

RESOLUTION NO. 2009- 340

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TRANSFER OF CERTAIN COUNTY OWNED PROPERTY TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR PROPERTY NEEDED FOR THE STATE ROAD 313 FLYOVER AT NORTHWOOD DRIVE AND THE RAILROAD TRACKS, AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO EXECUTE THE DONATION OF PROPERTY AND THE COUNTY DEED.

RECITALS

WHEREAS, the State of Florida Department of Transportation has presented to the County a Donation of Property to the Florida Department of Transportation, attached hereto as Exhibit "A", incorporated by reference and made a part hereof; and

WHEREAS, the County has prepared a County Deed, attached here to as Exhibit "B", incorporated by reference and made a part hereof, reserving a Permanent Easement for stormwater drainage purposes for the Fox Creek Regional Pond; and

WHEREAS, the State of Florida Department of Transportation (FDOT) proposes to construct and/or improve State Road 313, Section No. 78006, F.P. No. 2102302, in St. Johns County, Florida; and

WHEREAS, it is necessary that certain lands now owned by St. Johns County, Florida, be acquired by FDOT for the construction of the State Road 313 flyover at the Northwood Drive and the railroad tracks.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Johns County, Florida, as follows:

Section 1. The above Recitals are incorporated by reference into the body of this Resolution and such Recitals are adopted as findings of fact.

Section 2. The Board of County Commissioners hereby approves the transfer of County owned property for the flyover of State Road 313 and authorizes the County Administrator, or designee, to execute the Donation of Property to the Florida Department of Transportation and the County Deed, and take all steps necessary to move forward to close this transaction.

Section 3. To the extent that there are typographical and/or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

Section 4. The Clerk is instructed to record the Donation of Property to the Florida Department of Transportation and the County Deed in the Public Records of St. Johns County, Florida.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 1st day of December, 2009.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: 

Chair

ATTEST: Cheryl Strickland, Clerk

By: 

Deputy Clerk

RENDITION DATE 12/3/09



EXHIBIT "A" TO RESOLUTION

575-030-12
RIGHT OF WAY
06/99

Donation of Property to the Florida Department of Transportation

Florida Department of Transportation
Attn: J.B. Jordan, District R/W Manager
1109 South Marion Avenue-MS 2020
Lake City, Florida 32025-5874

ITEM/SEGMENT NO.: 2102302
MANAGING DISTRICT: Two
F.A.P. NO.: N/A
STATE ROAD NO.: 313
COUNTY: ST. JOHNS
PARCEL NO.: 102.1
INTEREST CONVEYED: Fee Simple

This is to advise that the undersigned, as owner of the property or property interest referenced above and as shown on Right of Way maps for referenced project, desires to make a voluntary donation of said property or property interest to the State of Florida for the use and benefit of the Florida Department of Transportation.

The undersigned hereby acknowledges that he/she has been fully advised by a Department representative of his/her right to have the referenced property or property interest appraised, to accompany the appraiser during the appraisal inspection of the property, to receive full compensation for the above referenced property, and to receive reimbursement for reasonable fees and costs incurred, if any. Having been fully informed of the above rights, I hereby waive those rights unless otherwise noted below.

Owner's Signature

St. Johns County, Florida
Type or Print Property Owner's Name

Street Address

City, State, Zip Code

Date

Exhibit "A"

