

RESOLUTION 03-241

A RESOLUTION AUTHORIZING USE OF "QUICK TAKING" CONDEMNATION PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING, INSTALLING AND IMPROVING AND MAINTAINING THE PUBLIC RECLAIMED WATER TRANSMISSION MAIN PIPELINE SYSTEM IN MANATEE COUNTY, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE

**PHASE III
MANATEE AGRICULTURAL REUSE SUPPLY (MARS)
SOUTHEAST TO SOUTHWEST RECLAIMED WATER TRANSMISSION MAIN
(PROJECT 6022690)**

WHEREAS, Manatee County, Florida, has made an effort to acquire certain property interests along or within the planned corridor of Phase III – MARS, Southeast to Southwest Reclaimed Water Transmission Main, by purchase from the owners; and

WHEREAS, the Board of County Commissioners has heretofore authorized the institution of eminent domain proceedings to acquire said properties, all as described and set out in Resolution R-03-240; and

WHEREAS, the Board of County Commissioners wishes to utilize "quick taking" condemnation proceedings.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, as follows:

1. That Manatee County is authorized to utilize "quick taking" eminent domain proceedings under Chapter 74, Florida Statutes, and all other applicable statutes, and that the Board of County Commissioners declares its intention to utilize such proceedings to acquire the necessary interests in the properties hereinafter described.

2. That Manatee County cannot proceed with the necessary improvements to Phase III – MARS, Southeast to Southwest Reclaimed Water Transmission Main until it acquires title to the hereinafter-described properties.

3. That delay in acquiring the necessary interests and the resultant delay in construction will adversely affect the project.

- 4. That Manatee County will diligently pursue and prosecute the eminent domain proceedings.
- 5. That the properties to be taken are more particularly described in the Schedules which are attached hereto and made a part hereof (totaling 6 in number).
- 6. That this Resolution shall take effect immediately upon its passage.

ADOPTED with a quorum present and voting this 9th day of September
2003.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA



BY: [Signature]
Chairman

ATTEST: R. B. SHORE
Clerk of Circuit Court

By: [Signature]

Resolution 03-240

RECLAIMED WATER TRANSMISSION MAIN

PARCEL 803

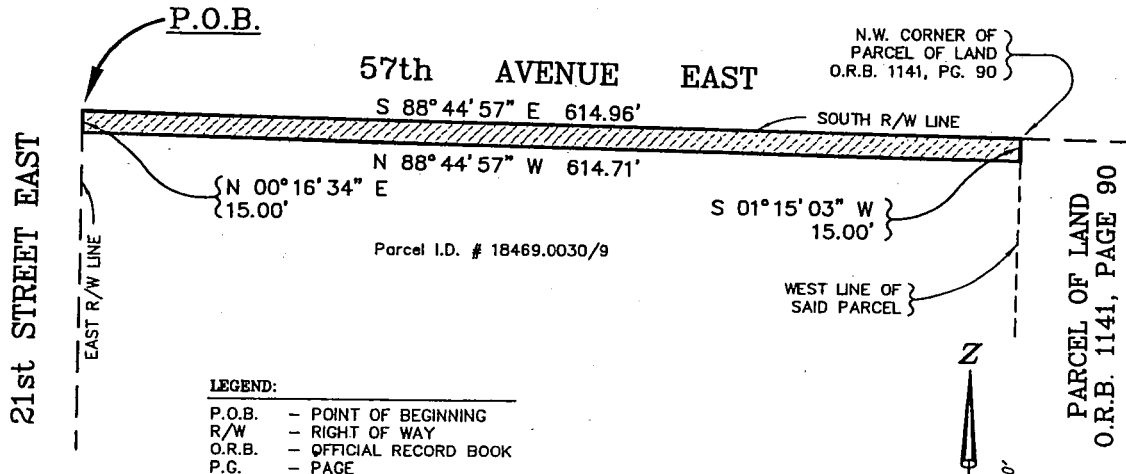
DESCRIPTION:

A PARCEL OF LAND LYING IN SECTION 18, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, BEING DESCRIBED AS:

BEGIN AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF 57TH AVENUE EAST AND THE EAST RIGHT OF WAY LINE OF 21ST STREET EAST; THENCE S 88° 44' 57" E, ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 614.96 FEET TO THE N.W. CORNER OF THAT CERTAIN PARCEL OF LAND AS DESCRIBED IN OFFICIAL RECORDS BOOK 1141, PAGE 90 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE S 01° 15' 03" W, ALONG THE WEST LINE OF SAID PARCEL, A DISTANCE OF 15.00 FEET; THENCE N 88° 44' 57" W, A DISTANCE OF 614.71 FEET TO SAID EAST RIGHT OF WAY LINE; THENCE N 00° 16' 34" E, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 9,222 SQUARE FEET, MORE OR LESS.

REVISIONS:
 RENUMBER PARCELS 06/26/02 GB



LEGEND:
 P.O.B. - POINT OF BEGINNING
 R/W - RIGHT OF WAY
 O.R.B. - OFFICIAL RECORD BOOK
 P.G. - PAGE

NOT A BOUNDARY SURVEY
DESCRIPTION SKETCH
 RECLAIMED WATER LINE EASEMENT
 Parcel No. 803
 IN
 SECTION 18, TOWNSHIP 35 SOUTH, RANGE 18 EAST
 MANATEE COUNTY, FLORIDA

NOTES:

1. THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY, CORNERS HAVE NOT BEEN FIELD LOCATED OR SET.
2. BEARINGS ARE BASED ON THE SOUTH RIGHT OF WAY LINE OF 57th AVENUE EAST, HAVING A BEARING OF S 88° 44' 57" E.

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NOTE: THIS SURVEY IS NOT VALID UNLESS EMBOSSED WITH A SURVEYOR'S SEAL.

WE HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAVE BEEN PREPARED UNDER OUR DIRECT SUPERVISION, THAT THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING IN THE STATE OF FLORIDA", CHAPTER 61G17, FLORIDA ADMINISTRATIVE CODE.

BY: James N. Gatch, Jr.
 JAMES N. GATCH, JR. P.S.M.
 FLORIDA CERTIFICATE NO. LS4295
 DATE OF CERTIFICATION: 06/26/02

Zoller, Najjar & Shroyer, L.C.

Engineers, Planners, Surveyors

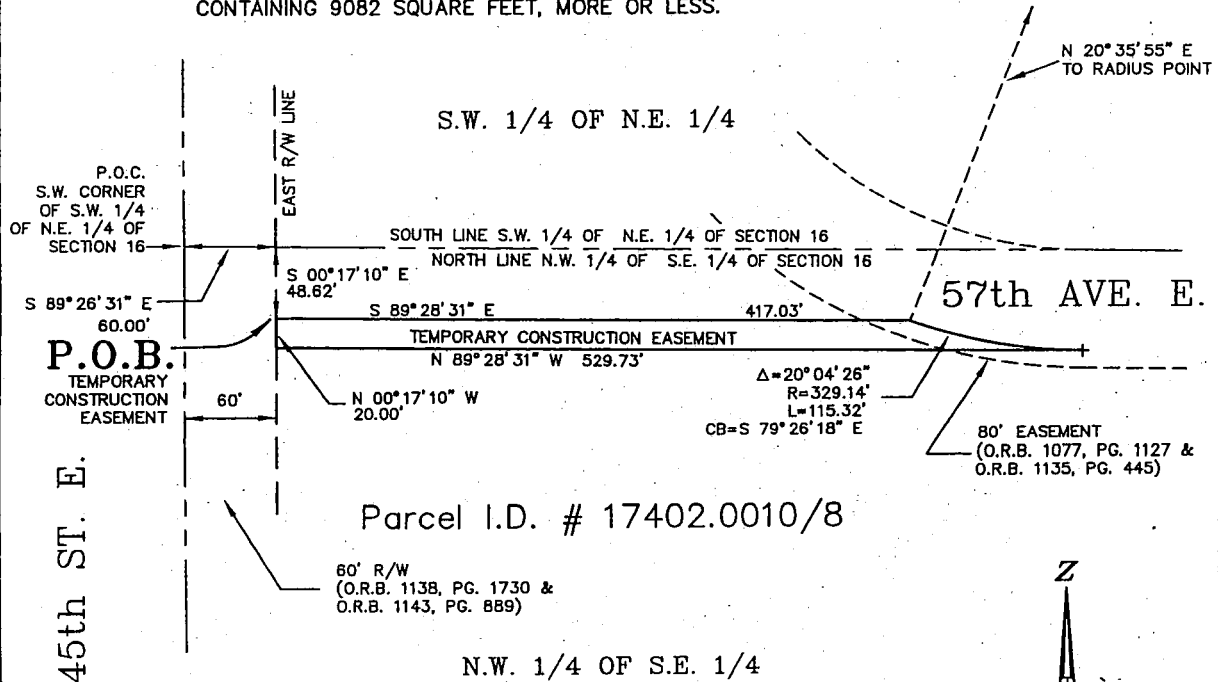
Landscape Architects & Environmental Consultants

