

RESOLUTION NO. 2012- 162

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, DECLARING THE PUBLIC PURPOSE AND NECESSITY FOR EXERCISING THE RIGHT AND POWER OF EMINENT DOMAIN TO ACQUIRE CERTAIN REAL PROPERTY ALONG CR210 FOR THE CONSTRUCTION OF THE ROADWAY AND AUTHORIZING THE COUNTY ATTORNEY TO INSTITUTE CONDEMNATION PROCEEDINGS.

RECITALS

WHEREAS, St. Johns County, in cooperation with the Florida Department of Transportation (FDOT), is in the process of acquiring property needed for Phase II of the CR210/195 roadway improvement project; and

WHEREAS, C & K Asset Management, Inc., owns property located along County Road 210 that is needed for this project, and has not responded to the County's offer to purchase the property; and

WHEREAS, per Chapter 127, Florida Statutes, the County is authorized to exercise the right and power of eminent domain for certain public uses and purposes; and

WHEREAS, the County's exercise of the power to condemn real property for the purpose of the construction of a county roadway is a proper public purpose.

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

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

Section 2. Declaration of Necessity. The County declares the public purpose and the necessity for that purpose of acquiring, through condemnation by right of eminent domain, fee simple title in the real property identified in the attached Exhibit "A" for the construction of a county roadway.

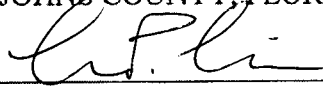
Section 3. Acquisition of Fee Simple Title. The County is authorized to acquire, through condemnation by right of eminent domain, fee simple title in the real property identified in the attached Exhibit "A" for the construction of a county roadway from the owner and any other persons required by law to be joined in such proceedings.

Section 4. Institution of Legal Proceedings. The County Attorney is authorized to institute legal proceedings to acquire, through condemnation by right of eminent domain, of fee simple title in the real property identified in the attached Exhibit "A" and is authorized to join the owner and any other persons required by law to be joined in such proceedings. The County Attorney is authorized to employ outside counsel to assist in the acquisition as necessary.

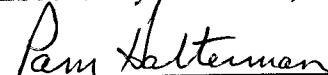
Section 5. To the extent that there are typographical and/or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

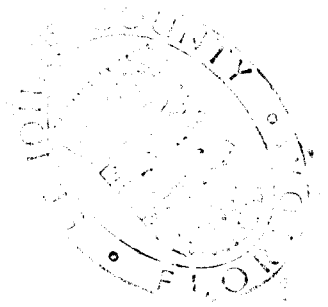
PASSED AND ADOPTED by the Board of County Commissioners of St. Johns County, Florida, this 19 day of June, 2012.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: 
Mark P. Miner, Chair

ATTEST: Cheryl Strickland, Clerk

By: 
Deputy Clerk



SKETCH AND LEGAL DESCRIPTION OF

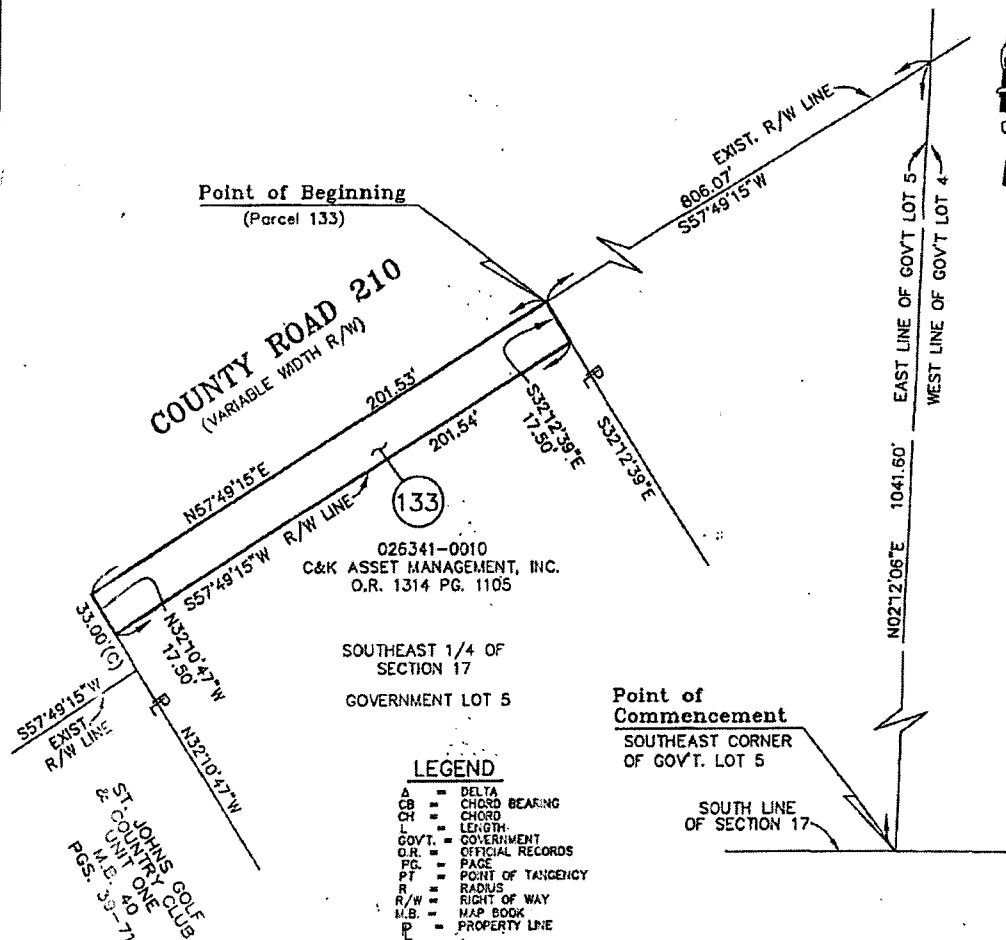
A PART OF SECTION 17, TOWNSHIP 5, SOUTH, RANGE 28 EAST
ST. JOHNS COUNTY, FLORIDA