SECTION 76006
F.P. NO. 2102302

STATE ROAD NO. 313

ST. JOHNS COUNTY

PARCEL NUMBER 102

FEE SIMPLE LIMITED ACCESS

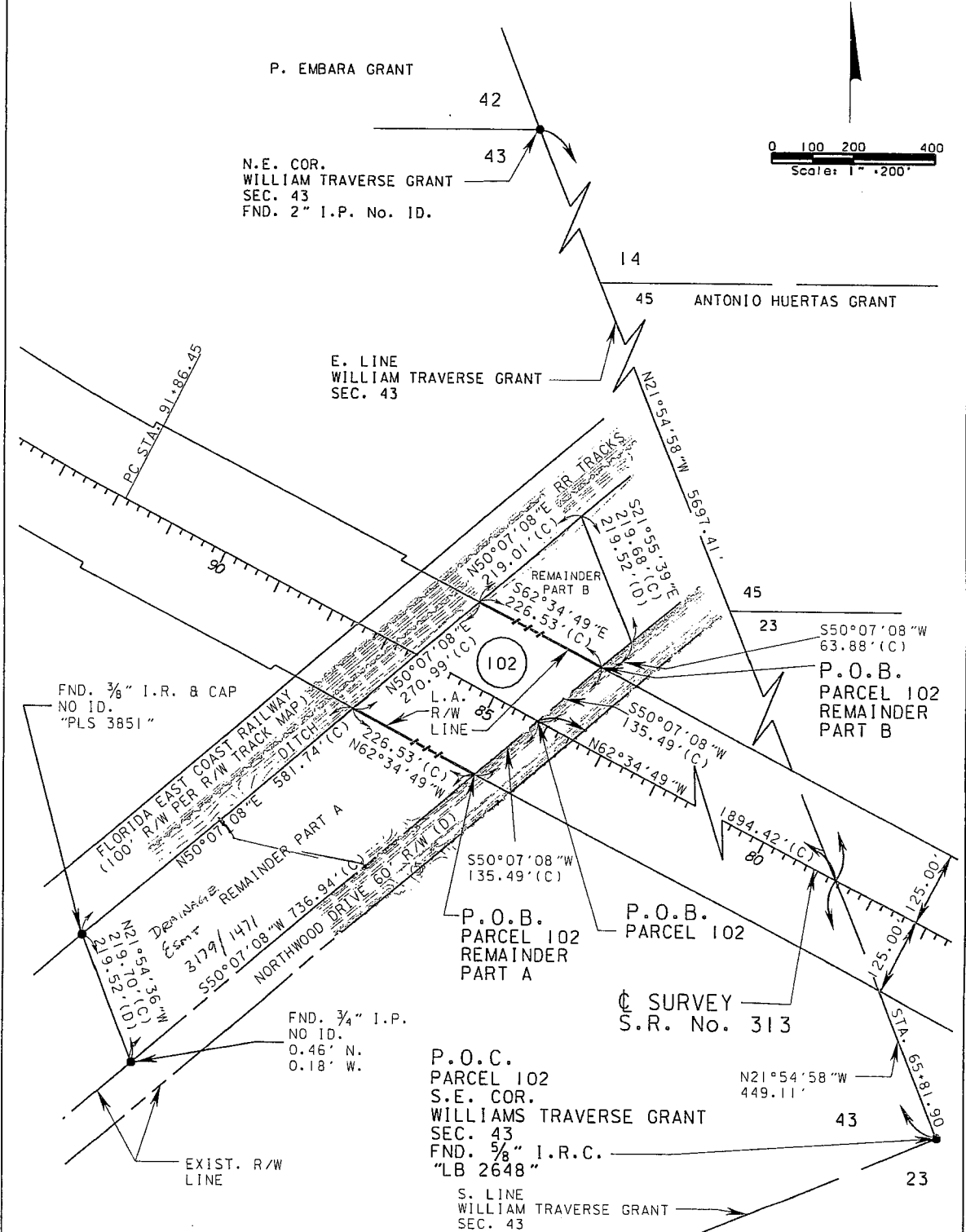
A PART OF THE WILLIAM TRAVERSE GRANT, SECTION 43, TOWNSHIP 7 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THE WILLIAM TRAVERSE GRANT, SECTION 43, TOWNSHIP 7 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA; THENCE RUN NORTH 21°54'58" WEST ALONG THE EAST LINE OF SAID SECTION 43, A DISTANCE OF 449.11 FEET TO AN INTERSECTION WITH THE CENTERLINE OF SURVEY OF STATE ROAD NO. 313 (AS PER F.D.O.T. CONTROL SURVEY SECTION 78006, F.P. NO. 2102302); THENCE NORTH 62°34'49" WEST, ALONG SAID CENTERLINE OF SURVEY, A DISTANCE OF 1894.42 FEET TO A POINT ON THE NORTHERLY EXISTING RIGHT OF WAY LINE OF NORTHWOOD DRIVE (A SIXTY FOOT RIGHT OF WAY AS PER OFFICIAL RECORDS BOOK 812 PAGE 558 OF THE CURRENT PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA) FOR A **POINT OF BEGINNING**; THENCE DEPARTING SAID CENTERLINE OF SURVEY SOUTH 50°07'08" WEST, ALONG SAID NORTHERLY EXISTING RIGHT OF WAY LINE, A DISTANCE OF 135.49 FEET; THENCE NORTH 62°34'49" WEST, DEPARTING SAID NORTHERLY EXISTING RIGHT OF WAY LINE, 226.38 FEET TO A POINT ON THE SOUTHERLY EXISTING RIGHT OF WAY LINE OF THE FLORIDA EAST COAST RAILWAY (A ONE HUNDRED FOOT RIGHT OF WAY AS PER FLORIDA EAST COAST RAILWAY RIGHT OF WAY TRACK MAP); THENCE NORTH 50°07'08" EAST, ALONG SAID SOUTHERLY EXISTING RIGHT OF WAY LINE, A DISTANCE OF 270.99 FEET; THENCE SOUTH 62°34'49" EAST, DEPARTING SAID SOUTHERLY EXISTING RIGHT OF WAY LINE, A DISTANCE OF 226.38 FEET TO A POINT ON SAID NORTHERLY EXISTING RIGHT OF WAY LINE OF NORTHWOOD DRIVE; THENCE SOUTH 50°07'08" WEST, ALONG SAID NORTHERLY EXISTING RIGHT OF WAY LINE, A DISTANCE OF 135.49 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 1.299 ACRES, MORE OR LESS.