CERTIFICATE OF AUTHORIZATION # LB6982
 201 5th AVENUE DRIVE EAST
 POST OFFICE BOX 9448
 BRADENTON, FLORIDA 34206
 (941) 748-8080
 FAX (941) 478-3747

DESCRIPTION: (TEMPORARY CONSTRUCTION EASEMENT)

COMMENCE AT THE SOUTHWEST CORNER OF THE S.W. 1/4 OF THE N.E. 1/4 OF SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA; THENCE S 89°26'31" E, ALONG THE SOUTH LINE OF SAID S.W. 1/4 OF THE N.E. 1/4, A DISTANCE OF 60.00 FEET TO AN INTERSECTION WITH THE EAST RIGHT OF WAY LINE OF 45th STREET EAST; THENCE S 00°17'10" E, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 48.62 FEET FOR A POINT OF BEGINNING; THENCE S 89°28'31" E, A DISTANCE OF 417.03 FEET TO A POINT ON THE ARC OF A CURVE TO THE LEFT WHOSE RADIUS POINT BEARS N 20°35'55" E, AT A DISTANCE OF 329.14 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 20°04'26", A DISTANCE OF 115.32 FEET; THENCE N 89°28'31" W, A DISTANCE OF 529.73 FEET TO AN INTERSECTION WITH SAID EAST RIGHT OF WAY LINE; THENCE N 00°17'10" W, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING. LYING AN BEING IN SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA.

CONTAINING 9082 SQUARE FEET, MORE OR LESS.



LEGEND:
 P.O.B. - POINT OF BEGINNING
 R/W - RIGHT OF WAY
 P.O.T. - POINT OF TERMINUS

**NOT A BOUNDARY SURVEY
 DESCRIPTION SKETCH**

**TEMPORARY CONSTRUCTION EASEMENT
 FOR
 PARCEL No. 711
 IN
 SECTION 16, TOWNSHIP 35 SOUTH, RANGE 17 EAST
 MANATEE COUNTY, FLORIDA**

NOTES:
 1. BEARINGS ARE BASED ON THE SOUTH LINE OF THE S.W. 1/4 OF THE N.E. 1/4 OF SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF S 89°26'31" E.
 2. THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY, CORNERS HAVE NOT BEEN FIELD LOCATED OR SET.

NOTE: NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
 WE HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAVE BEEN PREPARED UNDER OUR DIRECT SUPERVISION, THAT THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING IN THE STATE OF FLORIDA", CHAPTER 61G17, FLORIDA ADMINISTRATIVE CODE.

