

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Shirley Taylor-Prakelt, Director
Housing & Community Development - 797-1199

SUBJECT: Ordinance

AFFECTED DISTRICT: District 2

TITLE OF AGENDA ITEM: An Ordinance of the Town of Davie, Florida authorizing the appropriate Town Officials to execute a Utility Easement to Florida Power and Light for the "Harmony Village Community"; providing for severability and providing for an effective date.

REPORT IN BRIEF: The "Harmony Village Community" on the Davie Road Extension in the Driftwood Target Area, is moving forward swiftly; and, the first twelve (12) homes will be complete in the near future. At this time, Florida Power and Light needs a recorded easement to install the needed electrical service for this project. The attached Ordinance conveys the needed easement to FPL to accomplish this task.

PREVIOUS ACTIONS: None

CONCURRENCES: N/A

FISCAL IMPACT:

Has request been budgeted? N/A

If yes, expected cost: N/A

Account Name: N/A

If no, amount needed: N/A

What account will funds be appropriated from: N/A

RECOMMENDATION(S): Motion to Approve Ordinance

Attachment(s): Ordinance
Easement
Sketch and Legal Description of Easement

ORDINANCE _____

AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE A UTILITY EASEMENT TO FLORIDA POWER AND LIGHT FOR THE "HARMONY VILLAGE COMMUNITY"; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Power and Light is in need of an easement from the Town of Davie for the construction, operation, and maintenance of electric facilities for the Harmony Village Community; and

WHEREAS, in furtherance thereof, the Town of Davie desires to grant said easement to Florida Power and Light.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA.

SECTION 1. The Town Council of the Town of Davie hereby authorizes the appropriate Town officials to execute an easement with Florida Power and Light, a copy of which is attached hereto as Exhibit "A".

SECTION 2. This section, subsection, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 3. This ordinance shall take effect immediately upon its passage and adoption.

PASSED ON FIRST READING THIS _____ DAY OF _____, 2003.

PASSED ON SECOND READING THIS _____ DAY OF _____, 2003.

MAYOR/COUNCIL MEMBER

ATTEST:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2003.

