

TERMINATION OF INTERLOCAL AGREEMENT

THIS TERMINATION of Interlocal Agreement entered into this ____ day of July, 2021 by and between Board of County Commissioners of Brevard County, Florida, as the governing body of Brevard County, Florida, (“the COUNTY”) and the City Council of the City of Satellite Beach, Florida (“the CITY”).

WHEREAS, the CITY and COUNTY previously entered into an Interlocal Agreement on or about May 18, 1978 governing various land development issues for portions of the Tortoise Island PUD, which included 27 acres located with the CITY; and

WHEREAS, the CITY and COUNTY extended the May 18, 1978 Interlocal Agreement pursuant to an Extension Agreement executed on April 24, 2007 for a term of 10 years ending December 31, 2017; and

WHEREAS, the term of the Extension Agreement was automatically extended pursuant to the terms thereof; and

WHEREAS, the CITY wishes to terminate the Interlocal Agreement, but there is a question, based upon the language of the Interlocal Agreement, whether such termination can be accomplished simply by notice or by formal agreement; and

WHEREAS, the parties agree to formally terminate the Interlocal Agreement as provided herein.

NOW, THEREFORE, the parties agree to terminate the Interlocal Agreement, as extended, as provided below.

1. The Interlocal Agreement dated May 18, 1978, as extended by the Extension Agreement, is hereby terminated.
2. The CITY agrees that the COUNTY PUD zoning governing the development of the

27 acres of the Tortoise Island PUD located within the CITY shall remain in effect until such time as the CITY adopts zoning regulations to replicate the current Tortoise Island PUD for the 27 acres. A copy of the current COUNTY PUD regulations for Tortoise Island are appended to this Agreement.

3. All other regulations of the CITY, as well as permitting and code enforcement responsibility, shall govern and apply to the 27 acres located within the CITY effective as of the date of this Agreement.

4. This Termination Agreement shall be effective upon the approval of same by the governing bodies of each party.

IN WITNESS WHEREOF, the parties have set their hands and seals this day and year first above mentioned.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

Rachel M. Sadoff, Clerk

Chairman

ATTEST:

CITY COUNCIL, CITY OF SATELLITE
BEACH, FLORIDA

Clerk, City of Satellite Beach

Mayor