PARCEL 133 (FEE SIMPLE RIGHT OF WAY)

A PART OF SECTION 17, TOWNSHIP 5 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA, (ALSO BEING A PART OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS VOLUME 1314, PAGE 1105 OF THE PUBLIC RECORDS OF SAID ST. JOHNS COUNTY, FLORIDA), AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF GOVERNMENT LOT 5, SECTION 17, TOWNSHIP 5 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA; THENCE NORTH 02°12'06" EAST, ALONG THE EASTERLY LINE OF SAID GOVERNMENT LOT 5, A DISTANCE OF 1041.60 FEET TO THE SOUTHEASTERLY EXISTING RIGHT OF WAY LINE OF COUNTY ROAD 210, (A VARIABLE WIDTH RIGHT OF WAY AS NOW ESTABLISHED); THENCE SOUTH 57°49'15" WEST, DEPARTING SAID EASTERLY LINE OF GOVERNMENT LOT 5, ALONG SAID SOUTHEASTERLY EXISTING RIGHT OF WAY LINE OF COUNTY ROAD 210, A DISTANCE OF 806.07 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 32°12'39" EAST, DEPARTING SAID SOUTHEASTERLY EXISTING RIGHT OF WAY LINE OF COUNTY ROAD 210, A DISTANCE OF 17.50 FEET; THENCE SOUTH 57°49'15" WEST, A DISTANCE OF 201.54 FEET TO A JOG IN SAID SOUTHEASTERLY EXISTING RIGHT OF WAY LINE OF COUNTY ROAD 210; THENCE NORTH 32°10'47" WEST, ALONG LAST SAID JOG, A DISTANCE OF 17.50 FEET; THENCE NORTH 57°49'15" EAST, ALONG SAID SOUTHEASTERLY EXISTING RIGHT OF WAY LINE OF COUNTY ROAD 210, A DISTANCE OF 201.53 FEET TO THE POINT OF BEGINNING.

CONTAINING 3,527 SQUARE FEET, MORE OR LESS.



026341-0010
C&K ASSET MANAGEMENT, INC.
O.R. 1314 PG. 1105

SOUTHEAST 1/4 OF SECTION 17
GOVERNMENT LOT 5

- LEGEND**
- Δ = DELTA
 - CB = CHORD BEARING
 - CH = CHORD
 - L = LENGTH
 - GOVT. = GOVERNMENT
 - O.R. = OFFICIAL RECORDS
 - PG. = PAGE
 - PT = POINT OF TANGENCY
 - R = RADIUS
 - R/W = RIGHT OF WAY
 - M.B. = MAP BOOK
 - P = PROPERTY LINE

GENERAL NOTES

1. BEARINGS SHOWN HEREON ARE BASED ON THE EASTERLY LINE OF GOVERNMENT LOT 5, SECTION 17, TOWNSHIP 5 SOUTH, RANGE 28 EAST, ST. JOHNS COUNTY, FLORIDA AS IN 02°12'06" E. (STATE PLANE COORDINATE SYSTEM, FLORIDA EAST ZONE, HAD 1983 1990 NGS ADJUSTMENT.)
2. THIS MAP DOES NOT REPRESENT A BOUNDARY SURVEY. ITS SOLE PURPOSE IS TO GRAPHICALLY ILLUSTRATE THE ABOVE DESCRIPTION.

AMENDED 6-5-12 TO REVISE PARCEL DIMENSIONS (2012-164)

