

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Resolution – Sidewalk Easement

DEPARTMENT: PUBLIC WORKS **DIVISION:** ENGINEERING

AUTHORIZED BY: *W. Gary Johnson* **CONTACT:** Jerry McCollum, P.E. EXT. 5651
W. Gary Johnson, P.E., Director

Agenda Date <u>01/24/06</u>	Regular <input type="checkbox"/>	Consent <input checked="" type="checkbox"/>	Work Session <input type="checkbox"/>	Briefing <input type="checkbox"/>
	Public Hearing – 1:30 <input type="checkbox"/>	Public Hearing – 7:00 <input type="checkbox"/>		

MOTION/RECOMMENDATION:

Adopt Resolution accepting a Sidewalk Easement for the construction of sidewalk along a portion of Hunt Club Boulevard.

District 3 – Commissioner Van Der Weide (Jerry McCollum, P.E.)

BACKGROUND:

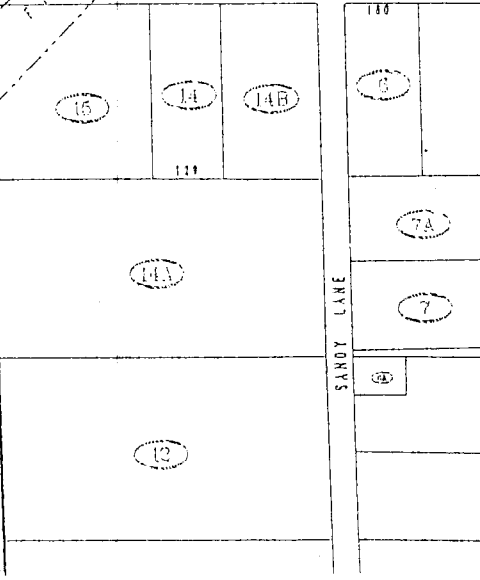
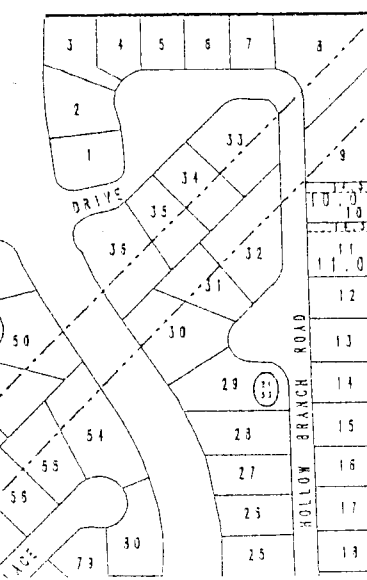
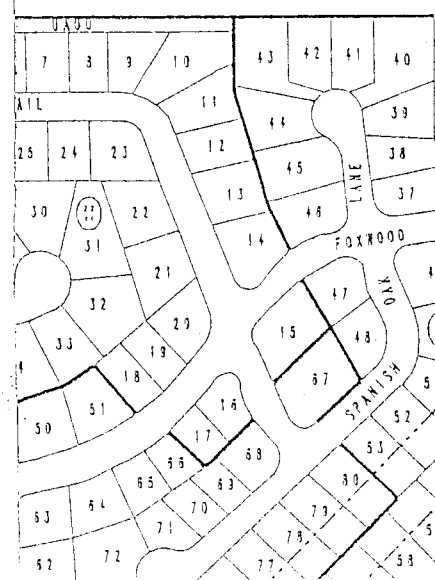
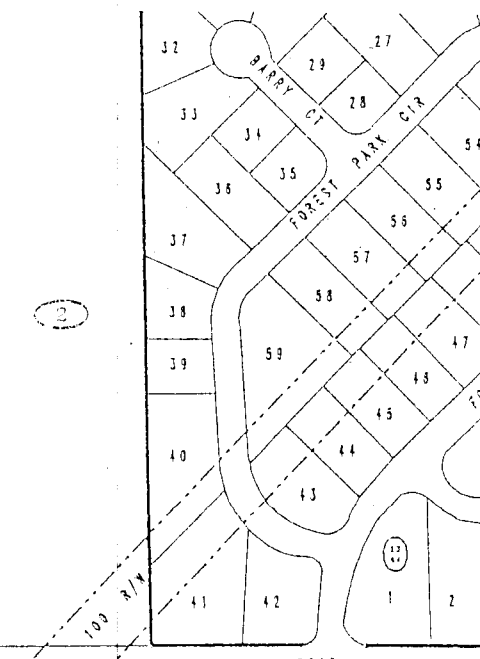
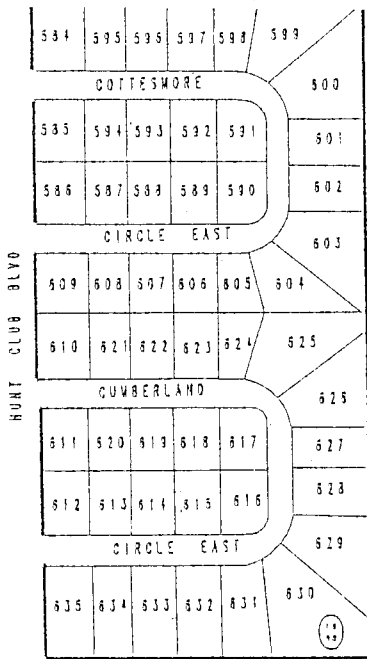
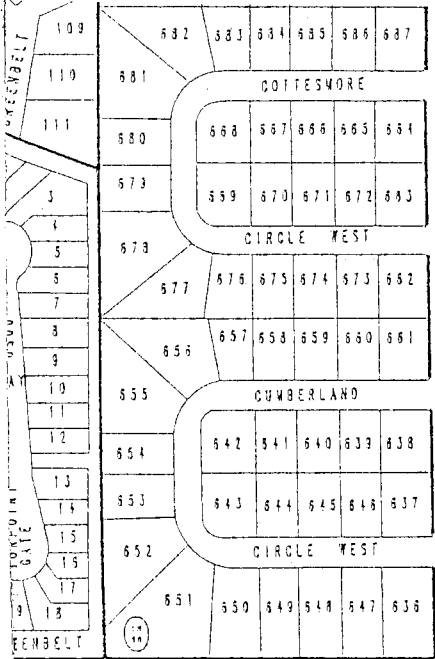
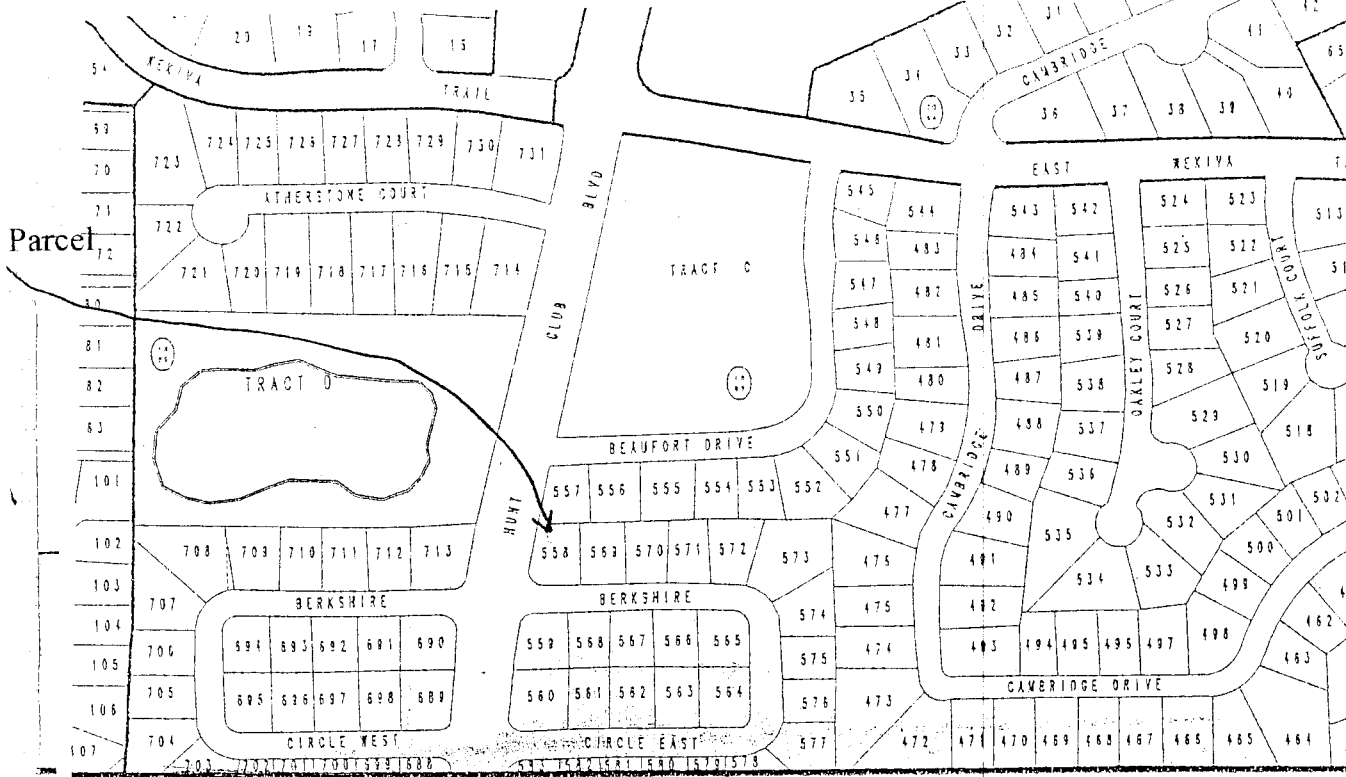
The construction of a sidewalk adjacent to Hunt Club Boulevard (see attached location map) will require property not currently owned by Seminole County. Mr. Chris E. Sorensen and Kimberly F. Sorensen, his wife, have indicated their willingness to donate said easement, at no cost, to the County as evidenced by the attached Sidewalk Easement.

