

RESOLUTION 86-96

WHEREAS, Hilden Subdivision was recorded in Map Book 3 page 59, public records of St. Johns County, Florida as a named subdivision; and

WHEREAS, the subdivision plat showed certain roads, streets or other ways that **were not** expressly dedicated on the plat to the County or the public; and

WHEREAS, the case of Bonifay v Dickson 459 So 2d 1089 (1 DCA Fla. 1984) indicates that the recording of a plat with streets designated and shown thereon can constitute an intention of the landowner to dedicate the streets to the County or the public; and

WHEREAS, Florida case law requires that dedicated streets must first be accepted by the County before they become County streets; and

WHEREAS, **some** of the roads within the subdivision were opened, constructed or maintained by the County and/or used for a public school; and,

WHEREAS, there does not appear to have been either a formal County acceptance or an indicia of acceptance of all of the roads shown on the subdivision plat; and

WHEREAS, the County deems it advisable to publically indicate whether it has yet accepted any or all such roads as County roads;

NOW, THEREFORE, BE IT RESOLVED this 12 day of AUGUST, 1986, by the Board of County Commissioners of St. Johns County, Florida as follows:

1. All roads, streets and ways that are depicted on the Subdivision plat of Hilden Subdivision recorded in Map Book 3, page 59 et. seq. of the public records of St. Johns County, Florida, are hereby **accepted** as County roads.

2. This resolution shall not be deemed to preclude the County from later vacating any roads that it has accepted.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Francis M. Brubaker
Its Chairman

ATTEST: Carl "Bud" Markel, Clerk

By: Cheryl Kent
Deputy Clerk