RESOLUTION NO. 2022-241

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING TWO GRANT OF EASEMENTS FOR INGRESS AND EGRESS OVER MARKETPLACE DRIVE AND RESORT WAY LOCATED OFF STATE ROAD 207.

RECITALS

WHEREAS, St. Augustine Marketplace Association, Inc., a Florida corporation, has executed and presented to the County a Grant of Easement for ingress and egress over Marketplace Drive located off State Road 207, attached hereto as Exhibit "A", incorporated by reference and made a part hereof; and

WHEREAS, St. Augustine Marketplace Association, Inc., a Florida corporation, has executed and presented to the County a Grant of Easement for ingress and egress over Resort Way located off State Road 207, attached hereto as Exhibit "B", incorporated by reference and made a part hereof; and

WHEREAS, St. Johns County Utility Department has reviewed and approved the documents mentioned above, as stated in a memo attached hereto as Exhibit "C," incorporated by reference and made a part hereof.

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 above described two Grant of Easements, attached and incorporated hereto, are hereby accepted by the Board of County Commissioners.
- Section 3. To the extent that there are typographical, scriveners or administrative errors that <u>do not</u> 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 of the Circuit Court is instructed to record the original two Grant of Easements in the Public Records of St. Johns County, Florida.

PASSED AND ADOPTED this 19 day of July, 2022.

BOARD OF COUNTY COMMISSIONERS ST. JOHNS COUNTY, FLORIDA

By: ______ Henry Dean, Chair

ATTEST: Brandon J. Patty, Clerk of the

Circuit Court & Comptroller

Deputy Clerk

Rendition Date__

Prepared by: St. Johns County 500 San Sebastian View St. Augustine, Florida 32084

GRANT OF EASEMENT (Marketplace Drive)

THIS INDENTURE, is made this <u>30</u> day of <u>50</u>, 2021, between ST. AUGUSTINE MARKETPLACE ASSOCIATION, INC, a Florida not-for-profit corporation, whose address is 2493 State Road 207, St. Augustine, Florida 32084 (hereinafter called GRANTOR) and ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose address is 500 San Sebastian View, St. Augustine, Florida 32084 (hereinafter called GRANTEE).

WHEREAS, this is to certify that Grantor is the lawful owner in fee simple of the lands known as Marketplace Drive Extension within the St. Augustine Marketplace development and described in **Exhibit "A"**, incorporated by reference and made a part hereof. All utilities for water, sewer, and reuse shall remain privately owned and the sole and exclusive property of Grantor, its successors and assigns, and no part of said utilities is dedicated to St. Johns County or the public. The Grantor, its successors and assigns, and future individual property owners shall each provide separate written instruments to the utility provider for installation and maintenance (including ingress and egress) of utility improvements that are necessary or beneficial to the future owner of any lots described herein.

WITNESSETH: That Grantor, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to them, in hand paid by Grantee, the receipt of which is hereby acknowledged, has granted, bargained, sold and conveyed to the Grantee, its successors and assigns, a non-exclusive ingress and egress easement over the land situate in St. Johns County, Florida to wit:

Property as described on attached **EXHIBIT "A"**, incorporated by reference and made a part hereof.

TO HAVE AND TO HOLD, unto Grantee, its successors and assigns for the purposes aforesaid. Said Grantor is lawfully seized of said land in fee simple and thereby has the authority to grant said easement.

Page 2 **Grant of Easement**

IN WITNESS WHEREOF, the said Grantor has hereunto set hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

ST. AUGUSTINE MARKETPLACE ASSOCIATION, INC, a Florida not-for-profit corporation

Name: John Alexon Its: President

STATE OF FLORIDA

COUNTY OF S+ Johns

The foregoing instrument was acknowledged before me by means of (check one) physical presence or \square online notarization, this 30 day of \square online notarization, this \square day of \square Alexon, the President of St. Augustine Marketplace Association, Inc., a Florida not-for-profit corporation, on behalf of the association. He (check one) is personally known to me or has produced a valid Florida driver's license as identification.

