

1 EXHIBIT 1

2 ORDINANCE NO. 2017 –

3
4 AN ORDINANCE OF THE CITY OF HALLANDALE BEACH,
5 FLORIDA, AUTHORIZING A DEDICATION OF THE PUBLIC OF
6 RIGHT OF WAY OF CERTAIN PROPERTY LOCATED ALONG
7 NORTHWEST SEVENTH TERRACE; PROVIDING FOR CONFLICT;
8 AND PROVIDING AN EFFECTIVE DATE.
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11 **WHEREAS**, in June, 2014, the City began efforts to redevelop the existing O.B. Johnson
12 Park and Austin Hepburn Center; and

13 **WHEREAS**, the improvements included a complete redesign and new construction of
14 the park with a forty two thousand (42,000) square foot intergenerational center to house the
15 park programs and Austin Hepburn Center; and

16 **WHEREAS**, according to the City's Comprehensive Plan, Transportation Element,
17 Policy 1.5.4, local streets are required to be a minimum of fifty (50) feet right-of-way; and

18 **WHEREAS**, NW 7th Terrace, abutting OB Johnson park, is a forty (40) foot right-of-
19 way; and

20 **WHEREAS**, as part of the site plan approval review for the OB Johnson Project, a
21 right of way dedication of five (5) feet, as indicated in the survey attached hereto, is required
22 to comply with the comprehensive plan; and

23 **WHEREAS**, in order to obtain the Certificate of Occupancy (CO), right of way
24 dedications must be executed and recorded in the County records; and

25 **WHEREAS**, Section 5.01(4)(f) of the City Charter requires an ordinance to convey any
26 lands of the City; and

27 **WHEREAS**, the Mayor and City Commission find it is in the best interest of the City to
28 dedicate on behalf of the public the specified area of NW 7th Terrace as a Public Right of Way.
29

30 **NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COMMISSION**
31 **OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

32
33 **SECTION 1.** The foregoing "Whereas" clauses are incorporated fully herein.

SECTION 2. The Mayor is authorized to execute a Dedication of Road Right of Way to and for the use and benefit of the public for the five-foot (5'-0") section of City owned property abutting Northwest Seventh Terrace, as identified attached hereto.

SECTION 3. All ordinances of the City of Hallandale Beach in conflict with the provisions of this ordinance shall be repealed to the extent of such conflict.

SECTION 4. This Ordinance shall become effective immediately upon passage by the City Commission on second reading.

PASSED AND ADOPTED on 1st reading on _____, 2017.

PASSED AND ADOPTED on 2nd reading on _____, 2017.

EFFECTIVE DATE _____, 2017.

JOY F. COOPER
MAYOR

ATTEST:

MARIO BATAILLE, CMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY AND
FORM

JENNIFER MERINO
CITY ATTORNEY