

**RESOLUTION R-03-218**

**A RESOLUTION OF NECESSITY AND FOR EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING, WIDENING OR IMPROVING A PUBLIC STREET, ROAD OR HIGHWAY AS PART OF THE PUBLIC ROAD SYSTEM IN MANATEE COUNTY, FLORIDA.**

**SE to SW WASTEWATER TREATMENT PLANT  
MANATEE AGRICULTURAL REUSE SYSTEM, PHASE III (MARS)  
AND 57<sup>TH</sup> AVENUE ROAD IMPROVEMENT PROJECT  
PROJECT NOS. 404-6022690 AND 319-60011360**

**WHEREAS**, Manatee County is a political subdivision of the State of Florida, and is authorized under Chapters 73, 74, and 127, Florida Statutes, to acquire interests in privately owned lands which are necessary for the public use; and

**WHEREAS**, Manatee County has determined that 57th Avenue must be improved to relieve congestion and to safely accommodate vehicular traffic, and that additional land is needed for the construction, reconstruction, widening, repairing and maintaining of the road, and for other right-of-way purposes, including, but not limited to, sidewalks, drainage, retention and utility facilities, and drainage ditches; and

**WHEREAS**, Manatee County has determined that it is necessary to acquire or utilize portions of property adjacent to or within the planned corridor of the above-described road; and

**WHEREAS**, the owners of said lands have been or may be unwilling or unable to sell the real property needed by Manatee County; and

**WHEREAS**, the construction of the project will be impeded unless the properties are acquired by Manatee County.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA**, that the Manatee County Transportation and Project Management Departments are authorized to employ the services of the County Attorney, or retained counsel assigned by the County Attorney, to commence and to prosecute eminent

domain proceedings to acquire the necessary interests in the aforementioned property, which property is more particularly described in the Schedule which is attached hereto and made a part hereof (totaling 1 in number).

**BE IT FURTHER RESOLVED** that the Board of County Commissioners of Manatee County, Florida, after having considered safety of the public, cost of acquiring the right-of-way, alignment, long term planning and environmental factors in acquiring and utilizing the property, hereby finds and determines that the acquisition of the following interest is necessary as to the real property described in the attached Schedule:

<u>Schedule No./Parcel No.</u>	<u>Interest to be acquired</u>
196	Fee Simple Title

