

RESOLUTION NO. 2003- 129

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A TEMPORARY CONSTRUCTION EASEMENT AND GRANT OF EASEMENT FOR CONSTRUCTION OF A PUBLIC SIDEWALK ALONG 11TH STREET IN ST. AUGUSTINE BEACH.

RECITALS

WHEREAS, City of St. Augustine Beach, is the owner of the hereinafter described property and has presented to the County executed Easements, attached hereto as Exhibit "A" and Exhibit "B", incorporated by reference and made a part hereof; and

WHEREAS, a Temporary Construction Easement is being requested by the County Engineering Department for the construction of a sidewalk and the Grant of Easement for maintenance of the sidewalk on 11th Street in St. Augustine Beach, as stated in the memorandum attached hereto as Exhibit "C", incorporated by reference and made a part hereof; and

WHEREAS, it is in the best interests of the public for the County to accept these Easements for the health, safety and welfare of the citizens in that area for connectivity between State Road A1A and Mickler Road.

NOW THEREFORE, BE IT RESOLVED, by the Board of Commissioners of St. Johns County, Florida, as follows:

Section 1. The above recitals are incorporated by reference into the body of this Resolution and such recitals are adopted as findings of fact.

Section 2. The Temporary Construction Easement and Grant of Easement are hereby accepted by the Board of County Commissioners of St. Johns County.

Section 3. The Clerk of Circuit Court is instructed to record the original Easements in the Official Records of St. Johns County, Florida.

*Passed and Adopted:
July 15, 2003*

**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA**

By: *James E. Bryant*
James E. Bryant, Chairman

ATTEST: Cheryl Strickland
Clerk of Circuit Court

By: *Patricia M. Grande*
Deputy Clerk

RENDITION DATE 7-16-03

Exhibit "A" to Resolution

Prepared by:
St. Johns County
4020 Lewis Speedway
St. Augustine, Florida 32084

GRANT OF EASEMENT

THIS INDENTURE, made this 2nd day of June, 2003, between **CITY OF ST. AUGUSTINE BEACH**, whose address is 2200 A1A South, St. Augustine FL 32080, hereinafter called Grantor, and **ST. JOHNS COUNTY, FLORIDA**, a political subdivision of the State of Florida, whose address is 4020 Lewis Speedway, St. Augustine, Florida 32084, hereinafter called Grantee.

WITNESSETH: That Grantor, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to them in hand paid by Grantee, the receipt of which hereby acknowledged, has granted, bargained, sold and conveyed to the Grantee, its successors and assigns forever, an unobstructed right of way and perpetual easement for the sole purpose of the construction and maintenance of a sidewalk for the use of the general public, with the right, privilege, and authority to said Grantee, its successors and assigns, the right to construct, lay, maintain, improve, and/or repair either above or below the surface of the ground, on, along, over, through, across, or under the following described land situate in St. Johns County, Florida to wit:

The south 25 feet of the property described in Official Records Book 1174, page 1, of the Public Records of St. Johns County, Florida.

TOGETHER with the right of said Grantee, its successors and assigns, of ingress and egress to and over said above described premises, and for doing anything necessary or useful or convenient, or removing at any time any and all of said improvements upon, over, under, or in said lands, together also with the right and easement, privileges, and appurtenances in and to said land which may be required for the enjoyment of rights herein granted.

IN WITNESS WHEREOF, the said Grantor has hereunto set hand and seal the day and year first above written.

Signed and Sealed in Our Presence as Witnesses:

CITY OF ST. AUGUSTINE BEACH

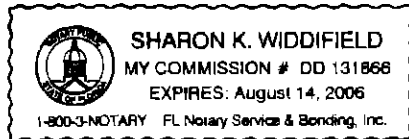
[Signature]
Print Witness Name Max Royle

By: [Signature]
Print Name: Frank Charles
Title: Mayor - Commissioner

SAMUEL K. MUFFITT
Print Witness Name: Samuel K. Muffitt

STATE OF FLORIDA
COUNTY OF St Johns

The foregoing instrument was acknowledged before me this 17 day of June, 2003, by Frank Charles. Who is/are personally known to me or has produced _____ as identification.



[Signature]
Notary Public
My Commission Expires: 8-14-06

Exhibit "B" to Resolution

TEMPORARY CONSTRUCTION EASEMENT

THIS EASEMENT made this 8th day of May, 2003, by and between CITY OF ST. AUGUSTINE BEACH, whose address is 2200 A1A South, St. Augustine FL 32080, grantor and **ST. JOHNS COUNTY, FLORIDA**, a political subdivision of the State of Florida, whose address is 4020 Lewis Speedway, St. Augustine, Florida 32084, grantee.

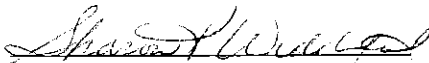
WITNESSETH, that for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, receipt and sufficiency of which is hereby acknowledged, the grantor hereby gives, grants, bargains and releases to the grantee, a Temporary Construction Easement to enter upon and use the grantor's property as described below for such purposes as a staging area for equipment and materials required for the sidewalk improvements and other uses as is reasonably necessary to enable the grantee to complete the Countywide Sidewalk project. This Easement is over the land in St. Johns County, Florida, described as follows:

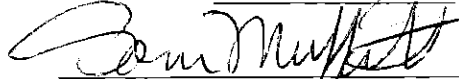
The south 50 feet of the property described in Official Records Book 1174, Page 1, of the Public Records of St. Johns County, Florida.

It is understood and agreed by the parties hereto that the rights granted herein should terminate ninety (90) days from the date construction begins. Upon completion of the project the property shall be returned to its original state.

IN WITNESS WHEREOF, grantor has hereunto set hand and seal the day and year first above written.

Signed, sealed and delivered in
Our presence as Witnesses:


Print Name: Sharon K. Widdifield


Print Name: Sam Muffitt

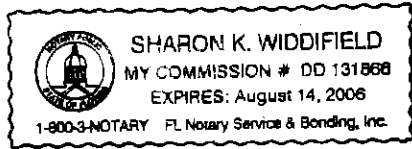
CITY OF ST AUGUSTINE BEACH

By: 
Its: City Manager

State of Florida

County of St. Johns

The foregoing instrument was acknowledged before me this 8th day of May, 2003 by Max Royle of City of St. Augustine Beach, who has produced _____ as identification or is personally known to me.




Notary Public Sharon K. Widdifield

MEMORANDUM



TO: Nanette Bradbury, Real Estate Coordinator
FROM: Greg Caldwell, Project Coordinator II X
DATE: June 12, 2003
SUBJECT: 11th Street Sidewalk

As part of the Countywide Sidewalk program, the Engineering department has designed and permitted the construction of a sidewalk along 11th Street. This sidewalk will establish connectivity between State Road A1A and Mickler Road. The design is an eight-foot wide sidewalk and will run along the north side of 11th Street. The length of this sidewalk is approximately 1700 feet.