TOGETHER WITH ALL RIGHTS OF INGRESS, EGRESS, LIGHT, AIR AND VIEW BETWEEN THE GRANTOR'S REMAINING PROPERTY AND ANY FACILITY CONSTRUCTED ON THE ABOVE DESCRIBED PROPERTY.

SECTION 43, T-7-S, R-29-E
ST. JOHNS COUNTY, FLORIDA
TAKING AREA AND REMAINDER AREAS



SEE SHEET 1 OF 5 FOR NOTES AND LEGEND
SEE SHEETS 3-5 OF 5 FOR LEGAL DESCRIPTIONS

THIS IS NOT A SURVEY


RIGHT OF WAY PARCEL SKETCH	S.R. No. 313		F.P. No. 2102302
	STATE ROAD No. 313 AT NORTHWOOD DRIVE		PARCEL NO. 102
JOHN A. ANDERBERG, P.S.M. PROFESSIONAL SURVEYOR & MAPPER NO. 5881 (NOT VALID UNLESS SIGNED AND SEALED)	DRMP PROJECT NO. 05-0609.000	SHEET 2 OF 5	02-14-08
			SCALE: 1" = 200'
			CHECKED: JAA
	REVISION	BY	DATE
			SKETCH PREPARED BY:  DRMP ENGINEERS-SURVEYORS-PLANNERS-SCIENTISTS 4540 SOUTHSIDE BLVD., SUITE 1001 JACKSONVILLE, FL 32216 (904) 641-0123 CERTIFICATE OF AUTHORIZATION No. 2648

EXHIBIT "B" TO RESOLUTION

03-BSD.03-Date: September 21, 2009

T. S. # 07-0194-33-2
R/W Map Sheet # N/A
Tax Parcel No. 096560-0040

This instrument prepared by
or under the direction of:
David M. Robertson
Chief Counsel District Two
Florida Department of Transportation
1109 South Marion Avenue
Lake City, Florida 32025-5874

PARCEL NO. 102.1
SECTION 78006
F.P. NO. 2102302
STATE ROAD NO. 313
COUNTY OF ST. JOHNS

COUNTY DEED

THIS DEED, made this _____ day of _____, 20____, by ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, 4020 Lewis Speedway, Suite 1200, St. Augustine, Florida 32084, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, grantee: (Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors, and assigns of organizations).

WITNESSETH: That the grantor, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, receipt and sufficiency being hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in St. Johns County, Florida, more particularly described as:

SEE **Exhibit "A"**, attached hereto and by reference made a part hereof.

TOGETHER with all tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

Reserving unto the Grantor a Permanent Easement for stormwater drainage purposes along the Northwesterly 33.00' of the attached described lands (Exhibit "A"). Said 33.00' being measured at right angles to the Southeasterly Right of Way line of the Florida East Coast Railway (a 100.00 Right of Way per R/W Track Map).

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Board of County Commissioners acting by the Chairperson or Vice-Chairperson of said Board, the day and year aforesaid.

ATTEST: _____

Print Name: _____
Clerk (or Deputy Clerk)

ST. JOHNS COUNTY, FLORIDA
By Its Board of County Commissioners

BY: _____

Print Name: _____
Its Chairperson
(or Vice-Chairperson)

STATE OF FLORIDA

COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this _____ day of _____, 20____, by _____, Chairperson (or Vice-Chairperson), who is personally known to me or who has produced _____ as identification.