Theresa Scalise Expires 1/30/2023 Notary Public, State and County aforesaid Name: Theresa Scalise Commission Expires: 113012033 My Commission Number is: 66296937

MAP SHOWING SKETCH OF

THAT CERTAIN TRACT OR PARCEL OF LAND BEING A PART OF SECTIONS 3, 4, 9 AND 10, ALL LYING WITHIN TOWNSHIP 8 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SAID SECTION 4, THENCE NORTH 89°77'77"ALONG THE AFORESAID SECTION LINE DIVIDING SECTION 3 AND SECTION 10, A DISTANCE OF 90.13 FEET TO A POINT SITUATE ON THE NORTHWESTERLY RIGHT OF WAY LINE OF STATE ROAD NO. 207 (VARIABLE WIDTH RIGHT OF WAY), SAID POINT ALSO BEING THE POINT OF BEGINNING.

ROAD NO. 207 (VARIABLE WIDTH RIGHT OF WAY), SAID POINT ALSO BEING THE POINT OF BEGINNING.

PROM THE POINT OF BEGINNING THUS DESCRIBED, THENCE SOUTH 36°29'45" WEST ALONG THE AFORESAID RIGHT OF WAY LINE, A DISTANCE OF 199.02 FEET; THENCE NORTH 0704'16" WEST, ALONG THE EASTERLY LINE OF THE LANDS DESCRIBED IN OFFICIAL RECORDS 800K 3795, PAGE 743 OF THE PUBLIC RECORDS OF SAID COUNTY, A DISTANCE OF 61.60 FEET; THENCE NORTH 57°35'01" WEST, A DISTANCE OF 57.42 FEET; TO THE POINT OF NON-TANGENT CURVATURE OF A CURVE CONCAVE SOUTHERLY AND HAVING A RADIUS OF 440.00 FEET; THENCE AROUND AND ALONG THE ARC OF SAID CURVE A DISTANCE OF 51.60 FEET; THENCE HORTH 57°35'01" WEST, A DISTANCE OF 61.60 FEET; THENCE SOUTH BO'27'01", SAID ARC BEING SUBTENDED BY CHORD BEARING AND DISTANCE OF FORTH 86°47'50" WEST, 20.66 FEET THENCE SOUTH 86°37'04" WEST, A DISTANCE OF 440.75 FEET; THENCE SOUTH 80°27'04" WEST, A DISTANCE OF 50.20 FEET; THENCE SOUTH 80°27'04" WEST, A DISTANCE OF 50.20 FEET; THENCE SOUTH 80°27'04" WEST, A DISTANCE OF 50.20 FEET; THENCE SOUTH 80°27'04" WEST, A DISTANCE OF 50.20 FEET; THENCE SOUTH 80°27'04" WEST, A DISTANCE OF 50.20 FEET; THENCE SOUTH 80°27'04" WEST, A DISTANCE OF 50.20 FEET; THENCE SOUTH 80°27'04" WEST, ADISTANCE OF 50.20 FEET; THENCE SOUTH 80°20'05'04", SAID AND SOUTH 80°27'04" WEST, ADISTANCE OF 50.20 FEET; THENCE SOUTH 80°27'04" WEST, ADISTANCE OF 50.20 FEET; THENCE SOUTH 80°27'04" WEST, ADISTANCE OF 50.20 FEET; THENCE SOUTH 80°20'05'24", SAID AND SOUTH 80°20'05'25'05'05'05'25'05'05'05'25'05'05'25'05'05'25'05'05'25'05'05'25'05'05'05'05'05'05'05'05'0

CONTAINING 8.38 ACRES AND/OR 364,986 SQUARE FEET MORE OR LESS.

CERTIFIED TO:

AHK LLLP St Augustine Marketplace Association, Inc.

