

RESOLUTION NO. 2001- 102

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS OF A SPECIAL USE PERMIT FROM THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TO ST. JOHNS COUNTY TO CONSTRUCT THE NATURE BOARDWALK AT VILANO BEACH.

WHEREAS, the Florida Department of Transportation has agreed to let St. Johns County use a portion of State lands located under and around the Usina/Vilano Beach Bridge, more particularly described in Special Use Permit attached hereto as Exhibit "A", incorporated by reference and made a part hereof, to build a nature boardwalk across the marshlands; and

WHEREAS, the Department is requiring the County to obtain said permit in connection with the Florida Waterfronts Community in support of the Florida Inland Navigation District Grant Application.

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

Section 1. The Board hereby approves the terms of the Special Use Permit attached hereto as Exhibit "A" and authorize the County Administrator to apply for said Permit.

Section 2. The Clerk is instructed to file the original Special Use Permit in the Official Records of St. Johns County, Florida.

PASSED AND ADOPTED this 22nd day of May, 2001.

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

By: Mary F. Kohnke
Mary F. Kohnke, Chair

ATTEST: Cheryl Strickland, Clerk

Yvonne King
Deputy Clerk

Exhibit "A" to Resolution

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

SPECIAL USE
PERMIT

DATE May 8, 2001

PERMIT NO. _____

SUBJECT: Section 78030 State Road A1A County St. Johns

PERMITTEE North Shores Improvement Association, Inc./Waterfronts
Florida-St. Johns County

Requesting permission from the State of Florida Department of Transportation, hereinafter called the Department, to construct, operate and maintain
To construct a wooden walkway, nature greenway

within the FDOT right-of-way for A1A, as illustrated
on attached plans and specifications
from MP Station @ 1,345 to MP Station _____

1. Proposed work is within the corporate limits of a municipality. Yes () No (X) St. Johns County
2. Applicant declare that prior to submitting this application he has ascertained the location of all existing utilities, both aerial and underground. A letter of notification and plan of improvement was mailed on _____ to the following utilities/municipalities.

3. Is Interstate or Toll Road right of way involved?
Yes () No (X)
4. It is expressly stipulated that this permit is a license for permissive use only and that the placing of facilities upon public property pursuant to this permit shall not operate to create or vest any property right in said holder.
5. Whenever it is determined by the Department that it is necessary to the construction, repair, improvement, maintenance, safe and efficient operation, alteration, or relocation of all, or any portion of such highway, or that it is necessary for the public transportation facility, any and all facilities shall be immediately removed from said highway or reset or relocated thereon as required by the Department, all at the expense of the permittee unless reimbursement is authorized.
6. The construction and maintenance of such facility shall not interfere with the property and rights of a prior permittee.
7. The permit holder understands and agrees that the rights and privileges herein set out are granted only to the extent of the state's right, title and interest in the land to be used by the permit holder. The permit holder will at all times assume all risk of and indemnify, defend, and save harmless the State of Florida and the Department from and against all loss, damage, cost or expense arising in any manner on account of the exercise or attempted exercises by said permit holder of the aforesaid rights and privileges regardless of the apportionment of negligence of the parties involved. THE PERMIT HOLDER, THEREFORE, AGREES TO INDEMNIFY THE DEPARTMENT EXCEPT FOR THE AGENCY'S SOLE NEGLIGENCE. *It is specifically understood that the limits of this indemnification will be equal to those limits established by the Legislature under Section 768.20, F.S., or any successor legislation in effect at the issuance of the permit. The permit holder shall observe all Department safety regulations during construction. The permit holder must safely conduct the public through the project area in accordance with the Manual on Traffic Controls and Safe Practices for Street and Highway Construction, Maintenance and Utility Operation by displaying necessary safety devices and taking whatever other measures are required or appropriate.
8. In case the permit holder fails to meet any of the Department requirements, the permit holder will be BARRED from performing further work under this permit and will be required to bring the permitted work into compliance or remove said work from the right-of-way at no cost to the Department, AND THE PERMIT HOLDER WILL STILL BE BOUND BY THE INDEMNITY PROVISION OF PARAGRAPH 7.
9. All work shall meet the Department's Standards and be certified by

* To the extent allowed by Florida Law.

