

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, VACATING A PLATTED ALLEY LYING WITHIN THE "HOLLYWOOD MEMORIAL GARDENS NO. 4" PLAT, PLAT BOOK 54, PAGE 16; AND PROVIDING A SEVERABILITY CLAUSE, A REPEALER PROVISION, AND AN EFFECTIVE DATE.

WHEREAS, Tripp Scott P.A., ("Applicant") acting on behalf of the Owner, SCI Funeral Services of FLA, LLC ("Owner"), has submitted an application VA-25-01 ("Vacation Application") for review and approval to vacate a 15-foot-wide alley within the "Hollywood Memorial Gardens No. 4" Plat, recorded in Plat Book 54, Page 16 of the Public Records of Broward County, Florida, attached as Exhibit 1; and

WHEREAS, a survey sketch and legal description of the alley to be vacated is attached as Exhibit 2; and

WHEREAS, as a requirement of the alley Vacation Application, Florida Power and Light required the Owner to provide an easement for facility maintenance ("Utility Easement") attached as Exhibit 3; and

WHEREAS, the City's Engineering, Transportation and Mobility Division ("City Staff") has processed the appropriate alley Vacation Application; and

WHEREAS, the Applicant has sent written requests to the affected agencies and utility providers for their review of the Vacation Application and to obtain their written response, including any objections they may have to the requested Vacation Application; and

WHEREAS, all affected agencies and utility providers have reviewed the Vacation Application and have no objections; and

WHEREAS, following analysis of the alley Vacation Application, City staff has determined that the request to vacate the alley as described in the Vacation Application is consistent with the City's Code of Ordinances and Comprehensive Plan objectives; and

WHEREAS, the City Commission, after reviewing the recommendations of the City Staff and consideration of this issue, has determined that the alley, as described in Exhibit 2 of the Vacation Application, is not required for public use and bears a reasonable relationship to the health, safety, and welfare of the citizens of Hollywood, Florida; and

WHEREAS, the City Commission has further determined the proposed alley vacation would be in the best interests of the citizens of Hollywood Florida.

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 Ordinance.

Section 2: That it vacates the alley lying within the "Hollywood Memorial Gardens No. 4" plat, as set forth in Plat Book 54, Page 16, attached as Exhibit 1.

Section 3: That if any word, phrase, clause, subsection or section of this ordinance is for any reason held unconstitutional or invalid, the invalidity shall not affect the validity of any remaining portions of this ordinance.

Section 4: That all sections or parts of sections of the Code of Ordinances, all ordinances or parts of ordinances, and all resolutions or parts of resolutions in conflict are repealed to the extent of such conflict.

Section 5: That this Ordinance shall be in full force and effect immediately upon the date of recordation of the Utility Easement, no later than 60-days from the date of adoption of this Ordinance.

Advertised _____, 2025.

PASSED on first reading this _____ day of _____, 2025.

PASSED AND ADOPTED on second reading this _____ day of _____, 2025.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DAMARIS HENLON
INTERIM CITY ATTORNEY