

RESOLUTION NO. 22-01

**A RESOLUTION OF THE CITY OF MEXICO BEACH,
FLORIDA REPEALING RESOLUTION 21-42, WHICH
ALLOWED CERTAIN OBSTRUCTIONS TO REMAIN
WITHIN CITY RIGHTS-OF-WAY, AND PROVIDING AN
IMMEDIATELY EFFECTIVE DATE.**

WHEREAS, as provided in section 2(b), Article VIII of the Constitution of the State of Florida, and section 166.021(1), Florida Statutes, the City of Mexico Beach, Florida, (the “City”) enjoys all governmental, corporate, and proprietary powers necessary to conduct municipal government, perform municipal functions, and render municipal services, and may exercise any power for municipal purposes, except as expressly prohibited by law; and

WHEREAS, Chapters 163 and 166 of the Florida Statutes provide for the City to regulate zoning and development and implement its Comprehensive Plan through land development regulations; and

WHEREAS, Resolution 21-42 allows certain obstructions placed in a City right-of-way prior to September 14, 2021 to remain in the right-of-way until the City or a utility related business needs to use that portion of right-of-way; and

WHEREAS, Resolution 21-42 was intended to be a temporary measure until the City could adopt an ordinance to revise the Land Development Code to include a similar rule that would revise the existing conflicting rule in the Land Development Code; and

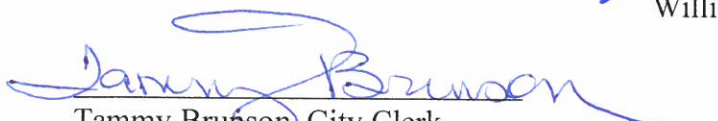
WHEREAS, the City Council chose not to adopt an ordinance to that effect.


BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MEXICO BEACH THAT RESOLUTION 21-42 IS HEREBY REPEALED. THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY UPON PASSAGE.

PASSED, APPROVED AND ADOPTED at the regular meeting of the City Council of the City of Mexico Beach, Florida this 11th day of January 2022.

CITY OF MEXICO BEACH

ATTEST:


Tammy Brunson, City Clerk


William A. Cathey, Mayor