Attachments: Location Map / Resolution / Sidewalk Easement

Reviewed by:	
Co Atty:	<u><i>SPL</i></u>
DFS:	_____
Other:	_____
DCM:	_____
CM:	_____
File No.	<u>CPWE01</u>

Subject Parcel

North



RESOLUTION NO. 2006-R-_____

RESOLUTION

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, ON THE _____ DAY OF _____ A.D., 2006.

WHEREAS, it has been determined by the Board of County Commissioners of Seminole County that a necessity exists for protection of pedestrians along a portion of Hunt Club Boulevard located in Section 06, Township 21 South, Range 29 East, in Seminole County, Florida; and

WHEREAS, the protection of pedestrians will require an easement that is not owned by the County of Seminole; and

WHEREAS, Chris E. Sorensen and Kimberly F. Sorensen, his wife, have indicated their willingness to donate to Seminole County the required Sidewalk Easement as evidenced by the executed Sidewalk Easement accompanying this resolution.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Seminole County, Florida, hereby accepts the accompanying Sidewalk Easement conveying to Seminole County an easement over the land described within the Sidewalk Easement attached hereto.

BE IT FURTHER RESOLVED that the aforementioned Sidewalk Easement be recorded in the Official Records of Seminole County, Florida.

ADOPTED THIS _____ DAY OF _____ A.D., 2006.

**BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY**

ATTEST:

Carlton Henley, Chairman

**MARYANNE MORSE, Clerk to the
Board of County Commissioners in
and for Seminole County, Florida.**

Prepared under the direction of:
Charles F. Barcus
Program Manager/Right-of-Way
12-21-2005

Document prepared by:
Warren Lewis, Senior Coordinator
Right-of-Way Section
Seminole County Engineering Division
520 W. Lake Mary Boulevard, Suite 200
Sanford, Florida 32773

Legal Description Approved by:
Steve L. Wessels, P.L.S.
County Surveyor
Seminole County Engineering Division
520 W. Lake Mary Blvd., Suite 200
Sanford, Florida 32773

