

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Amendment to the Conditional Utility Agreements for Water and Sewer for Carriage Homes @ Dunwoody Commons

DEPARTMENT: Environmental Services **DIVISION:** Business Office

AUTHORIZED BY:  **CONTACT:**  **EXT.** 2143
David Gregory, Acting Director Bob Briggs, Finance Manager

Agenda Date 06/28/05 Regular Consent Work Session Briefing
Public Hearing – 1:30 Public Hearing – 7:00

MOTION/RECOMMENDATION:



Approve and Authorize Chairman to execute the Amendment to the Conditional Utility Agreement for Water and Sewer services.

BACKGROUND:

Amendment to the Conditional Utility Agreements for water and sewer service between Seminole County and **Pulte Homes**, for the project known as **Carriage Homes @ Dunwoody Commons** replacing Exhibit A - Legal Description and Exhibit B –Survey. District 5

This amendment corrects the original Exhibits A & B that included Tract B and Tract C, Dunwoody Commons Phase 1, in error.

The Conditional Utility Agreements apply to Carriage Homes @ Dunwoody Commons only.

Reviewed by:
Co Atty: N/A
DFS: _____
Other: _____
DCM: 
CM: 
File No. **CESA01**

1 Exhibits "A" and "B" respectively of the Agreement are deleted and Revised Exhibit "A" and Revised Exhibit "B" attached hereto are substituted therefor

2 Except as herein modified all terms and conditions of the Agreement shall remain in full force and effect for the term of this Agreement as originally set forth in said Agreement

IN WITNESS WHEREOF, the parties hereto have executed this instrument for the purpose herein expressed

ATTEST:

PULTE HOME CORPORATION

Lynn Sweetman
Lynn Sweetman

By: Nicolo Sartori Jr.
Nicolo Sartori Jr.
Attorney-in-Fact

(CORPORATE SEAL)

Date: 5-20-05

I HEREBY CERTIFY that, on this 20th day of May, 2005, before me, the officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared NICOLÒ SARTORI, JR. and LYNN SWEETMAN as Attorney-in-Fact and Attestee of PULTE HOME CORPORATION and who are personally known to me or who have produced _____ as identification. They have acknowledged before me that they executed the foregoing instrument as such officers in the name and on behalf of the corporation, and that they also affixed thereto the official seal of the corporation.

Rose M. King

(NOTARY SEAL)



ATTEST

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

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

By _____
CARLTON HENLEY, Chairman

Date _____

For the use and reliance
of Seminole County only.

As authorized for execution
by the Board of County Commissioners
at their _____, 20____
regular meeting

Approved as to form and
legal sufficiency.

Sharon E. Dethlefs 5-24-05
County Attorney

SED/lpk
4/4/05
am sewer agt-Pulte

Attachments:

- Revised Exhibit "A" - Legal Description
- Revised Exhibit "B" - Survey

REVISED
EXHIBIT "A"

That part of Sections 20 and 29, Township 19 South, Range 30 East, Seminole County, Florida, described as follows:

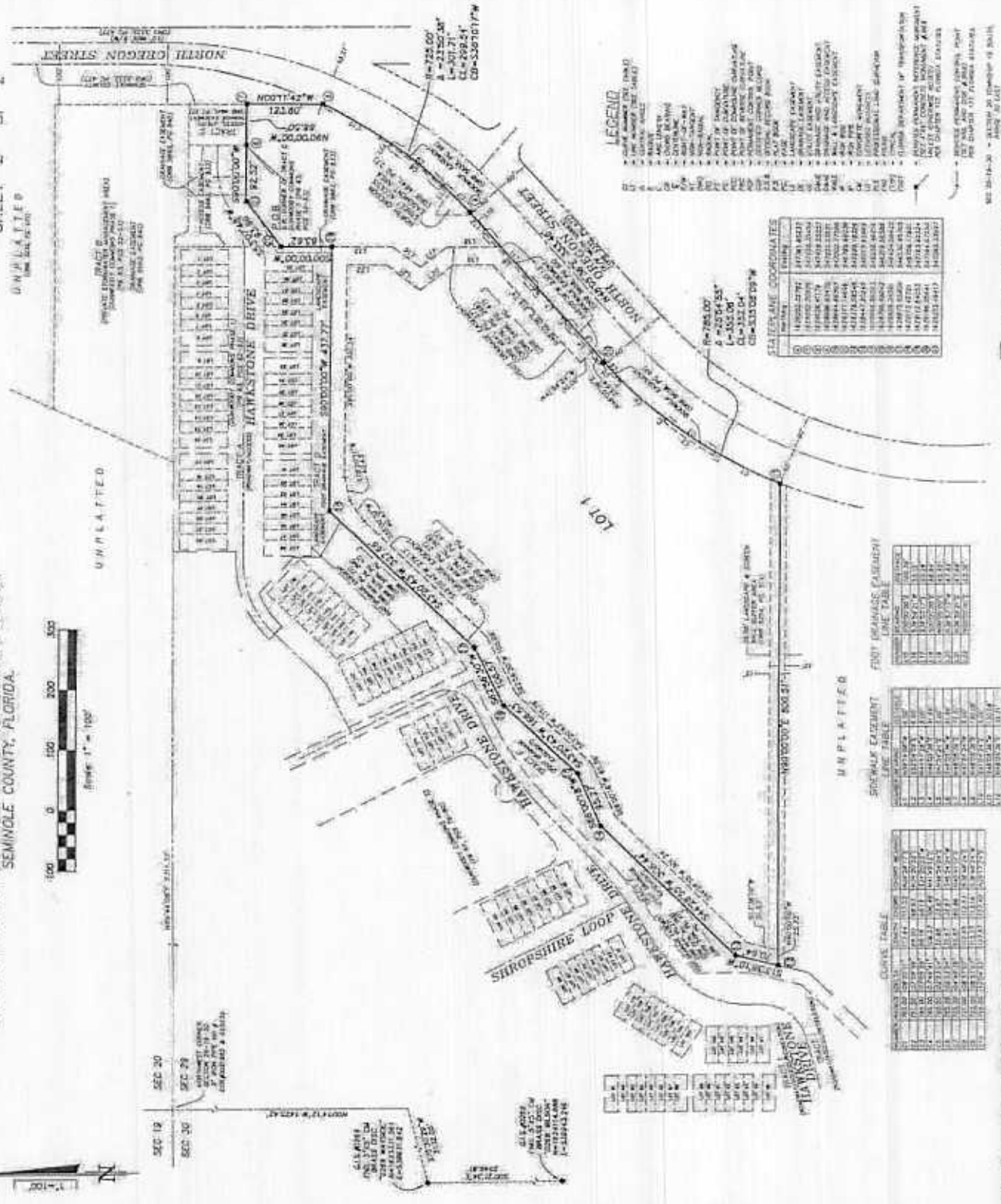
BEGIN at Southwest corner of said Tract C; thence run the following five (5) courses along the Southerly boundary of said DUNWOODY COMMONS PHASE 1: S90°00'00"W for a distance of 92.52 feet; thence run S53°07'48"W for a distance of 93.96 feet; thence run S00°00'00"W for a distance of 83.62 feet; thence run S90°00'00"W for a distance of 437.77 feet; thence run S43°20'43"W for a distance of 25.26 feet to the Southernmost corner of said DUNWOODY COMMONS PHASE 1; thence run the following six (6) courses along the Southerly boundary of DUNWOODY COMMONS PHASE 2, according to the plat thereof as recorded in Plat Book 64, Pages 78 through 80, of said Public Records: S43°20'43"W for a distance of 302.40 feet; thence run S62°56'30"W for a distance of 108.57 feet; thence run S43°20'43"W for a distance of 166.53 feet; thence run S66°00'18"W for a distance of 95.27 feet; thence run S44°28'55"W for a distance of 308.44 feet; thence run S13°38'10"W for a distance of 70.64 feet; thence run N90°00'00"E for a distance of 800.51 feet to the Westerly right of way of North Oregon Street, as recorded in Official Records Book 3332, Page 477, and a point on a non-tangent curve concave Southeasterly having a radius of 785.00 feet and a chord bearing of N35°08'09"E; thence run Northeasterly along the arc of said curve and said Westerly right-of-way line through a central angle of 25°54'55" for a distance of 355.06 feet to the point of tangency; thence run N48°05'36"E along said Westerly right-of-way line for a distance of 333.46 feet to the point of curvature of a curve concave Northwesterly having a radius of 725.00 feet and a chord bearing of N36°10'17"E; thence run Northeasterly along the arc of said curve and said Westerly right-of-way line through a central angle of 23°50'38" for a distance of 301.71 feet to a non-tangent line; thence run N00°11'42"W along said Westerly right-of-way line for a distance of 123.80 feet to the South line of Tract "C", DUNWOODY COMMONS PHASE 1; thence run S90°00'00"W along said South line for a distance of 66.50 feet to the POINT OF BEGINNING.

