

RESOLUTION NO. 2011-30

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, APPROVING THE TERMS AND ACCEPTING A TEMPORARY CONSTRUCTION EASEMENT TO PERFORM WORK AS PART OF SEGMENT III OF THE VOLUSIA STREET/FOUR MILE ROAD IMPROVEMENT PROJECT.**

**RECITALS**

**WHEREAS**, Segment III of the Volusia Street-Four Mile Road Improvement Project includes construction of improvements to widen a 1.3 mile section of No. Volusia St. to 24 feet, add sidewalks and construct a roundabout at Volusia St. and Four Mile Road; and

**WHEREAS**, the consulting Transportation Engineers, Reynolds, Smith & Hills, has identified the need for a Temporary Construction Easement to make improvements at 501 No. Volusia Street; and

**WHEREAS**, the property owner, Marvel Hayward, has executed and presented to the County a Temporary Construction Easement, attached hereto as Exhibit "A" , incorporated by reference and made a part hereof; and

**WHEREAS**, this is a Capital Improvement project funded by Impact Fees Roads Zone C fund; and

**WHEREAS**, it is in the best interest of the County to accept this Temporary Construction Easement in order to make the needed road improvements.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY 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 Board of County Commissioners hereby approves the terms and accepts this Temporary Construction Easement.

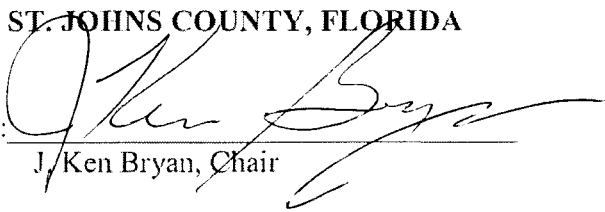
**Section 3.** To the extent that there are typographical and/or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

**Section 4.** The Clerk of Circuit Court is instructed to record the Temporary Construction Easement in the Public Records of St. Johns County, Florida.

**PASSED AND ADOPTED** by the Board of County Commissioners of St. Johns County, Florida this 15<sup>th</sup> day of February, 2011.

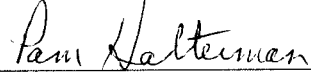
**BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA**

BY: \_\_\_\_\_

  
J. Ken Bryan, Chair

**ATTEST:** Cheryl Strickland, Clerk

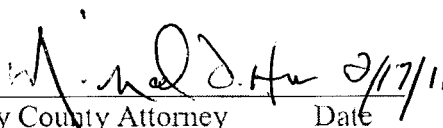
By: \_\_\_\_\_

  
Deputy Clerk

**RENDITION DATE** 2/16/11

**Legally Sufficient:**

By: \_\_\_\_\_

  
Deputy County Attorney

2/17/11  
Date



Prepared by:  
St. Johns County  
500 San Sebastian View  
St. Augustine, FL 32084

**TEMPORARY CONSTRUCTION EASEMENT**

THIS EASEMENT made this 7th day of JANUARY, 2011, by and between **Marvel Hayward**, whose address is 674 Cathedral Place, St. Augustine, Florida 32084, as grantor and **St. Johns County**, a political subdivision of the State of Florida, whose address is 500 San Sebastian View, 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 located in St. Johns County, Florida, described as follows:

**SEE EXHIBIT "A" ATTACHED HERETO**

It is understood and agreed by the parties hereto that the rights granted herein will terminate when the project is complete. The property will be put back to its original, or better, condition when the project is complete.

**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:  
Rosetta Williams  
Print Witness Name: \_\_\_\_\_

**GRANTOR:**  
Marvel Hayward  
Marvel Hayward

Rosetta Williams  
Print Witness Name: Jennifer Smith  
Jennifer C. Smith

STATE OF Florida  
COUNTY OF St Johns

The foregoing instrument was acknowledged before me this 7th day of January, 2011, by **Marvel Hayward**, who is personally known to me, or has produced n/a as identification.

Katharine E. Anderson  
Notary Public  
My Commission Expires: 8/22/2011

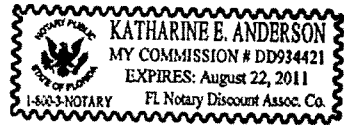


Exhibit "A"

