

**CITY OF MARATHON, FLORIDA
RESOLUTION 2023-70**

A RESOLUTION OF THE CITY COUNCIL OF MARATHON, FLORIDA, APPROVING AND ACCEPTING A WARRANTY DEED FOR THE CONVEYANCE OF LAND FROM MARATHON SUNSATION LLC; HAVING REAL ESTATE NUMBER 00368920-000000; AUTHORIZING ITS RECORDING IN THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 106.59 of the City Code, a landowner may voluntarily elect to dedicate to the City a vacant, conservation lot that has restricted development through a conservation easement; and

WHEREAS, if a landowner proposes to dedicate land to the City as set forth above, the landowner is required to execute a statutory warranty deed conveying such land to the City that must be approved by the City Council prior to its recording in the public records of Monroe County, Florida.

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 are incorporated herein.

Section 2. Subject to payment of all taxes and review and approval by the City Attorney, the Statutory Warranty Deed (the "Deed"), submitted by Marathon Sunsation LLC attached as Exhibit "A" is approved and accepted by the City.

Section 3. The City Council finds and determines that the property being dedicated to the City is within an area proposed for conservation or resource protection and shall be held or used for public purposes, specifically for conservation and resource protection use. The City Clerk is directed to forward a copy of this resolution to the Monroe County Property Appraiser and Tax Collector.

Section 4. The warranty deed shall be recorded in the public records of Monroe County.

Section 5. This resolution shall take effect immediately upon its adoption.


PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THIS 8TH DAY OF AUGUST, 2023.

THE CITY OF MARATHON, FLORIDA


Luis Gonzalez, Mayor

AYES: Landry, Matlock, Smith, Still, Gonzalez
NOES: None
ABSENT: None
ABSTAIN: None

ATTEST:


Diane Clavier
City Clerk
(City Seal)

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


Steve Williams, City Attorney

Prepared by and return to:

Anthony J. Barrows
Attorney at Law
Wright Barrows PLLC
9711 Overseas Highway
Marathon, FL 33050

File Number: 22-543

Will Call No.:

Parcel Identification No. 00368920-000000

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Warranty Deed

(STATUTORY FORM - SECTION 689.02, F.S.)

This Indenture made this 4th day of June, 2023, between **Marathon Sunsation LLC**, a Florida limited liability company whose post office address is 4164 Maurice Drive, Delray Beach, FL 33445, of the County of Palm Beach, State of Florida, grantor*, and **City of Marathon**, a Florida municipality whose post office address is 9801 Overseas Highway, Marathon, Florida 33050 of the County of Monroe, State of Florida, grantee*,

Witnesseth that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in **Monroe County, Florida**, to-wit:

Lot 1, Block 22, Crains Subdivision of Grassy Key, according to the map or plat thereof as recorded in Plat Book 1, Page 51, Public Records of Monroe County, Florida.

and said grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

* "Grantor" and "Grantee" are used for singular or plural, as context requires.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Michele Brossard

Witness Name: Michele Brossard

Susan M. Bradley

Witness Name: Susan M. Bradley

Marathon Sunsation, LLC, a Florida limited liability company

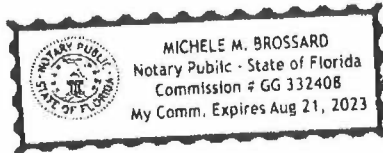
Kevin M. McNerney

By: Kevin M. McNerney, Manager

State of Florida
County of Monroe

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this 14 day of June, 2023 by Kevin M. McNerney, Manager of Marathon Sunsation, LLC, a Florida limited liability company, who is personally known to me or has produced a driver's license as identification.

[Notary Seal]



Michele Brossard
Notary Public

Printed Name: _____

My Commission Expires: _____