Revised Exhibit "B11"

CARRIAGE HOMES AT DUNWOODY COMMONS

LOCATED IN SECTION 29, TOWNSHIP 19 SOUTH, RANGE 40 EAST
SEMIWOLE COUNTY, FLORIDA.

PLAT BOOK PAGE
SHEET 2 OF 2
UNPLATTED



- LEGEND**
- 1. LOT NUMBER THIS PLAT
 - 2. LOT AREA
 - 3. DRIVEWAY
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SEATTLE AREA COORDINATES

UTM ZONE	UTM EASTING	UTM NORTHING
18Q	500000	4700000
19Q	500000	4700000
20Q	500000	4700000
21Q	500000	4700000
22Q	500000	4700000
23Q	500000	4700000
24Q	500000	4700000
25Q	500000	4700000
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38Q	500000	4700000
39Q	500000	4700000
40Q	500000	4700000

UNPLATTED

STREET EXEMPT

STREET NAME	EXEMPT
1. HAWTHORNE DRIVE	YES
2. HARKSTONE DRIVE	YES
3. SHROPSHIRE LOOP	YES
4. DUNWOODY COMMONS	YES
5.

DRIVEWAY TABLE

DRIVEWAY	EXEMPT
1.
2.
3.
4.
5.

FOOT DRIVEWAY EXEMPT

FOOT DRIVEWAY	EXEMPT
1.
2.
3.
4.
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DONALD W. MONTOSH ASSOCIATES, INC.
PLANNERS
ENGINEERS
SURVEYORS

NOTES:
1. ALL DIMENSIONS ARE IN FEET AND DECIMALS THEREOF.
2. ALL DIMENSIONS ARE TO CENTERLINE UNLESS OTHERWISE NOTED.
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ATTEST

Lynn Sweetman
Lynn Sweetman

(CORPORATE SEAL)

STATE OF FLORIDA

COUNTY OF SEMINOLE

PULTE HOME CORPORATION

By Nicola Santori, Jr.
Attorney-in-Fact
Date 5-20-05

I HEREBY CERTIFY that, on this 20th day of May, 2005, before me, the officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared Nicola Santori, Jr. and Lynn Sweetman as Attorney-in-Fact and Attestee of PULTE HOME CORPORATION and who are personally known to me or who have produced _____ as identification. They have acknowledged before me that they executed the foregoing instrument as such officers in the name and on behalf of the corporation, and that they also affixed thereto the official seal of the corporation.

(NOTARY SEAL)

Rose M. King
Notary signature



ATTEST

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

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

By: _____
CARLTON HENLEY Chairman

Date: _____

For the use and reliance
of Seminole County only.

As authorized for execution
by the Board of County Commissioners
at their _____, 20____
regular meeting

Approved as to form and
legal sufficiency.

Shawn E. Distler 5-24-05
County Attorney

SED/lpk
4/4/05
am water agt-Pulte

- Attachments:
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Revised Exhibit "B" - Survey

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