



City of North Port

RESOLUTION NO. 2022-R-65

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, GRANTING THE PEACE RIVER MANASOTA REGIONAL WATER SUPPLY AUTHORITY PERMISSION TO CONSTRUCT A PORTION OF THE REGIONAL INTEGRATED LOOP SYSTEM PHASE 2B INTERCONNECT PROJECT WITHIN THE JURISDICTION OF THE CITY OF NORTH PORT, FLORIDA; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 5, 2005, the City entered the Peace River/Manasota Regional Water Supply Authority Master Water Supply Contract (“MWSC”) with the Peace River Manasota Regional Water Supply Authority (“Authority”); and

WHEREAS, on August 15, 2022, the Authority requested the City’s consent granting the Authority permission to construct a portion of the Regional Integrated Loop System Phase 2B Interconnect Project, an expansion of the Authority’s Regional Transmission System that includes approximately fourteen miles of new potable water transmission pipeline within Charlotte County and the City of North Port (“Pipeline”) partially located within the City of North Port’s jurisdiction; and

WHEREAS, Paragraph 22.2.1 of the MWSC requires the City to notify the Authority within 60 days of the City’s decision to grant or deny consent to construct a portion of the Pipeline within the City’s jurisdiction; and

WHEREAS, the Authority has agreed to install a stub out for future potential connection to the City’s potable water supply as part of the Pipeline’s construction; and

WHEREAS, the Authority has agreed to coordinate with the City on any potential conflicts with City projects within the same corridors as the Pipeline’s construction; and

WHEREAS, the City Commission for the City of North Port, Florida has determined to grant the Authority permission to construct the Pipeline within the City’s jurisdiction.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA:

SECTION 1 – INCORPORATION OF RECITALS

1.01 The above recitals are true and correct and are incorporated in this resolution by reference.

SECTION 2 – CONSENT TO CONSTRUCTION

2.01 The City Commission hereby grants the Peace River Manasota Regional Water Supply Authority permission to construct a portion of the Regional Integrated Loop System Phase 2B Interconnect Project within the City of North Port’s jurisdiction.

SECTION 3 – CONFLICTS

3.01 In the event of any conflict between the provisions of this resolution and any other resolution, in whole or in part, the provisions of this resolution will prevail to the extent of the conflict.

SECTION 4 – SEVERABILITY

4.01 If a court of competent jurisdiction finds that any section, subsection, sentence, clause, phrase, or provision of this resolution is for any reason invalid or unconstitutional, that provision will be deemed a separate, distinct, and independent provision and will not affect the validity of the remaining portions of the resolution.

SECTION 5 – EFFECTIVE DATE

5.01 This resolution takes effect immediately.

ADOPTED by the City Commission of the City of North Port, Florida, in public session on October 11, 2022.

CITY OF NORTH PORT, FLORIDA

PETE EMRICH
MAYOR

ATTEST

HEATHER FAUST, MMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

AMBER L. SLAYTON, B.C.S.
CITY ATTORNEY