## RESOLUTION NO: 93- 169

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AUTHORIZING MR. ROBERT SMITH TO EXTEND HIS CHAIN LINK FENCE INTO COUNTY OWNED PROPERTY.

WHEREAS, St. Johns County has received a request by Mr. Robert Smith to extend his chain link fence into county owned property; and,

WHEREAS, Florida Power and Light Company has an easement over the county owned property; and,

WHEREAS, Mr. Robert Smith has a letter dated August 10, 1993 (a copy attached hereto as Exhibit "A", incorporated by reference and made a part hereof) from Florida Power and Light Company stating that they have no objection to the chain link fence crossing the easement granted to them by the St. Johns County.

NOW THEREFORE, BE IT RESOLVED, that the St. Johns County Board of County Commissioners hereby grants to the owner of the following described property: St. Augustine South Subdivision Unit 11, Lots 3077,3078 and 3079 as recorded in Map Book 693 Page 772 of the Public Records of St. Johns County Florida, permission to: Extend his chain link fence across the property owned by County.

Subject to the following conditions:

- 1. All requirements in the letter from Florida Power and Light Company dated August 10, 1993 must be adhered to:
- 2. The owner of the above described property and future owners must remove and/or relocate the chain link fence at their expense, upon request by the County or Florida Power and Light Company for any reason, at any time in the future.
- 3. The owner of the above described property, by acceptance of these conditions and locating the chain link fence within the County owned property agrees to assume all liability for the location, installation and maintenance of the fence as long as it may remain on the county owned property.

**ADOPTED THIS** 9th day of November, 1993 by the St. Johns County Board of County Commissioners.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

BY: Linda Balsavage

ATTEST: CARL "BUD" MARKEL, CLERK

Deputy Clerk



August 10, 1993

Mr. Robert Smith 232 Gentian Road St. Augustine, Florida 32086

RE: Proposed fencing at the rear of 232 Gentian Road

St. Johns County, Florida

Dear Mr. Smith:

Florida Power & Light Company has no objections to your proposed fencing within the easement area at the rear of your residence located at 232 Gentian Road, provided the following requirements are adhered to:

- 1) Permission and/or permit is obtained from the underlying fee owner.
- 2) There must be no change in existing grade within limits of the right-of-way. Excavation is strictly prohibited.
- 3) No equipment (or vehicles) capable of extending greater than 14' above existing grade is to be used within the right-of-way.
- Trees, shrubs, and other foliage planted within the right-of-way are not to exceed a maturity height of 14' above existing grade and will not block FPL's patrol access.
- 5) Sprinkler systems are to be of a non-metallic material and sprinkler heads are to be set so the spray does not exceed 14' above existing grade and does not make contact with any FPL facilities.

- A 12' wide gate will be installed on both the north and south sides 6) of the proposed fencing where it crosses FPL's patrol path to allow FPL access to it's facilities at all times. If you determine a lock on the gate is necessary, you agree to contact FPL's Real Estate Department three weeks prior to installation so that FPL can interlock it's lock with your lock to maintain 24 hour access. FPL will not be responsible for any damage to the fencing or improvements to the property while exercising it's right to patrol and maintain it's facilities.
- Fences and gates of a metallic material within the right-of-way 7) shall be grounded in accordance with the enclosed specifications titled 'Transmission Installation Specifications', Section 2.0; sheet 1 of 1; A-88018-1 and sheet 1 of 1; A-88019.

Safety is our utmost concern.

Mr. Smith, I am glad we were able to grant your request and it was a pleasure to meet you. Please feel free to call me if you have any questions or if I may be of further assistance.

Sincerely,

H. C. Carrington

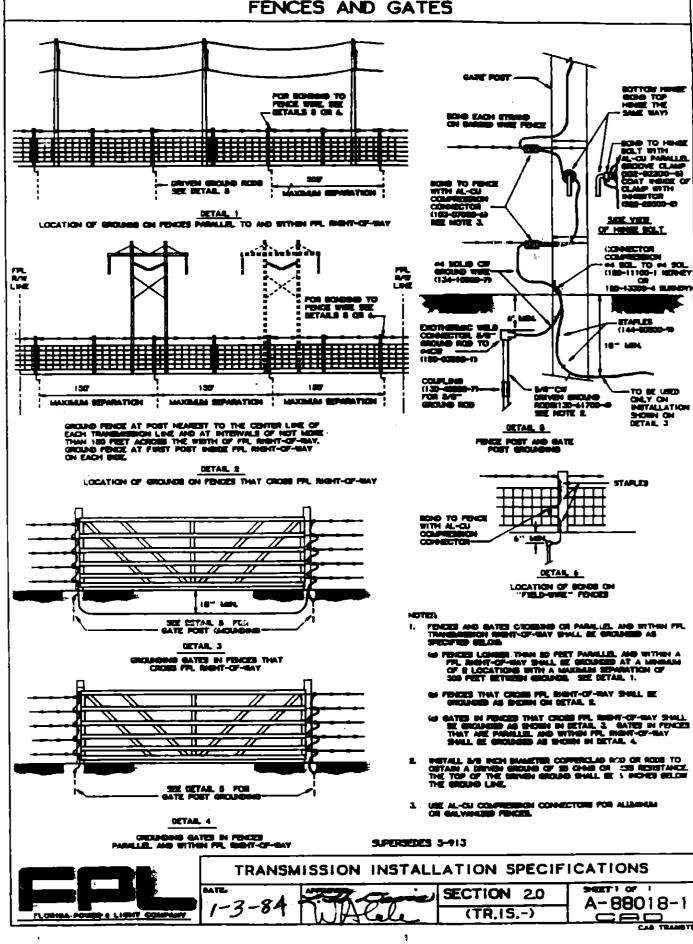
Real Estate Department

Approved:

Charles E. Carrington Area Real Estate Manager

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## GROUNDING OF FIELD WIRE & BARBED WIRE TYPE FENCES AND GATES



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