

RESOLUTION NO. 15-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PURSUANT FLORIDA STATUTE SECTION 255.22 (2014) AUTHORIZING RECONVEYANCE BY QUIT CLAIM DEED TO SIXTH STREET CORPORATION, A FLORIDA CORPORATION, OF A FIVE (5) FOOT RIGHT-OF-WAY EASEMENT PREVIOUSLY CONVEYED TO THE CITY OF FORT LAUDERDALE; AUTHORIZING EXECUTION AND DELIVERY OF THE QUIT CLAIM DEED OF RECONVEYANCE; REPEAL ANY AND ALL RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on April 21, 1997 SIXTH STREET CORPORATION, a Florida corporation, executed and delivered to the City of Fort Lauderdale, without consideration, a Right-Of-Way Easement Deed, said deed being recorded April 25, 1997 at Official Records Book 26334, Page 0085 of the Public Records of Broward County, Florida, said Easement Deed conveying a five (5) foot right-of-way easement, a copy of which is attached hereto as Exhibit "A";

WHEREAS, Sixth Street Corporation has requested reconveyance of the above referenced five (5) foot right-of-way easement pursuant to the terms of Florida Statute Section 255.22 (2014) on the basis that for a period of sixty (60) months after the conveyance the City of Fort Lauderdale failed to use such real property for the purpose for which it was conveyed and further failed to identify the property in a comprehensive plan or other public facilities plan and the City failed to construct, improve or maintain such property for a period of sixty (60) months after the conveyance to the City;

WHEREAS, City staff has investigated the bases set forth in Florida Statute Section 255.22 (2014) and has determined that the City has failed to take the actions referenced in the statute for the requisite period of time;

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

SECTION 1. That the City Commission finds and determines that the City did not take the requisite actions required by Florida Statute Section 255.22 (2014) within the proscribed period of time and therefore authorizes execution and delivery of a Quit Claim Deed conveying to Sixth Street Corporation, a Florida corporation the five (5) foot right-of-way easement previously conveyed to the City of Fort Lauderdale as set forth above in Exhibit "A".

RESOLUTION NO. 15-

PAGE 2

SECTION 2. That any and all Resolutions or parts thereof in conflict herewith are hereby repealed.

SECTION 3. That the office of the City Attorney shall review and approve as to form all documents prior to their execution by City officials.

SECTION 4. That this Resolution shall be in full force and effect upon final passage.

ADOPTED this the 19th day of May, 2015.

ATTEST:

Mayor
JOHN P. "JACK" SEILER

City Clerk
JONDA K. JOSEPH

L:\COMM 2015\Resolution\May 19th\rbd - reconveyance NW 4 St.doc

• 0.78
DOCU. STAMPS-DEED

RECVD. BROWARD CNTY
D. JACK OSTERHOLT
COUNTY ADMIN.

This Instrument prepared by:
RETURN TO:
John H. Hill, III
Sixth Street Corporation
116 N.W. 11th Avenue
Ft. Lauderdale, FL 33311



RIGHT-OF-WAY EASEMENT DEED

THIS INDENTURE: made this 21st day of April, 1997, between:

SIXTH STREET CORPORATION: a Florida corporation of the County of Broward, of the State of Florida, Grantor, whose post office address is: 116 N.W. 11th Avenue, Ft. Lauderdale, Broward County, Florida 33311; Federal Tax I.D. No: 59-0573267.

and

CITY OF FORT LAUDERDALE; a municipal corporation existing under the laws of the State of Florida, whose Post Office address is: P.O. Drawer 14250, Ft. Lauderdale, FL 33302, of the County of Broward, State of Florida, Grantee; Federal Tax I.D. No. 02-1234-00001-04-47.

WITNESSETH:

That the said Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable considerations to said Grantor in hand paid by said Grantee, receipt of which is hereby acknowledged, has granted, bargained and sold unto the said Grantee, its successors and assigns a sidewalk right-of-way easement over, along, through, in, and above that certain parcel of land described hereinafter for the purpose of constructing a new concrete sidewalk to the existing right-of-way for Northwest Fourth Street to assist in pedestrian travelways, such parcel being located in the City of Fort Lauderdale, Broward County, Florida, and described as follows:

BK 26334 PG 0085

5 FOOT RIGHT-OF-WAY EASEMENT

A PORTION OF LOTS 2, 3, 4, 5 AND 6 IN BLOCK "A" OF "SUBDIVISION FOR FT. LAUDERDALE LAND & DEVELOPMENT CO., BLOCK 6, FT. LAUDERDALE, FLA." ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1 AT PAGE 57 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

