

CITY OF MARGATE

RESOLUTION NO.

A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF A DECLARATION OF RESTRICTIVE COVENANTS FOR PRIVATE PAVED ROADWAYS AND ACCESS FOR THE PURPOSE OF PROVIDING ACCESS FROM THE CITY'S SPORT COMPLEX PARK TO PARCEL "A" OF THE HAIG & DUKE PLAT AS REQUIRED BY BROWARD COUNTY FOR THE COVERED SPORTS FIELD PROJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on February 28, 2017, the City's Development Review Committee reviewed an application from the Margate Community Redevelopment Agency ("MCRA") to amend the "Haig & Duke" plat, consisting of Plat Note Amendments and extension of the Nov-Vehicular Access Line ("NVAL"); and

WHEREAS, on April 4, 2017, the City's Planning and Zoning Board reviewed an application to amend the Haig & Duke Plat as described above and recommended approval of such amendments; and

WHEREAS, on May 3, 2017, the City Commission adopted Resolution No. 17-069 in which the Plat Note Amendments and extension of the NVAL described above were approved; and

WHEREAS, on September 14, 2017, the Broward County Board of County Commissioners approved New Findings of Adequacy for another five years for the Haig & Duke Plat, subject to conditions assuring compliance with the requirements of the Broward County Land Development Code; and

WHEREAS, in addition to the Plat Note Amendments and extension of the NVAL, Broward County's conditions for approval also required that the City provide an ingress/egress easement allowing perpetual cross access between the Haig and Duke Plat owned by the MCRA and the adjacent City of Margate property (Sports Complex) using a modified County form, "Declaration of Restrictive Covenants for Private Paved Roadways and Access" as reviewed and approved by the County Attorney's office; and

WHEREAS, the City of Margate owns the property described in Addendum "A" attached hereto and made a part of this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF
THE CITY OF MARGATE, FLORIDA:

SECTION 1: That the foregoing "**WHEREAS**" clauses are true and correct and are incorporated herein.

SECTION 2: That the City Commission approves the granting of an ingress/egress easement as described in Addendum "B" attached hereto and made a part of this Resolution, with said easement allowing perpetual access between the City property described in Addendum "A" and the MCRA property known as Parcel A of the Haig and Duke Plat, located at 1675 Banks Road.

SECTION 3: That the Mayor is authorized and directed to execute a Declaration of Restrictive Covenants For Private Paved Roadways and Access, a copy of which is attached hereto and specifically made a part of this Resolution as Addendum "C".

SECTION 4: That this Resolution shall become effective immediately upon its passage.

PASSED, ADOPTED, AND APPROVED THIS 27th day of September, 2017.

ATTEST:

JOSEPH J. KAVANAGH
CITY CLERK

MAYOR TOMMY RUZZANO

RECORD OF VOTE

Caggiano	_____
Simone	_____
Peerman	_____
Schwartz	_____
Ruzzano	_____