

WHEREAS, East Coast Canal Estates, was recorded in Map Book 5, page 57, and East Coast Canal Estates, Unit 3, was recorded in Map Book 5, page 64, public records of St. Johns County, Florida as named subdivisions; and,

WHEREAS, the subdivision plats showed certain roads, streets or other ways that were expressly dedicated on the plat to the public; and,

WHEREAS, the subdivision plats also show the location of the existing "60' road to Palm Valley Road" on both the plats; and,

WHEREAS, the case of Bonifay v Dickson 459 So 2d 1089 (1 DCA Fla. 1984) indicates that the recording of a plat with streets designated and shown thereon can constitute an intention of the landowner to dedicate the streets to the County or the public; and,

WHEREAS, Florida case law requires that dedicated streets must first be accepted by the County before they become County streets; and,

WHEREAS, some of the roads within the subdivisions were opened, constructed or maintained by the County; and,

WHEREAS, there does not appear to have been either a formal County Commission acceptance or an indicia or acceptance of all of the roads shown on the subdivision plat; and,

WHEREAS, the County deems it advisable to publicly indicate whether it has yet accepted any or all such roads as County roads;

NOW, THEREFORE, BE IT RESOLVED this 25th day of November 1986, by the Board of County Commissioners of St. Johns County, Florida as follows:

1. All rights of way for roads, streets, and ways that are depicted on the subdivision plat of East Coast Canal Estates, (now designated on the St. Johns County Assessor's maps as East Coast Canal Estates, Unit 1) recorded in Map Book 5, page 57, and East Coast Canal Estates, Unit 3, recorded in Map Book 5, page 64, public records of St. Johns County, Florida are hereby accepted as County roads.

2. This resolution shall not be deemed to require St. Johns County to open, construct or maintain any roads within the above mentioned subdivision.

3. This resolution shall not be deemed to preclude the County from later vacating any roads that it has accepted.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Phyllis L. Lydon
Its Chairman

ATTEST: Carl "Bud" Markel, Clerk

By: Cheryl Kent
Deputy Clerk