(4) RA

BEGIN AT THE NORTHWEST CORNER OF SAID LOT 6;
THENCE RUN SOUTH 90 DEGREES 00 MINUTES 00
SECONDS EAST ALONG THE NORTH LINE OF SAID
BLOCK "A" FOR A DISTANCE OF 105.04 FEET TO
A POINT OF CIRCULAR CURVATURE CONCAVE TO
THE SOUTH; THENCE RUN SOUTHEASTERLY ALONG
THE ARC OF SAID CURVE HAVING A RADIUS OF
25.00 FEET THRU A CENTRAL ANGLE OF 36
DEGREES 52 MINUTES 12 SECONDS FOR AN ARC
DISTANCE OF 16.09 FEET TO A POINT; THENCE
RUN NORTH 90 DEGREES 00 MINUTES 00 SECONDS
WEST FOR A DISTANCE OF 120.03 FEET TO A
POINT LYING ON THE WEST LINE OF SAID LOT 6;
THENCE RUN SOUTH 00 DEGREES 06 MINUTES 00
SECONDS EAST ALONG THE WEST LINE OF SAID
LOT 6 FOR A DISTANCE OF 5.00 FEET TO THE
POINT OF BEGINNING.

SAID LANDS CONTAINING 576 SQUARE FEET.

SAYING AND RESERVING unto Grantor, it successors and assigns,
the reversionary interest in and to the foregoing sidewalk right of
way in the event its use be abandoned or discontinued by law.

BR 26331 PG 0086

TO HAVE AND TO HOLD the same unto the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set Grantor's hand and seal the day and year first written above.

Signed, Sealed and Delivered in the presence of:

Freeman King
Freeman King

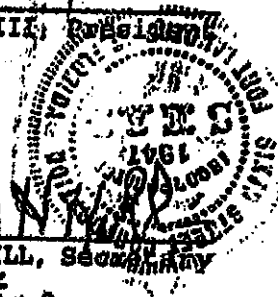
Larry Bowman
Larry Bowman

SIXTH STREET CORPORATION,
a Florida Corporation
116 N.W. 11th Avenue
Ft. Lauderdale, FL 33311

John H. Hill, III
JOHN H. HILL, III,
Fl Director License
400 468 46 267-0

ATTESTS

Elizabeth H. Hill
ELIZABETH H. HILL, Secretary
Fla Director's License
400 228 24864-0



STATE OF FLORIDA)
COUNTY OF BROWARD)

BEFORE ME, the undersigned, personally appeared, John H. Hill, III, and Elizabeth H. Hill, as President and Secretary, respectively, of SIXTH STREET CORPORATION, a Florida Corporation and acknowledged that they executed the foregoing instrument as the proper officials of Sixth Street Corporation, and the same is the act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal at Fort Lauderdale, in the State and County aforesaid, on this 21st day of April, 1997.

[Signature]

NOTARY PUBLIC, STATE OF FLORIDA AT LARGE

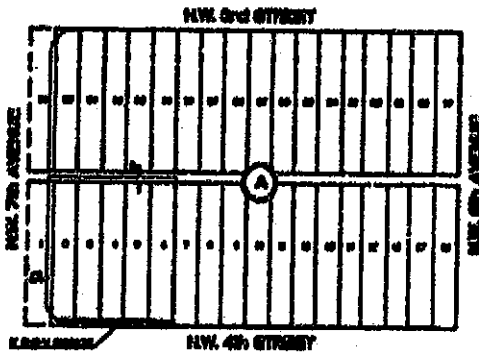
My Commission Expires:



ADRIENNE A. POTTER
COMMISSION # CC421426
EXPIRES FEB 13, 2001
BONDED THROUGH
ABARC BONDING CO. INC.