General Notes

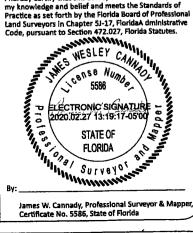
- This is a Map showing Sketch.
- Bearings are based on the North Line of the South 1/2 of the North 1/2 of the Southeast 1/4 of Section 4, bein
 the State Plane Grid Bearing of S 89° 27° 12" W, as per survey by Clarson and Associates, Inc., Dated June 30, 2019.
- There may be Restrictions or Easements that are not shown on this map that may be found in the Public ords of this County or evidenced by Title examination.
- 4. This Sketch was performed without the benefit of a Title Commitment.
- The Property shown hereon embraced by heavy lines is based on a Legal Description prepared by Undersigning
- This sketch does not reflect or determine Ownership
- This sketch does not show any improvements
- This sketch was created by utilized surveys and information provided by client. The resource surveys are as follows: 1) Boundary Survey by Clarson and Associates, Inc., Dated: June 18, 2010, Drawing #B-2263-10 2)
 Boundary & Topegraphic Survey by Clarson and Associates, Inc., Dated: June 30, 2019, Project #17-005. 3) Survey by Croasted! Company, Dated: April 26, 2019, Job #65284. 4) Sketch by Croastel! Company, Dated: August 30, 2019, Declaration-Map.

2988 Plummer Cove Road Jacksonville, Florida 32223 Phone: (904) 647-6943 Licensed Business No.: 7080 EMAIL: wes@cannadysurvey.com JW Cannady

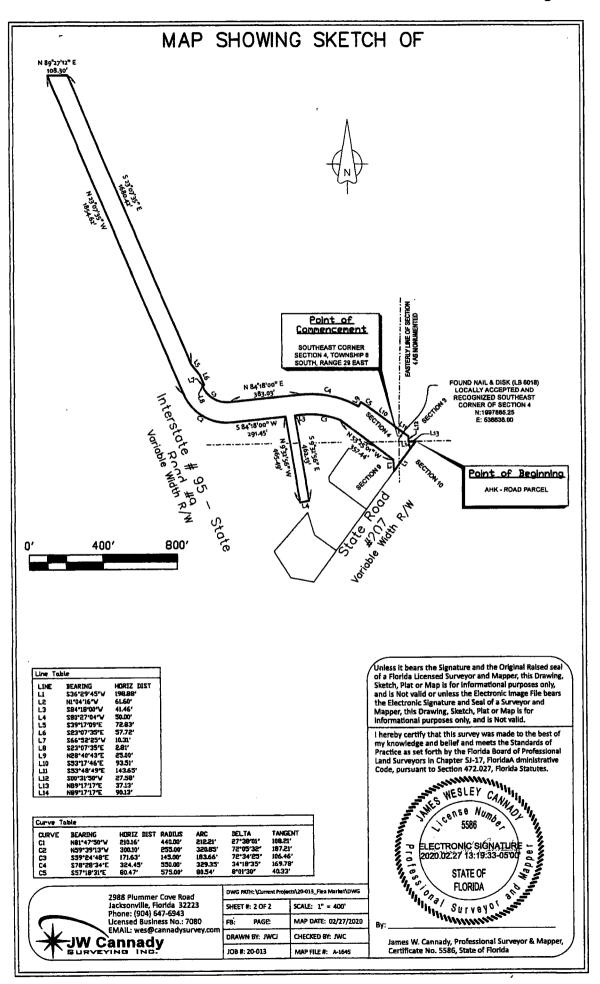
	DWG PATH: \Current Projects\20-013_Flea Market\DWG	
	SHEET #: 1 OF 2	SCALE: 1" = 400'
	FB: PAGE:	MAP DATE: 02/27/2020
	DRAWN BY: JWCJ	CHECKED BY: JWC
	JO8 #: 20-013	MAP FILE #: A-1645

Unless it bears the Signature and the Original Raised sea of a Florida Licensed Surveyor and Mapper, this Drawing, Sketch, Plat or Map is for informational purposes only, and is Not valid or unless the Electronic Image File bears the Electronic Signature and Seal of a Surveyor and Mapper, this Drawing, Sketch, Plat or Map is for Informational purposes only, and is Not valid.

