

RESOLUTION R-20-084

A RESOLUTION AMENDING RESOLUTION R-19-117, DETERMINING NECESSITY AND FOR EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING A PUBLIC STREET, ROAD, OR HIGHWAY AS PART OF THE PUBLIC ROAD SYSTEM IN MANATEE COUNTY, FLORIDA; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**FORT HAMER ROAD EXTENSION ROAD IMPROVEMENT PROJECT
(U. S. 301 TO ERIE ROAD)
PARCELS 16 AND 19.1; PROJECT NO. 6054765**

WHEREAS, Manatee County is a political subdivision of the State of Florida and is authorized under Chapters 73, 74, and 127, Florida Statutes, to acquire interests in privately owned lands which are necessary for the public use; and

WHEREAS, on September 24, 2019, the Board of County Commissioners of Manatee County, Florida, adopted Resolution R-19-117 determining the necessity and public purpose for and authorizing the County Attorney to commence and to prosecute eminent domain proceedings to acquire the necessary interests in certain parcels of privately owned property necessary for the Fort Hamer Road Extension Road Improvement Project; and

WHEREAS, Manatee County has determined that it is necessary to acquire or utilize property beyond that which was described in Resolution R-19-117; and

WHEREAS, the owners of these additional lands have been or may be unwilling or unable to sell the real property needed by Manatee County; and

WHEREAS, construction of the project will be impeded unless the additional property is acquired by Manatee County.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, that:

1. The Manatee County Public Works and Property Management Departments are hereby authorized to employ the services of the County Attorney, or retained counsel assigned by the County Attorney, to commence and to prosecute eminent domain proceedings to acquire the necessary interests in the aforementioned properties, which properties are more particularly described in the Schedules which are attached hereto and made a part hereof.

2. The Board of County Commissioners of Manatee County, Florida, after having considered safety of the public, cost of acquiring the right-of-way, alignment, long-term planning, and environmental factors in acquiring and utilizing the properties, hereby finds and determines that the acquisition of the following interests is necessary as to the

real properties described in the attached Schedules:

Schedule No.	Parcel No.	Interest to be Acquired
2	16	Fee Simple
6	19.1	Temporary Construction Easement*

*A nonexclusive temporary right of ingress and egress, and to enter upon, place, and use as a staging and work area, and for storage of equipment, supplies, and materials, and for the purpose of demolishing all structures and removing all improvements from within the parcel and for other purposes reasonably related to said demolition across, in, on, through, under, and upon the parcel for nine months.

3. Resolution R-19-117 is hereby (1) amended to replace Schedule No. 2 thereto with attached Schedule No. 2, and (2) amended to add Schedule No. 6.

4. Resolution R-19-117 is otherwise unaltered and shall remain in full force and effect, as amended hereby.

5. If any one or more of the provisions of this Resolution should be held contrary to law or public policy, or should for any reason whatsoever be held invalid or unenforceable by a court of competent jurisdiction, then such provision or provisions shall be null and void and shall be deemed separate from the remaining provisions of this Resolution, which remaining provisions shall continue in full force and effect, provided that the remaining provisions can be given legal effect absent the invalid portions.

6. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED with a quorum present and voting this 16th day of June, 2020.

**BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**

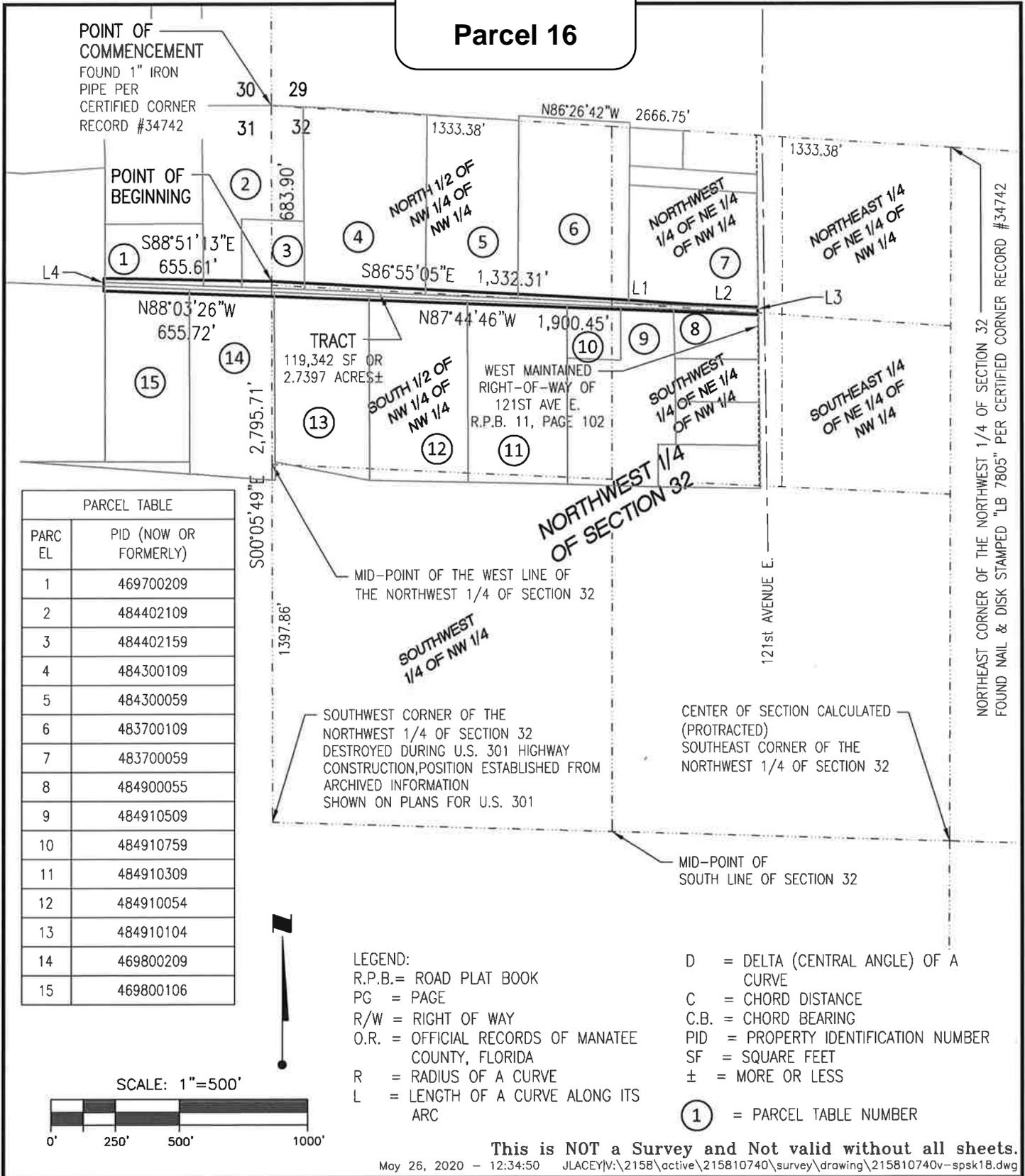
By: _____
Chairperson

ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

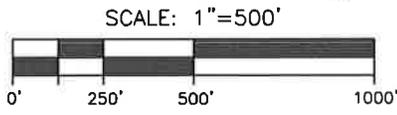
By: _____
Deputy Clerk

Schedule 2

Parcel 16



PARCEL TABLE	
PARCEL	PID (NOW OR FORMERLY)
1	469700209
2	484402109
3	484402159
4	484300109
5	484300059
6	483700109
7	483700059
8	484900055
9	484910509
10	484910759
11	484910309
12	484910054
13	484910104
14	469800209
15	469800106



- LEGEND:
- R.P.B. = ROAD PLAT BOOK
 - PG = PAGE
 - R/W = RIGHT OF WAY
 - O.R. = OFFICIAL RECORDS OF MANATEE COUNTY, FLORIDA
 - R = RADIUS OF A CURVE
 - L = LENGTH OF A CURVE ALONG ITS ARC
 - D = DELTA (CENTRAL ANGLE) OF A CURVE
 - C = CHORD DISTANCE
 - C.B. = CHORD BEARING
 - PID = PROPERTY IDENTIFICATION NUMBER
 - SF = SQUARE FEET
 - ± = MORE OR LESS
 - ① = PARCEL TABLE NUMBER

This is NOT a Survey and Not valid without all sheets.

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SKETCH & DESCRIPTION OF
 PARCEL 16 AREA TAKE LOCATED IN
 SECTIONS 31 & 32, TOWNSHIP 33 S, RANGE 19 E,
 MANATEE COUNTY, FLORIDA



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TASK CODE: 420	DRAWN BY: EDM	CHKD BY: JDL	CAD FILE: 215810740v-spsk18	PROJECT NO: 215810769	SHEET 1 OF 2	DRAWING INDEX NO: 215810740v-spsk18	REV:
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DESCRIPTION (as prepared by the certifying Surveyor and Mapper):

A tract of land lying in Section 31 and 32, Township 33 South, Range 19 East, Manatee County, Florida, being more particularly described as follows:

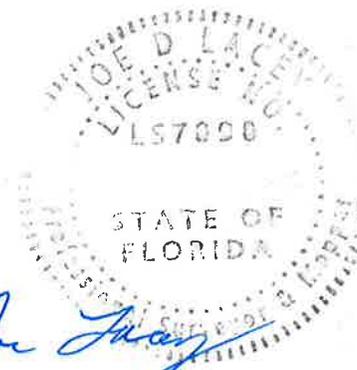
COMMENCE at the northwest corner of Section 32, Township 33 South, Range 19 East; thence S.00°05'49"E. along the west line of said Section 32, a distance of 683.90 feet to the POINT OF BEGINNING; thence S.86°55'05"E., a distance of 1,332.31 feet; thence S.86°02'42"E., a distance of 317.06 feet; thence S.87°44'46"E., a distance of 252.23 feet to a point on the West maintained right-of-way line of 121st Avenue East, per Road Plat Book 11, Page 102, recorded in the Public Records of Manatee County, Florida; thence along said West line, S.00°41'10"E., a distance of 30.04 feet; thence N.87°44'46"W., a distance of 1,900.45 feet; thence N.88°03'26"W., a distance of 655.72 feet; thence N.00°16'22"W., a distance of 49.60 feet; thence S.88°51'13"E., a distance of 655.61 feet to the POINT OF BEGINNING.

Said tract contains 119,342 square feet or 2.7397 acres, more or less.

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S86°02'42"E	317.06'
L2	S87°44'46"E	252.23'
L3	S00°41'10"E	30.04'
L4	N00°16'22"W	49.60'

NOTES:

1. THIS SKETCH, DRAWING, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND RAISED SEAL OF A FLORIDA SURVEYOR AND MAPPER.
2. BEARINGS SHOWN HEREON ARE GRID NAD 1983 (2011) FLORIDA WEST ZONE VALUES ESTABLISHED FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION REFERENCE NETWORK AND ARE RELATIVE TO THE WEST LINE OF THE NORTHWEST 1/4 OF SECTION 32 HAVING A GRID BEARING OF S00°05'49"E.
3. THIS IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY.
4. THE DOCUMENTS THAT ESTABLISH THE LOCATION OF THE PRIVATE ROAD EASEMENT PER DOCUMENTS RECORDED IN O.R. BOOK 999, PAGE 3990, O.R. BOOK 2532, PAGE 5510; O.R. BOOK 2532, PAGE 5517 AND O.R. BOOK 2593, PAGE 5370 CONTAIN BEARING AND DISTANCE COURSES TOGETHER WITH PROTRACTED SECTION LINE CALLS THAT PROVIDE ALTERNATE LOCATIONS OF THE PRIVATE ROAD AREA. THE INTENT OF THIS DESCRIPTION IS TO INCORPORATE BOTH OF THOSE AREAS INTO ONE SINGULAR AREA AND TO QUIET TITLE OF THE AREA CONVEYED TO MANATEE COUNTY.



Joe D. Lacey
 Joe D. Lacey, P.S.M.
 Florida Registration No. 7090

5/26/2020
 Date of Signature

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SKETCH & DESCRIPTION OF PARCEL 16 AREA TAKE LOCATED IN SECTIONS 31 & 32, TOWNSHIP 33 S, RANGE 19 E, MANATEE COUNTY, FLORIDA					 Stantec 6900 Professional Parkway East, Sarasota, FL 34240-8414 Phone 941-907-6900 • Fax 941-907-6910 Certificate of Authorization #27013 • www.stantec.com Licensed Business Number 7866		
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Schedule 6

Parcel 19.1

LEGEND:

- BK = BOOK
- PG = PAGE
- R/W = RIGHT OF WAY
- O.R. = OFFICIAL RECORDS OF MANATEE COUNTY, FLORIDA
- R = RADIUS OF A CURVE
- L = LENGTH OF A CURVE ALONG ITS ARC
- D = DELTA (CENTRAL ANGLE) OF A CURVE
- C = CHORD DISTANCE
- C.B. = CHORD BEARING
- PID = PROPERTY IDENTIFICATION NUMBER
- SF = SQUARE FEET
- ± = MORE OR LESS

POINT OF COMMENCEMENT

NORTHEAST CORNER OF SECTION 31,
TOWNSHIP 33 SOUTH, RANGE 19 EAST

SOUTH LINE OF SECTION 29
NORTH LINE OF SECTION 32

NORTH LINE OF SECTION 31 &
TRACT CONVEYED BY DEED
RECORDED IN BOOK 2532,
PAGE 5513 O.R.
(DEED BEARING = N88°43'15"E)

S00°05'49"E
(BEARING BASIS)

154.00' WIDE
FORT HAMER
EXTENSION

MICHAEL E. PARKS
NOW OR FORMERLY
PID 484910509
BK 2474, PG 2364 O.R.

NORTH LINE OF TRACT
CONVEYED BY DEED
RECORDED IN BK 2551,
PG 7024 O.R.

WEST LINE OF TRACT
CONVEYED BY DEED
RECORDED IN BK 2551,
PG 7024 O.R.

