

RESOLUTION NO. 2008- 332

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS, PROVISIONS, CONDITIONS, AND REQUIREMENTS FOR THE DESIGNATION OF THE SAN SEBASTIAN/POMAR PARK PADDLING TRAIL BY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY OFFICE OF GREENWAYS AND TRAILS AND AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE THE OWNERS CONSENT FORM ON BEHALF OF ST. JOHNS COUNTY.

WHEREAS, both St. Johns County, Florida, and the Florida Department Environmental Protection Agency Office of Greenways and Trails wish to designate paddling trails around the State, in order to provide the public with usable, safe and scenic trails; and

WHEREAS, the attached Owners Consent Form sets forth the relative rights, responsibilities, and obligations of both St. Johns County and the Florida Department of Environmental Protection Agency Office of Greenways and Trails, so that certain aspects of the paddling trail incorporate into the Florida Greenways and Trails System may be preliminarily addressed; and

WHEREAS, it is in the collective best interests of both St. Johns County and the Florida Department of Environmental Protection Agency Office of Greenways and Trails, to have this Owners Consent Form executed by the County.

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

Section 1. The above Recitals are hereby incorporated into the body of this Resolution, and are adopted as Findings of Fact.

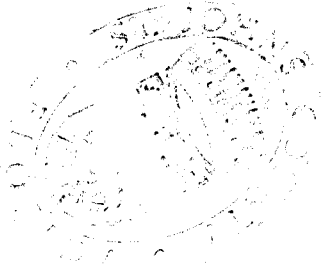
Section 2. The Board of County Commissioners hereby approves the terms, provisions, conditions, and requirements for the designation of the San Sebastian/Pomar Park Paddling Trail by the Florida Department of Environmental Protection Agency Office of Greenways and Trails and authorizing the County Administrator to execute the Owners Consent Form on behalf of St. Johns County.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 2nd day of December 2, 2008.

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

Attest: Pam Halteeman
Deputy Clerk

By: Cyndi Stevenson
Cyndi Stevenson, Chair



RENDITION DATE 12/4/08

**St. Johns County Recreation and Parks Department
San Sebastian/Pomar Park
Paddling Trail**

This paddling trail traverses through a variety of unique environments including historic downtown St. Augustine, the shell bars and mud flats of San Sebastian Creek and a run along the marina that affords incredible views of historic fishing vessels and elaborate new boats. More than 75% of this trail is in a "NO WAKE" zone making it perfect for paddlers. Much of this trail is also inaccessible by motorized vessels due to the dramatic shift in tides. This change in tides allows for some incredible opportunities to see some unique wading birds including flocks of Roseated Spoonbills which will make for some great photo opportunities.

There are two existing launch sites: one at Doug Crane Boat Ramp which offers a nice sandy beach for launching kayaks/canoes, and one in Moultrie Creek at the Shore Drive Boat Ramp which has a brand new canoe and kayak launch complete with floating dock. There are two other launched in different phases of development one at the north end of the trail at the County owned Pomar park which is a sports complex complete with restrooms that will be available to all trail users and another adjacent to the San Sebastian Marina which will provide access to historic downtown St. Augustine.

Whether it is birding, fishing, or just a nice leisurely paddle with a stop at one of the restaurants along the trail in downtown St. Augustine this 5.5 mile trail offers a something for everyone. At high tide the circumnavigation of St. Johns County owned Spengler Island is possible affording excellent views of this property that will be in conservation forever.

St. Johns County Recreation and Parks will be responsible for maintaining the launch sites and St. Johns County Marine Rescue will be responsible for emergency assistance on the water. Fish and Wildlife Commission will be responsible for enforcement.

The amenities on this trail include 2 boat ramps, picnic area, hiking trails, scenic overlook, restrooms, sports fields, and a picnic pavilion. Other amenities that are soon to be available along this trail include a river walk, cultural arts center and a stop over that will provide access to downtown St. Augustine.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF GREENWAYS AND TRAILS

**APPLICATION FOR DESIGNATION
OF PUBLIC LANDS OR WATERWAYS**
AS PART OF THE FLORIDA GREENWAYS AND TRAILS SYSTEM

PROJECT ELIGIBILITY

Public lands and waterways located within the state may be designated by the Department as components of the Florida Greenways and Trails System upon compliance with the requirements of Section 62S-1.400, F.A.C.

