

RESOLUTION NO. 2010-99

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE EXECUTION OF A CERTAIN TEMPORARY EASEMENT TO THE FLORIDA INLAND NAVIGATION DISTRICT

WHEREAS, THE Florida Inland Navigation District (FIND), as a local sponsor for the Intracoastal Waterway in Florida, is required to coordinate waterway dredging with the U.S. Army Corps of Engineers (ACOE) ; and

WHEREAS, a critical navigation problem exists in the Intracoastal Waterway at Matanzas Inlet and a continuing condition also exists from beach erosion at Summerhaven and Matanzas Inlet Beach; and

WHEREAS, the material that must be removed to maintenance dredge the Waterway is beach compatible and can be placed on the beach; and

WHEREAS, St Johns County as owner of the property more fully described in the Temporary Construction Easement attached hereto as Exhibit A, incorporated by reference and made a part hereof, has been presented for approval and execution.

WHEREAS, the purpose of this easement is in the public interest and welfare of the citizens of St Johns County.

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

Section 1. The above Recitals are hereby incorporated into the body of this Resolution, and are adopted as Findings of Fact.

Section 2. The Board of County Commissioners hereby approves the terms, provisions, conditions, and requirements of the Temporary Construction Easement between St. Johns County and the Florida Inland Navigation District, and authorizes the County Administrator to execute the Temporary Construction Easement on behalf of St. Johns County.

Section 3. To the extent that there are typographical and/or administrative errors and/or omissions that do not change the tone, tenor, or context of this Resolution, then this Resolution may be revised without subsequent approval of the Board of County Commissioners.

PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 4th day of May 2010.

BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA

Attest: Cheryl Strickland, Clerk
By: Pam Halterman
Deputy Clerk

By: Ron Sanchez
Ron Sanchez, Chair



RENDITION DATE 5/6/10

TEMPORARY CONSTRUCTION EASEMENT

THIS TEMPORARY CONSTRUCTION EASEMENT made this _____ day of _____, 2010, between ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose address is 500 San Sebastian View, St. Augustine, FL 32084, hereinafter called Grantor, and FLORIDA INLAND NAVIGATION DISTRICT, a special taxing district under the laws of the State of Florida, whose address is 1314 Marcinski Road, Jupiter, FL 33477, hereinafter called the 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 the Grantee, the receipt of which is hereby acknowledged, gives, grants, bargains and releases to the Grantee, its successors and assigns, a temporary construction easement to enter upon and use the Grantor's property as described below for the placement of sand from dredging the Intracoastal Waterway and the uses of pipes and construction equipment in connection therewith, in, upon, over and through the following described land in St. Johns County, Florida, described as follows:

All of lot 28 and the 100 foot right-of-way of Old State Road A-1-A lying within Summerhaven Blocks 28 through 61 of Summerhaven Subdivision, according to the Plat and Survey of Fractional Sections 30 and 31, Township 9 South, Range 31 East, as recorded in Map Book 1, page 155, of the Public Records of St. Johns County, Florida and as conveyed to St. Johns County by the Florida Department of Transportation as recorded in Official Records Book 430, Pages 495 and 496, of the Public Records of St. Johns County, Florida. (the "ROW")

It is understood and agreed by the parties hereto that all such work shall be conducted outside of sea turtle nesting season for the duration of this easement which shall be for a ten-year period coinciding with the Florida Department of Environmental Protection permit for this dredging and beach placement project. All such work shall be conducted in a workmanlike manner in compliance with all applicable permits. Upon conclusion of the work, all pipes and equipment shall be completely removed from the ROW and the ROW shall be restored substantially to the condition it was in at the commencement of the work, except for the additional sand and sea oats.

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

Signed and Sealed in Our Presence as Witnesses:

ST. JOHNS COUNTY, FLORIDA

(sign) _____
(print) _____

By: _____
Michael D. Wanchick,
County Administrator

(sign) _____
(print) _____

**STATE OF FLORIDA
COUNTY OF ST. JOHNS**

The foregoing instrument was acknowledged before me this _____ day of _____, 2010, by Michael D. Wanchick as County Administrator for St. Johns County, Florida, on behalf of the County. He is personally known to me or has produced _____ as identification.

