

Sponsored by: Lindsey

RESOLUTION NO. 2018-31

A RESOLUTION OF THE CITY COUNCIL OF MARATHON, FLORIDA, APPROVING AND ACCEPTING A WARRANTY DEED FOR THE CONVEYANCE OF LAND FROM J. WAYNE AND KAREN M. LEWIS, RECIPIENTS OF A RESIDENTIAL DWELLING UNIT ALLOCATION AWARD; AUTHORIZING ITS RECORDING IN THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 107.09 of the City Code, a landowner may voluntarily elect to dedicate to the City a vacant, buildable lot or buildable land as part of the Building Permit Allocation System Ordinance ("BPAS") allocation process; and

WHEREAS, if a landowner proposes to dedicate land to the City as set forth above, the landowner is required to execute a statutory warranty deed conveying such land to the City that must be approved by the City Council prior to its recording in the public records of Monroe County, Florida.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MARATHON, FLORIDA, AS FOLLOWS:

Section 1. Acceptance of Land Dedication. Subject to payment of all taxes and review and approval by the City Attorney, the Statutory Warranty Deed (the "Deed"), submitted by Cecilia D. Millard attached as Exhibit "A" is approved and accepted by the City.

Section 2. BPAS Dedication. The City accepts the Deed as part of the Residential BPAS allocation process.

Section 3. Public Purpose. The City Council finds and determines that the property being dedicated to the City is within an area proposed for conservation or resource protection and shall be held or used for public purposes, specifically for conservation and resource protection use. The City Clerk is directed to forward a copy of this resolution to the Monroe County Property Appraiser and Tax Collector.

Section 4. Recording. CECILIA D. MILLARD shall record, at their sole expense, the Deed in the public records of Monroe County, Florida.

Section 5. Effective Date. That this Resolution shall become effective immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 10th DAY OF APRIL, 2018.

THE CITY OF MARATHON, FLORIDA



Michelle Coldiron, Mayor

AYES: Bartus, Senmartin, Zieg, Coldiron
NOES: None
ABSENT: Cook
ABSTAIN: None

ATTEST:



Diane Clavier
City Clerk

(City Seal)

APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:



David Migut, City Attorney

Doc# 2166036 04/25/2016 12:32PM
Filed & Recorded in Official Records of
MONROE COUNTY KEVIN MADOK

Prepared by:

John J. Wolfe
John J. Wolfe, P.A.
2955 Overseas Highway
Marathon, FL 33050

04/25/2016 12:32PM
DEED DOC S: QMP CL: Will

\$0.70

After recording return to:

City of Marathon
9805 Overseas Highway
Marathon, FL 33050

Doc# 2166036
Bk# 2903 Pg# 751

Parcel Identification No.: 00361160-000000

[Space Above This Line For Recording Data]

Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 25 day of April, 2018 between

CECILIA D. MILLARD, a married woman

whose post office address is **2714 N. Ashland Ave, Apt 3, Chicago, IL 60614**

of the County of Cook, State of Illinois,

Grantor*, and

CITY OF MARATHON, a Florida municipal corporation

whose post office address is **9805 Overseas Highway, Marathon, Florida 33050**

of the County of Monroe, State of Florida,

Grantee*,

Witnesseth that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in **Monroe County, Florida**, to-wit:

Lot 32, Block 4, SUNSET BAY SUBDIVISION, according to the Plat thereof, recorded in Plat Book 5, Page 46, of the Public Records of Monroe County, Florida.

The Grantor herein warrants and represents that the Property is not homestead property as defined by the Florida Constitution or State law, nor contiguous to the homestead property of the Grantor.

SUBJECT TO:

- 1. All conditions, reservations, restrictions and easements of record provided that this instrument shall not reimpose same.**

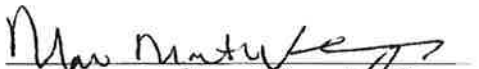
2. **Real estate taxes and assessments accruing subsequent to the date of this Deed.**
3. **Existing applicable governmental building and zoning ordinances and other governmental regulations.**

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.


* "Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:


 Witness Name: Mari Martin-Vegue


 CECILIA D. MILLARD

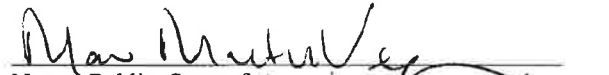

 Witness Name: John J. Wolf

**STATE OF FLORIDA
 COUNTY OF MONROE**

The foregoing instrument was acknowledged before me this 25th day of April by **Cecilia D. Millard** who () who is personally known to me or (✓) who has produced IL Driver Licenses as identification.



Mari Martin-Vegue
 COMMISSION # FF185477
 EXPIRES: December 28, 2018
 WWW.AARONNOTARY.COM


 Notary Public, State of Mari Martin-Vegue
 Printed Name: Florida
 My Commission Expires: 12-28-18

Doc# 2166036
 Bk# 2903 Pg# 752

**MONROE COUNTY
 OFFICIAL RECORDS**