CONSENT OF LANDOWNER REQUIRED

Section 260.014, Florida Statutes, provides that “no lands or waterways may be designated as a part of the statewide system of greenways and trails without the specific written consent of the landowner.” Furthermore, if public access is contemplated for any portion of the project, both the owner(s) and the proposed managing entity must provide the Department with written authorization detailing the public access permitted on the project. Accordingly, the sponsor of each project proposed for designation is strongly encouraged to communicate and collaborate with all potentially affected landowners and land managers throughout all stages of the designation process.

GENERAL INSTRUCTIONS

1. All responses on the Application must be typed or legibly printed. If a particular item does not apply to the project, the proper response is “Not Applicable.” Do not leave a response area blank.
2. If additional space is needed for a response, indicate that additional sheets(s) are attached, and identify the information contained within each additional sheet by noting the Application item number to which it relates.
3. All “Required Attachments” listed in the next section of the instructions must be attached to and submitted with the application.
4. Applicants must submit an original Application, one (1) original of each Required Attachment and any other supporting documentation.

GENERAL INSTRUCTIONS
[continued]

5. Do not fax any portion of the Application or attachments to the Office of Greenways and Trails. All faxed information received that relates to a pending application will not be accepted.
6. The Application, together with supporting attachments and documentation, must be mailed or delivered to the following address:

Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd.
Mail Station 795
Tallahassee, Florida 32399-3000

REQUIRED ATTACHMENTS

The following items must be attached to the Application at the time of submittal:

- A. An "Owner Consent," DEP Form #OGT-7, effective July 10, 2003, signed by each record title owner of the property proposed for designation.
- B. A "Management Certificate," DEP Form #OGT-8, effective July 10, 2003, signed by the managing entity of the property proposed for designation.
- C. If available, photographs of various sites and features within the project that show typical landscape characteristics, labeled with location and orientation and cross-referenced to the location map described in the following paragraph.
- D. An accurate location map of sufficient scale and detail to clearly delineate all project property boundaries in relation to other area greenways or trails, county roadways, major topographic features (such as rivers, lakes and power lines) and local government boundaries (if any). The location map must state the length of trails and total project acreage, and should indicate points of interest or special features. When the project provides for public access to existing or proposed trails, the location map must identify the trail alignment, public access points, trailheads and facilities to accommodate the proposed types of public uses over the extent of the trails.

APPLICATION FOR DESIGNATION
OF PUBLIC LANDS OR WATERWAYS

NAME OF PROJECT: San Sebastian/Penna. Park Paddling Trail

PHYSICAL ADDRESS: 1600 Masters Drive

St. Augustine Fl. 32084

COUNTY/COUNTIES: St. Johns County

OWNER OF PROJECT: St. Johns County

PLEASE NOTE: A completed and signed "Owner Consent," DEP Form #OGT-7, effective July 10, 2003, must be attached to this Application at the time of submittal.

CONTACT: Michael D. Wamchick

ADDRESS: 500 San Sebastian View

St. Augustine Fl. 32084

TELEPHONE: (904) 209-0300 FAX: (904) 209-0531

MANAGING ENTITY OF PROJECT: St. Johns County Recreation & Parks

PLEASE NOTE: A completed and signed "Management Certificate," DEP Form #OGT-8, effective July 10, 2003, must be attached to this Application at the time of submittal.

CONTACT: Billy ZEITS

ADDRESS: 2175 Mizell Road

St. Augustine Fl. 32080

TELEPHONE: (904) 209-0333 FAX: (904) 209-0321

PROJECT SUBMITTED BY (Check one): OWNER MANAGING ENTITY

TYPE OF PROJECT (Check One):

National park, forest or trail, preserve, seashore, wildlife refuge, wild scenic river, military reservation, Native American Lands, or other (describe): _____

State park unit, forest, recreation area, submerged land, wildlife management area, historical or archaeological site, ornamental or botanical garden, university system property, museum or other special feature site, public game area, preserve, or other (describe): _____

Lands owned by a port authority, flood control district, water management district, navigation district or other agency created by general or special law (describe): _____

Local government conservation or recreation land, urban open space area or other (describe):
The launching sites are operated by St. Johns County Recreation & Parks

Please attach a location map and general description of the lands and/or waterways proposed for designation, including the length of trails, total acreage and points of interest or special features. If trails will be available for public access, please identify the trail alignment, public access points, trailheads, and facilities to accommodate the proposed types of public uses over the length of the trail(s). Photographs and printed brochures or other information may also be attached, if available.