I hereby certify that this survey was made to the best of my knowledge and belief and meets the Standards of



James W. Cannady, Professional Surveyor & Mapper



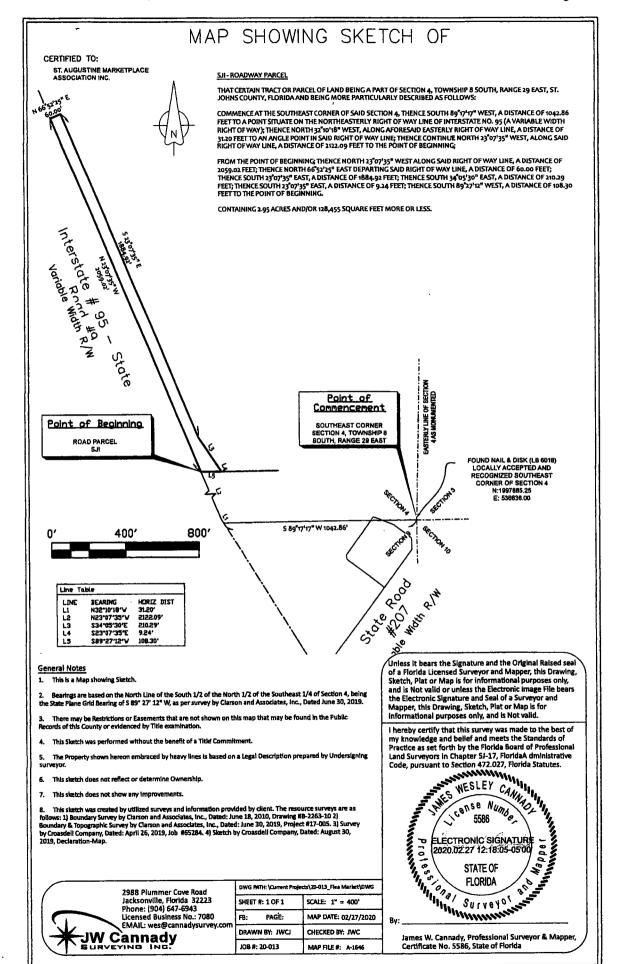


Exhibit "B" to Resolution

Prepared by: St. Johns County 500 San Sebastian View St. Augustine, Florida 32084

GRANT OF EASEMENT (Resort Way)

THIS INDENTURE, is made this 16 day of 70LY, 2021, between ST. AUGUSTINE MARKETPLACE ASSOCIATION, INC, a Florida not-for-profit corporation, whose address is 2493 State Road 207, St. Augustine, Florida 32084 (hereinafter called GRANTOR) and ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose address is 500 San Sebastian View, St. Augustine, Florida 32084 (hereinafter called GRANTEE).

WHEREAS, this is to certify that Grantor is the lawful owner in fee simple of the lands known as Resort Way within the St. Augustine Marketplace development and described in <u>Exhibit</u> "A", incorporated by reference and made a part hereof. All utilities for water, sewer, and reuse shall remain privately owned and the sole and exclusive property of Grantor, its successors and assigns, and no part of said utilities is dedicated to St. Johns County or the public. The Grantor, its successors and assigns, and future individual property owners shall each provide separate written instruments to the utility provider for installation and maintenance (including ingress and egress) of utility improvements that are necessary or beneficial to the future owner of any lots described herein.

WITNESSETH: That Grantor, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to them, in hand paid by Grantee, the receipt of which is hereby acknowledged, has granted, bargained, sold and conveyed to the Grantee, its successors and assigns, a non-exclusive ingress and egress easement over the land situate in St. Johns County, Florida to wit:

Property as described on attached **EXHIBIT "A"**, incorporated by reference and made a part hereof.

TO HAVE AND TO HOLD, unto Grantee, its successors and assigns for the purposes aforesaid. Said Grantor is lawfully seized of said land in fee simple and thereby has the authority to grant said easement.

