

MANATEE COUNTY GOVERNMENT

AGENDA MEMORANDUM

SUBJECT:	UTILITY EASEMENT FROM <u>BAYSHORE ON THE LAKE CONDOMINIUM</u> APARTMENTS	COUNTY ATTORNEY APPROVAL:	_____ CONTENT
AGENDA DATE REQUESTED:	<u>JULY 17, 1990</u>	_____ FORM	_____ EXECUTION
DEPARTMENT/OFFICE:	<u>PUBLIC WORKS</u>	_____ NOT REQUIRED	NOT SUBMITTED <u>x 9/7</u>
DIVISION:	<u>LAND ACQUISITION</u>	COMMENTS: <u>NO LEGAL REVIEW</u>	
AUTHORIZED BY:	<u>RICHARD A. WILFORD</u> (Department/Office Director)	_____ REQUIRED	
CONTACT PERSON:	<u>MARY DOMINEY</u> Ext 5616		
DATE SUBMITTED:	<u>JULY 5, 1990</u>		
TYPE:	REGULAR <input type="checkbox"/>	CONSENT <input checked="" type="checkbox"/>	

FORM OF MOTION, OR OTHER ACTION REQUIRED:

ACCEPTANCE OF A UTILITY EASEMENT FROM BAYSHORE ON THE LAKE CONDOMINIUM APARTMENTS FOR MAINTENANCE AND ACCESS TO THE SANITARY SEWER SYSTEMS AND WATER LINES.

NOTE: ORIGINAL DOCUMENTS ARE AVAILABLE FOR REVIEW IN BOARD RECORDS.

ESTIMATED TIME OF PRESENTATION:	<u>N/A</u>	BY:	_____
BOARD ACTION(S) REQUIRED	_____ Execution <input checked="" type="checkbox"/> Acceptance _____ Appointment	_____ Approval _____ Authorization _____ Adoption	_____ Report _____ Discussion Other _____

COST: \$6 (RECORDING FEE)
SOURCE: 101-468000-541320-00000 (LAND ACQUISITION CORE FUNDS)
BUDGET OFFICE APPROVAL: _____

CONSEQUENCES IF DEFERRED:

ATTACHMENTS:

- MEMO TO BOARD OF COUNTY COMMISSIONERS
- UTILITY EASEMENT
- LOCATION MAP
- AUDIT SLIP

INSTRUCTIONS TO BOARD RECORDS:

RETURN RECORDED COPIES TO LAND
 ACQUISITION DIVISION, PUBLIC WORKS
 DEPARTMENT.

AGENDA DISPOSITION

ACTION TAKEN BY THE BOARD:	DATE ACTION WAS TAKEN: _____
<input type="checkbox"/> APPROVED	<input type="checkbox"/> DEFERRED UNTIL _____
<input type="checkbox"/> DENIED	<input type="checkbox"/> REFERRED TO STAFF _____
<input type="checkbox"/> ACCEPTED INTO RECORD	<input type="checkbox"/> OTHER _____

SPECIAL INSTRUCTIONS: _____

AGENDA CODE: _____

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**MANATEE COUNTY
GOVERNMENT**
Public Works Department

MEMORANDUM

DATE: July 3, 1989
TO: Board of County Commissioners
THRU: A. V. Ellis, DPA, County Administrator *Gas*
FROM: Richard A. Wilford, Director, Public Works *R. A. Wilford*
SUBJECT: BAYSHORE ON THE LAKE CONDOMINIUM APARTMENTS
Phase III, Sections I & II
Buildings O & P

RECOMMENDATION:

Acceptance of a Utility Easement by the Chairman of the Board of County Commissioners.

COMPREHENSIVE PLAN CONFORMANCE:

The Easement is consistent with Goals 11.1 and 11.5 governing Sanitary Sewer Systems and Water Lines in the Comprehensive Plan.