The undersigned hereby certify that the Project consists solely of Public Conservation or Recreation Lands or Waterways, as that term is defined in Section 62S-1.100(19), F.A.C., and that the undersigned will negotiate with the Office of Greenways and Trails to formulate and thereafter enter into a mutually satisfactory designation agreement to govern the Project's participation in the Florida Greenways and Trails System.

SIGNATURES OF SUBMITTING PARTY(IES):

William H. Zeb Billy Zeits
Wil Smith Wil Smith
Assistant Director

DATE: 11/18/08

DATE: 11/18/08

DATE: _____

OWNER MANAGING ENTITY (CHECK ONE)

Return Completed and Signed Application To:

Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd., Mail Station 795
Tallahassee, FL 32399-3000
Telephone: (850) 245-2052

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF GREENWAYS AND TRAILS**

**MANAGEMENT CERTIFICATE
FOR DESIGNATION OF LANDS OR WATERWAYS AS PART OF THE
FLORIDA GREENWAYS AND TRAILS SYSTEM**

TO: Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd., Mail Station 795
Tallahassee, FL 32399-3000

RE: San Sebastian / Pomar Park Paddling Trail
Name of Project

1600 Masters Drive St. Augustine Fl. 32084
Address or Location of Project

FROM: St. Johns County Recreation & Parks
Name of Managing Entity

Billy Zeits / Natural Resource Supervisor
Name of Contact/Representative

2175 Mizell Road
Address of Managing Entity

St. Augustine Fl. 32080
City, State and Zip Code

(904) 209-0333
Telephone Number

(904) 209-0321
Facsimile Number

St. Johns County
Name of Owner of Property Proposed for Designation**

500 San Sebastian View
Address of Owner of Property Proposed for Designation

St. Augustine Fl. 32084
City, State and Zip Code

(904) 209-0350
Telephone Number

(904) 209-0531
Facsimile Number

** Attach additional sheet(s) if more than one owner

The undersigned Managing Entity hereby ratifies and confirms:

- (1) That it is willing to manage the Project following its designation by the Department of Environmental Protection as part of the Florida Greenways and Trails System;
- (2) That management of the project will be based on and proceed in accordance with the terms and conditions of the following:
 - (a) Existing leases, subleases, management plans, licenses, easements or other agreements or encumbrances previously executed and currently in effect for any portion of the lands or waterways located within the Project; and
 - (b) A designation agreement to be negotiated among and executed by the undersigned Managing Entity, the Owner(s) of the lands or waterways proposed for designation and the Secretary of the Department of Environmental Protection, which designation agreement shall be subordinate to any existing leases, agreements or other encumbrances described in paragraph (a) above.
- (3) That in the event the undersigned ceases to be the Managing Entity of the Project or if the aforementioned designation agreement is amended, rescinded or otherwise terminated for any reason, the undersigned will notify the Department's Office of Greenways and Trails within five (5) business days following the occurrence of any such event.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be signed as of the date set forth below.

MANAGING ENTITY

St. Johns County Recreation & Parks
[Print Name of Managing Entity]

By: William H. Zeits

Print Name: Billy Zeits

Title: Natural Resource Supervisor

Date: 11/18/08

DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF GREENWAYS AND TRAILS

OWNER CONSENT

TO DESIGNATION OF LANDS OR WATERWAYS AS PART OF THE
FLORIDA GREENWAYS AND TRAILS SYSTEM

TO: Office of Greenways and Trails
Department of Environmental Protection
3900 Commonwealth Blvd., Mail Station 795
Tallahassee, FL 32399-3000

RE: San Sebastian / Pomar Park Paddling Trail
Name of Project
1600 Masters Drive St. Augustine Fl. 32084
Address or Location of Project

FROM: St. Johns County
Name of Owner(s)
500 San Sebastian View
Address, City, State and Zip Code of Owner(s)
(904) 709-0350 Telephone No. (904) 209 0531 Facsimile No.

The undersigned Owner(s) of fee simple title in and to the lands and/or waterways described on the attached Exhibit "A," all of which lie within the project boundary of the above-named greenways and trails project, hereby consents to designation of said lands and/or waterways as part of the Florida Greenways and Trails System. By execution of this consent, the undersigned confirms said Owner(s)' willingness to negotiate with representatives of the Department of Environmental Protection to formulate a mutually satisfactory designation agreement to govern participation of the Owner(s)' lands and/or waterways in the Florida Greenways and Trails System.