Grant of Easement Page 2

IN WITNESS WHEREOF, the said Grantor has hereunto set hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

ST. AUGUSTINE MARKETPLACE ASSOCIATION, INC, a Florida not-for-profit corporation

Name RUSELT MENEIES

Name: NANCY Meners

Name: John Alexon
Its: President

STATE OF FLORIDA
COUNTY OF St. Schools

The foregoing instrument was acknowledged before me by means of *(check one)* Dephysical presence or online notarization, this <u>lot</u> day of <u>July</u>, 2021, by John Alexon, the President of St. Augustine Marketplace Association, Inc., a Florida not-for-profit corporation, on behalf of the association. He *(check one)* is personally known to me or has produced a valid Florida driver's license as identification.

Theresa Scalise
NOTARY PUBLIC
STATE OF FLORIDA
Comm# GG296937
Expires 1/30/2023

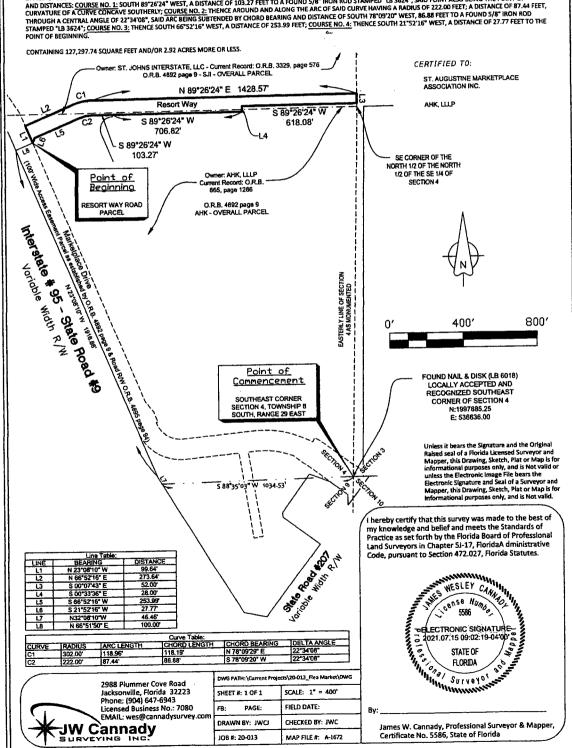
Notary Public, State and County aforesaid
Name: THERESA SCALISE
Commission Expires: 1/20/2003
My Commission Number is: 66296937

MAP SHOWING SKETCH OF

THAT CERTAIN TRACT OR PARCEL OF LAND BEING A PART OF SECTION 4, TOWNSHIP 8 SOUTH, RANGE 29 EAST, ST. JOHNS COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A POINT AT THE SOUTHEAST CORNER OF SAID SECTION 4, SAID POINT BEING LOCALLY ACCEPTED AND RECOGNIZED BY COMMON REPORT; SAID SECTION CORNER BEARS NORTH 00"32"45" WEST, A DISTANCE OF 226.10 FEET WHEN MEASURED ALONG THE EAST LINE OF SECTION 9, TOWNSHIP 8 SOUTH, RANGE 29 EAST FROM A POINT AT STATION 1089+51.67 ON THE SURVEY BASELINE ETT AND ROUTH AT STATION THE FORE OF 1034.59 FEET TO A POINT STUATE ON THE SECTION NUMBER 78050-2516 WITH A REVISION DATE FEBRUARY 03, 2016; THENCE SOUTH 88"35"03" WEST, A DISTANCE OF 1034.59 FEET TO A POINT STUATE ON THE SECTION NUMBER 78050-2516 WITH A REVISION DATE FEBRUARY 03, 2016; THENCE SOUTH 88"35"03" WEST, A LONG APORESAID EASTERLY RIGHT OF WAY LINE, ON THE SECTION PROVIDED FOR THE STATE NO. 95 (A VARIABLE WIDTH RIGHT OF WAY); THENCE NORTH 32"08"10" WEST, ALONG APORESAID EASTERLY RIGHT OF WAY LINE, THENCE CONTINUE NORTH 32"08"10" WEST, ALONG APORESAID RESTERLY RIGHT OF WAY LINE, THENCE CONTINUE NORTH 32"08"10" WEST, ALONG APORESAID RESTERLY RIGHT OF WAY LINE, A DISTANCE OF 1916.86
A DISTANCE OF 46.46 FEET TO AN ANGLE POINT IN SAID RIGHT OF WAY LINE, A DISTANCE OF 1916.86
FEET; THENCE DEPARTINGS ALONG RIGHT OF WAY LINE, A DISTANCE OF 100.00 FEET TO A POINT SITUATE ON THE EASTERLY LINE OF AN ROAD EASEMENT AS FEET; THENCE CONTINUE NORTH 32"00" WEST. ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 100.00 FEET TO A POINT SITUATE ON THE EASTERLY LINE OF AN ROAD EASEMENT AS FEET; THENCE CONTINUE NORTH 32"00" WEST. A DISTANCE OF 100.00 FEET TO A POINT SITUATE ON THE EASTERLY LINE OF AN ROAD EASEMENT AS FEET; THENCE CONTINUE NORTH 32"00" WEST.

