

**ORDINANCE NO. 21O-03-105**

**AN ORDINANCE OF THE CITY OF LAUDERHILL APPROVING THE QUIT CLAIM DEEDS FROM THE CITY OF LAUDERHILL TO KEVIN LARUE CARROLL AND RAYMOND ROY MCKENZIE DEEDING THE OWNERSHIP OF A PORTION OF RIGHT-OF-WAY ALONG N.W. 46<sup>th</sup> AVENUE AS MORE PARTICULARLY DESCRIBED IN THE QUIT CLAIM DEEDS; APPROVING THE RESERVATION OF RIGHTS AGREEMENTS OF PERMANENT AND NON-EXCLUSIVE UTILITY, ACCESS AND MAINTENANCE EASEMENTS IN FAVOR OF THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH).**

WHEREAS, the City of Lauderhill previously passed and approved Ordinance No. 19O-08-123 to authorize the vacation of a portion of right-of-way along N.W. 46<sup>th</sup> Avenue to the two abutting private property owners, subject to a quit claim deed and reservation of rights; and

WHEREAS, The City of Lauderhill completed an application to vacate the right-of-way and submitted it to Broward County for approval; and

WHEREAS, eventually, Broward County advised City staff that County approval was not required for this vacation; therefore the City is proceeding to move forward with the approval of the quit claim deeds and reservation of easement rights regarding the portion of N.W. 46<sup>th</sup> Avenue since they were advised by the County that it is solely an action required by the City;

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA:

SECTION 1. The Quit Claim Deed to Kevin Larue Carroll conveying the designation portion of right-of-way along N.W. 46<sup>th</sup> Avenue abutting his property address of 4601 N.W. 27<sup>th</sup> Street, Lauderhill, Florida, as more particularly described in the Legal Description and Sketch and the Quit Claim Deed, from the City of Lauderhill to transfer ownership to Raymond Roy McKenzie subject to the Reservation of the permanent and non-exclusive Utility Easement, Access Easement and Maintenance Easements, a copy of which is attached hereto and incorporated herein as Exhibit "A", is hereby accepted, authorized and approved.

SECTION 2. The Quit Claim Deed to Raymond Roy McKenzie conveying the designation portion of right-of-way along N.W. 46<sup>th</sup> Avenue abutting his property address of 4551 N.W. 27<sup>th</sup> Street, Lauderhill, Florida, as more particularly described in the Legal Description and Sketch and the Quit Claim Deed, from the City of Lauderhill to transfer ownership to Raymond Roy McKenzie subject to the Reservation of the permanent and non-exclusive Utility Easement, Access Easement and Maintenance Easements, a copy of which is attached hereto and incorporated herein as Exhibit "B", is hereby accepted, authorized and approved.

SECTION 3. The City Manager and all appropriate city officials are authorized to execute any documents required to fulfill the terms of this Ordinance.

SECTION 4. All ordinances or parts of ordinances, resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. This Ordinance shall be effective immediately upon adoption on Second Reading, except as otherwise specifically provided herein.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2021.

PASSED on first reading this \_\_\_\_ day of \_\_\_\_\_, 2021.

PASSED AND ADOPTED on second reading this \_\_\_\_ day of \_\_\_\_\_, 2021

\_\_\_\_\_  
PRESIDING OFFICER

ATTEST:

\_\_\_\_\_  
CITY CLERK

	FIRST READING	SECOND READING
MOTION	_____	_____
SECOND	_____	_____
M. DUNN	_____	_____
D. GRANT	_____	_____
L. MARTIN	_____	_____
S. MARTIN	_____	_____
K. THURSTON	_____	_____