

RESOLUTION NO. 16-R56

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, AUTHORIZING EXECUTION OF A **PERPETUAL EASEMENT** BETWEEN THE CITY OF FORT PIERCE AND THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR **819 SQ. FT. OF LAND AT THE SOUTH EAST CORNER OF U.S. HWY 1 AND AVENUE A**, AND AUTHORIZING THE MAYOR, CITY CLERK, AND CITY ATTORNEY TO EXECUTE SAID EASEMENT ON PART OF THE CITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the State of Florida Department of Transportation proposes to construct or improve State Road No. 5 (U.S. 1), Item/Segment No. 438546-1, Parcel 800.1R in Saint Lucie County, Florida; and

WHEREAS, it is necessary that certain lands now owned by the City of Fort Pierce, Florida in attached EXHIBIT A , grant access rights to the State of Florida Department of Transportation for the purposes of constructing and maintaining traffic control devices ; and

WHEREAS, said property is not needed for City purposes; and

WHEREAS, the State of Florida Department of Transportation has made application to said City to execute and deliver to the State of Florida Department of Transportation a perpetual easement or easements, in favor of the State of Florida Department of Transportation, to allow ingress and egress to said land required for transportation purposes and said request having been duly considered.

NOW, THEREFORE, BE IT RESOLVED, by the City Commission of the City of Fort Pierce, Florida, the application of the State of Florida Department of Transportation for a perpetual easement, is for transportation purposes which are in the public or community interest and for public welfare and the land needed for transportation purposes is not needed for City purposes; that a perpetual easement, in favor of the State of Florida Department of Transportation, granting access, including ingress and egress and such other rights necessary and incidental to construction and maintenance in, upon, over, under and through said land in the City of Fort Pierce, Florida, should be drawn and executed by the City Commission in consideration of \$1.00.

BE IT FURTHER RESOLVED that a certified copy of this perpetual easement be forwarded forthwith to the State of Florida Department of transportation at 3400 W Commercial Boulevard, Fort Lauderdale, Florida 33309.

IN WITNESS WHEREOF, this resolution has been duly adopted this 5th day of December, 2016.

Linda Hudson, Mayor

ATTEST:

Linda Cox, City Clerk

Approved as to Form
And Correctness:

James M. Messer, Esq.
City Attorney