

RESOLUTION 2015-260

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY UNDESIGNATING A PORTION OF NOCATEE PARKWAY, A ROAD WITHIN THE COUNTY ROADWAY SYTEM, AS A LIMITED ACCESS FACILITY FROM THE THEORETICAL GORE OF THE WESTBOUND OFF RAMP OF CROSSWATER PARKWAY (APPROXIMATELY 2300' FEET EAST OF CROSSWATER PARKWAY) TO THE EXISTING TERMINUS OF LIMITED ACCESS DESIGNATION (APPROXIMATELY 1700' WEST OF DAVIS PARK ROAD).

WHEREAS, Nocatee Parkway from the Duval County line to approximately 1700' west of Davis Park Road, is a Road within the County Roadway System, platted and dedicated to St. Johns County in Plat Book 58, Page 26.

WHEREAS, a portion of Nocatee Parkway from the Duval County line to approximately 1700' west of Davis Park Road, is designated by the St. Johns County Board of County Commissioners as a limited access facility, pursuant to section 338.01, Florida Statutes, to allow high-speed and high-volume traffic movements;

WHEREAS, pursuant to section 316.091, Florida Statutes, bicycles, or any other vehicle which by its design or condition is incompatible with the safe and expedient movement of traffic are not permitted to operate on limited access facilities;

WHEREAS, pursuant section 336.02, Florida Statutes, the St. Johns County Board of County Commissioners are invested with the general superintendence and control of the county roads and structures within St. Johns County, and the board may establish new roads, change and discontinue old roads, and keep the roads in good repair;

WHEREAS, pursuant to section 336.08, Florida Statutes, the St. Johns County Board of County Commissioners may establish, locate, change, or discontinue public county roads by resolution;

WHEREAS, the designation of Limited Access Facilities is a planning level determination of a local government;

WHEREAS, St. Johns County finds the best interest of the public is served by undesignating a portion of Nocatee Parkway as a limited access facility;

WHEREAS, "Travel Lanes" shall be the same as determined in the Florida Department of Transportation Plans Preparation Manual;

WHEREAS, "Clear Zone" shall be the same as determined in the Florida Department of Transportation Plans Preparation Manual and is the relatively flat unobstructed area that is to be provided for safe use by errant vehicles;

WHEREAS, it is the intent that the travel lanes and associated clear zone of Nocatee Parkway from the Duval County line to the theoretical gore of the westbound off-ramp to Crosswater Parkway (2300' east of Crosswater Parkway) remains as a limited access facility, subject to the restrictions in section 316.091, Florida Statutes; and

WHEREAS, the travel lanes and associated clear zone of the dedicated eastbound on-ramp and the dedicated westbound off-ramp to Crosswater Parkway will no longer be designated as limited access ramps.

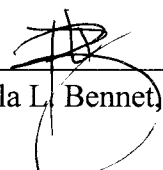
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY:

1. The above recitals are adopted and incorporated as findings of fact.
2. Undesignation of Limited Access. The travel lanes and associated clear zone of Nocatee Parkway, as approved in Resolution 2006-217 and recorded in Plat Book 58, Page 26, from the theoretical gore of the westbound off ramp of Crosswater Parkway (approximately 2300' feet east of Crosswater Parkway) to the existing terminus of limited access designation (approximately 1700' west of Davis Park Road), and the travel lanes and associated clear zone of the dedicated westbound off-ramp from the theoretical gore to Crosswater Parkway and the travel lanes and associated clear zone of the dedicated eastbound on-ramp from Crosswater Parkway (Valley Ridge Boulevard) to the theoretical gore of Nocatee Parkway, previously designated as a limited access facility in Resolution 2006-217, is hereby no longer designated as a limited access facility pursuant to the authority granted in section 336.02, 336.08, and section 338.01, Florida Statutes.
3. Remaining portion of Limited Access. The mainline of Nocatee Parkway, as approved in Resolution 2006-217 and recorded in Plat Book 58, Page 26, from the Duval County Line to the theoretical gore of the westbound off-ramp to Crosswater Parkway (2300' east of Crosswater Parkway), remains designated as a limited access facility subject to the restrictions in section 316.091, Florida Statutes. Portions of the right-of-way outside of the travel lanes and clear zone not specified in the above section two (2) of this Resolution remain designated as limited access subject to the restrictions in section 316.091, Florida Statutes.
4. Effective Date. This Resolution shall be effective fifteen (15) days after passage and adoption of this Resolution.

