

RESOLUTION NO. 2023-029

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA, APPROVING THE INTERLOCAL AGREEMENT AMONG PARKLAND STORAGE, LLC, BROWARD COUNTY AND THE CITY OF PARKLAND FOR THE TRANSFER OF DEVELOPMENT REVIEW FROM BROWARD COUNTY TO THE CITY REGARDING THE 3.83 ACRE PARCEL OF LAND LOCATED ON THE SOUTH SIDE OF LOXAHATCHEE ROAD APPROXIMATELY ¾ OF A MILE WEST OF PARKSIDE DRIVE; AUTHORIZING EXECUTION OF THE INTERLOCAL AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Parkland Storage, LLC (“Parkland Storage”) owns land consisting of 3.83 gross acres presently located in unincorporated Broward County, Florida (“County”) and contiguous to the City of Parkland (City), as more particularly described in Exhibit “A” (the “Property”); and

WHEREAS, Parkland Storage submitted an annexation petition meeting all statutory requirements on September 7, 2022, and a copy of the petition is on file with the City Clerk; and

WHEREAS, on November 2, 2022, the City Commission approved Ordinance 2022-015, which provides for annexation of the Property into the City, subject to approval by the Broward County Legislative Delegation; and

WHEREAS, on January 13, 2023, the Broward County Legislative Delegation approved the annexation of the Property into the City, effective September 15, 2023; and

WHEREAS, the County and the City desire that City act as the building official for the Property pursuant to the requirements of Section 553.73, Florida Statutes, prior to the effective date of the Property being annexed into the City, and perform such building, planning, and engineering review and inspection services pursuant to the terms and conditions of the enclosed Interlocal Agreement; and

WHEREAS, the City Commission hereby determines it to be in the interest of the health, safety, and welfare of the citizens and residents of the City to enter into the Interlocal Agreement with Parkland Storage and the County, attached as Exhibit “1”, (the “Interlocal Agreement”) for the transfer of development review of the Property to the City pursuant to the terms of the Interlocal Agreement.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PARKLAND, FLORIDA AS FOLLOWS:

Section 1. The above referenced “Whereas” clauses are true and correct and made a part of this Resolution.

Section 2. The City Commission hereby approves the Interlocal Agreement, attached as Exhibit “1”, together with such non-substantial changes as are acceptable to the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3. The appropriate City officials are hereby authorized and directed to execute the necessary documents to effectuate the purpose and intent of this Resolution upon receipt of a title opinion and documentation of proper authority to bind the Property.

Section 4. All resolutions, or parts of resolutions, in conflict with this Resolution are repealed to the extent of such conflict.

Section 5. Should any section, provision or word of this Resolution be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remainder of this Resolution other than the part declared to be invalid.

Section 6. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED THIS 3rd DAY OF MAY, 2023.

CITY OF PARKLAND, FLORIDA


RICHARD W. WALKER
MAYOR

ATTEST:


ALYSON MORALES, MMC
CITY CLERK



Record of the vote

Mayor Walker	<u>yes</u>
Vice Mayor Mayersohn	<u>yes</u>
Commissioner Brier	<u>yes</u>
Commissioner Cutler	<u>yes</u>
Commissioner Isrow	<u>yes</u>

EXHIBIT "A"
LEGAL DESCRIPTION

A PORTION OF THE WEST ¼ OF SECTION 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST LYING SOUTH OF THE HILLSBORO CANAL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE EASTERLY 407.2 FEET OF THAT PORTION OF THE WEST ¼ OF SECTION 26, TOWNSHIP 47 SOUTH, RANGE 41 EAST LYING SOUTH OF THE HILLSBORO CANAL IN THE CITY OF PARKLAND, BROWARD COUNTY, FLORIDA.

THE ABOVE DESCRIBED LAND CONTAINING 166,397 SQUARE FEET OR 3.83 ACRES MORE OR LESS, BY CALCULATION.