

1 RESOLUTION NO. 2021-

2 A RESOLUTION OF THE BOARD OF COUNTY
3 COMMISSIONERS OF BROWARD COUNTY, FLORIDA,
4 ACCEPTING AN EASEMENT RELATED TO THE PROVISION
5 OF WATER AND WASTEWATER SERVICES, OVER,
6 ACROSS, UNDER, AND THROUGH A PORTION OF REAL
7 PROPERTY LOCATED IN THE CITY OF LAUDERDALE
8 LAKES, FLORIDA; AND PROVIDING FOR SEVERABILITY
9 AND AN EFFECTIVE DATE.

10 WHEREAS, BV Apartments, LLLP ("Grantor"), is the owner of certain property
11 located in the City of Lauderdale Lakes, Florida ("Property"), which Property is more
12 particularly described in the legal description and sketch made subject to the Easement
13 agreement in Attachment 1;

14 WHEREAS, Broward County, Florida ("County"), requested from Grantor, a
15 nonexclusive and perpetual easement, over, across, under, and through a portion of the
16 Property for water mains, wastewater force mains, reclaimed water mains, and/or any
17 other water and wastewater installations which may be required, for purposes of
18 providing water supply service for domestic or other use and for the collection of
19 domestic or other kinds of wastewater to and from the Property and other parcels of real
20 property which may or may not abut and be contiguous to the Property ("Easement");

21 WHEREAS, Grantor is willing to grant an Easement to the County as provided in
22 the Easement agreement in Attachment 1; and
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1 WHEREAS, the Board of County Commissioners of Broward County, Florida
2 (“Board”), has determined that acceptance of the Easement agreement serves a public
3 purpose and is in the best interest of the County, NOW, THEREFORE,
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5 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
6 BROWARD COUNTY, FLORIDA:
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8 Section 1. The recitals set forth in the preamble to this Resolution are true,
9 accurate, and incorporated by reference herein as though set forth in full hereunder.
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11 Section 2. The Board hereby accepts the Easement agreement attached to
12 this Resolution as Attachment 1.
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14 Section 3. The Easement agreement in Attachment 1 shall be properly
15 recorded in the Public Records of Broward County, Florida.
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17 Section 4. Severability.

18 If any portion of this Resolution is determined by any court to be invalid, the
19 invalid portion will be stricken, and such striking will not affect the validity of the
20 remainder of this Resolution. If any court determines that this Resolution, in whole or in
21 part, cannot be legally applied to any individual, group, entity, property, or circumstance,
22 such determination will not affect the applicability of this Resolution to any other
23 individual, group, entity, property, or circumstance.
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1 Section 5. Effective Date.

2 This Resolution is effective upon adoption.

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4 ADOPTED this day of , 2021.

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6 Approved as to form and legal sufficiency:
7 Andrew J. Meyers, County Attorney

8 By: /s/ Christina A. Blythe 05/24/2021
9 Christina A. Blythe (Date)
10 Assistant County Attorney

11 By: /s/ Annika E. Ashton 05/24/2021
12 Annika E. Ashton (Date)
13 Deputy County Attorney

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23 CAB:dp
24 Resolution Accepting Easement – BV Apartments, LLLP
05/24/2021