

**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>07/25/06</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 a sidewalk along a portion of Lake Markham Road.

District 5 – Commissioner Carey (Jerry McCollum, P.E.)

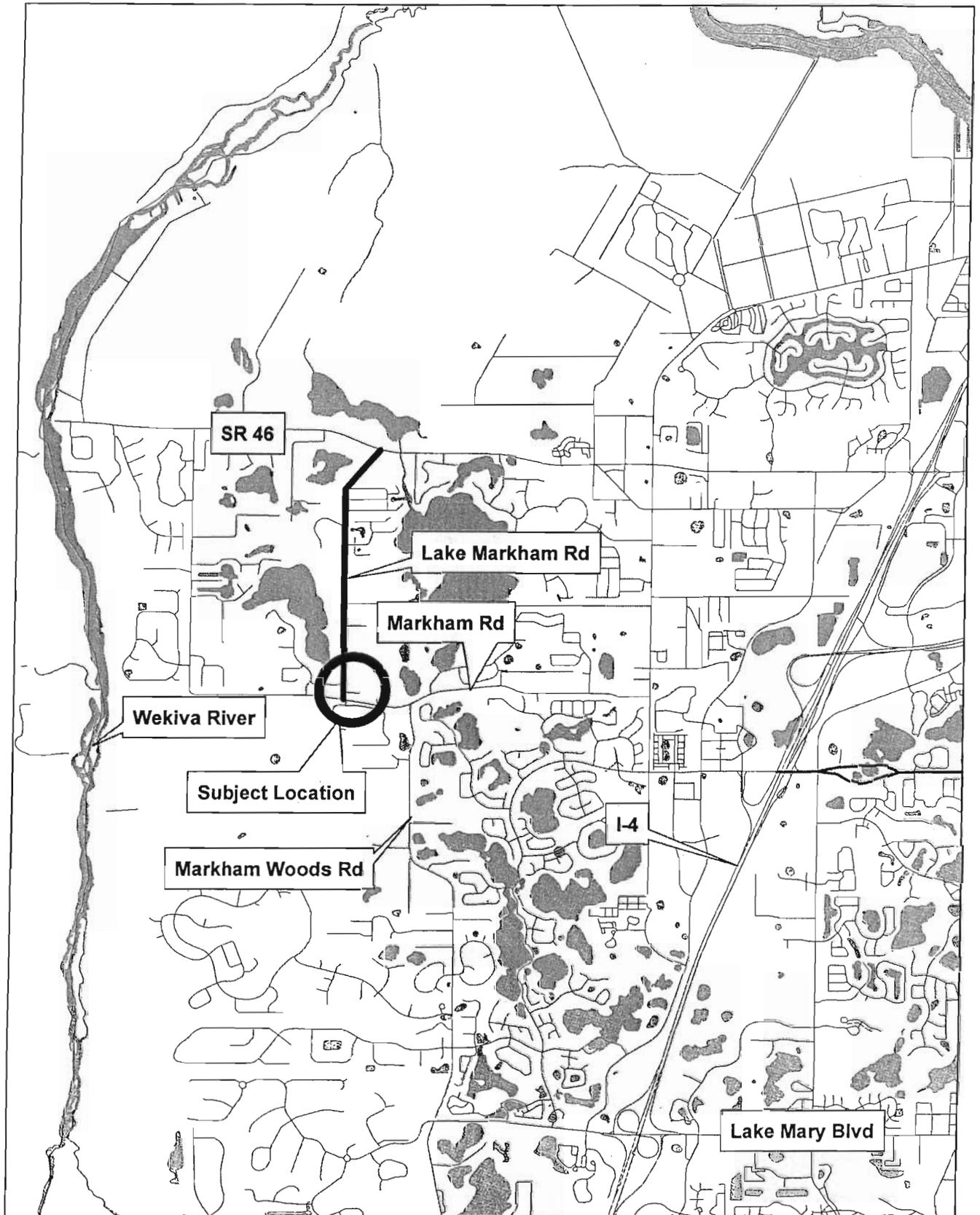
BACKGROUND:

The construction of a sidewalk adjacent to Lake Markham Road (see attached location map) will require property not currently owned by Seminole County. Pursuant to the Purchase Agreement approved by the Board on May 9, 2006, Seminole Soccer Club, Inc., is conveying said easement as evidenced by the attached Sidewalk Easement.

