

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED AMENDED 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, on February 19, 2025, the City Commission approved a Right-of-Way License Agreement ("Agreement") allowing the Owners to obtain all necessary permits to remove and reconstruct and extend the existing seawall to the norther corner of the Property at their expense and to maintain the entire seawall in perpetuity; and

WHEREAS, the City will be the licensee for other agency permits at the Owners' expense; and

WHEREAS, the Right-of-Way License Agreement required liability insurance, along with other terms and conditions specified in said Agreement; and

WHEREAS, the Owners are unable to meet the insurance requirements as approved in Resolution R-2025-061 and are requesting related modifications to the Agreement.

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 it hereby approves and authorizes the execution by the appropriate City Officials of the attached Right of Way License Agreement, with modifications to the insurance requirements 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 and legal sufficiency by the City Attorney.

Section 3: That it hereby approves and authorizes execution of all applicable permitting documents by the appropriate City Officials and/or the Owners.

Section 4: 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
AND LEGAL SUFFICIENCY:

DAMARIS HENLON
CITY ATTORNEY