

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A GRANT OF EASEMENT FOR DRAINAGE IMPROVEMENTS AND AUTHORIZING THE COUNTY ADMINISTRATOR, OR DESIGNEE, TO JOIN IN THE EXECUTION OF THE EASEMENT ON BEHALF OF THE COUNTY.

RECITALS

WHEREAS, per the County's request, the owner of certain property in Ponte Vedra Subdivision has executed and presented to the County a Grant of Easement, attached hereto as Exhibit "A", incorporated by reference and made a part hereof; and

WHEREAS, the easement allows the County to perform necessary drainage improvements and future maintenance to a drainage system located in this area: and

WHEREAS, the County has agreed to join in the execution of the easement to acknowledge the terms and conditions set forth therein; and

WHEREAS, it is in the best interest of the County to accept the Grant of Easement for the health, safety and welfare of its citizens and move forward with the project.

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 into the body of this Resolution and such Recitals are adopted as findings of fact.

Section 2. The Board of County Commissioners hereby accepts the Grant of Easement and authorizes the County Administrator, or designee, to execute the easement on behalf of the County.

Section 3. The Clerk is instructed to record the original Grant of Easement in the public records of St. Johns County, Florida.

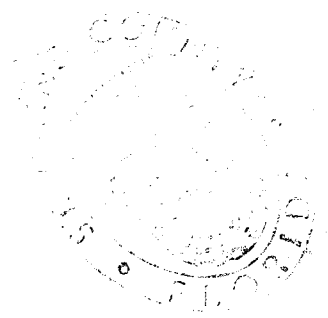
Section 4. To the extent that there are typographical and/or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

PASSED AND ADOPTED by the Board of County Commissioners this 19 day of April, 2016.

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

By: Jeb S. Smith
Jeb S. Smith, Chair

ATTEST: Hunter S/Conrad, Clerk
By: Ram Halterman
Deputy Clerk



RENDITION DATE 4/21/16

Exhibit "A" to Resolution

Prepared by:
Laurie Ford
St. Johns County
500 San Sebastian View
St. Augustine, Florida 32084

GRANT OF EASEMENT

THIS EASEMENT, this 11 day of February, 2016 between **KATHRYN C. DANZEISEN**, whose address is 25484 Marsh Landing Parkway, Ponte Vedra Beach, Florida 32082, hereinafter called **GRANTOR**, and **ST. JOHNS COUNTY, FLORIDA**, a political subdivision of the State of Florida, whose address is 500 San Sebastian View, St. Augustine, Florida 32084, hereinafter called **GRANTEE**.

WITNESSETH: That Grantor, for and in consideration of the sum of one dollar (\$1 dollar), which the Grantor acknowledges receipt thereof, the has granted and conveyed to the Grantee, its successors and assigns forever, an unobstructed non-exclusive perpetual easement with the right, privilege, and authority to said Grantee, its successors and assigns, to drain surface waters through a pipe or other conduit beneath the surface of the earth together with the right to install and maintain drainage structures or inlets, on, along, through, across, or under (but not above) the present elevation now existing and through Grantor's present or future bulkhead on the easterly property line of the following described land situate in St. Johns County, Florida to wit:

The Northwesterly Five (5) feet of Lot 8, Block 51, Ponte Vedra Subdivision, as recorded in Map Book 7, page 13, of the public records of St. Johns County, Florida.

By acceptance of this Grant of Easement, the Grantee at its expense agrees as follows:

1. To remove the existing deteriorated drainage pipe and replace it with and install a 15" diameter Type A2000 corrugated PVC pipe in substantial compliance with and at the elevations set forth in the sketch, attached hereto as Exhibit A, and by reference made a part hereof;
2. The pipe installed in Exhibit A shall be of sufficient strength to permit a vehicle such as a loaded dump truck to cross over it without collapsing after installation;
3. To perform reasonable normal maintenance and repair of the drainage pipe, inlet or juncture with or through the bulkhead to insure proper functionality;
4. To replace any soil to surrounding elevations, which is washed out or away as a result of the drainage pipe, inlet or juncture with or through the bulkhead;
5. Upon the installation of the pipe in Exhibit A, to fill the surface of the easement to that of the surrounding area and to replace all areas and vegetation with the same or similar type, quality as previously existed;
6. To the extent allowed by Florida law, to defend, hold harmless and indemnify the Grantor from any damages, claims, environmental claims, demands, suits, liability, or costs including reasonable attorney's fees resulting from any injury, damage or environmental claim or damage to a third party or government agency arising out of the Grantee's use of or failure to maintain this easement and its structures;
7. At a location selected by the Grantor, the Grantee shall install an inlet for the purpose of draining surface water off the Grantor's property within 30 feet of the midpoint of the drainage pipe; and,