BACKGROUND:

According to recorded permits at Pollution Control, Manatee County agreed to be responsible for maintenance of the sewage system for Buildings O and P, Bayshore On The Lake Condominium Apartments, Phase III, Sections I and II. Also, per serial #4173-12384AV of May 30, 1973, all water systems for the development are to be county maintained. The Utility Easement gives the County legal access to maintain these facilities. The easement is by donation; no compensation was paid to the Grantor.

DISCUSSION:

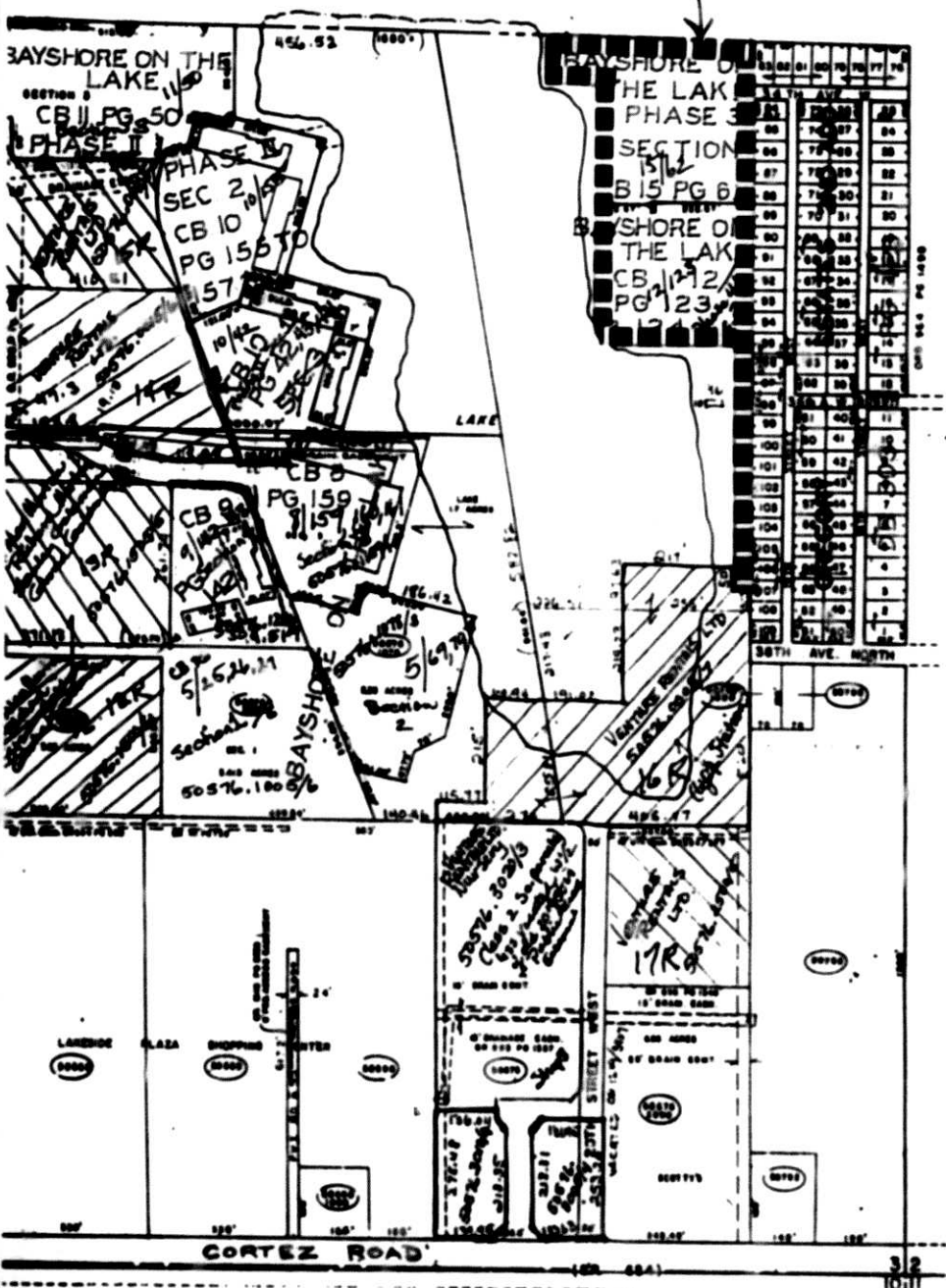
The Utility Easement has been executed and is now before the Board for acceptance.