WESTERLY LINE OF
TRACT CONVEYED BY
DEED RECORDED IN BK
2474, PG 2364 O.R.

POINT OF BEGINNING

**TEMPORARY
CONSTRUCTION
EASEMENT**

48,678 SF OR
1.1175 ACRES±

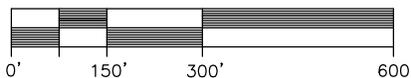
NOW OR FORMERLY
PID 485600100
(DEED BK 2551, PG 7024)

SOUTHEAST CORNER OF THE
TRACT CONVEYED BY DEED
RECORDED IN BK 2474, PG
2364 O.R.

SOUTH LINE OF THE SOUTH 1/2
OF THE NORTH 1/2 OF THE
NORTHWEST 1/4 OF SECTION 32
(PER DEED BK 2474, PG 2364)



SCALE: 1"=300'



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SKETCH & DESCRIPTION OF A
TEMPORARY CONSTRUCTION EASEMENT LOCATED IN
SECTION 32, TOWNSHIP 33 S., RANGE 19 E.,
MANATEE COUNTY, FLORIDA



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DESCRIPTION (as prepared by the certifying Surveyor and Mapper):

A tract of land lying in Section 32, Township 33 South, Range 19 East, Manatee County, Florida, being more particularly described as follows:

COMMENCE at the northeast corner of Section 31, Township 33 South, Range 19 East; thence N.88°51'06"W. along the north line of said Section 31 and the tract of land conveyed by warranty deed recorded in Book 2532, Page 5513, Official Records of Manatee County, Florida, a distance of 257.18 feet to the point of curvature of a non-tangent curve to the left, having a radius of 2,577.00 feet and a central angle of 36°06'03"; thence Southeasterly along the arc of said curve, a distance of 1,623.72 feet, said curve having a chord bearing and distance of S.46°33'55"E., 1,596.99 feet, to the point of tangency of said curve; thence S.64°36'57"E., a distance of 150.50 feet to the point of curvature of a curve to the right having a radius of 2,006.00 feet and a central angle of 03°55'29"; thence Southeasterly along the arc of said curve, a distance of 137.41 feet to a point on the westerly line of a tract of land conveyed by warranty deed recorded in Book 2474, Page 2364, Official Records of Manatee County, Florida, also being the POINT OF BEGINNING; thence continue Southeasterly along said curve having a radius of 2006.00 feet and a central angle of 12°06'39", a distance of 424.02 feet, to the end of said curve, also being a point on the west line of the tract of land conveyed by warranty deed recorded in Book 2551, Page 7024, of said Public Records; thence S.00°33'38"E. along said west line and along a line non-tangent to said curve, a distance of 13.02 feet to the southeast corner of the abovementioned tract of land conveyed by warranty deed recorded in Book 2474, Page 2364; the following two (2) calls are along the south line and west line of said tract of land: (1) thence N.89°06'45"W., a distance of 342.75 feet; (2) thence N.00°34'45"W., a distance of 252.67 feet to the POINT OF BEGINNING.

Said tract contains 48,678 square feet or 1.1175 acres, more or less

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N88°51'06"W	257.18'
L2	S64°36'57"E	150.50'
L3	S00°33'38"E	13.02'
L4	N89°06'45"W	342.75'

LINE TABLE		
LINE	BEARING	DISTANCE
L5	N00°34'45"W	252.67'

CURVE TABLE					
CURVE	RADIUS	CENTRAL ANGLE	ARC	CHORD	CHORD BEARING
C1	2577.00'	36°06'03"	1623.72'	1596.99'	S46°33'55"E
C2	2006.00'	3°55'29"	137.41'	137.39'	S62°39'12"E
C3	2006.00'	12°06'39"	424.02'	423.23'	S54°38'08"E

NOTES:

- UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA SURVEYOR AND MAPPER, THIS SKETCH, DRAWING, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY.
- BEARINGS SHOWN HEREON ARE GRID NAD 1983 (2011) FLORIDA WEST ZONE VALUES ESTABLISHED FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION REFERENCE NETWORK AND ARE RELATIVE TO THE WEST LINE OF THE NORTHWEST 1/4 OF SECTION 32 HAVING A GRID BEARING OF S00°05'49"E.
- THIS SKETCH & DESCRIPTION IS BASED UPON THE WARRANTY DEED TO THE PARKS LIVING TRUST RECORDED IN BOOK 2474, PAGE 2364 IN THE OFFICIAL RECORDS OF MANATEE COUNTY, FLORIDA.
- THIS IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY.



Digitally signed
by Joe D Lacey
Date:
2020.05.14
07:35:32 -04'00'

Joe D. Lacey

Joe D. Lacey, P.S.M.
Florida Registration No. 7090

Date of Signature

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