RESOLUTION NO. 2024-177 RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA APPROVING A PLAT FOR SHEARWATER PHASE 3D-2.

WHEREAS, AG EHC II (LEN) MULTI STATE 4, LLC, A DELAWARE LIMITED LIABILITY COMPANY, AS OWNER, has applied to the Board of County Commissioners of St. Johns County, Florida for approval to record a plat known as Shearwater Phase 3D-2.

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

<u>Section 1</u>. The above-described subdivision plat and its dedicated areas depicted thereon are conditionally approved and accepted by the Board of County Commissioners of St. Johns County, Florida subject to Sections 2, 3, 4, 5 and 6.

Section 2. Improvements Bond is not required.

Section 3. Improvements Bond for maintenance is not required.

<u>Section 4</u>. The approval and acceptance described in Section 1 shall not take effect until the Clerk has received a title opinion, certificate, or policy pertaining to the real property that is the subject of the aforenamed subdivision plat which opinion, certificate or policy is in a form acceptable to the County Attorney or Assistant County Attorney.

<u>Section 5.</u> The Clerk is instructed to file and record the consent and joinder (s) to the plat executed by all mortgagees identified in the title opinion or certificate of the title in Section 4.

<u>Section 6</u>. The approval and acceptance described in Section 1 shall not take effect until the plat has been signed by each of the following departments, person or offices:

- a) Chairman or Vice-Chairman of the Board of County Commissioners of St. Johns County, Florida;
- b) Office of the County Attorney;
- c) County Growth Management Department;
- d) Office of the County Surveyor; and
- e) Clerk of Courts.

The Clerk shall not sign or accept the Plat for recording until it has been signed by each of the above persons or entities described in a) through d) above. If the plat is not signed and accepted by the Clerk for recording within 14 days from the date hereof, then the above-described conditional approval shall automatically terminate. If the plat is signed by the Clerk on or before such time, the conditions described herein shall be deemed to have been met.

ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 7th day of May, 2024.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

Rendition Date MAY 0 9 2024

BY:

Sarah Arnold, Chair

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

l. Plat

Deputy Clerk



Attachment 2 Plat Map

Shearwater Phase 3D-2

A REPLAT OF LOTS 102 AND 103, LOTS 118 AND 119, LOTS 146 AND 147, AND LOTS 163 AND 164, AS SHOWN ON THE PLAT OF SHEARWATER PHASE 3D. AS RECORDED IN MAP BOOK 122, PAGES 9 THROUGH 24, INCLUSIVE, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, ALL LYING IN SECTION 34, TOWNSHIP 5 SOUTH, RANGE 27 EAST, ST. JOHNS COUNTY, FLORIDA

CAPTION

LOTS 102 AND 103, LOTS 118 AND 118, LOTS 148 AND 147, AND LOTS 183 AND 184, AS SHORM ON THE PLAT OF SHEARWITE PHASE 3D, AS RECORDED IN MAP BOOK 122, PAGES 9 THROUGH 24, NOLLISHE, OF THE FUNLE RECORDS OF 51, JOHNS COUNTY, FLORED, AL LIVERDA, AS TOWNSHIP 5 SOUTH 24, STOREDA AND 184, AS TOWNSHIP 5 SOUTH 24, NOLLISHE, OF AST, ST. JOHNS COUNTY, FLOREDA, ALLIVERDA IN SOUTH 24, NOLLISHE, OF AST, ST. JOHNS COUNTY, FLOREDA, ALLIVERDA IN SOUTH 24, NOLLISHE, OF AST, ST. JOHNS COUNTY, FLOREDA, AND 184, AS TOWNSHIP 5 SOUTH 24, NOLLISHE, OF AST, ST. JOHNS COUNTY, FLOREDA, ALLIVERDA IN SOUTH 24, NOLLISHE, OF AST, ST. JOHNS COUNTY, FLOREDA, ALLIVER, ST. ST. JOHNS COUNTY, FLOREDA, ALLIVERDA IN SOUTH 24, NOLLISHE, OF AST, ST. JOHNS COUNTY, FLOREDA, ALLIVERDA, ST. ST. JOHNS COUNTY, FLOREDA, ST. ST. JOHNS COUNTY, FLOREDA, ST. ST. JOHNS COUNTY, FLOREDA, ST. ST. JOHNS COUNTY, FLORE

