

**RESOLUTION NO. 2020-023**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING AND ACCEPTING A PUBLIC RIGHT OF WAY DEDICATION ALONG SW 186th AVENUE; ACCEPTING THE PERPETUAL MAINTENANCE OBLIGATION OF SAID PUBLIC RIGHT-OF-WAY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, certain residents along SW 186<sup>th</sup> Avenue in the Town of Southwest Ranches own to the center of the existing roadway; and

**WHEREAS**, certain residents along S.W. 186<sup>th</sup> Avenue have agreed to convey the land depicted and legally described in Exhibit "A", attached hereto and made a part hereof, for purposes of use as a public road right-of-way (hereinafter referred to as the "Land"); and

**WHEREAS**, Town Staff has determined that it is in the best interest of the Town to (i) accept title to the Land for the purpose of a public road right-of-way (ROW) and for drainage; and (ii) accept the perpetual maintenance obligation of the ROW.

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

**SECTION 1. ADOPTION OF RECITALS.** The foregoing recitals are true and correct and are incorporated herein by reference.

**SECTION 2.** The Town Council hereby approves the conveyance of title for the Land to the Town, by the execution and delivery of a Quit Claim Deed(s) from the residents who currently own the Land, or portions thereof.

**SECTION 3.** The Town Council hereby approves the dedication of the Land as a public a right-of-way to be used for ingress/egress, drainage and utilities.

**SECTION 4. AUTHORIZATION.** The Mayor or Vice Mayor and the Town Administrator, as attested by the Town Clerk and approved as to legal form and correctness by the Town Attorney, are hereby authorized and directed to accept and record any and all documents as may be required in connection with effecting the foregoing resolutions, including but not limited to the Quit Claim Deeds; affidavits; Partial Releases of Mortgages and any other documents required to further effectuate the intent of this Resolution.

**SECTION 5. SAVINGS CLAUSE.** If any section, paragraph, sentence, clause or phrase of this Resolution shall, for any reason, be held to be invalid or unenforceable, such decision shall not affect the validity of the remaining sections, paragraphs, sentences, clauses or phrase of this Resolution.

**SECTION 6. CONFLICTS.** All resolutions or parts thereof which conflict herewith are, to the extent of such conflict, superseded and repealed.

**SECTION 7. EFFECTIVE DATE.** This Resolution shall be effective immediately upon its adoption.

**PASSED AND ADOPTED** by the Town Council of the Town of Southwest Ranches,

Florida, this 27th day of February, 2020, on a motion by

Council Member Jablonski, seconded by Vice Mayor Schroeder.

McKay	<u>Yes</u>
Schroeder	<u>Yes</u>
Amundson	<u>Yes</u>
Hartmann	<u>Yes</u>
Jablonski	<u>Yes</u>

Ayes	<u>5</u>
Nays	<u>0</u>
Absent	<u>0</u>
Abstaining	<u>0</u>

ATTEST:

Russell Muñiz  
Russell Muñiz, Assistant Town Administrator/Town Clerk

Doug McKay  
Doug McKay, Mayor

Approved as to legal Form and Correctness

Keith M. Poliakoff  
Keith M. Poliakoff, Esq., Town Attorney  
36601493.1

EXHIBIT A

THE EAST 25 FEET OF THE WEST ONE-HALF OF THE SOUTH ONE-HALF OF THE NORTH ONE-HALF OF THE NORTHWEST ONE-QUARTER OF THE SOUTHEAST ONE QUARTER OF THE NORTHEAST ONE-QUARTER OF SECTION 36, TOWNSHIP 50 SOUTH, RANGE 39 EAST. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF THE WEST ONE HALF OF THE SOUTH ONE HALF OF THE NORTH ONE HALF OF THE NORTHWEST ONE QUARTER OF THE SOUTHEAST ONE QUARTER OF THE NORTHEAST ONE QUARTER OF SECTION 36, TOWNSHIP 50 SOUTH, RANGE 39 EAST; THENCE S00 06' 36" ALONG THE CENTERLINE OF "S.W. 186TH AVENUE" A DISTANCE OF 165.06 FEET TO THE S.E. CORNER OF THE WEST ONE-HALF OF THE SOUTH ONE-HALF OF THE NORTH ONE-HALF OF THE NORTHWEST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF THE NORTHEAST ONE QUARTER OF SECTION 36, TOWNSHIP 50, RANGE 39 EAST; THENCE S 89 54' 42" W ALONG THE SOUTH LINE OF SAID PARCEL A DISTANCE OF 25 FEET TO A POINT LYING ON THE WEST RIGHT OF WAY LINE OF "S.W. 186TH AVENUE"; THENCE N 00 06'36" W ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 165.06 FEET TO A POINT; THENCE N 89 54'48" E A DISTANCE OF 25 FEET TO THE POINT OF BEGINNING; SAID LAND LYING AND BEING IN BROWARD COUNTY, FLORIDA.