THE ENGINEER OF RECORD, that the work has been substantially completed in accord with the Department Standard Specification for Road and Bridge Construction, and in accord with all rules, regulation, policy, plans, special provision, and safety standards pertaining to this type of work. The Engineer of Record is Cleve Dryden, P.E. located at 81 King Street, Ste. A Florida. Telephone No. (904) 827-0766 St. Augustine

- 10. All materials and equipment may be subject to inspection by the Maintenance or Resident Engineer.
- 11. All Department property shall be restored to its original condition as far as practical, in keeping with Department specifications, and in a manner satisfactory to the Department.
- 12. The attached sketch and special provision covering details of this installation shall be made a part of this permit.
- 13. The permittee shall commence actual construction in good faith within 60 days from the day of said permit approval and shall be completed within 120 days. If the beginning date is more than 60 days from date of permit approval, then permittee must review the permit with D.O.T. Maintenance Engineer to make sure no changes have occurred in the highway that would affect the permitted construction.
- 14. The Office of Karen Luckin, Maintenance Engineer located at St. Augustine, Florida, Telephone number (904) 825-5036 will be notified twenty-four (24) hours in advance of the preconstruction meeting and again immediately before beginning work.
- 15. Special Instruction:
The wooden walkway, nature greenway shall be constructed in accordance with plans, location map, and metes and bounds description attached.
- 16. Special Condition:
This permit is contingent upon receiving appropriate approvals from the water management district and the army corps of engineers. This permit should be valid for 50 years (September 2051).
- 17. Effective July 1, 1986 according to the State Statute (14-65 Section 136.07) the Permittee must notify the local Law Enforcement Agencies prior to the closing of one (1) or more lanes of the Stat Highway for a period that exceeds two (2) or more hours for repair, reconstruction or alteration of the roadway.

ADDRESS & PHONE NO.

Submitted by: _____

Signature and Title _____

Place Corporate Seal _____

Attested:

"Waiver of Corporate Seal" on file with General Council, State of Florida Department of Transportation, Tallahassee, Florida
Yes () No ()

Roadway Construction is proposed underway. Yes () Job No. _____
No ()

Recommended for approval _____ Title _____

Date _____

Approved by: _____
District Permit Engineer or Authorized Representative

CONSTRUCTION PLANS FOR MARSH WALKWAY

VILANO BEACH, FLORIDA

GENERAL NOTES

1. Investigate boundary lines, including survey, before any construction. Verify all utility lines, including water, gas, sewer, and telephone lines, before any construction.
2. The contractor shall be held responsible for the accuracy of the survey data.
3. All items of adjacent property shall be marked and identified by the adjacent owner and the Public Department of Transportation, including utility lines, easements, and other encumbrances.
4. The project contractor shall be held liable for any damage to adjacent property or land property through or adjacent to the project.
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TERMS AND CONDITIONS OF WORK

1. The contractor shall be held liable for any damage to adjacent property or land property through or adjacent to the project.
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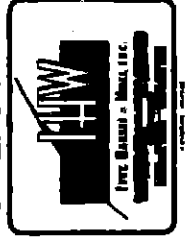
SHEET INDEX