ADOPTION AND DEDICATION

THIS IS TO CERTIFY THAT THE UNDERSIGNED, AG ENC II (LEM) MULTI STATE 4, LLC, A DELAWARE LIMITED LIABILITY COMPANY ("OWNER"), IS THE LAWEUL OWNER OF THE LANDS DESCRIBED IN THE CAPTION HEREON WHICH SHALL HOREATER BE KNOWN AS SHEAMWATER PHASE 3D-2, AND THAT IT HAS CAUSED THE SAME TO BE SURVEYED AND SUBDIVIDED, AND THAT THIS PLAT, MADE IN ACCORDANCE WITH SAND SURVEY, IS HEREBY ADORETLD AS THE FUEL AND COMPACTE PLAT OF SAND LANDS.

THOSE EASEMENTS DESIGNATED AS 'VEA UTILITY EASEMENTS' (JEA-U.E.) ARE HEREBY IRREVOCABLY DEDICATED TO JEA, ITS SUCCESSORS AND ASSIGNS, FOR ITS NON-EXCLUSIVE USE IN CONJUNCTION WITH THE INSTALLATION, MAINTENANCE, AND USE OF WATER REUSE, WATER, SEWER, AND/OR OTHER PUBLIC UTILITIES; PROVIDED HOWEVER, THAT NO PARALLEL UTILITIES MAY BE INSTALLED WITHIN SAID

THOSE EASEMENTS DESIGNATED AS JEA METER EASEMENTS' (JEA-M.E.) ARE HEREBY IRREVOCABLY DEDICATED TO JEA, ITS SUCCESSORS AND ASSIGNS, FOR ITS NON-EXCLUSIVE USE FOR METERS ASSOCIATED WITH WATER AND/OR SEMER UTILITIES.

THOSE EASEMENTS DESIGNATED AS UTILITY EASEMENTS" (U.E.) ARE HEREBY DEDICATED TO TECC GAS COMPANY, ITS SUCCESSORS AND ASSIGNS AND TO BELLSOUTH TELECOMMUNICATIONS, LLC, A GEORGIA LIMITED LIABILITY COMPANY DOING BUSINESS AS AT&T FLORIDA, ITS SUCCESSORS AND ASSIGNS, FOR THEIR SHARED NON-EXCLUSIVE USE FOR THEIR UTILITIES.

ALL EASIMENTS SHOWN ON THE PLAT, OTHER THAN THOSE SPECIFICALLY DEDICATED LETER, ARE AND SHALL REMAIN PRIVATELY OWNED AND THE SOLE AND EXCLUSIVE PROPERTY OF THE UNDERSIGNED OWNER, ITS SUCCESSIONS AND GRANTESS, HAY, OF SAN EASIMONTS. THE UNDERSIGNED OWNER RETAINS THE COULDATION FOR MANTENANCE AND FALL EASIMETIS SHOWN HOW THE PLAT FOR LANDSCAPE PURPOSES, REVIDED HOWEVER, THE UNDERSIGNED OWNER RESERVES THE RIGHT TO ASSIGN THE COLLADING FOR MAINTENANCE AND SANDE AND CALL SASSIELENTS TO A PROPERTY OWNERS' ASSOCIATION OR DITHER SUCH ENTITY AS WALL SASUE ALL DELIGIATION OF MANTENANCE AND OPERATION THEREOF UNDER THE PLAT.