SIDEWALK EASEMENT

THIS SIDEWALK EASEMENT is made and entered into this 20th day of December, 2005, by and between Chris E. Sorensen and Kimberly F. Sorensen, his wife, whose address is 100 Berkshire Circle East, Longwood, Florida 32779, hereinafter referred to as the GRANTOR and SEMINOLE COUNTY, a political subdivision of the State of Florida, whose address is Seminole County Services Building, 1101 East First Street, Sanford, Florida 32771, hereinafter referred to as the GRANTEE;

WHEREAS, the purpose of this grant of easement is to facilitate the GRANTEE'S establishment of continuous sidewalks along its roads and streets for the benefit of the public,

WITNESSETH:

FOR AND IN CONSIDERATION OF the sum of ONE AND NO/100 DOLLAR (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the GRANTOR does hereby grant and convey to the GRANTEE and its assigns, an exclusive, perpetual, permanent easement and right-of-way for the construction and maintenance of a sidewalk, with full authority to enter upon (by means of abutting property reasonably required to attain such access), construct, reconstruct and maintain, as the GRANTEE and its assigns may deem necessary, a sidewalk over, under, upon, and through (as the GRANTEE deems appropriate) the following described lands situate in the County of Seminole, State of Florida, to-wit:

See Sketch of Description and Legal Description attached hereto as Exhibits "A-1" and "A-2."

Property Appraiser's Parent Parcel Identification No.:
06-21-29-5DH-0000-5580

TO HAVE AND TO HOLD said easement and right-of-way unto said GRANTEE and its assigns forever.

THE GRANTEE herein and its assigns shall have the right to clear, keep clear, remove from said easement all trees, undergrowth and other obstructions that may interfere with location, excavation, operation or maintenance of the sidewalk, and the GRANTOR, their successors and assigns agree not to build, construct or create, or permit others to build, construct or create any buildings or other structures on said easement that may interfere with the location, excavation, operation or maintenance of the sidewalk.

THE GRANTEE, as part of the consideration for this grant, agrees, to the extent and limits permitted by law, to hold harmless, indemnify and defend the GRANTOR, their successors and assigns against any and all claims, losses, damages or lawsuits for damages, arising from, allegedly arising from or related to the construction or maintenance of the sidewalk within said easement by the GRANTEE.

GRANTOR does hereby covenant with the GRANTEE, that they are lawfully seized and possessed of the real estate above described, that they have a good and lawful right to convey the said easement and that it is free from all encumbrances.

