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**RESOLUTION NO. R2021-16**

**A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL  
CONSENTING TO TERMINATION OF THE VILLAGE'S INTEREST IN  
APPROXIMATELY 2.15 ACRES OF A 10-FOOT WIDE UTILITY  
EASEMENT AND A 1,225 SQUARE FOOT AREA DEDICATED FOR  
WATER/WASTEWATER AND LIFT STATION PURPOSES,  
RESPECTIVELY, FOR CERTAIN PROPERTY LOCATED WITHIN  
VILLAGE ROYALE, A TUTTLE (NEM, LLC) PROJECT LOCATED IN THE  
VILLAGE OF ROYAL PALM BEACH, AS MORE SPECIFICALLY  
DESCRIBED HEREIN; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Village of Wellington has an interest in 2.15 acres of utility easements dedicated for water/wastewater and lift station purposes located within the Village Royale project, as legally described in Exhibit A; and

**WHEREAS**, the Village Council, pursuant to Chapter 54 of Wellington's Code of Ordinances, known as the Wellington Right-of-Way Abandonment Ordinance, has received a petition for the termination and relinquishment of Wellington's easement rights in the subject property; and

**WHEREAS**, the subject site is not located within the Wellington municipal boundary and the surrounding lands are being developed, by Tuttle (NEM, LLC), as a mixed-use project; and

**WHEREAS**, Wellington has determined the utility easements that currently exist are no longer needed and have been replaced by the correct easements on the Village Royale Plat; and

**WHEREAS**, it is Wellington's desire to consent to the termination and relinquishment of its interest in the utility easements for water/wastewater and lift station purposes.

**NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE OF WELLINGTON, FLORIDA**, that:

**Section 1:** The foregoing recitals are hereby affirmed and ratified as being true and correct.

**Section 2:** Wellington hereby consents to the termination and relinquishment of its interest in the property, legally described in Exhibit A.

**Section 3:** Notice of the adoption of this Resolution shall be published once in the Palm Beach Post within thirty (30) days of the date of adoption of this resolution in accordance with Chapter 54, Code of Ordinances.

**Section 4:** This resolution shall be effective upon adoption.

50 **PASSED AND ADOPTED THIS \_\_\_\_ day of \_\_\_\_\_, 2021**  
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53 **ATTEST:**

**Village of Wellington**

54  
55 BY: \_\_\_\_\_  
56 Chevelle D. Addie, Village Clerk

BY: \_\_\_\_\_  
Anne Gerwig, Mayor

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59 **APPROVED AS TO FORM AND**  
60 **LEGAL SUFFICIENCY**

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62  
63 BY: \_\_\_\_\_  
64 Laurie Cohen, Village Attorney