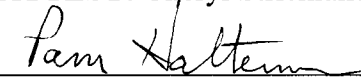
5. Contingent on Recordation of Easements. A five foot (5') non-access easement and along the northern boundary and along the southern boundary of Nocatee Parkway, as depicted in Plat Book 58, Page 26, from the theoretical gore of the westbound off ramp of Crosswater Parkway (approximately 2300' feet east of Crosswater Parkway) to the existing terminus of limited access designation (approximately 1700' west of Davis Park Road) shall be recorded in the Official Records of St. Johns County.
6. Signage. The County shall develop and post signs encouraging safe and shared use of the facility.
7. Scriveners Errors. To the extent that there are typographical, scriveners 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.
8. Effect of Invalidity. In the event that any portion of this Resolution is declared invalid, unenforceable, or unconstitutional by a valid judgment or decree of any court of competent jurisdiction, the provisions in section two (2) shall be void and the entirety of Nocatee Parkway from the Duval County line to approximately 1700 feet west of Davis Park Road, shall remain designated as a limited access facility subject to the restrictions in section 316.091, Florida Statutes.

PASSED AND ADOPTED this 01 day of September 2015

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

BY: 
Priscilla L. Bennet, Chair

ATTEST: Cheryl Strickland


Deputy Clerk



THE ST. AUGUSTINE RECORD

COF NOTICE OF A PUBLIC HEARING OF THE ST. JOHNS COUNTY BOARD OF COUNTY COMMISSIONERS

MINUTES AND RECORDS
500 SAN SEBASTIAN VIEW
SAINT AUGUSTINE FL 32084

Ref.#: L2295-15
P.O.#: L2295-15

PUBLISHED EVERY MORNING SUNDAY THRU SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared NICOLE CORRIVEAU

who on oath says that he/she is an Employee of the St. Augustine Record,

a daily newspaper published at St. Augustine in St. Johns County, Florida;

that the attached copy of advertisement being a NOTICE OF HEARING

In the matter of NOCATEE PKWY RESOLUT - HEARING SEPTEMBER 1, 2015

was published in said newspaper on 08/19/2015

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore has been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, for a period of one year preceding the first publication of the copy of advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this AUG 19 2015 day of

by Nicole Corriveau who is personally known to me or who has produced as identification

[Handwritten signature of Notary Public]

(Signature of Notary Public)



(Seal)

SHAWNE' H ORDONEZ
MY COMMISSION # EE212986
EXPIRES July 01, 2016

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of St. Johns County, Florida, will hold a public hearing to consider adoption of the following proposed resolution at a regular meeting on Thursday, September 1, 2015, at 9:00 a.m. in the County Auditorium of the County Administration Building, 500 San Sebastian View, St. Augustine, Florida:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY UNDESIGNATING A PORTION OF NOCATEE PARKWAY, A ROAD WITHIN THE COUNTY ROADWAY SYSTEM, AS A LIMITED ACCESS FACILITY FROM THE WEST END OFF RAMP TO THE WEST END OFF RAMP (WEST OF CROSS STREET) TO THE EXISTING TERMINUS OF LIMITED ACCESS DESIGNATION (APPROXIMATELY 1700' WEST OF DAVIS PARK ROAD)

The proposed resolution is on file in the office of the Clerk of the Board of County Commissioners at the County Administration Building, 500 San Sebastian View, St. Augustine, Florida, and may be examined by parties interested prior to the said public hearing. Please note that the proposed resolution is subject to revision prior to the hearing or adoption. All parties having any interest in said resolution will be afforded an opportunity to be heard at the public hearing.

If a person decides to appeal any decision made with respect to any matter considered at the hearing, such person will need a record of the proceedings, and for such purposes he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

NOTICE TO PERSONS NEEDING SPECIAL ACCOMMODATIONS AND TO ALL HEARING IMPAIRED PERSONS: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the proceedings should contact the ADA Coordinator at (904) 209-0630 at the St. Johns County Administration Building, 500 San Sebastian View, St. Augustine, Florida. Impaired Individuals: Florida Relay Service: 1-800-955-8770, no later than 5 days prior to the date of the meeting.

ST. JOHNS COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND, ITS CLERK
By: Yvonne King, Deputy Clerk
L2295-15 Aug 19, 2015