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**COUNTY ATTORNEY'S OFFICE
MEMORANDUM**

TO: Board of County Commissioners

THROUGH: Stephen P. Lee, Deputy County Attorney *[Signature]*

FROM: Lynn Vouis, Assistant County Attorney *[Signature]*

CONCUR: Pam Hastings, Administrative Manager/Public Works Department *[Signature]*
 David V. Nichols, P.E., Principal Engineer *[Signature]*

DATE: June 6, 2005

SUBJECT: Rescinding Resolution
 County Road 46A Phase III

This memorandum requests the Seminole County Board of County Commissioners (BCC) to approve and adopt the resolution rescinding the previous resolutions relating to the construction of County Road 46A Phase III road improvement project for which acquisition is complete.

Thank you for your attention to this matter.

LV:krc

Attachment:
 Rescinding Resolution County Road 46A Phase III

RESOLUTION NO. 2005-R-_____

SEMINOLE COUNTY, FLORIDA

RESOLUTION

THE FOLLOWING RESOLUTION WAS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, AT ITS REGULARLY SCHEDULED MEETING OF _____, 2005.

WHEREAS, over the course of the years, the Board of County Commissioners of Seminole County approved and adopted Resolutions relating to the County Road 46A Phase III road improvement project; and

WHEREAS, acquisition for this road improvement project has been completed; and

WHEREAS, the Board of County Commissioners of Seminole County desires to adopt this Resolution of Necessity in order to remove from the public records any cloud on the title of property not taken that might result from the Resolutions specified herein.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA:

Section 1. The above recitals are adopted as findings and incorporated into the text of this Resolution.

Section 2. This Resolution hereby rescinds and repeals the following Resolutions of Necessity adopted for the County Road 46A Phase III road improvement project:

RESOLUTION NUMBER	DATE	OR BOOK/PAGE(S)
2001-R-30	02/13/01	04015/1724-1741
2002-R-133	08/27/02	04512/1237-1243

Section 3. This Resolution does not rescind the findings of public purpose and necessity for the property acquired pursuant to the Resolutions of Necessity herein repealed, and shall not affect the validity of any acquisition made pursuant thereto, whether obtained by donation, purchase, order of take or any other means.

ADOPTED this ____ day of _____, 2005.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA**

MARYANNE MORSE
 Clerk to the Board of
 County Commissioners of
 Seminole County, Florida.

By: _____
 CARLTON D. HENLEY, Chairman

Date: _____

LV/krc
 06/06/05