Attachments: Location Map / Resolution / Sidewalk Easement

Reviewed by:	<u><i>G. J. 8-06</i></u>
Co Atty:	<u><i>J. Dietrich</i></u>
DFS:	_____
Other:	_____
DCM:	<u><i>JD</i></u>
CM:	<u><i>CC</i></u>
File No.	<u>CPWE2</u>

Lake Markham Road



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 Lake Markham Road, located in Section 35, Township 19 South, Range 29 East, in Seminole County, Florida; and

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

WHEREAS, Seminole Soccer Club, Inc., has indicated its willingness to convey to Seminole County the required Sidewalk Easement as evidenced by the executed Sidewalk Easement accompanying this resolution which has been filed in Official Records Book 6275, Pages 1497, Public Records of Seminole County, Florida.

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.

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

**BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY**

ATTEST:

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

Carlton Henley, Chairman

Prepared under the direction of:
Charles F. Barcus
Program Manager/Right-of-Way
6-16-2006

MARYVANNE MORSE, CLERK OF CIRCUIT COURT
SEMINOLE COUNTY
BK 06275 Pgs 1497 - 1500; (4pgs)
CLERK'S # 2006091463
RECORDED 06/06/2006 03:05:15 PM
RECORDING FEES 35.50
RECORDED BY t holden

This document prepared by:
Neil Newton, R/W-NAC, Senior Coordinator /
Right-of-Way Section
Seminole County Engineering
520 W. Lake Mary Boulevard, Suite 200
Sanford, Florida 32773

Legal Description Prepared Under
the Direction of:
Steve L. Wessels, P.L.S., County Surveyor
520 W. Lake Mary Boulevard, Suite 200
Sanford, Florida 32773

SIDEWALK EASEMENT

THIS SIDEWALK EASEMENT is made and entered into this 5th day of June, 2006, by and between SEMINOLE SOCCER CLUB, INC., a Florida Nonprofit Corporation, whose address is 7390 Markham Road, Sanford, Florida 32771, hereinafter referred to as the GRANTORS 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 GRANTORS do 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, construct, reconstruct and maintain, as the GRANTEE and its assigns may deem necessary, a sidewalk over, under, upon, and 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."

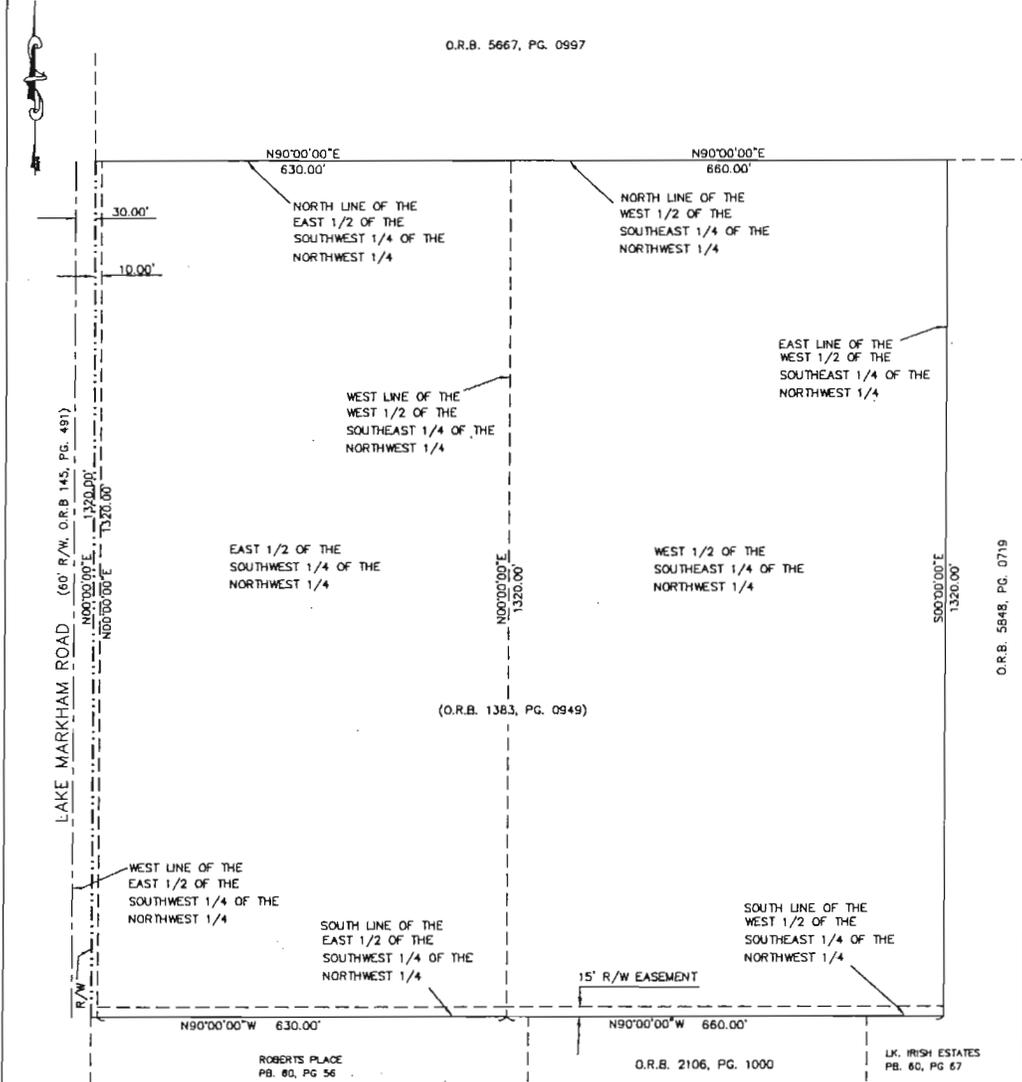
Property Appraiser's Parent Parcel Identification No.:
35-19-29-300-0280-0000

