

RESOLUTION NO. 98- 93

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA ACCEPTING A WARRANTY DEED CONVEYING A PORTION OF THE VACATED TENTH STREET RIGHT-OF-WAY AS PLATTED IN THE PONCE DE LEON HEIGHTS SUBDIVISION.

WHEREAS, that portion of Tenth Street as described in the Warranty Deed attached hereto as Exhibit "A", incorporated by reference and made a part hereof, was vacated by virtue of the Board of County Commissioner Resolution dated June 14, 1955 and recorded in Deed Book 219 page 448; and

WHEREAS, the owners have applied and been granted a favorable recommendation for rezoning of the adjoining lots by the Planning and Zoning Agency and this portion of Tenth Street will provide access to the rezoned lots once opened and improved to County standards; and

WHEREAS, the Developer must construct and bond the roadway improvements under current Ordinance 96-40 requirements.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, as follows:

Section 1. The Board of County Commissioners agree to accept the above referenced Warranty Deed conveying a portion of Tenth Street subject to: (A) proper execution, (B) a favorable vote on the rezoning application to be heard by the Board of County Commissioners at a Public Hearing scheduled for May 12, 1998 and (C) title evidence satisfactory to County that Grantor has proper title to property being conveyed.

Section 2. Acceptance of this portion of Tenth Street does not constitute any responsibility for construction by St. Johns County.

Section 3. The Clerk is instructed to record the Warranty Deed in the Official Records of St. Johns County, Florida and file the Title Search with this Resolution.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, this 28th day of April, 1998.

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

By: Moses A. Floyd
Moses A. Floyd, Chairman

ATTEST: Cheryl Strickland, Clerk

By: Yvonne Carter
Deputy Clerk