**ADOPTED** with a quorum present and voting this 19<sup>th</sup> day of August, 2007<sup>3</sup>.

BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA



By: [Signature]  
Chairman

ATTEST: [Signature] D.C.  
R. B. SHORE  
Clerk of the Circuit Court

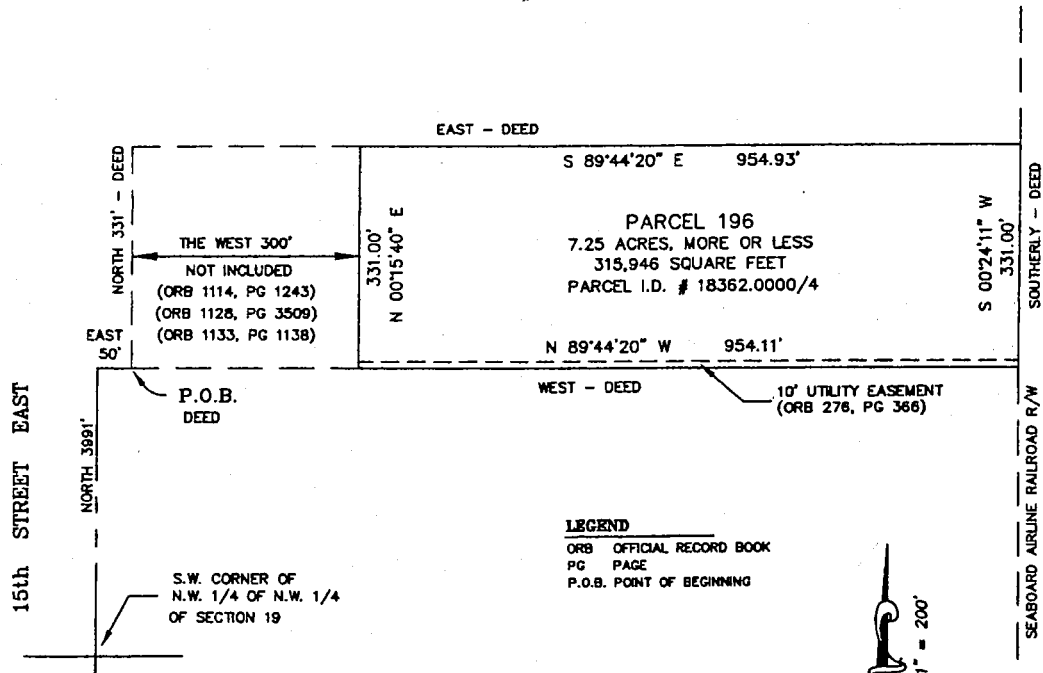
Resolution R-03-218

# Zoller, Najjar & Shroyer, L.C.

ENGINEERS, PLANNERS, SURVEYORS, LANDSCAPE ARCHITECTS & ENVIRONMENTAL CONSULTANTS  
201 5th AVENUE DRIVE EAST, BRADENTON, FLORIDA 34206. (941)748-8060. FAX: (941)748-3747  
CERTIFICATE OF AUTHORIZATION No. LB 8982

## DESCRIPTION: (AS RECORDED IN ORB 1588, PG 2442)

BEGINNING AT A POINT 3991 FEET NORTH AND 50 FEET EAST OF SW CORNER OF NW 1/4 OF NW 1/4 OF SECTION 19, TOWNSHIP 35 SOUTH, RANGE 18 EAST, RUN THENCE NORTH 331 FEET, THENCE EAST TO R/W OF SEABOARD AIRLINE RAILROAD, THENCE SOUTHERLY ALONG SAID R/W TO A POINT DUE EAST OF POINT OF BEGINNING, THENCE WEST TO POINT OF BEGINNING, LYING AND BEING IN SECTION 18, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, LESS AND EXCEPT THOSE CERTAIN PARCELS AS DESCRIBED IN WARRANT DEEDS RECORDED IN OFFICIAL RECORDS BOOK 1114, PAGE 1243, OFFICIAL RECORDS BOOK 1128, PAGE 3509, AND OFFICIAL RECORDS BOOK 1133, PAGE 1138, ALL OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA.



**LEGEND**  
 ORB OFFICIAL RECORD BOOK  
 PG PAGE  
 P.O.B. POINT OF BEGINNING



## NOT A BOUNDARY SURVEY DESCRIPTION SKETCH

OF  
PARCEL 196  
57th AVENUE  
LOCATED IN  
SECTION 18, TOWNSHIP 35 SOUTH, RANGE 18 EAST  
MANATEE COUNTY, FLORIDA

### NOTES:

1. BEARINGS ARE BASED ON THE EAST LINE OF S.E. 1/4 OF SECTION 13, TOWNSHIP 35 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF S 00°14'38" W.
2. THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY. CORNERS HAVE NOT BEEN FIELD LOCATED OR SET.

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T:\RJM-FDOT\57th AVE\DESC-PAR\par-196.dwg 00-19778 bfa

NOTE: THIS DESCRIPTION SKETCH IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAVE BEEN PREPARED UNDER MY DIRECT SUPERVISION, THAT THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING IN THE STATE OF FLORIDA", CHAPTER 81G17, FLORIDA ADMINISTRATIVE CODE.

BY: JAMES N. GATCH, JR., P.S.M.  
FLORIDA CERTIFICATE No. LS 4295  
DATE OF CERTIFICATION: 05/22/03

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