

Item # 37

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Resolution / Grant of Easement to the School Board of Seminole County
Cross Seminole Trail

DEPARTMENT: Public Works **DIVISION:** Engineering

AUTHORIZED BY: W. Gary Johnson **CONTACT:** David Martin, P.E. **EXT.** 5610
W. Gary Johnson, P.E. Director Jerry McCollum, P.E., County Engineer

Agenda Date: 10-22-02 **Regular** ☐ **Consent** ☒ **Work Session** ☐ **Briefing** ☐
Public Hearing – 1:30 ☐ **Public Hearing – 7:00** ☐

MOTION/RECOMENDATION:

Adopt Resolution stating no objection to the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida to grant an easement to the School Board of Seminole County for the purpose of constructing a vehicular access road, sidewalks and underground utilities for the New Elementary School "I", across the Cross Seminole Trail in the City of Winter Springs, Florida.

(Commissioner Morris – District 2)

Attachments: ➤ Resolution
➤ Exhibits

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

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., 2002.**

WHEREAS, the School Board of Seminole County, Florida has determined that the construction of an elementary school is necessary to provide primary educational services to the public on real property owned by it and generally referred to as the New Elementary School "I" site, and

WHEREAS the New Elementary School "I" site is located on Seminole County tax parcel no. 34-20-30-5AW-0000-0130 (Parcel A) and Seminole County tax parcel no. 34-20-30-5AW-0000-033A (Parcel B), and

WHEREAS Seminole County tax parcel no. 35-20-30-300-001A-0000 (Parcel C) is designated the Cross Seminole Trail and as such separates Parcel A from Parcel B, and

WHEREAS, the title of Parcel C is currently vested in the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida, leased to the Office of Greenways and Trails, with the Board of County Commissioners of Seminole County, Florida having a sublease and serving as the managing agent, and

WHEREAS, the School Board of Seminole County, Florida requires access and utilities from SR 434 through Parcels B and Parcel C to Parcel A for the construction and safe operation of New Elementary School "I", and

WHEREAS, the construction of the entry road, sidewalks, and utilities across the Cross Seminole Trail to serve New Elementary School "I" requires a grant of easement from the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida, and no objection by the Board of County Commissioners of Seminole County, Florida, and

WHEREAS, the Board of County Commissioners of Seminole County, Florida has no objection to an easement across the Cross Seminole Trail, Parcel C, as described in Exhibit A for the purpose of constructing a vehicular access road, sidewalks, and underground utilities to serve the New Elementary School "I",

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Seminole County, Florida, has no objection to the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida granting an easement to the School Board of Seminole County, Florida as described in Exhibit A for the purpose of constructing a vehicular access road, sidewalks and underground utilities for the New Elementary School "T", located in Winter Springs, Florida.

ADOPTED THIS _____ DAY OF _____ A.D., 2002.


ATTEST:

**BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY**

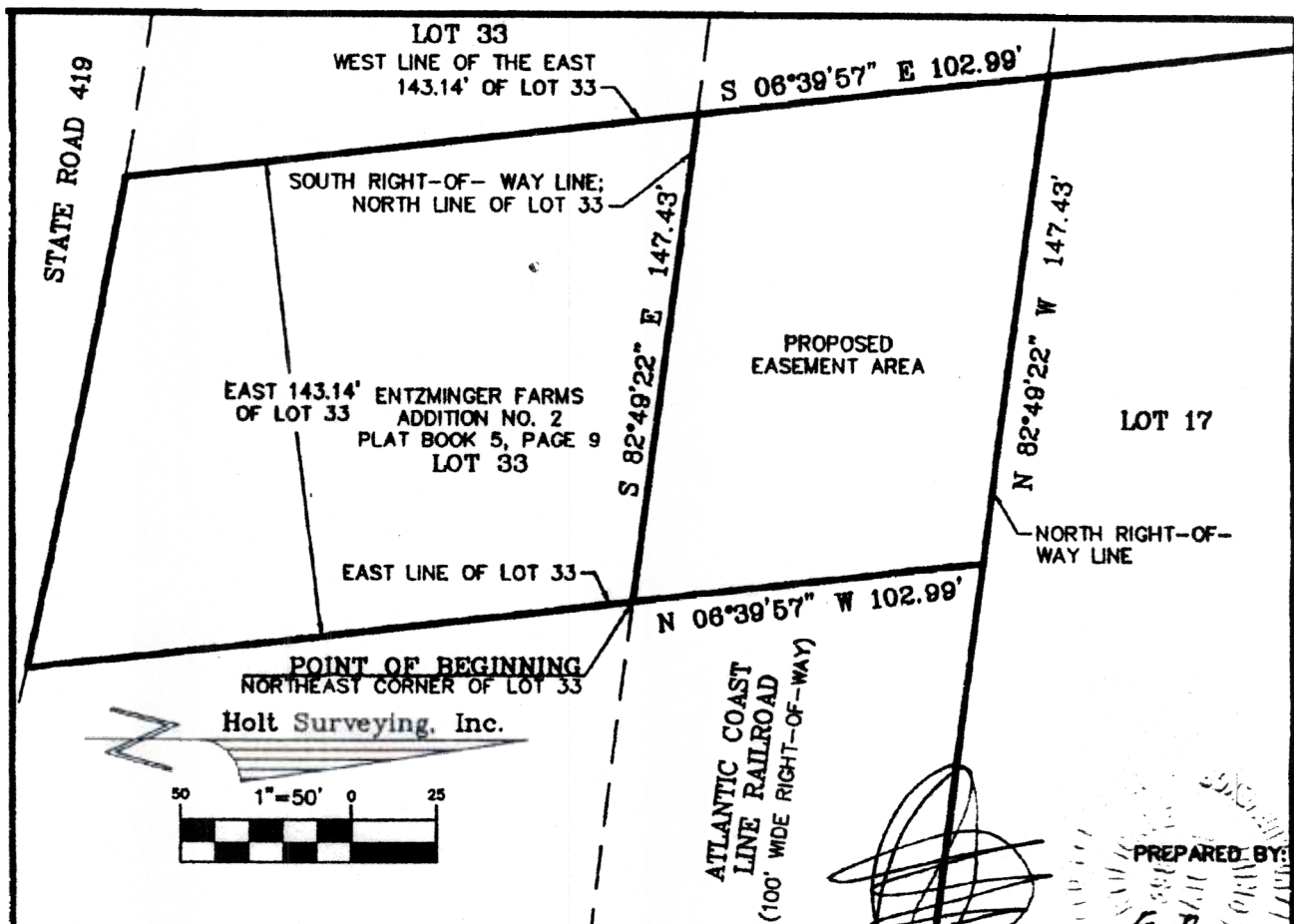
**MARYANNE MORSE, Clerk to the
Board of County Commissioners in
and for Seminole County, Florida**

DARYL G. McLAIN, Chairman

Approved as to Legality, Form and Sufficiency
for Seminole County, Florida



County Attorney



LEGAL DESCRIPTION

A PROPOSED EASEMENT AREA COMPRISING THAT PORTION OF THE 100 FEET WIDE ATLANTIC COAST LINE RAILROAD RIGHT OF WAY LYING NORTHERLY OF THE EAST 143.14 FEET OF LOT 33, (WHEN MEASURED PERPENDICULAR TO THE EAST LINE OF SAID LOT 33) OF ENTZMINGER FARMS ADDITION NO. 2 AS RECORDED IN PLAT BOOK 5, PAGE 9, OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 33, ENTZMINGER FARMS ADDITION NO. 2, AS RECORDED IN PLAT BOOK 5, PAGE 9, OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA, RUN THENCE N 06°39'57" W ALONG A NORTHERLY PROJECTION OF THE EAST LINE OF SAID LOT 33 A DISTANCE OF 102.99 FEET TO THE NORTHERLY RIGHT OF WAY LINE OF A 100 FEET WIDE RIGHT OF WAY FOR THE ATLANTIC COAST LINE RAILROAD; THENCE RUN N 82°49'22" W ALONG SAID RIGHT OF WAY LINE 147.43 FEET TO THE WEST LINE OF THE EAST 143.14 FEET OF AFORESAID LOT 33 (WHEN MEASURED PERPENDICULAR TO THE EAST LINE OF SAID LOT 33); THENCE RUN S 06°39'57" E ALONG SAID WEST LINE 102.99 FEET TO THE SOUTH RIGHT OF WAY LINE OF SAID RAILROAD AND THE NORTH LINE OF AFORESAID LOT 33; THENCE RUN S 82°49'22" E ALONG SAID LINE A DISTANCE OF 147.43 FEET TO THE POINT OF BEGINNING.



Holt Surveying, Inc.

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A Sketch of Description for: School Board of Seminole County

Scale: 1"=50'	Approved By: DLH	Drawn By: DASH
Date: 04-29-02		Revised By:

Proposed Easement Seminole County, Florida

Page No.: 1 of 1 Drawing No.: 9985