

Sponsored by: Lindsey

**CITY OF MARATHON, FLORIDA
RESOLUTION 2019-59**

**A RESOLUTION OF THE CITY OF MARATHON FLORIDA APPROVING
THE RELEASE OF A UNITY OF TITLE IN THE NAME OF JO-JO'S OF
THE FLORIDA KEYS, LLC AS RECORDED WITH THE MONROE
COUNTY CLERK OF COURTS, BOOK 2469, PAGE 2156; AND PROVIDING
FOR AN EFFECTIVE DATE**

WHEREAS, the Agent for Jo-Jo's of the Florida Keys, LLC, John Wolfe, has requested a release of unity of title recorded in 2010, originally required as part of a Conditional Use Permit and Development Agreement approval; and

WHEREAS, the Unity of Title, recorded in the Official Records of Monroe County, Florida at book 2469, page 2256 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.

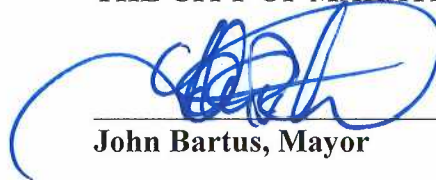
Section 2. The City Manager is hereby authorized on behalf of the City of Marathon to execute a release of Unity of Title recorded in Official Records Book 2469, at Page 2156 of the Public Records of Monroe County, Florida, in substantially the same form and format as attached hereto.

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 28th DAY OF MAY, 2019.

THE CITY OF MARATHON, FLORIDA



John Bartus, Mayor

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

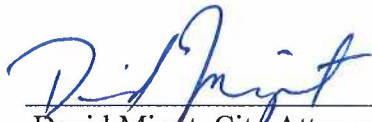
ATTEST:



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

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 2469 at Page 2156 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 30th day of May, 2019.

CITY OF MARATHON



Chuck Lindsey, City Manager

WITNESSES:

Ann Hogan
(signature)

Ann Hogan
(printed name)

Libby Frazier
(signature)

Libby Frazier
(printed name)

STATE OF FLORIDA
COUNTY OF MONROE

ACKNOWLEDGED before me, a Notary Public, this 30th day of May, 2019, by Charles Lindsey, [] who is personally known to me or [] who produced N/A as identification.



Hillary Palmer
NOTARY PUBLIC
STATE OF FLORIDA
Comm# FF941531
Expires 12/18/2019

Hillary Palmer
Signature of Notary Public
Hillary Palmer
Printed name of Notary