

**RESOLUTION NO. 18-05-05**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA AUTHORIZING THE MAYOR TO EXECUTE A UTILITY EASEMENT ON BEHALF OF THE TOWN AND IN FAVOR OF SEACOAST UTILITIES; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the Town of Lake Park (Town) is a municipal corporation of the State of Florida with such power and authority as has been conferred upon it by the Florida Constitution and Chapter 166, Florida Statutes; and

**WHEREAS**, the Town is the owner of real properties within the municipal borders of the Town; and

**WHEREAS**, the Town Commission has determined that it is in the best interest of the Town and Seacoast Utilities to enter into an Easement Agreement for the use of certain Town real property by Seacoast Utilities; and

**WHEREAS**, the Town proposes to grant a perpetual utility easement to Seacoast Utilities for the installation, maintenance and operation of sanitary sewer force main lines and appurtenant facilities, in, on, over, across, under and through real property generally located on property within the Town; and

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:**

**SECTION 1.**

The whereas clauses are hereby incorporated as true and correct as the findings of fact and conclusions of law of the Town Commission.

**SECTION 2.**

That Mayor is hereby authorized and directed to execute an Easement Deed in favor of Seacoast Utilities for the real property legally described in the "Easement Deed" and attached hereto.

**SECTION 3.**

This Resolution shall take effect immediately upon its adoption.

The foregoing Resolution No. 18-05-05 was offered by Commissioner Balius, who moved its adoption. The motion was seconded by Commissioner Daly, and upon being put to a roll call vote, the vote was as follows:

|                             | AYE      | NAY   |
|-----------------------------|----------|-------|
| MAYOR PAUL W. CASTRO        | <u>X</u> | _____ |
| VICE-MAYOR G. CHUCK BALIUS  | <u>X</u> | _____ |
| COMMISSIONER PAUL GARRETSON | <u>X</u> | _____ |
| COMMISSIONER ED DALY        | <u>X</u> | _____ |
| COMMISSIONER JEFF CAREY     | <u>X</u> | _____ |

The Mayor thereupon declared the foregoing Resolution No. 18-05-05 duly passed and adopted this 15th day of June, 2005

TOWN OF LAKE PARK, FLORIDA

BY: \_\_\_\_\_

*Paul W. Castro*  
PAUL W. CASTRO  
MAYOR

ATTEST:

*Stephanie Thomas*

Stephanie Thomas  
TOWN CLERK

TOWN OF LAKE PARK  
(TOWN SEAL)

FLORIDA

Approved as to form and legal sufficiency:

By: \_\_\_\_\_

*Thomas J. Baird*  
THOMAS J. BAIRD  
TOWN ATTORNEY