FROM THE POINT OF BEGINNING THENCE NORTH 23'08'10" WEST ALONG THE AFORESAID EASTERLY LINE, A DISTANCE OF 99.64 FEET; THENCE NORTH 66'52'16" EAST, A DISTANCE OF 273.64 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHERLY AND HAVING A RADIUS OF 302.00 FEET; THENCE AROUND AND ALONG THE ARC OF SAID CURVE A 273.64 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHERLY AND HAVING A RADIUS OF 302.00 FEET; THENCE AROUND AND ALONG THE ARC OF SAID CURVE A 273.64 FEET, THROUGH A CENTRAL ANGLE OF 22'34'08", SAID ARC BEING SUBTENDED BY CHORD BEARING AND DISTANCE OF HORTH 78'09'29" EAST, 118.19 FEET THENCE NORTH 97'26'24" EAST, A DISTANCE OF 128.95 FEET TO A POINT STUARTE ON THE EASTERLY HE OF SAID SECTION 4 AS ESTABLISHED BY COMMON REPORT; THENCE SOUTH THENCE NORTH 97'26'24" WEST, A DISTANCE OF 618.08 FEET, THENCE SOUTH 60'33'36" EAST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 89'26'24" WEST, A DISTANCE OF 618.08 FEET, THENCE SOUTH 60'33'36" EAST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 89'26'24" WEST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 89'26'24" WEST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 89'26'24" WEST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 89'26'24" WEST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 89'26'24" WEST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 89'26'24" WEST, A DISTANCE OF 50.00 FEET; THENCE SOUTH 89'26'24" WEST, A DISTANCE SOUTHWESTERLY ALONG THE NORTHERLY LINE OF THE AFORESAID LANDS THE FOLLOWING FOUR (4) COURSES OFFICIAL RECORDS BOOK SOFF, PAGE 1353 OF SAID COUNTY; THENCE SOUTHWESTERLY ALONG THE NORTHERLY LINE OF THE AFORESAID LANDS THE FOLLOWING FOUR (4) COURSES OF SAID CURVE SOUTHBERLY; COURSE NO. 2: THENCE AROUND AND ALONG THE ROOTHBERLY LINE OF THE AFORESAID LANDS THE FOLLOWING FOR THE FOLLOWING





St. Johns County Board of County Commissioners

Utility Department

INTEROFFICE MEMORANDUM

TO:

Debbie Taylor, Real Estate Manager

FROM:

Melissa Caraway, Utility Review Coordinator

SUBJECT:

St. Johns Marketplace New Park Expansion

DATE:

June 8, 2022

Please present the Easements to the Board of County Commissioners (BCC) for final approval and acceptance of St. Johns Marketplace New Park Expansion.

After acceptance by BCC, please provide the Utility Department with a copy of the executed resolution for our files.

Your support and cooperation as always are greatly appreciated.







Aerial Photography 2021 0 33,75657,500 135,000

Date: 6/16/2022

Grant of Easements

St. Johns Marketplace New Park Expansion

Land Management Systems Real Estate Division (904) 209-0782

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