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8. To be responsible for and procure all of the permits if needed by the Grantee to accomplish the purpose of this Grant of Easement.

The Grantor reserves to herself all rights not conveyed to the Grantee, including but not limited to, the right to cross over, drive over, and plant vegetation, except large trees, over the easement.

The Grantee shall implement and install the drainage structure contemplated by the Grant of Easement by no later than 45 days after the execution of this Grant of Easement. Should the drainage structure not be installed by said date, this Grant of Easement shall terminate and expire.

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

By acceptance of this Grant of Easement the Grantee shall reasonably maintain the easement and its structures and expeditiously repair any collapse of its pipes or conduits or washouts around its inlets, pipes or conduits through any bulkheads located on the eastside of the Grantor's property within the easement.

Should the Grantee remove the drainage pipe or conduit at any future date and not replace it within six (6) months of its removal this Grant of Easement shall terminate.

This Grant of Easement shall inure to the benefit of the heirs, successors or assigns of the parties hereto.

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:

(Sign) [Signature]
(Print) DAVID P. DANZEISEN, JR.
(Sign) [Signature]
(Print) Pamela Van Gulder

Grantor:
[Signature]
Kathryn C. Danzeisen

STATE OF FLORIDA
COUNTY OF ST.
JOHNS

The foregoing instrument was acknowledged before me this 11th day of February, 2016, by Kathryn C. Danzeisen, who is personally known to me or has produced as identification.

[Signature]
Notary Public

My Commission Expires:



[Handwritten initials]

Acceptance

The Grantee, St. Johns County, Florida, a political subdivision of the State of Florida, hereby accepts this Grant of Easement and agrees to be bound by the terms expressed herein.

ST. JOHNS COUNTY FLORIDA, A
POLITICAL SUBDIVISION OF THE
STATE OF FLORIDA

By: _____

Its: _____

STATE OF FLORIDA
COUNTY OF ST.
JOHNS

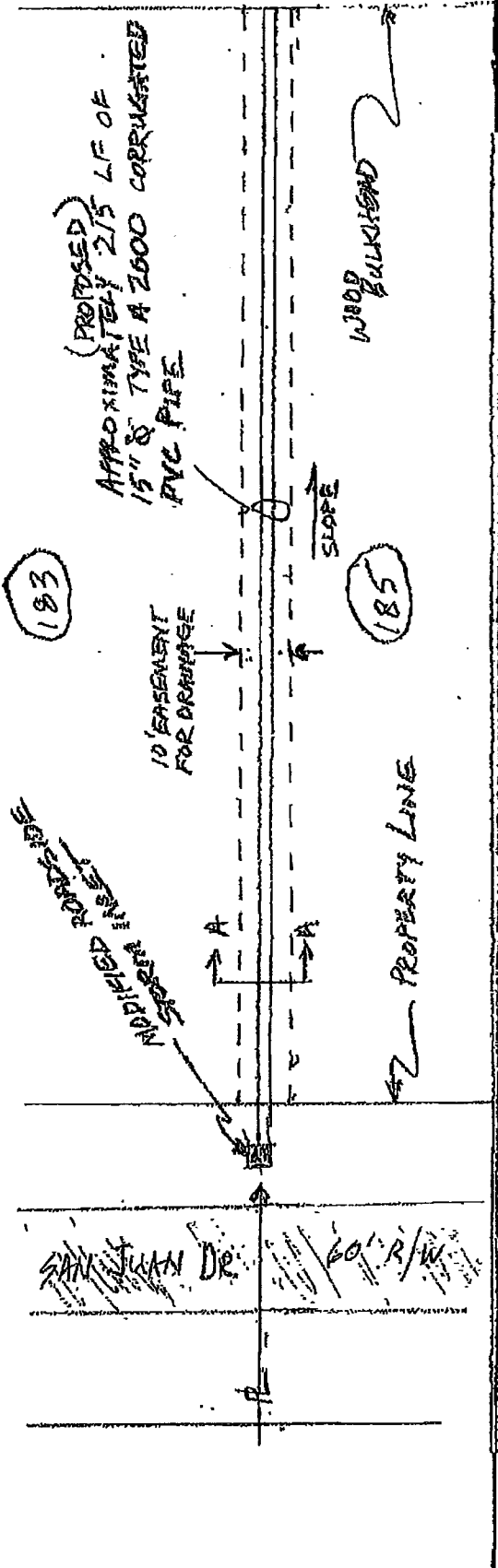
The foregoing instrument was acknowledged before me this ____ day of _____ 2016,
by _____, who is personally known to me or has produced
_____ as identification.

