

RESOLUTION NO. 96-190

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA DECLARING A STATE OF LOCAL EMERGENCY ON THE UNNAMED PRIVATE ROAD LOCATED AT 2900 COUNTY ROAD 214 DUE THE EXTENSIVE FLOODING OF THE ROAD DUE TO THE RECENT HEAVY RAINFALL

AN EMERGENCY RESOLUTION DECLARING A STATE OF EMERGENCY ON THE UNNAMED PRIVATE ROAD LOCATED AT 2900 COUNTY ROAD 214

BE IT RESOLVED AND DECLARED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AS FOLLOWS:

Section 1. The Board of County Commissioners of St. Johns County, Florida (the "Board") hereby finds and declares the following:

- A. The private road located at 2900 County Road 214 and shown on the attached Exhibit "A" (the road) has encountered extensive flooding due to the recent rainfalls and the drainage overtopping and cutting the road in several locations and a threat exists for the health, safety and welfare of the residence residing along the road.
- B. The flooding conditions are subject to worsen as the rainy season continues.
- C. The road is in a deplorable condition as a result of the flooding conditions and essential services cannot be provided to preserve and maintain the public health, safety and welfare of the residences residing along the road.
- D. Providers of emergency service will become stuck in the road due the flooding conditions if they are deployed to that location.
- E. The weather forecast predicts the likelihood of additional heavy rain in the area of the private road.
- F. A state of local emergency exists due to the continuing possibility of further flooding and the continuing deterioration of the road.
- G. It is necessary and appropriate for the County to take steps necessary to immediately try to relieve the flooding condition on the road.

H. Florida Statute 125.01 (1) (j) authorizes the County to establish and administer flood and drainage control programs and to cooperate with governmental agencies and private enterprises in the development and operation of such programs.

I. Chapter 252 Florida Statutes encourage Counties to take action necessary to alleviate local public emergencies.

Section 2. The St. Johns County Road and Bridge Department is hereby instructed to try and relieve the flooding conditions on the road by grading, adding material, cleaning ditches or pumping water away from the road.

Section 3. The St. Johns County Road and Bridge Department is authorized to do only such amount of work on the flooding conditions as is appropriate to allow providers of emergency service to gain access to the road.

Section 4. The work authorized in Section 2 above is to be temporary to allow time to determine whether the County can and will implement an overall Road Grading and Road Maintenance program to alleviate the drainage problem on the road.

Section 5. It is the desire of the Board of County Commissioners that the cost of the temporary alleviation of the flooding conditions authorized by Section 2 be included in the total assessment or additional taxes to be levied against property owners residing on the road specially benefited or to be benefited by the County improvements to the roads if and when the Road Grading and Road Maintenance non ad valorem assessments or additional taxes are levied to finance the improvements.

PASSES AND ADOPTED THIS 16 DAY OF Oct. 1996

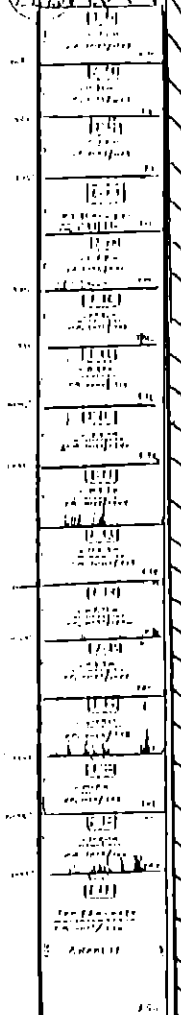
BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