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 GRANTORS, 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.

SKETCH OF DESCRIPTION

O.R.B. 5667, PG. 0997



SHEET 1 OF 2

SEMINOLE COUNTY

ENGINEERING DEPARTMENT
SURVEY SECTION
520 W. LAKE MARY BLVD.
SANFORD, FLORIDA 32773
(407)323-2500 EXT. 5647

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

BY:

GARY A. LEISE, P.L.S. #14723

LEGEND

△ CENTRAL ANGLE (DELTA)	PB - PLAT BOOK
R - RADIUS	PG - PAGE (S)
CB - CHORD BEARING	ORB - OFFICIAL RECORDS BOOK
L - ARC LENGTH	SEC - SECTION - TOWNSHIP - RANGE
C - CHORD	PCL - PARCEL
○ SET IRON PIN OR PIPE	PC - POINT OF CURVATURE
◊ FOUND IRON PIN OR PIPE	PT - POINT OF TANGENCY
□ SET CONCRETE MONUMENT	PI - POINT OF INTERSECTION
■ FOUND CONCRETE MONUMENT	PCC - POINT OF COMPOUND CURVE
P.O.B. - POINT OF BEGINNING	PRC - POINT OF REVERSE CURVE
P.O.C. - POINT OF COMMENCEMENT	M - MEASURED
P.O.T. - POINT OF TERMINATION	P - PLAT
R/W - RIGHT OF WAY	F - FIELD
D - DEED	C - CALCULATED
C/L - CENTERLINE	P/L - PROPERTY LINE
UTIL - UTILITY	ESMT - EASEMENT

FIELD DATE: N/A

DATE: 09/30/05

JOB NAME: -05-042

SCALE: 1"=200'

DRAWN BY: L.W.

CHECKED BY:

Exhibit "A-1"

LEGAL DESCRIPTION

LEGAL DESCRIPTION

The West 10.00 feet of the following described parcel:

THE "East 1/2 of SW 1/4 of NW 1/4 and West 1/2 of SE 1/4 of NW 1/4 of Section 35, Township 19 South, Range 29 East, LESS West 30 feet of East 1/2 of SW 1/4 of NW 1/4 of said Section 35 for right of way for Public Road"

"Subject to R/W Easement over S. 15 feet of above described land, reserved in that certain deed dated March 10, 1955, all recorded in Official Records Book 1383, Page 0949 of the Public Records, Seminole County Florida.

Containing 13,200 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.
4. SQUARE FOOTAGE SHOWN HEREON ARE BASED ON A NOMINAL SECTION.

LEGEND

BEARINGS BASED ON :

WEST LINE OF THE WEST 1/2 OF THE SOUTHEAST 1/4 OF THE

NORTHWEST 1/4 AS BEING N00°00'00"E

REVISIONS

DATE	BY	REVISIONS	REQUESTED BY:
1			
2			
3			
4			

JOB NAME: 05-042	FIELD DATE: N/A	DATE: 09/30/05	SCALE: 1" = 200'	DRAWN BY: L.W.	CHECKED BY:
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Exhibit "A-2"