

**RESOLUTION NO. 01-2008**

**A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, SUPPORTING THE COUNTYWIDE LINEAR TRAIL SYSTEM; SUPPORTING THE SAND HILL TRAIL HEAD; SUPPORTING THE BOUNDARY CANAL TRAIL; SUPPORTING THE TRAIL PLACEMENT ALONG THE EASTERN BORDER OF THE MALABAR SCRUB SANCTUARY; SUPPORTING A TRAIL CROSSING; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Town of Malabar has supported the plan for a statewide system of greenways and trails for recreation and conservation since the 1990's; and

**WHEREAS**, the Town of Malabar has acquired and developed the Sand Hill Trail Head # 1 with grant funding through the Florida Department of Environmental Protection's Office of Greenways and Trails (OGT); and

**WHEREAS**, the Town of Malabar has supported and assisted its neighbor, the City of Palm Bay in the acquisition of grant funding to construct the Boundary Canal Trail at the north boundary of Malabar connecting Turkey Creek, Cameron Preserve and Malabar Scrub so that visitors that are physically challenged, families with strollers and those in wheelchairs could enjoy the natural beauty of the preserved lands in Malabar; and

**WHEREAS**, the Town of Malabar has held multiple public meetings and workshops with the public, the trail user groups, the City of Palm Bay and Brevard County staff to discuss the multi-jurisdictional trail from Turkey Creek to the Grant Buffer Preserve, traversing Malabar along Marie Street; and

**WHEREAS**, the Town of Malabar has successfully requested dedication of right-of-way along Marie Street from developers south of Malabar Road towards that goal; and

**WHEREAS**, the Town of Malabar had previously asked Brevard County Environmentally Endangered Lands Program to dedicate or grant easement along Marie Street, adjacent to the Malabar Scrub, but were denied; and

**WHEREAS**, the Town of Malabar supports the proposal for the paved trail to run along the eastern boundary of the Malabar Scrub Sanctuary and requests the State to approve the plan.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF**

**MALABAR, BREVARD COUNTY, FLORIDA, that:**

**Section 1.** The Town Council of Malabar, Brevard County, Florida, hereby approves and directs that this Resolution of support be forwarded to the EELs, Brevard County Commission, the State, Trails Groups, City of Palm Bay, FDOT etc

**Section 2.** The Town Council of Malabar, Brevard County, Florida, hereby authorizes and directs staff to contact FDOT to erect trail crossing signage on Malabar Road at Marie Street.

**Section 3.** This Resolution shall take effect immediately upon its adoption.

This Resolution was moved for adoption by Council Member \_\_\_\_\_. This motion was seconded by Council Member \_\_\_\_\_ and, upon being put to vote, the vote was as follows:

Council Member Nancy Borton	_____
Council Member Brian Vail	_____
Council Member Charles (Chuck) McClelland	_____
Council Member Jeffrey (Jeff) McKnight	_____
Council Member Patricia D. Dezman	_____

This Resolution was then declared to be duly passed and adopted this 7th day of January, 2008.

By:

\_\_\_\_\_  
Mayor Thomas M. Eschenberg  
Town of Malabar

Approved as to form and content:

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

ATTEST:

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

(seal)