



**COUNTY ATTORNEY'S OFFICE
MEMORANDUM**

TO: Board of County Commissioners

THROUGH: Robert A. McMillan, County Attorney *RA*

FROM: Lynn Vouis, Assistant County Attorney *LV*

CONCUR: Pam Hastings, Administrative Manager/Public Works Department
Antoine Khoury, P.E., Principal Engineer, Minor Projects *AK*

DATE: November 22, 2005

SUBJECT: Rescinding Resolution
Lake Emma Road (Minor Project)

This memorandum requests the Seminole County Board of County Commissioners (BCC) to approve and adopt the resolution rescinding the previous resolution relating to the construction of the Lake Emma Road (Minor Project) for which acquisition is complete.

Thank you for your attention to this matter.

LV:krc

Attachment:
Rescinding Resolution Lake Emma Road (Minor Project)

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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, the Board of County Commissioners of Seminole County approved and adopted a Resolution relating to construction of the Lake Emma Road Minor project; and

WHEREAS, acquisition for this road 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 Resolution 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 Resolution of Necessity adopted for the construction of the Lake Emma Road (Minor) project:

<u>RESOLUTION NUMBER</u>	<u>DATE</u>	<u>OR BOOK/PAGE(S)</u>
2004-R-128	07/13/04	05396/0226-0239

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the findings of public purpose and necessity for the property acquired pursuant to the Resolution of Necessity herein repealed, and shall not affect the validity of any acquisition made pursuant thereto, whether obtained by donation, purchase, order of take or any other means.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

LV/krc
11/14/05