

RESOLUTION NO. 94- 140

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING 22ND STREET AN UNIMPROVED ROADWAY FOR PURPOSES OF PERMITTING.

WHEREAS, 22nd Street, North Beach Subdivision has been an open unimproved County roadway in excess of 45 years; and

WHEREAS, 22nd Street, North Beach Subdivision, is a passable road; and

WHEREAS, 22nd Street was very similar to many other unimproved roadways when the County established the list of unimproved roadways in 1985, but was declared to be an unopened roadway; and

WHEREAS, the owners of property adjacent to 22nd Street have submitted a valid petition for road paving under the County's 50/50 road paving assessment program; and

WHEREAS, the County, for the benefit of all citizens within the area is planning to form a subdivision-wide petitioning program to obtain the majority of lot owners of unpaved roads to address paving and drainage within the subdivision; and

WHEREAS, the County does not issue permits on unopened roads; and

WHEREAS, if maintenance of 22nd Street is performed, it will continue to be maintained by the developer until such time as the County paves this road under the assessment program; and

WHEREAS, the County is not treating 22nd Street different from any other similar road with similar situations.

NOW, THEREFORE BE IT RESOLVED, by the Board of County Commissioners of St. Johns County, Florida that it finds the petition for 22nd Street, North Beach Subdivision to be a valid petition, that it intends to enact a 50/50 road assessment Municipal Service Benefit Unit (MSBU) ordinance for this project and implement a financing mechanism to advance fund the costs of making the necessary improvements to 22nd Street, and that it further finds that the MSBU ordinance necessary to assess property to repay such advance funding has not been completed for this road. The Board, therefore, finds and declares 22nd Street to be an unimproved road for the purpose of issuing building permits and certificates of occupancy.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida this 9 day of August. 1994.

**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA**

By: DeWay Roberts
Its Chair

ATTEST: CARL "BUD" MARKEL, CLERK

By: Carl "Bud" Markel
Deputy Clerk