



COUNTY ATTORNEY'S OFFICE
MEMORANDUM

TO: Board of County Commissioners

THROUGH: Robert A. McMillan, County Attorney

FROM: Lynn Vouis, Assistant County Attorney

CONCUR: Pam Hastings, Administrative Manager/Public Works Department
Ed J. Torres, M.S., P.E., Principal Engineer
Capital Projects Manager/Roads-Stormwater Division

DATE: November 22, 2005

SUBJECT: Rescinding Resolution
C-15/Elder Creek (Ponds Only)

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 C-15/Elder Creek (Ponds Only) for which acquisition is complete.

Thank you for your attention to this matter.

LV:krc

Attachment:
Rescinding Resolution C-15/Elder Creek (Ponds Only)

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 C-15/Elder Creek (Ponds Only) 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 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 construction of the C-15/Elder Creek (Ponds Only) project:

<u>RESOLUTION NUMBER</u>	<u>DATE</u>	<u>OR BOOK/PAGE(S)</u>
2003-R-121	07/22/03	04949/1536-1560
2004-R-80	04/27/04	05310/0810-0819
2005-R-78	04/26/05	05717/0203-0205

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the findings of public purpose and necessity for the property acquired pursuant to the Resolutions of Necessity herein repealed, and shall not affect the validity of any acquisition made pursuant thereto, whether obtained by donation, purchase, order of take or any other means.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

Date: _____

LV/krc
 11/14/05