ANY AND ALL EASEMENTS SHOWN ON THIS PLAT FOR WATER OR SENER AND ACCESS THERETO, ARE HEREI'N HIRENOCALEY AND WITHOUT RESERVATIONS DELCATED TO LA ITS SUCCESSORE AND ASSIGNS, HOREVER, THE UNDERGROUD GUNER DOES HEREY RESERVE TO ITSLE, IS SUCCESSORE AND ASSIGNS, AN LOREDINT FOR MIRESS AND EXPERSION ACCESS CAREAUTY ACCESS SAID CABLE TELEVISION SERVICE EASEMENTS.

THE OWNER HEREBY GRANTS TO FLORDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE UTILITY EASEMENT OVER, UPON AND UNDER THOSE EASEMENTS DESIGNATED ON THIS PLAT AS TPL EASEMENT, FOR NETALLATION AND MANTENANCE (INCLUDING RIGHTS OF INGRESS AND ECRESS) OF ITS UNDERGROUND ELECTRIC DISTRIBUTION SYSTEM AS NECESSARY OR BENERICAL TO CURRENT OR FULURE OWNERS OF LANDS WITHIN THE SUBJOINSION.

THE OWNER, HEREBY IRREVOCABLY AND WITHOUT RESERVATION DEDICATES TO JEA, ITS SUCCESSORS AND ASSIGNS, EASEMENTS OVER, UPON, AND UNDER ALL ROAD RIGHTS OF WAY DESIGNATED HEREON, FOR ITS NON-EXCLUSIVE USE IN CONJUNCTION WITH THE INSTALLATION, MAINTENANCE, AND USE OF JEA UTILITIES, TOGETHER WITH THE RIGHT OF JEA, ITS SUCCESSORS AND ASSIGNS, CF INGRESS AND ERGENSE TO AND OVER SAN ROAD ROATS OF WAY DESIGNATED HEREON.

OWNER HEREBY RESERVES AND SHALL HAVE THE SOLE AND ABSOLUTE RIGHT, AT ANY TIME, WITH THE CONSENT OF THE GOVERNING BODY OF ANY MUNICIPALITY OR OTHER GOVERNMENT BODY POLITIC THEN HAVING JURISDICTION OVER THE LANDS INVOLVED. TO DEDICATE TO THE PUBLIC ALL OR ANY PART OF THE LANDS OR EASEMENT REMAINING PRIVATELY OWNED BY IT.

IN WITNESS WHEREOF, AG ENC II (LEN) MULTI STATE 4, A DELAWARE LIMITED UABILITY COMPANY, HAS CAUSED THIS PLAT AND DEDICATION TO BE EXECUTED BY ITS DULY ELECTED OFFICERS ACTING BY AND WITH THE AUTHORITY OF THE BOARD OF DIRECTORS.

THIS _____ DAY OF _____ A.D., 2024.

AG EHC II (LEN) MULTI STATE 4. A DELAWARE LIMITED LIABILITY COMPANY

6Y:	WITNE	

PRINT NAME: STEVEN S. BENSON PRINT NAME

AUTHORIZED AGENT WITNESS: TITLE: FOR - AG EHC II (LEN) MULTI STATE 4, A DELAWARE LIMITED LIABILITY COMPANY

PRINT NAME:

NOTARY FOR AG ENC & (LEN) MULTI STATE 4. A DELAWARE LIMITED LIABILITY COMPANY

STATE OF

COUNTY OF ____

THE FOREGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME BY MEANS OF [] PHYSICAL PRESENCE BY STEVEN S. BENSON, AS AUTHORIZED AGENT FOR AG ENC II (LEN) MULTI STATE 4, A DELAWARE LIMITED LIABILITY COMPANY, ON BEHALF OF SAID CORPORATION, HE IS [] PERSONALLY KNOWN TO ME OR [] HAS PRODUCED _______ AS IDENTIFICATION.