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

Sign) Heidi Miller
Print Name Heidi Miller

Chris E. Sorensen
Chris E. Sorensen GRANTOR

Sign) DONALD A. ROMINE
Print Name: Donald A. Romine

Kimberly F. Sorensen
Kimberly F. Sorensen GRANTOR

(Sign) Heidi Miller
Print Name: Heidi Miller

(Sign) Donald A. Romine
Print Name: DONALD A- ROMINE

STATE OF Florida)
COUNTY OF Seminole) SS

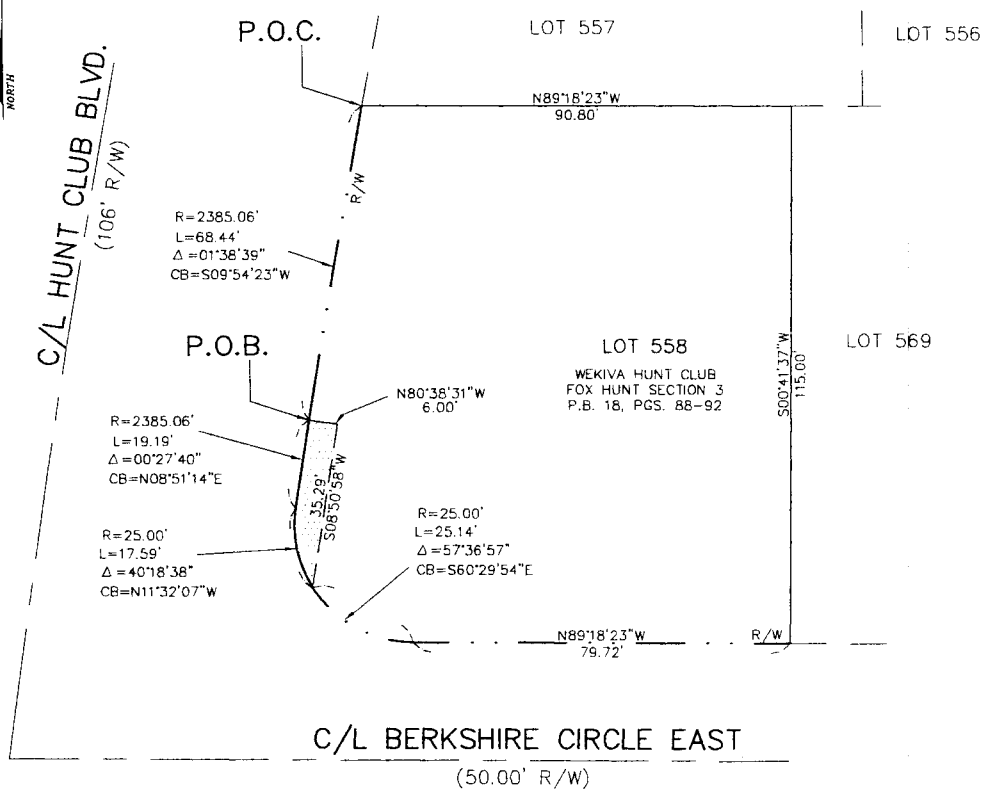
The foregoing instrument was acknowledged before me this 20th day of December, 2005, by Chris E. Sorensen and Kimberly F. Sorensen, his wife, who are personally known to me or who has produced FL DL 5652-105-59-344-0 as identification and who did/did not take an oath. FL DL 5652-506-61-519-0

Heidi Ute Miller
Print Name: Heidi Miller
Notary Public in and for the County and State
Aforementioned



My commission expires: June 30, 2008

SKETCH OF DESCRIPTION



SHEET 1 OF 2

<p style="text-align: center; font-weight: bold; font-size: 1.2em;">SEMINOLE COUNTY</p> <p style="text-align: center;">ENGINEERING DEPARTMENT SURVEY SECTION 520 W. LAKE MARY BLVD. SANFORD, FLORIDA 32773 (407)323-2500 EXT.5647</p> <p style="font-size: 0.8em;">NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.</p> <div style="text-align: center;"> </div> <p style="font-size: 0.8em;">BY: <u>GARY A. LEISE</u> GARY A. LEISE, P.L.S., FLA. CERT # 4723</p>	<p style="text-align: center; font-weight: bold; font-size: 1.2em;">LEGEND</p> <table style="width: 100%; font-size: 0.8em;"> <tr> <td style="width: 50%; vertical-align: top;"> <ul style="list-style-type: none"> Δ - CENTRAL ANGLE (DELTA) R - RADIUS CB - CHORD BEARING L - ARC LENGTH C - CHORD \circ - SET IRON PIN OR PIPE \circ - FOUND IRON PIN OR PIPE \square - SET CONCRETE MONUMENT \blacksquare - FOUND CONCRETE MONUMENT P.O.B. - POINT OF BEGINNING P.O.C. - POINT OF COMMENCEMENT P.O.T. - POINT OF TERMINATION R/W - RIGHT OF WAY D - DEED C/L - CENTERLINE UTIL - UTILITY </td> <td style="width: 50%; vertical-align: top;"> <ul style="list-style-type: none"> PB - PLAT BOOK PG - PAGE (S) ORB - OFFICIAL RECORDS BOOK SEC - SECTION - TOWNSHIP - RANGE PCL - PARCEL PC - POINT OF CURVATURE PT - POINT OF TANGENCY PI - POINT OF INTERSECTION PCC - POINT OF COMPOUND CURVE PRC - POINT OF REVERSE CURVE M - MEASURED P - PLAT F - FIELD C - CALCULATED P/L - PROPERTY LINE ESMT - EASEMENT </td> </tr> </table> <table style="width: 100%; font-size: 0.8em; margin-top: 5px;"> <tr> <td style="width: 50%;">FIELD DATE: <u>N/A</u></td> <td style="width: 50%;">SCALE: <u>1" = 30'</u></td> </tr> <tr> <td>DATE: <u>10/12/05</u></td> <td>DRAWN BY: <u>L.W.</u></td> </tr> <tr> <td>JOB NAME: <u>05-046</u></td> <td>CHECKED BY: _____</td> </tr> </table>	<ul style="list-style-type: none"> Δ - CENTRAL ANGLE (DELTA) R - RADIUS CB - CHORD BEARING L - ARC LENGTH C - CHORD \circ - SET IRON PIN OR PIPE \circ - FOUND IRON PIN OR PIPE \square - SET CONCRETE MONUMENT \blacksquare - FOUND CONCRETE MONUMENT P.O.B. - POINT OF BEGINNING P.O.C. - POINT OF COMMENCEMENT P.O.T. - POINT OF TERMINATION R/W - RIGHT OF WAY D - DEED C/L - CENTERLINE UTIL - UTILITY 	<ul style="list-style-type: none"> PB - PLAT BOOK PG - PAGE (S) ORB - OFFICIAL RECORDS BOOK SEC - SECTION - TOWNSHIP - RANGE PCL - PARCEL PC - POINT OF CURVATURE PT - POINT OF TANGENCY PI - POINT OF INTERSECTION PCC - POINT OF COMPOUND CURVE PRC - POINT OF REVERSE CURVE M - MEASURED P - PLAT F - FIELD C - CALCULATED P/L - PROPERTY LINE ESMT - EASEMENT 	FIELD DATE: <u>N/A</u>	SCALE: <u>1" = 30'</u>	DATE: <u>10/12/05</u>	DRAWN BY: <u>L.W.</u>	JOB NAME: <u>05-046</u>	CHECKED BY: _____
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JOB NAME: <u>05-046</u>	CHECKED BY: _____								

