

**RESOLUTION NO. 2023-482**

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A TEMPORARY CONSTRUCTION EASEMENT FROM TOLOMATO COMMUNITY DEVELOPMENT DISTRICT TO ST. JOHNS COUNTY FOR PEDESTRIAN IMPROVEMENTS AT PRESERVATION TRAIL AND TOWN PLAZA AVENUE.**

**RECITALS**

**WHEREAS**, Tolomato Community Development District has executed and presented to St. Johns County a Temporary Construction Easement, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, across a portion of Town Plaza Avenue; and

**WHEREAS**, the easement allows the County to modify a sidewalk that leads to a pedestrian crossing in connection with the proposed traffic signal at Preservation Trail and Town Plaza Avenue; and

**WHEREAS**, it is in the best interest of the County to accept the Temporary Construction Easement for the health, safety and welfare of its citizens.

**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 in the body of this Resolution and such Recitals are adopted as finding of fact.

Section 2. The Board of County Commissioners hereby accepts the Temporary Construction Easement for the purposes mentioned above.

Section 3. The Clerk is instructed to record the original Temporary Construction Easement in the public records of St. Johns County, Florida.

Section 4. 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.

**PASSED AND ADOPTED** by the Board of County Commissioners of St. Johns County, Florida, this 5th day of December, 2023.

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

Rendition Date: DEC 06 2023

By:   
Sarah Arnold, Chair

**ATTEST:** Brandon J. Patty  
Clerk of the Circuit Court & Comptroller

By: Crystal Smith  
Deputy Clerk



Exhibit "A" to Resolution

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

TEMPORARY CONSTRUCTION EASEMENT

THIS TEMPORARY CONSTRUCTION EASEMENT made this 26 day of September, 2023, by and between TOLOMATO COMMUNITY DEVELOPMENT DISTRICT, a local unit of special-purpose government established pursuant to Chapter 190, Florida Statutes, whose address is 475 W. Town Place, Suite 114, St. Augustine, Florida 32092-3649, 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, Grantee.

WITNESSETH, that for and in consideration of the sum of \$10.00 and other valuable considerations, receipt and sufficiency of which is hereby acknowledged, the grantor hereby gives, grants, bargains and releases to the grantee, a Temporary Construction Easement to enter upon and use the grantor's property for the construction of pedestrian facilities improvements located in St. Johns County, Florida, described as follows:

That portion of Town Plaza Avenue as described in deed recorded in Official Records Book 3182, page 268, of the public records of St. Johns County, Florida, that lies north of Preservation Trail and south of Greendale Drive and Rinaldo Way.

It is understood and agreed by the parties hereto that the rights granted herein will be for 24 months after the execution of this Temporary Construction Easement to allow for the project to be bid out, awarded and start of construction.

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

GRANTOR:

Signed and Sealed in Our Presence as Witnesses:

(sign) [Signature]  
(print) DAVID RAY

(sign) [Signature]  
(print) Sean BIGGS

Tolomato Community Development District

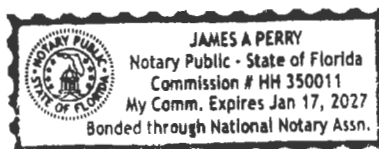
By: [Signature]  
Its: Chairman

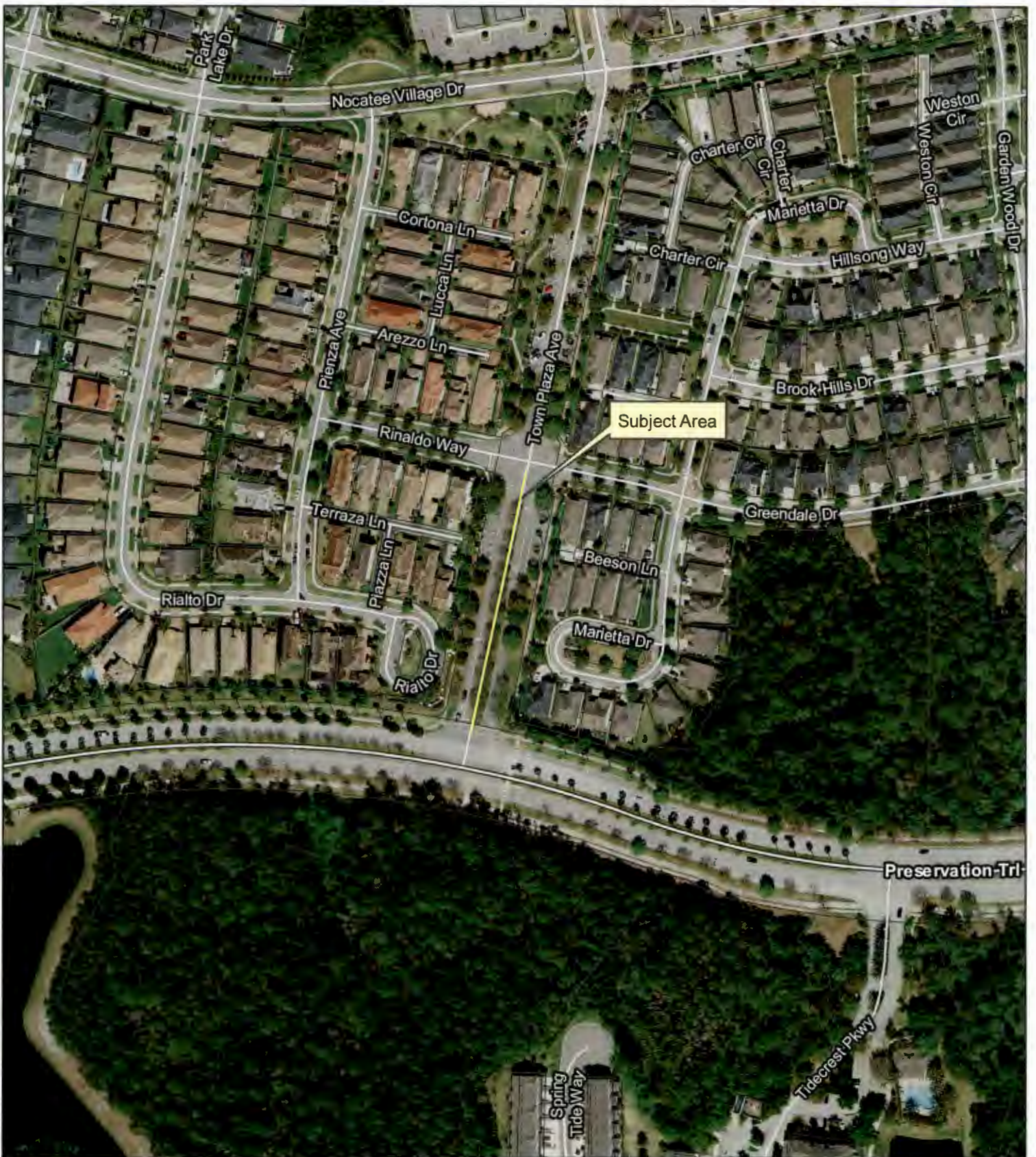
STATE OF FLORIDA  
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this 26th day of September, 2023, by Pick Ray as Chairman for Tolomato Community Development District.

[Signature]  
Notary Public  
My Commission Expires: \_\_\_\_\_

Personally Known or Produced Identification  
Type of Identification Produced





2023 Aerial Imagery

Date: 11/8/2023

Temporary Construction Easement  
 Preservation Trail/Town Plaza Avenue



Land Management  
 Systems  
 (904) 209-0790

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 herein.