BK26334PC0087

SKETCH AND LEGAL DESCRIPTION
 BY
PULICE LAND SURVEYORS, INC.
 6591 N.W. 11th ROAD
 SUITE 100, FLORIDA 33408
 TELEPHONE: (954) 572-1777 • FAX: (954) 572-1778
 E-MAIL: pulice@nlse.com



LEGAL DESCRIPTION - 6 FOOT RIGHT-OF-WAY EASEMENT

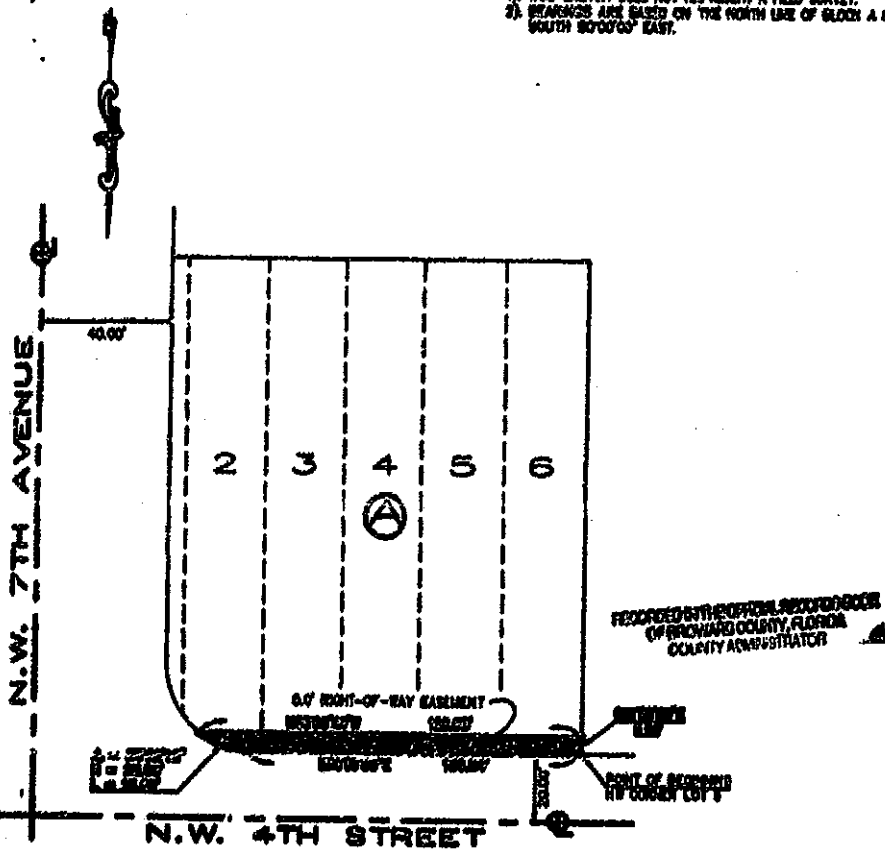
A PORTION OF LOTS 2, 3, 4, 5 AND 6 IN BLOCK "A" OF "BROWARDEN FOR FT. LAUDERDALE LAND & DEVELOPMENT CO. BLOCK 2, FT. LAUDERDALE, FLA." ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 1 AT PAGE 87 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF SAID LOT 6; THENCE RUN SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALONG THE NORTH LINE OF SAID BLOCK "A" FOR A DISTANCE OF 150.00 FEET TO A POINT OF CIRCULAR CURVATURE CONCAVE TO THE SOUTH; THENCE RUN SOUTHEASTERLY ALONG THE ARC OF SAID CURVE HAVING A RADIUS OF 1500 FEET TANGENT A CENTRAL ANGLE OF 36 DEGREES 53 MINUTES 18 SECONDS FOR AN ARC DISTANCE OF 149.00 FEET TO A POINT; THENCE RUN NORTH 80 DEGREES 00 MINUTES 00 SECONDS WEST FOR A DISTANCE OF 150.00 FEET TO A POINT LYING ON THE WEST LINE OF SAID LOT 6; THENCE RUN SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID LOT 6 FOR A DISTANCE OF 65.00 FEET TO THE POINT OF BEGINNING.

SAID LANDS CONTAINING 876 SQUARE FEET.

NOTES:

- 1) THIS SKETCH DOES NOT REPRESENT A FIELD SURVEY.
- 2) BEARINGS ARE BASED ON THE NORTH LINE OF BLOCK A BEING SOUTH 80°00'00" EAST.



BK 26334 PG 0088

RECORDED BY THE OFFICE OF THE CLERK OF BROWARD COUNTY, FLORIDA
 COUNTY ADMINISTRATOR

PLS SIXTH STREET CORPORATION
 SCALE 1"=40'
 ORDER NO: 03710A
 DATE 1-30-07
 6' RIGHT-OF-WAY EASEMENT
 FOR SIXTH STREET CORPORATION

John F. Pulice
 John F. Pulice, Reg. Land Surveyor #2691
 Michael Charles Flynn, Reg. Land Surveyor #3291
 State of Florida