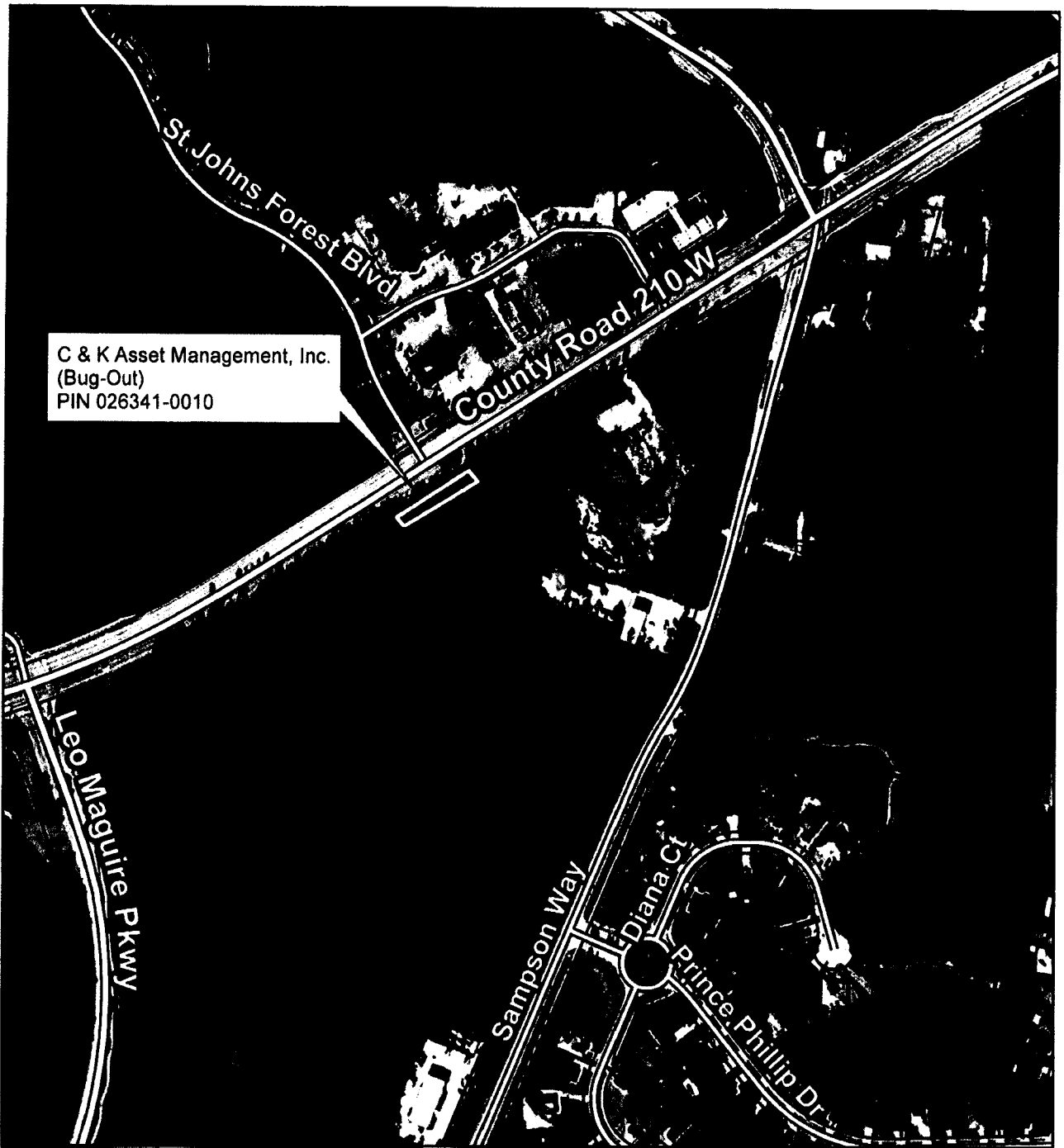
JOB NO. 2005-811-8
DRAFTER JES
P.C. N/A
F.B. N/A FG. N/A
SCALE 1"=50'
DATE MAY 18, 2010
CHECKED BY J.S. Mose

THIS MAP OR SURVEY MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS & MAPPERS, IN CHAPTER 34-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES, UNLESS OTHERWISE SHOWN AND STATED HEREON.

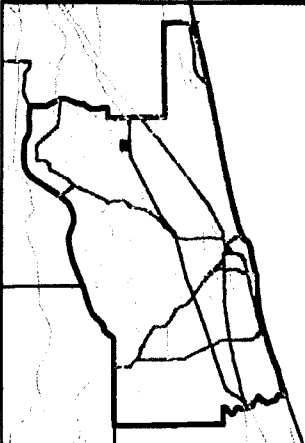
THIS DRAWING, SKETCH, PLAN OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID, (CHAPTER 34-17, FLORIDA ADMINISTRATIVE CODE), UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

GREGORY B. CLARY, P.L.S. CERT. NO. 3377

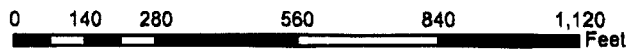
Clary & Associates
PROFESSIONAL SURVEYORS & MAPPERS
LB NO. 3731
3830 CROWN POINT ROAD
JACKSONVILLE, FLORIDA 32257
(904) 280-2703
WWW.CLARYASSOC.COM



C & K Asset Management, Inc.
 (Bug-Out)
 PIN 026341-0010



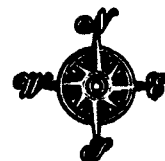
**Phase II - CR 210 at I-95
 Roadway Improvement Project
 Parcel #133**



St. Johns County
 Land Mgmt Systems
 Real Estate Division



Map Prepared:
 January 25, 2012
 (904) 209-0786



2010 Aerial Imagery

DISCLAIMER.
 This map is for reference use only. Data provided are derived from multiple sources with varying levels of accuracy.