

RESOLUTION NO. 2019- 228

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A TEMPORARY CONSTRUCTION EASEMENT FROM SALT CREEK HOMEOWNERS ASSOCIATION, INC. FOR CONSTRUCTION OF A RECLAIMED WATER TRANSMISSION MAIN TO BE LOCATED OFF SOLANA ROAD.**

**RECITALS**

**WHEREAS**, Salt Creek Homeowners Association, Inc. has executed and presented a Temporary Construction Easement, attached hereto as Exhibit "A," incorporated by reference and made a part hereof, for construction of a reclaimed water transmission main to be located off Solana Road; and

**WHEREAS**, the St. Johns County Utility Department is preparing to construct a new wastewater facility near the west end of The Players Club' (TPC) parking lot. This facility will consolidate three existing wastewater treatment plants (WWTP), the Players Club, the Inlet Beach, and the Sawgrass WWTP. The new facility will be a 100% reclaimed water facility providing highly treated reclaimed water to serve irrigation needs for the Players Club, Dye's Valley, and Sawgrass golf courses; and

**WHEREAS**, due to the decommissioning of the Inlet Beach WWTP which now serves the Oak Bridge golf course, the St. Johns County Utility Department is preparing to design and construct a new reclaimed water transmission main to serve the Oak Bridge golf course from the Utility's Marsh Landing WWTP for irrigation needs; and

**WHEREAS**, it is in the best interest of the County to accept the Temporary Construction Easement for the health, safety and welfare of the citizens located within this service area.

**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 Temporary Construction Easement is hereby accepted by the Board of County Commissioners of St. Johns County.

Section 3. To the extent that there are typographical, scrivener 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 the Court is instructed to record the Temporary Construction Easement in the Public Records of St. Johns County, Florida.

PASSED AND ADOPTED this 16th day of July, 2019.

**BOARD OF COUNTY COMMISSIONERS  
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

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

**TEMPORARY CONSTRUCTION EASEMENT**

**THIS TEMPORARY CONSTRUCTION EASEMENT** made this 26 day of June, 2019, by and between **SALT CREEK HOMEOWNERS ASSOCIATION, INC.**, a Florida not for profit corporation, whose address is 5455 A1A South, St. Augustine, Florida 32080 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 **\$10.00 (Dollars)** 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 below, for ingress, egress, equipment staging, and a directional drill entry point.

Temporary Construction Easement over the following described property:

Tract A, Salt Creek Unit Three, according to the plat thereof as recorded in Map Book 23, Page 83, of the public records of St. Johns County, Florida.

It is understood and agreed by the parties hereto that the rights granted herein shall be effective ninety (90) consecutive days during the year 2020; however, no work shall be performed the week of March 10 – March 15, 2020 due to The Players Championship. The County shall provide Salt Creek Homeowners Association, Inc. 14-day notice prior to commencing construction. The property will be put back to its original condition when the project is complete, including but not limited to, refilling any holes or trenches in a proper and workmanlike manner and restoration of sod, landscaping, planting, pavement or other surface improvements which are required to be removed in connection with installation, construction, repair, replacement or removal of utility lines or equipment.

To the extent permissible by law, County shall indemnify and save Salt Creek Homeowners Association, Inc. harmless from all loss or liability, on account of any damages or injury, claims and demands arising out of negligent acts or omissions by the County, its agents or employees. Nothing in this Temporary Construction Easement shall be interpreted or construed to mean that the County waives or modifies its common law sovereign immunity as provided under Section 768.28, Florida Statutes.

