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RESOLUTION NO. 2018-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE NOTATION ON THE FACE OF THE PORT EVERGLADES PLAT NO. 12 (120-MP-90); AND PROVIDING FOR SEVERABILITY, RECORDING, AND AN EFFECTIVE DATE.

WHEREAS, Broward County ("County") is the owner of a certain parcel of land known as Port Everglades Plat No. 12 (120-MP-90), recorded in Plat Book 153, Page 31, of the public records of Broward County, Florida, located south of Eller Drive, on the east side of Southeast 18<sup>th</sup> Avenue, in the City of Hollywood, and containing 19.19 acres ("Plat"); and

WHEREAS, on September 17, 1991, the Board of County Commissioners of Broward County ("Board") approved the Plat with a notation indicating the approval of industrial use only on the Plat; and

WHEREAS, the County has determined that there exists a need for an amendment to said notation to parcelize the property within the Plat as Parcels A-1 and

A-2; restrict Parcel A-1 to roadway use; and restrict Parcel A-2 to conservation area;  
and

WHEREAS, Chapter 5, Article IX, of the Broward County Code of Ordinances, "Land Development Code," authorizes the Board to amend notations on the face of plats, NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. AMENDMENT TO THE NOTATION ON THE FACE OF THE PLAT.

The Board of County Commissioners hereby states that the notation on the face of Port Everglades Plat No. 12 (120-MP-90), for the purpose of clarifying and limiting the use of the Plat property, that reads:

This plat is restricted to industrial use only.

is hereby amended to read as follows:

This plat is restricted to roadway use on Parcel A-1; Parcel A-2 is restricted to conservation area (see attached legal descriptions of Parcels A-1 and A-2).

Section 2. SEVERABILITY.

If any portion of this Resolution is determined by any court to be invalid, the invalid portion will be stricken, and such striking will not affect the validity of the remainder of this Resolution. If any court determines that this Resolution, or any portion hereof, cannot be legally applied to any individual, group, entity, property, or circumstance, such determination will not affect the applicability hereof to any other individual, group, entity, property, or circumstance.

Section 3. RECORDING.

This Resolution will be recorded in the public records of Broward County and will run with the property within the Plat.

Section 4. EFFECTIVE DATE.

This Resolution is effective upon adoption.

ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2018.

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

By /s/ Maite Azcoitia 06/29/18  
Maite Azcoitia (date)  
Deputy County Attorney