Notary Public

My Commission Expires:

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LAGOON



(PROPOSED)
APPROXIMATELY 215 LF OF
15" Ø TYPE A 2000 CORRUGATED
PVC PIPE

WOOD BULKHEAD

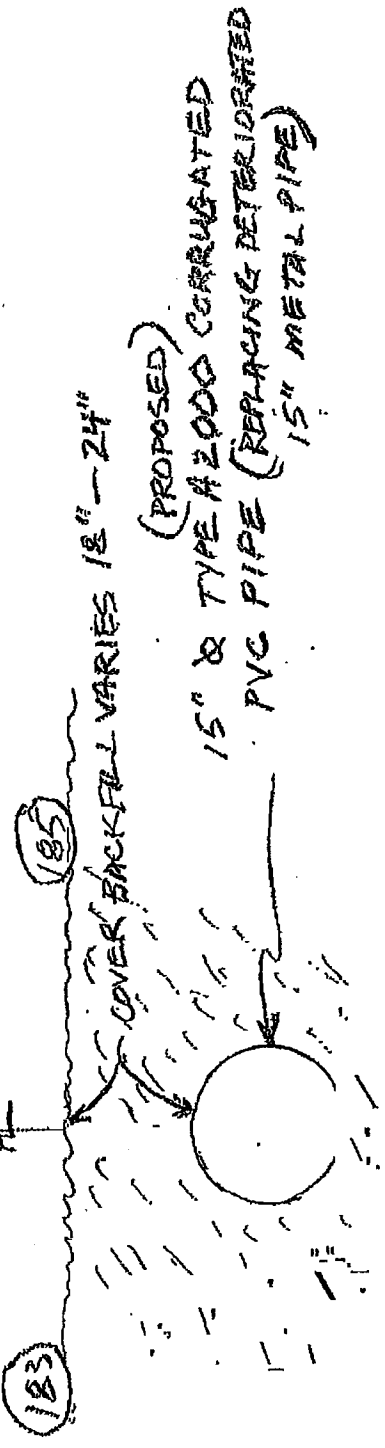
SLOPE

10' EASEMENT
FOR DRAINAGE

PROPERTY LINE

60' R/W

PROPERTY LINE & CENTER OF 10'
EASEMENT FOR DRAINAGE



(PROPOSED)
15" Ø TYPE A 2000 CORRUGATED
PVC PIPE (REPLACING DETERIORATED
15" METAL PIPE)

COVER BACK-FILL VARIES 18" - 24"

WOOD BULKHEAD

SKETCH DRAWN BY:
 BRYAN COLLINS
 SUPERINTENDENT
 SJC ROAD AND BRIDGE
 NOT TO SCALE

DETAIL A-A

124



2013 Aerial Imagery

0 50

Feet
April 4, 2016

Grant of Easement Drainage Improvements

*San Juan Drive
Ponte Vedra Subdivision*

Land Management
Systems
Real Estate
Division
(904) 209-0790

Disclaimer:
This map is for reference use only.
Data provided are derived from multiple
sources with varying levels of accuracy.
The St. Johns County Real Estate
Division disclaims all responsibility
for the accuracy or completeness
of the data shown hereon.