EXHIBIT "A-1"

LEGAL DESCRIPTION

SIDEWALK EASEMENT

THAT PORTION OF LOT 558, WEKIVA HUNT CLUB, FOX HUNT SECTION 3, AS RECORDED IN PLAT BOOK 18, PAGES 88 TO 92, OF THE PUBLIC RECORDS, SEMINOLE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID LOT 558, SAID CORNER BEING ON THE EASTERLY RIGHT-OF-WAY LINE OF HUNT CLUB BLVD. AND A CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 2385.06 FEET; THENCE FROM A CHORD BEARING OF S09°54'23"W, RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE AND SAID EASTERLY RIGHT-OF-WAY LINE THROUGH A CENTRAL ANGLE OF 01°38'39" A DISTANCE OF 68.44 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING SAID RIGHT-OF-WAY LINE RUN S80°38'31"E A DISTANCE OF 6.00 FEET; THENCE RUN S08°50'58"W A DISTANCE OF 35.29 FEET TO A POINT ON SAID EASTERLY RIGHT-OF-WAY LINE AND CURVE CONCAVE NORTHEASTERLY HAVING A RADIUS OF 25.00 FEET; THENCE FROM A CHORD BEARING OF N11°32'07"W RUN NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 40°18'38" A DISTANCE OF 17.59 FEET TO THE POINT OF A COMPOUND CURVATURE, SAID CURVE BEING CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 2385.06 FEET; THENCE FROM A CHORD BEARING OF N08°51'14"E RUN NORTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 00°27'40" A DISTANCE OF 19.20 FEET TO THE POINT OF BEGINNING.

CONTAINING 181.0 SQUARE FEET MORE OR LESS.

SHEET 2 OF 2

SURVEYOR'S NOTES

1. THIS IS NOT A SURVEY.
2. UNDERGROUND UTILITIES AND/OR IMPROVEMENTS NOT LOCATED.
3. SURVEYOR HAS NOT ABSTRACTED THE LAND SHOWN HEREON, THE ABOVE REFERENCED PROPERTY MAY BE SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY.

LEGEND

BEARINGS BASED ON :

N. LINE OF LOT 558 AS BEING N89°18'23"W

REVISIONS

DATE	BY	REVISIONS	REQUESTED BY:
1			
2			
3			
4			

JOB NAME: 05-046	FIELD DATE: N/A	DATE: 10/12/05	SCALE: 1"=30'	DRAWN BY: L.W.	CHECKED BY:
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EXHIBIT "A-2"