

**RESOLUTION 25-2009**

**A RESOLUTION OF THE TOWN OF MALABAR PROVIDING FOR THE NAMING OF RIGHT OF WAY SOUTH OF HALL ROAD FOR A DISTANCE OF 1000 FEET IN SECTION 2, TOWNSHIP 29S, RANGE 37 EAST AS GATOR WAY LANE; PROVIDING FOR THE FORWARDING OF THIS INFORMATION TO BREVARD COUNTY ADDRESS ASSIGNMENT FOR E 9-1-1 EMERGENCY IDENTIFICATION PURPOSES; PROVIDING FOR THE POSSIBLE FUTURE RE-NAMING; PROVIDING FOR CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Malabar has the responsibility of naming rights-of-way within its jurisdiction through coordination with Brevard County Address Assignment for E 9-1-1 purposes; and

**WHEREAS**, the Town Council of Malabar has approved Gator Way Lane as a new name for a right of way within Malabar, being more particularly described as follows: Commence at the south side of Hall Road in Section 02, Township 29, Range 37, and continue south for a distance of 1000 feet; and

**WHEREAS**, after adoption of the street name Gator Way Lane, the one property owner with a residence on that section will be notified.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA**, as follows:

**SECTION 1.** That the Town of Malabar approves the renaming of the roadway running south of Hall Road to Gator Way Lane for the right-of-way described above.

**SECTION 2.** That the Town of Malabar directs that this resolution be recorded at the Clerk of Courts and a copy be forwarded to Brevard County Address Assignment for input into the E 9-1-1 database and additional copies be sent to the Post Office serving that area, the Supervisor of Elections, and all concerned public safety agencies for their information, and that the proper notations be made on all maps of record.

**SECTION 3.** If the Gator Way Lane right-of-way should ever connect to the existing and accepted road right-of-way to the south known as Waring Lane the entire length of the road right-of-way from Hall Road south to Old Mission Road, shall be known as Waring Lane and those property owners who have built on the section known as Gator Way Lane will be notified by the Town that their addresses have changed.

**SECTION 4.** All resolutions or parts of resolutions in conflict herewith are hereby repealed.

**SECTION 5.** This resolution shall take effect immediately upon its adoption.

This Resolution was moved for adoption by Council Member Vail. The motion was seconded by Council Member Acquaviva and, upon being put to a vote, the vote was as follows:

Council Member Nancy Borton	<u>Aye</u>
Council Member Brian Vail	<u>Aye</u>
Council Member Steven (Steve) Rivet	<u>Nay</u>
Council Member Jeffrey (Jeff) McKnight	<u>Nay</u>
Council Member Marisa Acquaviva	<u>Aye</u>

This Resolution was then declared to be duly passed and adopted this 16<sup>th</sup> day of November, 2009.

TOWN OF MALABAR

By: Thomas M. Eschenberg  
Mayor Thomas M. Eschenberg, Chair

Approved as to form and content:

Karl W. Bohne  
Karl W. Bohne, Jr., Town Attorney

ATTEST:

Debby K. Franklin  
Debby K. Franklin  
Town Clerk/Treasurer

(seal)