(PRINT NAME)

SIG	N)			-		
101	ARY	PUBLIC,	STATE	OF	FLORIDA	
Yh.	COM	MISSION	NUMBER	1 19		
YN	COM	MISSION	DPIRES	2		

SURVEYOR'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS, THAT THE UNDERSIGNED, BEING CURRENTLY UCENSED AND REGISTERED BY THE STATE OF FLORIDA, AS A LAND SURVEYOR, DOES HEREBY CERTIFY THAT HE/SHE HAS COMPLETE THE SURVEY OF LANDS, AS SHOWN ON THE FORECOME PLAT, THAT SAID PLAT IS A TRUE AND CORRECT PRESENTATION OF THE LANDS SURVEYED, THAT THE PLAT WAS PREPARED UNDER HIS OR HER DIRECTION AND SUPERVISION AND THAT THE PLAT COMPLES THE SURVEY FOR CONFIDENT AND THAT THE PLAT COMPLES WITH ALL OF THE SURVEY REQUIRELINETS OF CHAPTER TY, PART 1, PLATING, FLORIDA STATUTES, THAT PERMANENT REFERENCE MONIMENTS HAKE BEEN PLACED IN ACCORDANCE WITH SECTION 177.001 (7) AND PERMANENT CONTROL POINTS WILL BE SET IN ACCORDANCE WITH SECTION 177.001 (8).

SIGNED AND SEALED THIS ____ DAY OF ___ 2024

BY: MICHAEL J. COLLIGAN FLORIDA REGISTERED LAND SURVEYOR NO. 6788 CLARY AND ASSOCIATES, L.B. NO. 3731 3830 CROWN POINT ROAD JACKSONVILLE, FLORIDA 32257

MAP BOOK PAGE

SHEET 1 OF 3 SHEETS SEE SHEET 2 FOR NOTES AND LEGEND

CERTIFICATE OF APPROVAL AND ACCEPTANCE

THIS IS TO CERTIFY THAT ON THIS ______DAY OF _____2024, THE FORECOME PLAT WAS APPROVED AND ACCEPTED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA. THIS ACCEPTANCE SHALL NOT BE DEEMED AS REQUERING CONSTRUCTION OR MAINTENANCE BY ST. JOHNS COUNTY OF ANY PART OF SAUD SUBDIVISION.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

BY: CHAIR

CERTIFICATE OF APPROVAL OF THE GROWTH MANAGEMENT DEPARTMENT.

THIS IS TO CERTIFY THAT THIS PLAT HAS BEEN EXAMINED AND APPROVED BY THE GROWTH MANAGEMENT DEPARTMENT FOR ST. JOHNS COUNTY, FLORIDA ON THIS _____ DAY OF ______ 2024.

BY: DIRECTOR, GROWTH MANAGEMENT DEPARTMENT

CERTIFICATE OF COUNTY ATTORNEY

THIS IS TO CERTIFY THAT THIS PLAT OF SHEARWATER PHASE 30-2 HAS BEEN EXAMINED AND REVENED BY THE OFFICE OF THE ST. JOHNS COUNTY ATTORNEY ON THIS DAY OF THE DAY OF THE OFFICE OF THE ST. JOHNS COUNTY ATTORNEY

BY: OFTICE OF THE ST. JOHNS COUNTY ATTORNEY

CERTIFICATE OF CLERK

THIS IS TO CERTIFY THAT THIS PLAT HAS BEEN EXAMINED AND APPROVED AND THAT IT COMPLIES IN FORM WITH THE REQUIREMENTS OF PART 1, CHAPTER 177, FLORIDA STATUTES, AND IS RECORDED IN MAP BOOK PAGE(S) OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA ON THIS DAY OF 2024.

BY. BRANDON J. PATTY, CLERK CLERK OF THE CIRCUIT COURT & COMPTROLLER

CERTIFICATE OF PLAT REVIEW

THIS IS TO CERTIFY THAT THIS PLAT HAS BEEN REVEWED FOR CONFORMITY TO LORDA STATUTES CHAPTER 177 BY THE OFFICE OF COUNTY SURVEYOR FOR ST. JOHNS COUNTY, FLORIDO ON THIS ______ DAY OF ______ 2024.

BY. DONALD A. BRADSHAW, COUNTY SURVEYOR PROFESSIONAL SURVEYOR AND MAPPER LICENSE NUMBER 5513