DATE: _____

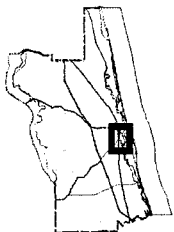
OWNER(S) OF LANDS OR WATERWAYS:

[Printed Name of Owner]

[Signature of Owner]

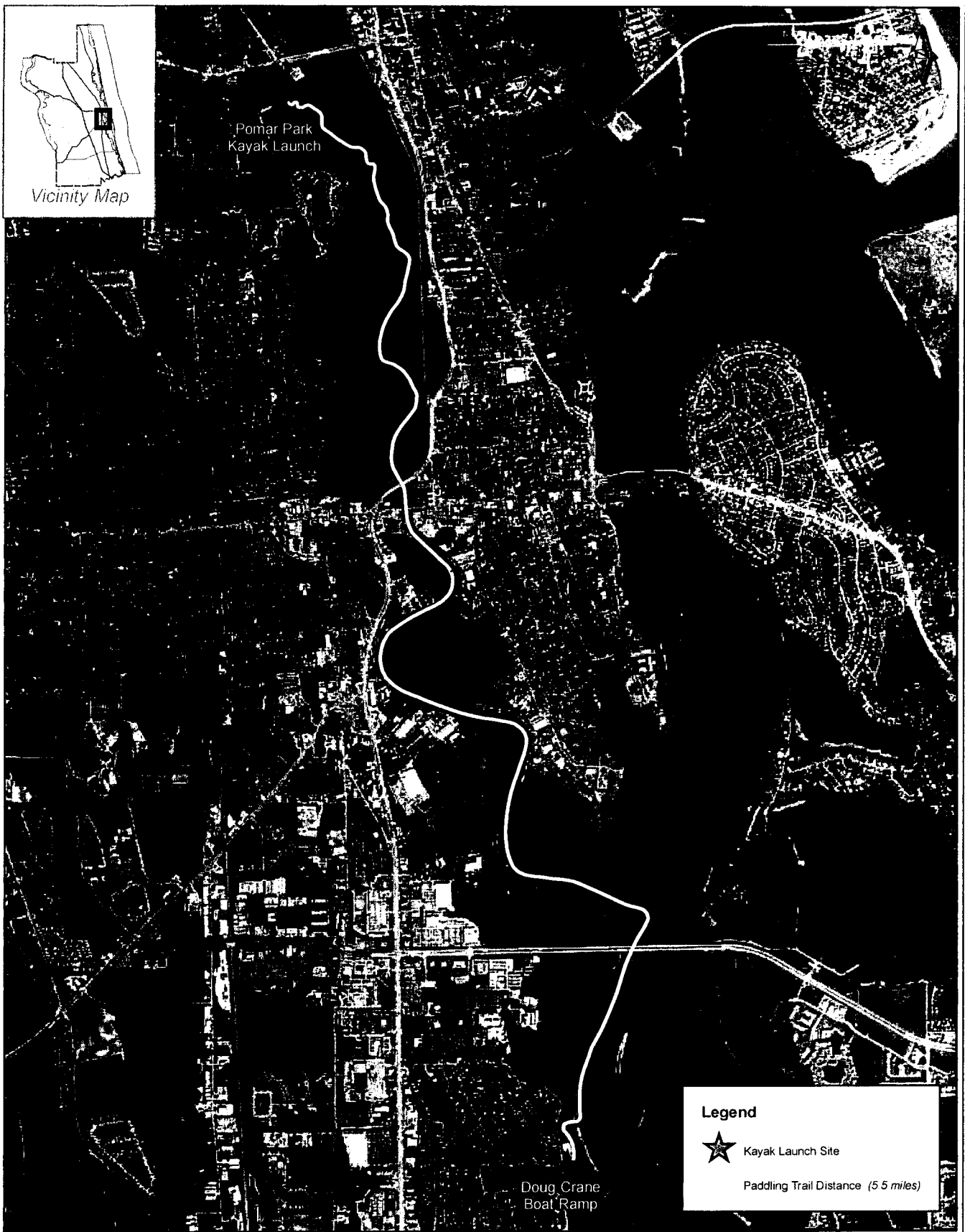
[Printed Name of Owner]

[Signature of Owner]



Vicinity Map

Pomar Park
Kayak Launch



Doug Crane
Boat Ramp

Legend



Kayak Launch Site

Paddling Trail Distance (5.5 miles)



Disclaimer: This map is for reference use only. Data provided are derived from multiple sources with varying levels of accuracy. The St. Johns County GIS disclaims all responsibility for the accuracy or completeness of the data shown hereon.

Pomar Park/San Sebastian

St. Johns County, Florida
Office of Greenways & Trails
Paddling Trails Programs