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**RESOLUTION NO. 04-78**

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA; ACCEPTING THE PALMETTO BAY VILLAGE CENTER CHARRETTE ADVISORY COMMITTEE REPORT DATED SEPTEMBER 2004, AS ATTACHED; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 8<sup>th</sup>, 2003, the Mayor and Village Council adopted Resolution No. 03-80 appointing a Charrette Advisory Committee ("Advisory Committee") to provide oversight on behalf of the Village for the Palmetto Bay Village Center redevelopment planning process underway by Palmetto Bay Village, LLC for the property located at 17777 Old Cutler Road, formerly occupied by Burger King World Headquarters; and

WHEREAS, the Advisory Committee attended the planning charrette public meetings hosted by Palmetto Bay Village Center, LLC, convened regularly scheduled and advertised committee meetings, and received input from Village residents, professional consultants and the property owner regarding the proposed plans for the property; and

WHEREAS, the Advisory Committee presented a draft report for discussion before the Mayor and Village Council on April 12<sup>th</sup>, 2004, at which time the Committee was requested to review any restrictive covenants affecting the property; and

WHEREAS, the Advisory Committee considered the restrictive covenants and incorporated the pertinent covenants into its Committee Report dated September 2004; and

WHEREAS, the Advisory Committee presented its Palmetto Bay Village Center Charrette Advisory Committee Report dated September 2004 to the Mayor and Village Council on September 8<sup>th</sup>, 2004;

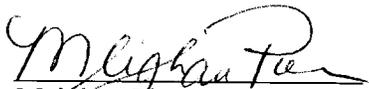
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

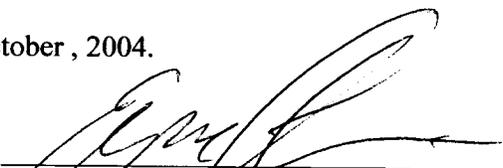
Section 1. The Palmetto Bay Village Center Charrette Advisory Committee Report dated September 2004, as attached, is hereby accepted by the Mayor and Village Council of the Village of Palmetto Bay. The acceptance of the report does not convey any rights or privileges, but, rather solely reflects the recommendations of the Advisory Committee and may be used by the Council as reference material during Council deliberations.

Section 2. This resolution shall take effect immediately upon approval.

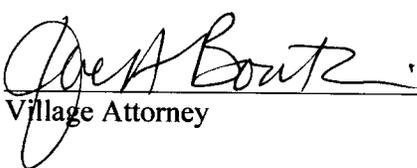
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PASSED and ADOPTED this 4<sup>th</sup> day of October, 2004.

Attest:   
Meighan Pier  
Village Clerk

  
Eugene P. Flinn, Jr.  
Mayor

APPROVED AS TO FORM:

  
Village Attorney

FINAL VOTE AT ADOPTION:

- Council Member Ed Feller Yes
- Council Member Paul Neidhart Yes
- Council Member John Breder Yes
- Vice-Mayor Linda Robinson Yes
- Mayor Eugene P. Flinn, Jr. Yes