

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE CITY ATTORNEY TO FILE A CIVIL ACTION TO PREVENT THE USE OF THE PROPERTY AT 1818 SHERIDAN STREET IN VIOLATION OF THE CITY'S LAND USE REGULATIONS.

WHEREAS, the property at 1818 Sheridan Street (the "Property") was granted a certificate of use for the operation of a medical office and mental health counseling; and

WHEREAS, the Property is being used for the operation of a social service facility in violation of the applicable zoning and/or land use regulations; and

WHEREAS, the City has been in contact with the operator of the social service facility, but the operator has refused to discontinue the operation of the social service facility; and

WHEREAS, Section 7.02(b)(4) of the City Charter requires the City Attorney, when requested to do so by resolution of the City Commission, to prosecute and defend on behalf of the City all complaints, suits and controversies in which the City is a party; and

WHEREAS, the City Attorney recommends that the City Commission authorize him to file a civil action against the operator of the social service facility, the owner of the Property, and any other appropriate party to prevent the use of the Property in violation of the applicable zoning and/or land use regulations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That the City Attorney is hereby authorized to file a civil action against the operator of the social service facility, the owner of the Property and any other appropriate parties to prevent the use of the Property in violation of the applicable zoning and/or land use regulations and to seek any and all remedies that may be appropriate.

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Section 3: That this resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2018.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY for the use and reliance of the City of Hollywood, Florida only.

DOUGLAS R. GONZALES
CITY ATTORNEY