BY: Donald Gordon
Its Chairman

ATTEST: CARL "BUD" MARKEL, CLERK

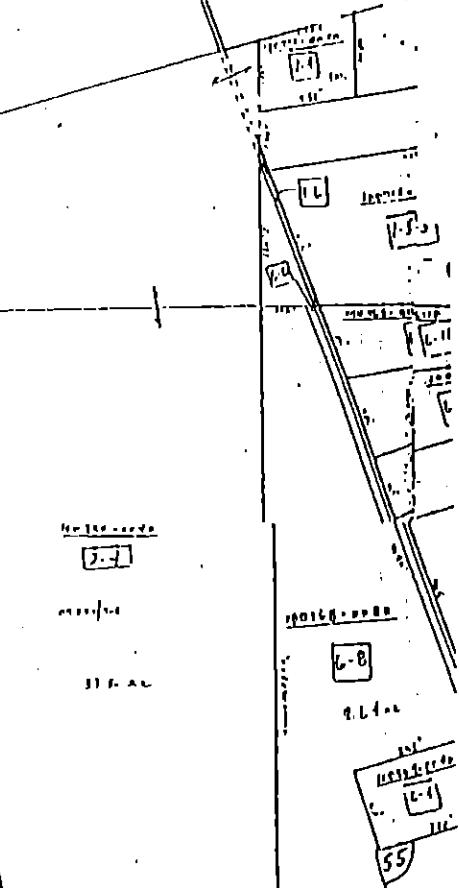
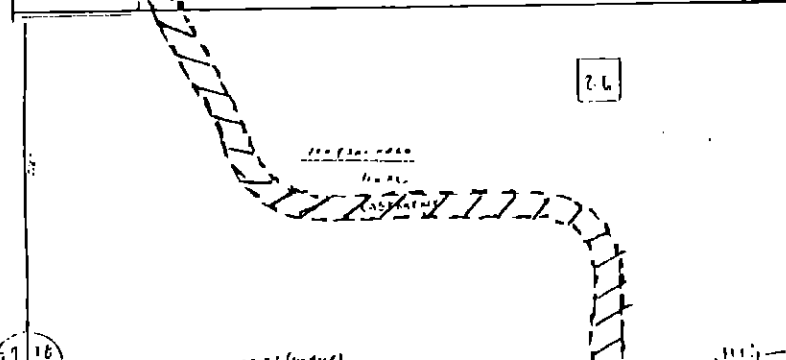
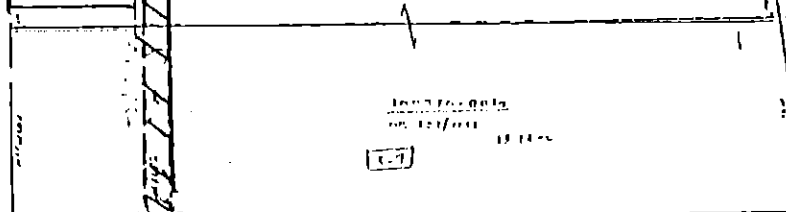
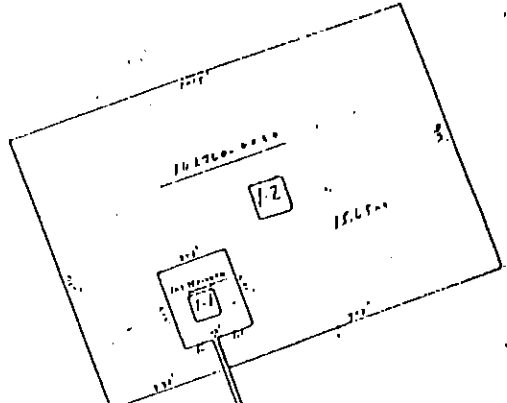
BY: Luana Baretta
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← Unnamed Private Road



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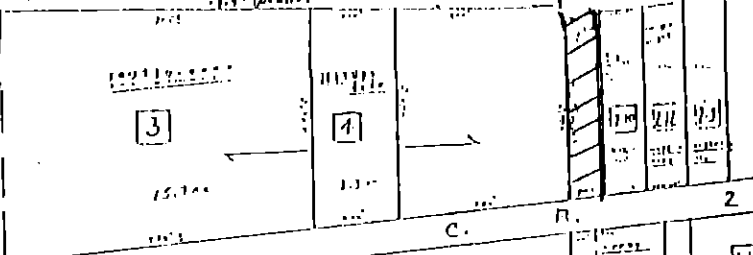


EXHIBIT "A"