

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED RIGHT OF WAY LICENSE AGREEMENT BETWEEN STEPHEN AND JODI STRALEY AND THE CITY OF HOLLYWOOD, AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO SIGN OUTSIDE AGENCY PERMIT APPLICATIONS FOR SEAWALL CONSTRUCTION ADJACENT TO 5409 NORTH SURF ROAD, IN THE CITY RIGHT OF WAY RECONSTRUCTING AND EXTENDING THE EXISTING SEAWALL AND REQUIRING THE SEAWALL TO BE MAINTAINED IN PERPETUITY.

WHEREAS, in the early 1950's, together with the two southerly adjacent owners, the original owner of 5409 North Surf Road ("Property") constructed a seawall protecting the southern portion of the Property and a return wall back to the home's foundation system; and

WHEREAS, the seawall was constructed on the east seaward edge of the unimproved public right-of-way, as described in Exhibit "A", providing upland protection to the southern half of the Property; and

WHEREAS, the home was later expanded to the north leaving this portion of the Property unprotected; and

WHEREAS, the current owners, Stephen J. Straley and Jodi L. Straley ("Owners"), have a desire to rebuild and expand the seawall to protect the entire Property; and

WHEREAS, the Owners will obtain all necessary permits to remove and reconstruct the existing seawall and extend this structure to the northern corner of the Property, at their expense and will also maintain the entire seawall in perpetuity; and

WHEREAS, a City Right-of-Way License Agreement will be required for this work along with other agency permits and the City will be the licensee for those permits; and

WHEREAS, the Right-of-Way License Agreement will require liability insurance, and will indemnify and hold harmless the City, along with other terms and conditions specified in said Agreement; and

WHEREAS, the City and the public shall continue to have unimpeded and unrestricted access to the unimproved public right-of-way, except during construction of the seawall.

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

Section 1: That it hereby approves and authorizes the execution by the appropriate City Officials, of the attached Right of Way License Agreement between the Owners and the City, together with such non-material changes as may be acceptable to the City Manager and approved as to form by the City Attorney.

Section 2: That it hereby approves and authorizes execution of all applicable permitting documents by the appropriate City Officials and/or the Owners.

Section 3: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
DAMARIS HENLON  
INTERIM CITY ATTORNEY