

**CITY OF MARATHON, FLORIDA
RESOLUTION 2015-143**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A RELEASE OF UNITY OF TITLE ON BEHALF OF THE CITY IN THE FORM ATTACHED TO THIS RESOLUTION CONCERNING PROPERTY DESCRIBED AS LOT 1 CORAL COLONY SUBDIVISION AND THE EASTERLY 92 FEET OF LOT 27 AND WESTERLY ½ OF WAHOO DRIVE AND WESTERLY OF KEYSTONE ROAD CORAL COLONY SUBDIVISION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the applicants, Mario Ferrucci III and Kay Ferrucci have requested a release of unity of title recorded in 2013 for purposes of re-subdividing the property.

WHEREAS, the Unity of Title, recorded in the Official Records of Monroe County, Florida at book 2655, page 653 states that the Unity of Title may only be released in writing through a written instrument executed by the City Manager after approval by the City Council.

WHEREAS, the City Council heard, reviewed and duly considered the reports, findings and recommendations of staff, and finds that the release of the Unity of Title is in the best interests of the citizens of the City of Marathon.

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

Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The City Manager is hereby authorized on behalf of the City of Marathon to execute a release of Unity of Title recorded in Official Records Book 2655, at Page 653 of the Public Records of Monroe County, Florida, in substantially the same form and format as attached hereto.

Section 3. The City Manager is hereby authorized to do all things necessary and expedient in order to effectuate the release described in Section 2 above. The applicant shall record the releases at its cost and expense.

Section 4. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 8th DAY OF DECEMBER, 2015.

THE CITY OF MARATHON, FLORIDA



Mark Senmartin, Mayor

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

ATTEST:



Diane Clavier, City Clerk

(City Seal)

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



David Migut, City Attorney

THIS INSTRUMENT PREPARED BY:

George Garrett
Planning Director
City of Marathon
9805 Overseas Highway
Marathon, FL 33050

Doc# 2088758
Bk# 2812 Pg# 136

AFFIDAVIT

STATE OF FLORIDA)
) SS:
COUNTY OF MONROE)

BEFORE ME, the undersigned personally appeared and, being duly sworn according to law, deposes and says as follows:

1. That Mario III and Kay G Ferrucci are the owners of 222 99th Street Ocean , Marathon, Florida 33050, the following described property situated in the County of Monroe, State of Florida: Parcel ID number: 00352210-0000000

2. Exhibit "A", a "Release of Unity of Title", is being recorded along with this affidavit.

Approved By: *George Garrett*
Name: George Garrett
Address: Planning Director
City of Marathon, Florida
Marathon, Florida 33050

SWORN TO AND SUBSCRIBED before me this 22 day of Aug. 2016, by George Garrett, as Planning Director of the City of Marathon, who is personally known to me.



Lorie Mullins
Notary Public, State of Florida
Print Name: LORIE MULLINS
My Commission Expires: 11.23.19

RELEASE OF UNITY OF TITLE

KNOW ALL MEN BY THESE PRESENTS: The undersigned representative of the City of Marathon, a municipal corporation of the State of Florida, releases the UNITY OF TITLE recorded in Official Record Book 2655 at Page 653 of the Public Records of Monroe County, Florida, relating to and pertaining to the property described in said UNITY OF TITLE being located in the City of Marathon, Monroe County, Florida.

All terms, conditions and provisions contained in the aforementioned UNITY OF TITLE are hereby released and canceled.

SIGNED AND SEALED this 10 day of December, 2015.

CITY OF MARATHON

Michael Puto
Mike Puto, City Manager

WITNESSES:

Hillary Palmer
(signature)

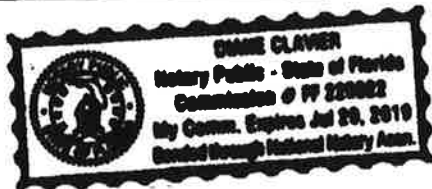
Hillary Palmer
(printed name)

Lilly Gray
(signature)

Libby Frazier
(printed name)

STATE OF FLORIDA
COUNTY OF MONROE

ACKNOWLEDGED before me, a Notary Public, this 10 day of December, 2015, by Michael Puto, who is personally known to me or who produced _____ as identification.



Diane Clavier
Signature of Notary Public

Printed name of Notary