this 12th day of September, 2013, on a motion to approve made by Council Member McKay and seconded by Council Member Jablonski.

Nelson	<u>ABSENT</u>
Fisikelli	<u>YES</u>
Breitkreuz	<u>YES</u>
Jablonski	<u>YES</u>
McKay	<u>YES</u>

Ayes	<u>4</u>
Nays	<u>0</u>
Absent	<u>0</u>



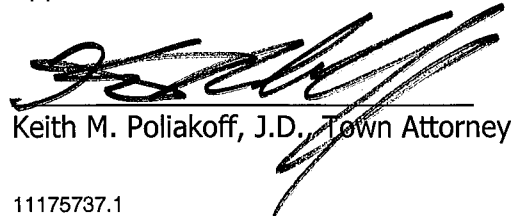
Jeff Nelson, Mayor

Attest:



Erika Santamaria, CMC, Town Clerk

Approved as to Form and Correctness:



Keith M. Poliakoff, J.D., Town Attorney

EXHIBIT "A"

REGIONAL ROAD CONCURRENCY AGREEMENT

(ATTACHED)