Notary Public
My Commission expires: _____

LEGALLY SUFFICIENT
Michael D. Wanchick
Name
Date: 9/25/10



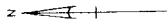
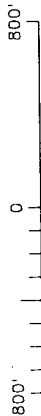
LEGEND

- DEP CONTROL MONUMENT
- ▭ BEACH FILL
- ▭ OYSTER BOUNDARY

NOTES:

1. THE BEACH SURVEY WAS COMPLETED BY FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION IN 2003
2. STATE PLANE COORDINATES SHOWN HEREON ARE IN FEET AND RELATIVE TO NAD 83
3. ELEVATIONS SHOWN HEREON ARE BASED ON NGVD 29

GRAPHIC SCALE



DEP CONTROL MONUMENT	NAD 83	
	X	Y
R-205	586,865.3	1,944,612.7
R-206	587,188.0	1,943,631.0
R-207	587,493.8	1,942,645.2
R-208	587,862.8	1,941,694.2

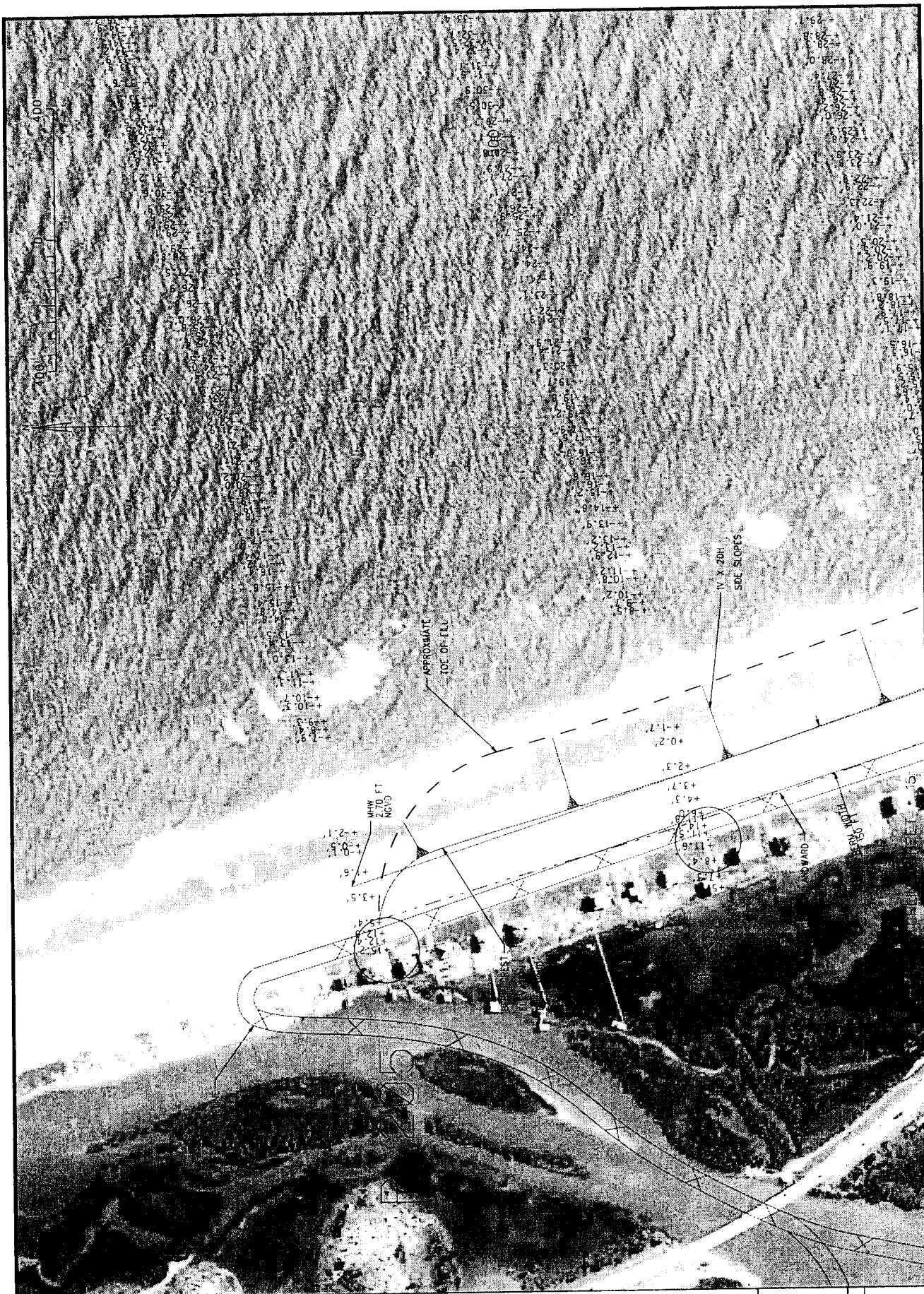


JACKSONVILLE, FLORIDA
 JACKSONVILLE DISTRICT, CORPS OF ENGINEERS
 DEPARTMENT OF THE ARMY

INTRACOASTAL WATERWAY JACKSONVILLE TO MIAMI, FL
