

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMENDMENT TO DECLARATION OF VOLUNTARY RESTRICTIVE COVENANTS MADE BY DIXIE PROPERTIES & INVESTMENTS, LLC AND UPPER POMPANO PROPERTIES & INVESTMENTS, LLC FOR THE BENEFIT OF THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Dixie Properties & Investments, LLC and Upper Pompano Properties & Investments, LLC (“Owner”), owns approximately 2.98 acres of real property located at 1661 N. Dixie Highway, Pompano Beach, Florida (“Subject Property”); and

WHEREAS, the Owner sought and obtained approval by the City Commission of a rezoning of the Property from B-3 to B-4, and offered certain agreed voluntary use restrictions for the benefit of the City, and executed a Declaration of Voluntary Restrictive Covenants later recorded in the public records of Broward County, Florida, on or about June 14, 2023, as Instrument No. 118920676 (“Declaration”); and

WHEREAS, the recorded Declaration of Voluntary Restrictive Covenants contains a clause requiring approval of the City Commission of the City of Pompano Beach of any amendments thereto; now, therefore,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That an Amended Declaration of Voluntary Restrictive Covenants made by Dixie Properties & Investments, LLC and Upper Pompano Properties & Investments, LLC for

the benefit of the City of Pompano Beach, a copy of which Amended Declaration is attached hereto and incorporated by reference as if set forth in full, is hereby approved.

SECTION 2. That the proper City officials are authorized to execute the Amended Declaration between the City of Pompano Beach and Dixie Properties & Investments, LLC and Upper Pompano Properties & Investments, LLC.

SECTION 3. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2024.

REX HARDIN, MAYOR

ATTEST:

KERVIN ALFRED, CITY CLERK

/jrm
3/27/24
l:reso/2024-119