

**CITY OF MARATHON, FLORIDA
RESOLUTION 2021-05**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A RELEASE OF UNITY OF TITLE ON BEHALF OF THE CITY IN THE FORM ATTACHED TO THIS RESOLUTION CONCERNING PROPERTY DESCRIBED AS LOT 6, BLOCK 1 AND THE SOUTH ONE-HALF OF LOT 5, BLOCK 1, FARARA SHORES SUBDIVISION AND LOT 14, CORAL COLONY SUBDIVISION TOGETHER WITH THE SOUTHERLY 10 FEET OF THE EASTERLY ½ OF THAT PORTION OF KEYSTONE ROAD LYING NORTHERLY OF AND CONTIGUOUS TO LOT 14; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the applicants, David C. Daniels and Debra S. Naiser have requested a release of unity of title recorded in 2014 for purposes of constructing accessory uses in anticipation of constructing a residential home.

WHEREAS, the Unity of Title, recorded in the Official Records of Monroe County, Florida at book 2671, page 798 states that the Unity of Title may only be released in writing through a written instrument executed by the City Manager after approval by the City Council.

WHEREAS, The City Planning Director has reviewed the petition for release of the Unity of Title and, having determined that the petition for release of the Unity of Title does not require a public hearing and that the Unity of Title specifically contemplates release in connection with construction of a single family residence which can best be accomplished by releasing the Unity of Title at this time, recommends the release and vacation of the Unity of Title.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:

Section 1. The above recitals are true and correct and incorporated herein.

Section 2. The City Manager is hereby authorized on behalf of the City of Marathon to execute a release of Unity of Title recorded in Official Records Book 2671, at Page 798 of the Public Records of Monroe County, Florida, in substantially the same form and format as attached hereto.

Section 3. The City Manager is hereby authorized to do all things necessary and expedient in order to effectuate the release described in Section 2 above. The applicant shall record the releases at its cost and expense.

Section 4. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF

MARATHON, FLORIDA, THIS 12th DAY OF JANUARY, 2021.

THE CITY OF MARATHON, FLORIDA

Luis Gonzalez, Mayor

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Diane Clavier, City Clerk

(City Seal)

**APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE USE
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:**

Steven Williams, City Attorney

RELEASE OF UNITY OF TITLE

KNOW ALL MEN BY THESE PRESENTS: The undersigned representative of the City of Marathon, a municipal corporation of the State of Florida, releases the UNITY OF TITLE recorded in Official Record Book 2671 at Page 798 of the Public Records of Monroe County, Florida, relating to and pertaining to the property described in said UNITY OF TITLE being located in the City of Marathon, Monroe County, Florida.

All terms, conditions and provisions contained in the aforementioned UNITY OF TITLE are hereby released and canceled.

SIGNED AND SEALED this _____ day of _____, 2020.

CITY OF MARATHON

George Garrett, City Manager

WITNESSES:

(signature)

(printed name)

(signature)

(printed name)

STATE OF FLORIDA
COUNTY OF MONROE

The foregoing instrument was acknowledged before me by means of ___ physical presence or ___ online notarization , this _____ day of _____, 2020, by George Garrett, City Manager, [] who is personally known to me or [] who produced _____ as identification.

Signature of Notary Public

Printed name of Notary