

RESOLUTION 15-2017

A RESOLUTION OF THE TOWN OF MALABAR, BREVARD COUNTY, FLORIDA, SUPPORTING A REQUEST FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION TO SUPPORT A CONCEPT FOR THE WIDENING OF SR 514, MALABAR ROAD FROM THE WESTERN BOUNDARIES OF THE TOWN TO U.S. HIGHWAY 1 (SR 5) IN THE TOWN OF MALABAR AND TO PROVIDE ONGOING MAINTENANCE OF THE MULTI-USE TRAIL INCLUDED IN THE RECOMMENDED ALTERNATIVE FROM MALABAR WOODS BOULEVARD TO MARIE STREET; PROVIDING FOR DISTRIBUTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT HERewith; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, SR 514 Malabar Road is a State Road that intersects the Town of Malabar from Highway 1 westward to the Town limits, approximately three miles; and,

WHEREAS, SR 514 Malabar Road is used as a major collector and evacuation route and is used anytime there is an incident on I-95 requiring alternative routing; and

WHEREAS, SR 514 Malabar Road will require unique design in the widening to avoid negative effects on future commercial growth and the active Disc Golf course; and

WHEREAS, the recommended alternatives support the Town's desired goals to limit impacts to private property and the Disc Golf Course; and,

WHEREAS, FDOT has acknowledged since the 1980's the need to widen SR 514, within Malabar jurisdiction and the Town has requested assistance from FDOT in writing since 2004 for traffic calming improvements, a Trail Crossing at Marie Street and expedited construction of the intersection improvements at Corey and Weber Roads to alleviate current dangerous conditions; and

WHEREAS, the Florida Department of Transportation has asked for input from Malabar Town Council on proposed concepts including a four-lane alternative, a two-lane alternative, multi-use trail on the north side of Malabar Road, and the use of roundabouts; and,

NOW, THEREFORE BE IT RESOLVED BY THE TOWN OF MALABAR OF BREVARD COUNTY, FLORIDA that;

SECTION 1. Findings:

1. The **WHEREAS** statements are true and correct.
2. The Town of Malabar supports the recommended alternative of SR 514 Malabar Road, including updated sections from Weber to Marie Street as follows:
 - a. Weber Road to Corey Road: Four-lane suburban typical section that features two (2) vehicular lanes in each direction of travel, a bike lane in each direction of travel, and sidewalks on both sides; and
 - b. Corey Road to Marie Street: three lane Rural typical section that features one (1) vehicular lane in each direction of travel, center turn lane, paved shoulders on both sides, and a multi-use trail on the north side; and
 - c. Installation of Trail Crossing at Marie Street in alignment with the Sandhill Trail; and

- d. Roundabouts at the intersections of Malabar Road with Weber Road and Corey Road.
- 3. The Town of Malabar will provide ongoing maintenance to the paved multi-use trail on the north side of Malabar Road from Malabar Woods Boulevard to Marie Street.

SECTION 2. Distribution:

The Town Clerk is directed to send copies of this resolution to FDOT, the City of Palm Bay, Town of Grant-Valkaria, Brevard County, and the Space Coast League of Cities and solicit support for our request to FDOT.

SECTION 3. Severability.

The provisions of this Resolution are declared to be severable and if any section of this Resolution shall be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections of this Resolution but shall remain in effect, it being the legislative intent that this Resolution shall stand notwithstanding the invalidity of any part.

SECTION 4. Conflict.

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

SECTION 5. Effective Date.

This Resolution shall take effect immediately upon passage.

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

- Council Member Grant Ball
- Council Member Laura Mahoney
- Council Member Steve Rivet
- Council Member Dick Korn
- Council Member Richard Kohler

Aye NAY DK?
Aye NAY DK?
Aye
Aye
Aye

This Resolution was then declared to be duly passed and adopted this 2nd day of October, 2017.

By: TOWN OF MALABAR

Patrick T. Reilly
 Mayor Patrick T. Reilly,
 Council Chair



ATTEST:

Debby K. Franklin
 Debby K. Franklin, C.M.C.
 Town Clerk/Treasurer

Approved for Legal Sufficiency:

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