

RESOLUTION NO. 2020-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, ACCEPTING AN EASEMENT RELATED TO THE PROVISION OF WATER AND WASTEWATER SERVICES, IN, OVER, UNDER, THROUGH, UPON, AND ACROSS A PORTION OF REAL PROPERTY LOCATED IN THE CITY OF HOLLYWOOD, FLORIDA; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, LL Hart Development LLC ("Grantor") is the owner of certain property in the City of Hollywood ("Property"), which Property is more particularly described in the legal description and sketch made subject to the Easement agreement in Attachment 1;

WHEREAS, Broward County ("County") requested from Grantor, an unrestricted and perpetual non-exclusive easement, in, over, under, through, upon, and across a portion of the Property to construct, maintain, repair, install, and rebuild thereon water mains, wastewater gravity mains, wastewater force mains, reclaimed water mains, and/or any other water and wastewater facilities, for purposes of providing water supply service for domestic uses and collecting domestic or other kinds of wastewater to and from the Property ("Easement");

WHEREAS, Grantor is willing to grant an Easement to the County as provided in the Easement agreement in Attachment 1; and

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,
4

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.
24

Section 5. Effective Date.

This Resolution is effective upon adoption.

ADOPTED this ____ day of _____, 2020.

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

By /s/ Christina A. Blythe 04/08/2020
Christina A. Blythe (Date)
Assistant County Attorney

By /s/ Annika E. Ashton 04/08/2020
Annika E. Ashton (Date)
Deputy County Attorney

CAB/mdw
Resolution LL Hart Development LLC
04/08/2020
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