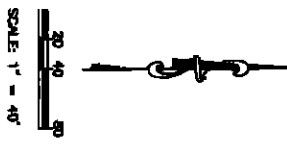
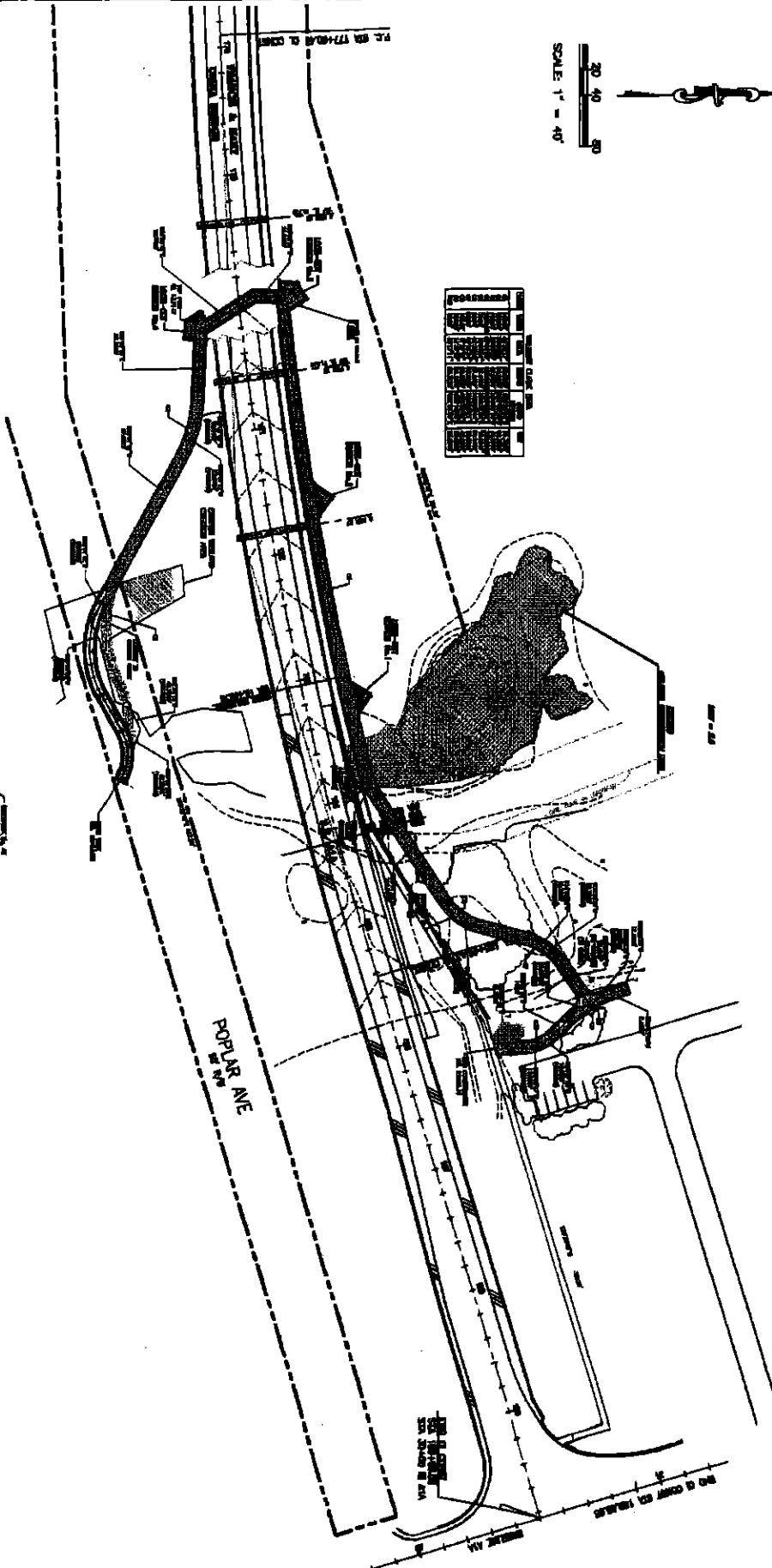
SHEET NO.	DESCRIPTION
C	COVER SHEET
C-1	SITE / GEOMETRY PLAN
C-2	PROFILE
C-3	LOOK-OUT DETAILS
C-4	WALKWAY DETAILS



VICINITY MAP

PREPARED BY:





SYMBOL	DESCRIPTION
[Symbol]	Proposed Walkway
[Symbol]	Existing Walkway
[Symbol]	Proposed Plantings
[Symbol]	Existing Plantings
[Symbol]	Proposed Structures
[Symbol]	Existing Structures
[Symbol]	Proposed Utilities
[Symbol]	Existing Utilities
[Symbol]	Proposed Erosion Control
[Symbol]	Existing Erosion Control
[Symbol]	Proposed Fencing
[Symbol]	Existing Fencing
[Symbol]	Proposed Signage
[Symbol]	Existing Signage
[Symbol]	Proposed Lighting
[Symbol]	Existing Lighting
[Symbol]	Proposed Seating
[Symbol]	Existing Seating
[Symbol]	Proposed Restrooms
[Symbol]	Existing Restrooms
[Symbol]	Proposed Parking
[Symbol]	Existing Parking
[Symbol]	Proposed Access Points
[Symbol]	Existing Access Points
[Symbol]	Proposed Safety Features
[Symbol]	Existing Safety Features
[Symbol]	Proposed Maintenance
[Symbol]	Existing Maintenance

POPULAR AVE

VILANO BEACH MARSH WALKWAY

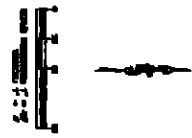
VILANO BEACH FLORIDA

Revisions:

NO.	DATE	DESCRIPTION

SITE PLAN

Scale: as shown Designer: oad
 Date: 2/15/01 Drawn: abt



PROFILE

Scale: as shown Design: CEB
 Date: JMB/01 Drawn: ats

Revisions:

**VILANO BEACH
 MARSH WALKWAY**
 VILANO BEACH
 FLORIDA

For
 City Engineer
 Jacksonville, Florida
 Prepared by
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 Culver City, CA 90230
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 Fax: (310) 554-1112
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