

**RESOLUTION NO. 04-263**

**A RESOLUTION OF THE TOWN COUNCIL OF TOWN OF MIAMI LAKES, FLORIDA, APPROVING A COVENANT IN FAVOR OF MIAMI-DADE COUNTY, FLORIDA, CONCERNING LIQUID WASTE DISPOSAL AND POTABLE WATER SUPPLY SYSTEMS LOCATED AT MIAMI LAKES PARK; AUTHORIZING THE MAYOR TO EXECUTE THE COVENANT; AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXECUTE ANY ADDITIONAL DOCUMENTATION PERTAINING TO THE COVENANT AND TAKE ALL ACTION NECESSARY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE COVENANT; PROVIDING FOR THE EXPENDITURE OF BUDGETED FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Miami Lakes, Florida (the "Town") is the owner of Miami Lakes Park (the "Park"); and

**WHEREAS**, the Town has submitted an application for a permit for minor renovations at the Park and the Miami-Dade County Department of Environmental Resources Management (DERM) has reviewed the application; and

**WHEREAS**, as a condition to the approval of the application, the Town is required to provide a covenant to Miami-Dade County in order to comply with Section 24-13(4)(a) of the County Code (Liquid Waste Disposal and Potable Water Supply Systems); and

**WHEREAS**, the Town Council desires to approve the Covenant in order to satisfy the condition.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF MIAMI LAKES, FLORIDA, AS FOLLOWS:**

**Section 2.** That the Covenant Running with the Land (the "Covenant") in favor of Miami-Dade County pertaining to Liquid Waste Disposal and Potable Water Supply Systems located at Miami Lakes Park attached as Exhibit "A" is approved together with such non-substantial changes as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney.

**Section 3.** The Mayor is authorized to execute and deliver the Covenant on behalf of the Town.

**Section 4.** The Mayor, Town Manager and Town Attorney are authorized to execute and deliver any additional documents pertaining to the Covenant and to take all action necessary to implement the terms and conditions of the Covenant.

**Section 5.** The Town Manager is authorized to expend budgeted funds to implement the terms and conditions of the Covenant.

**Section 6.** That the Town Clerk is authorized to work with the Miami-Dade County DERM to record the Covenant in the public records of Miami-Dade County, Florida.

**Section 7.** This Resolution shall take effect immediately upon adoption by the Town Council.

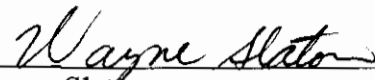
PASSED AND ADOPTED this 14<sup>th</sup> day of December, 2004.

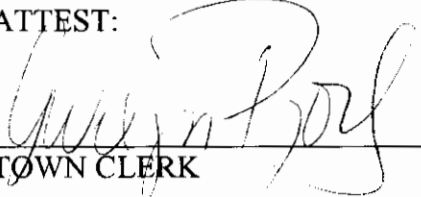
Motion to adopt by **Councilwoman Collins**, second by **Councilwoman Simon**.

FINAL VOTE AT ADOPTION

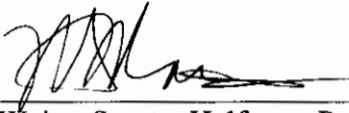
Mayor Wayne Slaton	<u>yes</u>
Vice Mayor Roberto Alonso	<u>yes</u>
Councilmember Mary Collins	<u>yes</u>
Councilmember Robert Meador	<u>yes</u>

Councilmember Michael Pizzi     yes  
Councilmember Nancy Simon     yes  
Councilmember Peter Thomson     yes

  
\_\_\_\_\_  
Wayne Slaton  
MAYOR

ATTEST:  
  
\_\_\_\_\_  
TOWN CLERK

Approved as to form and legality for the use  
and benefit of the Town of Miami Lakes only:

  
\_\_\_\_\_  
Weiss, Serota, Helfman, Pastoriza, Guedes  
Cole & Boniske, P.A.  
TOWN ATTORNEY