Print Name: _____
Notary Public
My Commission Expires: _____

Exhibit "A"

SECTION 76006
F.P. NO. 2102302

STATE ROAD NO. 313

ST. JOHNS COUNTY

PARCEL NUMBER 102

FEE SIMPLE LIMITED ACCESS

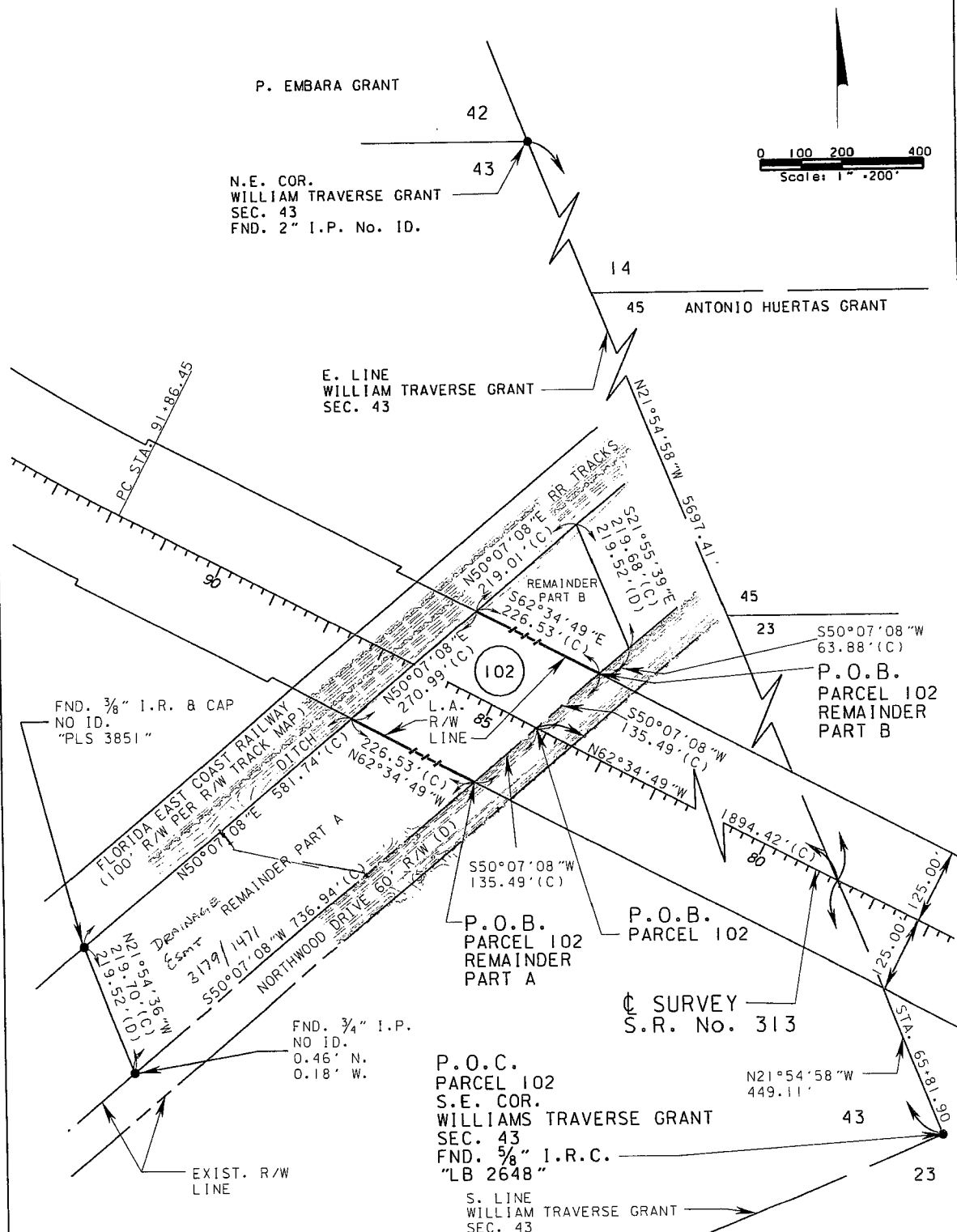
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