

RESOLUTION NO. 2019- 221

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AUTHORIZING THE CHAIR OF THE BOARD OF COUNTY COMMISSIONERS TO EXECUTE A TERMINATION OF TEMPORARY EASEMENT THAT WAS REQUIRED FOR THE IMPROVEMENTS TO A SEGMENT OF RACE TRACK ROAD.

RECITALS

**WHEREAS**, on September 16, 2014 in Resolution No. 2014-247, a Declaration of Temporary Easement was approved for the widening along part of Race Track Road; and

**WHEREAS**, with the understanding that when the work was completed the Declaration of Temporary Easement would be required to be terminated; and

**WHEREAS**, this segment of Race Track Road has been reconstructed and relocated and the easement is no longer required; and

**WHEREAS**, the Termination of Temporary Easement, attached hereto as Exhibit "A," incorporated by reference and made a part hereof, needs to be executed and recorded; and

**WHEREAS**, this will clear the title to the subject property and all conditions of the Temporary Easement have been satisfied.

**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 authorizes the Chair to execute a Termination of Temporary Easement.

**Section 3.** To the extent that there are typographical 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 is instructed to record the original Termination of Temporary Easement in the Clerk's Office.

**PASSED AND ADOPTED** by the Board of County Commissioners of St. Johns County, Florida, this 16th day of July, 2019.

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

By: Jeb S. Smith  
Jeb S. Smith, Vice Chairman

ATTEST, Hunter S. Conrad, Clerk  
By: Pam Halterman  
Deputy Clerk

RENDITION DATE 7/18/19

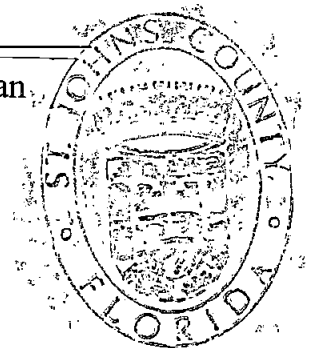


EXHIBIT "A" TO RESOLUTION

Recording: \_\_\_\_\_  
Doc. stamps: \_\_\_\_\_  
Int. tax: \_\_\_\_\_  
TOTAL: \_\_\_\_\_

THIS INSTRUMENT WAS PREPARED BY AND,  
AFTER RECORDING, RETURN TO:

Joel B. Giles, Esquire  
Florida Bar No.: 350591  
CARLTON FIELDS JORDEN BURT, P.A.  
4221 West Boy Scout Boulevard, Suite 1000  
Tampa, Florida 33607-5736  
(813) 223-7000  
(813) 229-4133 (Facsimile)  
[jgiles@carltonfields.com](mailto:jgiles@carltonfields.com)

**TERMINATION OF TEMPORARY EASEMENT**

(Race Track Road)

**THIS TERMINATION OF TEMPORARY EASEMENT** (this "Termination") is made this \_\_\_ day of \_\_\_\_\_, 2019 by **ST. JOHNS COUNTY, FLORIDA**, a political subdivision of the State of Florida the mailing address of which is 500 San Sebastian View, St. Augustine, Florida 32084 (the "County").

(A) The County is the beneficiary of the easement granted in that certain Declaration of Temporary Easement dated August 19, 2014, and recorded August 18, 2014, in Official Records Book 3931, at page 1712, of the public records of St. Johns County, Florida (the "Easement").

(C) The County, as beneficiary of the Easement, desires to confirm that the conditions precedent to the termination of the Easement have been satisfied.

NOW, THEREFORE, for and in consideration of Ten and No/100ths Dollars (\$10.00), and other good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged by the County, the County agrees as follows:

1. **Recitals.** The statements contained in the recitals of fact set forth above (the "Recitals") are true and correct and the Recitals are, by this reference, made a part of this Termination.

2. **Termination.** The County hereby acknowledges, agrees, and confirms that the conditions precedent to the termination of the Easement have been satisfied.

3. **Governing Law.** This Termination will be governed by and construed in accordance with the laws of the State of Florida.

IN WITNESS WHEREOF, the County has executed this Termination effective as of the day and year first above written.

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

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: Chairman

**ATTEST:**  
HUNTER S. CONRAD, CLERK

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: Deputy Clerk

STATE OF FLORIDA  
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_ 2019, by \_\_\_\_\_, as Chairman of the **BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA**, a political subdivision of the State of Florida, who [ ] is personally known to me or [ ] has produced \_\_\_\_\_ (state) driver's license or \_\_\_\_\_ as identification.

My Commission Expires: \_\_\_\_\_

(AFFIX NOTARY SEAL)

\_\_\_\_\_  
Notary Public (Signature)

\_\_\_\_\_  
(Printed Name)



Termination of Easement

Race Track Rd

Spartan Market D

Durbin Pavilion D

W Peyton Pkwy

State Road 9B

State Road 9B



2016 Aerial Imagery



May 23, 2019

# Race Track Road Termination of Temporary Easement

Land Mngt. Systems  
Real Estate Division  
209-0796

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 herein.