JJS:mcd

Copy: Richard A. Wilford, Director, Public Works
CP-G-Easements

<ROW>AGMBAYSHORE111

Buildings
O + P.S.



DISTRICT V

Commissioner Maxine M. Hooper

Grantor: Bayshore On The Lake Condo Apts. Phase III

blanket easement for utility maintenance

40F230

UTILITY EASEMENT

BAYSHORE ON THE LAKE CONDOMINIUM APARTMENTS, PHASE III, OWNERS' ASSOCIATION, INC., a Corporation organized and existing under the laws of the State of Florida whose mailing address is: 3294 Lake Bayshore Drive, Bradenton, Florida 34205, hereinafter referred to as the "Grantor", in consideration of the mutual benefits to be derived and other good and valuable consideration, does hereby grant and set over unto the COUNTY OF MANATEE, a political subdivision of the State of Florida, with its mailing address being the Manatee County Courthouse, Bradenton, Florida, 34206, hereinafter referred to as the "Grantee", an easement for the use and benefit of the Manatee County Public Works Department for ingress, egress, construction, installation, maintenance and operation of public utility facilities through and across real property located in Manatee County, Florida, described as follows:

BAYSHORE ON THE LAKE CONDOMINIUM APARTMENTS PHASE III, SECTION 1, A CONDOMINIUM RECORDED IN CONDOMINIUM BOOK 12, PAGES 123, 124 (I.D. #50576.2152/5); AND BAYSHORE ON THE LAKE CONDOMINIUM APARTMENTS PHASE III, SECTION II, A CONDOMINIUM RECORDED IN CONDOMINIUM BOOK 15, PAGES 62, 63 (I.D. #50576.2253/1), AS RECORDED IN THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA.

ALL OF THE ABOVE BEING AND LYING IN SECTION 3, TOWNSHIP 35 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA.

This is a nonexclusive utility easement with the Grantor reserving unto itself, its heirs, successors or assigns, the right to the continued free use and enjoyment of the property herein described, for any purposes which are not inconsistent with the rights granted herein unto the Grantee.

At such time as the facilities of Grantee are removed or abandoned, this easement shall terminate and all rights shall revert to the Grantor, its heirs, successors or assigns.

IN WITNESS WHEREOF, the Grantor has caused these presents to be duly executed, this the 2 day of July, 1990.

Signed, Sealed and Delivered
in the presence of:

(CORPORATE SEAL)

BAYSHORE ON THE LAKE
CONDOMINIUM APARTMENTS PHASE III,
OWNERS' ASSOCIATION, INC.
Corporation

Witness

Witness

BY

ATTEST

President

Secretary

RECORD VERIFIED
R.B. SHORE, CLERK OF CIRCUIT COURT

STATE OF
COUNTY OF

BY: KG

I HEREBY CERTIFY, that on this day, before me, an officer duly authorized in the State and County aforesaid to take acknowledgments, personally appeared MARY M. DANIEL AND JAMES E. HAAS, to me known to be the President and SECRETARY described in and who executed the foregoing Utility Easement and they acknowledged, before me, that they executed the same as such officers for the uses and purposes therein mentioned and that they affixed thereto the official seal of said corporation and that said Utility Easement is the act and deed of said corporation.

WITNESS my hand and official seal in the County and State aforesaid, this the 2 day of July, 1990.

FILED AND RECORDED
R.B. SHORE, CLERK
MANATEE COUNTY, FL.

Notary Public

NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXPIRES AUG 30, 1992

My Commission Expires AUG 30 1992

JUL 24 2 54 PM '90

This instrument was prepared by:
Public Works Department,
Land Acquisition Division,
Manatee County, Florida.

7/27/90
RECEIVED IN THE OFFICE OF THE
BOARD OF COUNTY COMMISSIONERS, MANATEE COUNTY

O.R. 1304 PG 2143