

Sponsored by: Garrett

**CITY OF MARATHON, FLORIDA  
RESOLUTION 2021-05**

**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 6, BLOCK 1 AND THE SOUTH ONE-HALF OF LOT 5, BLOCK 1, FARARA SHORES SUBDIVISION AND LOT 14, CORAL COLONY SUBDIVISION TOGETHER WITH THE SOUTHERLY 10 FEET OF THE EASTERLY ½ OF THAT PORTION OF KEYSTONE ROAD LYING NORTHERLY OF AND CONTIGUOUS TO LOT 14; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the applicants, David C. Daniels and Debra S. Naiser have requested a release of unity of title recorded in 2014 for purposes of constructing accessory uses in anticipation of constructing a residential home.

**WHEREAS**, the Unity of Title, recorded in the Official Records of Monroe County, Florida at book 2671, page 798 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 Planning Director has reviewed the petition for release of the Unity of Title and, having determined that the petition for release of the Unity of Title does not require a public hearing and that the Unity of Title specifically contemplates release in connection with construction of a single family residence which can best be accomplished by releasing the Unity of Title at this time, recommends the release and vacation of the Unity of Title.

**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 2671, at Page 798 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 12<sup>th</sup> DAY OF JANUARY, 2021.

THE CITY OF MARATHON, FLORIDA

  
Luis Gonzalez, Mayor

AYES: Bartus, Senmartin, Gonzalez.

NOES: Cook, Zieg

ABSENT: None

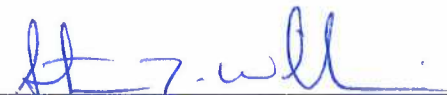
ABSTAIN: None

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:

  
Steven Williams, 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 2671 at Page 798 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 21<sup>st</sup> day of January, 2021.

CITY OF MARATHON

George Garrett  
George Garrett, City Manager

WITNESSES:

Hillary Palmer  
(signature)

Hillary Palmer  
(printed name)

D. Clavick  
(signature)

Diane Clavick  
(printed name)

STATE OF FLORIDA  
COUNTY OF MONROE

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this 21 day of January, 2021, by George Garrett, City Manager,  who is personally known to me or  who produced \_\_\_\_\_ as identification.

Diane Clavick  
Signature of Notary Public

Printed name of Notary