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:

**SALT CREEK HOMEOWNERS  
ASSOCIATION, INC.**

Witness Signature: [Signature]  
Print Witness Name: William A. Frobenmayer

By: [Signature]  
Print Name: Timothy J. Welsh  
Its: President

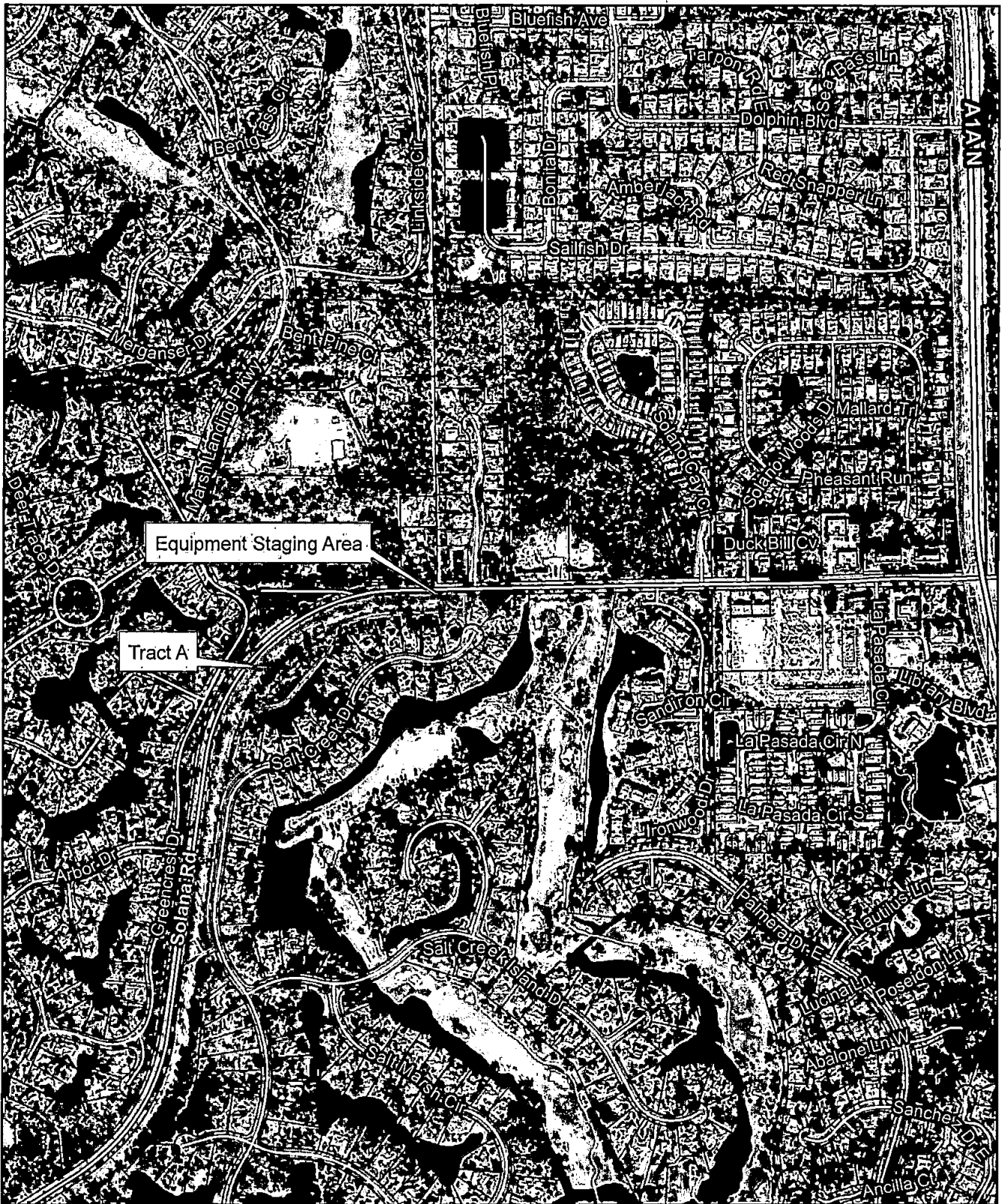
Witness Signature: [Signature]  
Print Witness Name: Michael C. Boyer

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

The foregoing instrument was acknowledged before me this 26 day of June, 2019, by Timothy J. Welsh, who is personally known to me, or has produced \_\_\_\_\_ as identification.

[Signature]  
Notary Public





2013 Aerial Imagery  
 0 150 300  
 Feet  
 June 21, 2019

Temporary Construction  
 Easement  
*Salt Creek Homeowners  
 Association, Inc.*

Land Management  
 Systems  
 Real Estate  
 Division  
 (904) 209-0764

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.

