

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 ENCROACHMENT AGREEMENT BETWEEN THE CITY OF HOLLYWOOD AND JED EQUITIES, LLC., FOR BUILDING ELEMENTS PROPOSED WITHIN THE PUBLIC RIGHT OF WAY, ASSOCIATED WITH THE JED TOWER DEVELOPMENT PROJECT AT 1817 TAYLOR STREET.

WHEREAS, on September 6, 2006, the City Commission passed and adopted Ordinance No. O-2006-32, which waived the 2 acre minimum requirement for the 1 and Taylor Condominium Planned Development, approved the rezoning of the property located at 410 North Federal Highway to Planned Development (PD), and approved the Master Development Plan for the project; and

WHEREAS, the developer, JED Equities, LLC has advised that subsequent to the original approval of the planned development, the subject properties were unified and the property address will now be 1817 Taylor Street and the project will now be known as "JED Tower Planned Development Master Plan;" and

WHEREAS, the developer proposes to construct 134 Apartments, with 12,500 square feet of commercial use on the unified parcel; and

WHEREAS, the building design incorporates façade enhancements consisting of a metal extract screening to disguise the parking structure elements and provide architectural relief, and such façade enhancements extend into the public right of way of Taylor Street a distance of eighteen (18") inches, as more specifically delineated in Exhibit "A" of the attached Right Of Way Encroachment Agreement; and

WHEREAS, JED Equities, LLC. is desirous of entering into the attached Right Of Way Encroachment Agreement and will indemnify and save harmless the City and otherwise abide by the terms and conditions specified in the agreement;

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

A RESOLUTION AUTHORIZING THE EXECUTION OF THE ATTACHED RIGHT-OF-WAY ENCROACHMENT AGREEMENT WITH JED EQUITIES, LLC.

Section 1: That it hereby approves and authorizes execution, by the appropriate City officials, of the attached Right Of Way Encroachment Agreement between the City of Hollywood, Florida and JED Equities, LLC., together with such non-material changes as may subsequently be agreed to by the City Manager and approved as to form and legality by the City Attorney

Section 2: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2015.

PETER BOBER, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

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

JEFFREY P. SHEFFEL, CITY ATTORNEY