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RESOLUTION NO. R-2007- 02

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, SUPPORTING THE PERMANENT REMOVAL OF THE E-ROAD, 140TH AVENUE THOROUGHFARE FROM THE PALM BEACH COUNTY THOROUGHFARE RIGHT-OF-WAY IDENTIFICATION MAP; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Loxahatchee Groves (hereinafter referred to as the "Town") is a recently-incorporated contiguous rural community in Palm Beach County experiencing a negative impact from the urbanization of certain surrounding areas; and

WHEREAS, Palm Beach County's thoroughfare map designates 140th Avenue as a potential north-south corridor that would link with E Road in the Town; and

WHEREAS, in 2006 developers unsuccessfully attempted to develop and commercialize the corridor linking 140th Avenue to E Road, and it is anticipated that similar proposals will be submitted this year; and

WHEREAS, in an effort to preserve the composition and integrity of the area surrounding the corridor, the Indian Trail Improvement District Board of Supervisors has recommended removing 140th Avenue, E Road as a thoroughfare from the Palm Beach County thoroughfare right-of-way identification map; and

WHEREAS, the Town Council deems it to be in the best interests of the citizens and residents of the Town to permanently remove the 140th Avenue, E Road thoroughfare from the Palm Beach County Thoroughfare Right-of-Way Identification Map.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA THAT:

SECTION 1. The foregoing "WHEREAS" clauses are true and correct and hereby ratified and confirmed by the City Council. All exhibits attached hereto are hereby incorporated herein.

SECTION 2. The City Council of the TOWN OF LOXAHATCHEE GROVES, Florida hereby recommends and supports the permanent removal of the E-Road, 140th Avenue thoroughfare from the Palm Beach County Thoroughfare Right-of-Way Identification Map,

SECTION 3. All Resolutions or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

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SECTION 4. If any clause, section or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered eliminated and will in no way affect the validity of the other provisions of this Resolution.

SECTION 5. This Resolution shall become effective immediately upon its passage and adoption.

ADOPTED by the City Council of the TOWN OF LOXAHATCHEE GROVES, Florida this 3 day of April, 2007.

TOWN OF LOXAHATCHEE GROVES,
FLORIDA



Mayor David Browning

ATTEST:

CITY CLERK or Authorized Representative

APPROVED AS TO LEGAL FORM:

 4/3/07

SAMUEL S. GOREN, Town Attorney

SSG:mp
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