 VICINITY OF MATANZAS INLET WITH BEACH PLACEMENT
 BEACH PLACEMENT AREA

PREPARED BY:
 GWJ
 DATE
 01 APRIL 2010
 AS SHOWN HEREON

PLATE NO.
 12/16

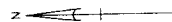
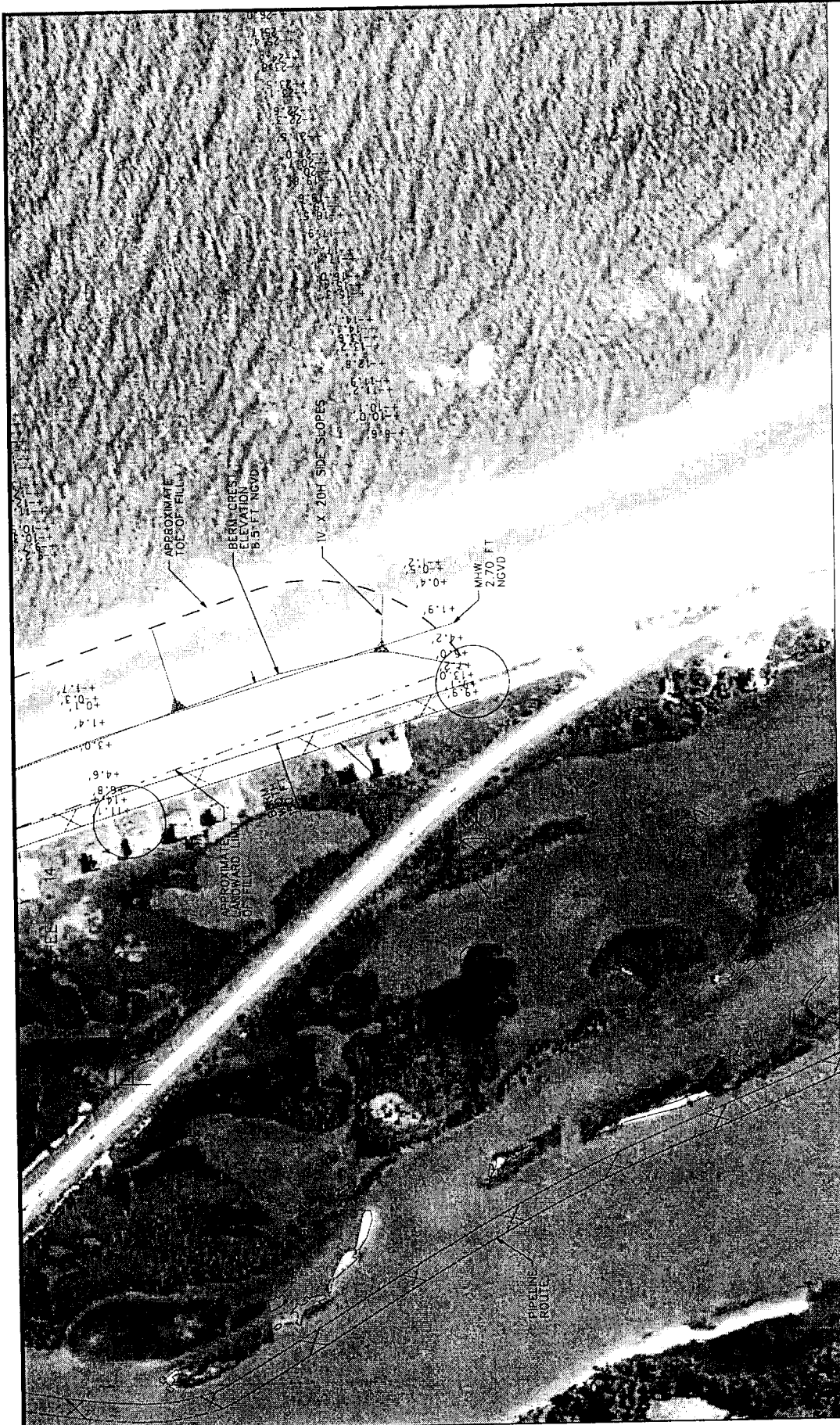


JACKSONVILLE, FLORIDA
 JACKSONVILLE DISTRICT, CORPS OF ENGINEERS
 DEPARTMENT OF THE ARMY

INTRACOASTAL WATERWAY JACKSONVILLE TO MIAMI, FL
 VICINITY OF MATANZAS INLET WITH BEACH PLACEMENT
 BEACH PLACEMENT

PREPARED BY:
 CWJ
 DATE:
 01 APRIL 2010

AS SHOWN SCHEM
 PLATE NO.
 14/16



GRAPHIC SCALE



OYSTER BOUNDARIES AS
DEFINED BY GTMRR



JACKSONVILLE, FLORIDA
JACKSONVILLE DISTRICT, CORPS OF ENGINEERS
DEPARTMENT OF THE ARMY

INTRACOASTAL WATERWAY JACKSONVILLE TO MIAMI, FL
VICINITY OF MATANZAS INLET WITH BEACH PLACEMENT
BEACH PLACEMENT

PREPARED BY:
GWJ
DATE:
01 APRIL 2010

AS SHOWN SCALE:
PLATE NO.
15/16