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BY: *J. N. Gatch, Jr.*
 JAMES N. GATCH, JR., P.S.M.
 FLORIDA CERTIFICATE NO. LS 4295
 DATE OF CERTIFICATION : 05/22/03

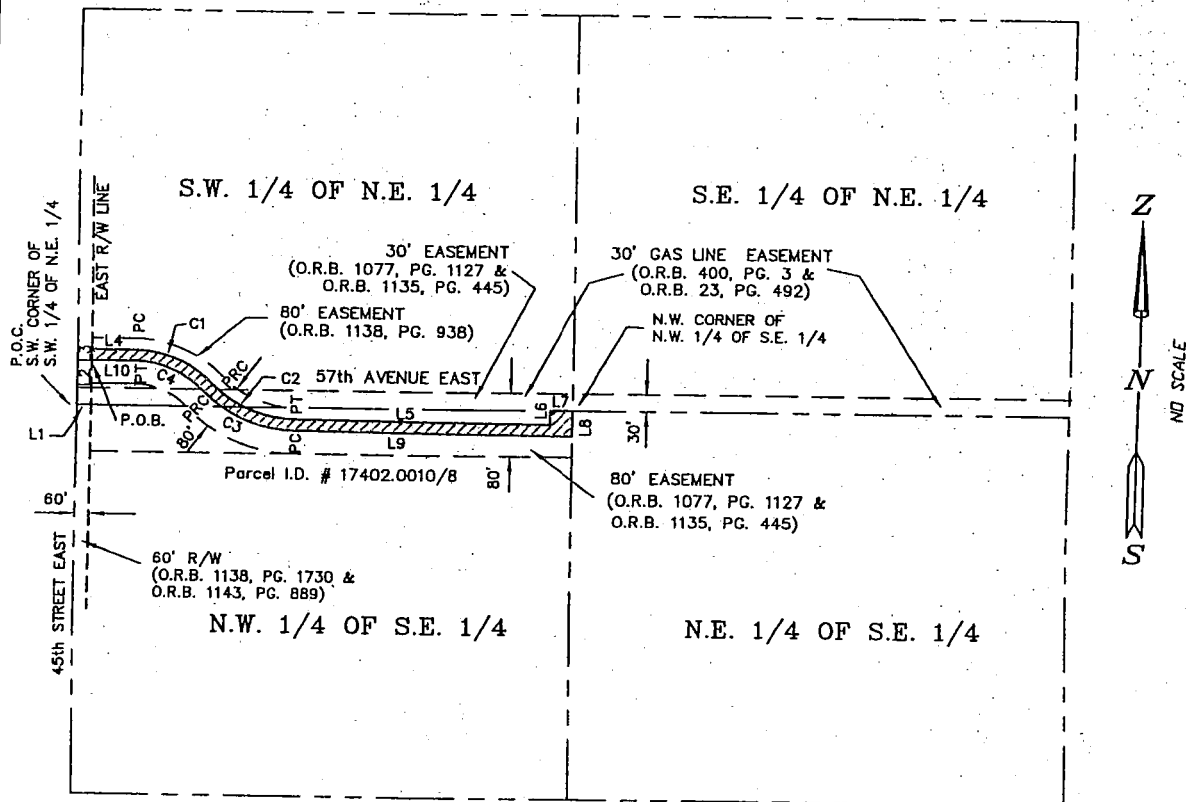
REVISIONS:

RENUMBER PARCELS 06/26/02 GB

REVISE PARCEL 9/19/02 bfs

CURVE AND LINE DATA

CURVE	ARC	DELTA	RADIUS	CHORD BEARING	LINE	BEARING	DISTANCE
C1	231.96	46°28'09"	286.00	S 66°46'00" E	L1	S 89°26'31" E	60.00
C2	239.87	45°56'35"	299.14	S 66°30'13" E	L2	N 00°17'10" W	108.64
C3	263.92	45°56'35"	329.14	N 66°30'13" W	L3	N 00°17'10" W	30.00
C4	207.63	46°28'09"	256.00	N 66°46'00" W	L4	N 89°59'56" E	109.52
					L5	S 89°28'31" E	671.49
					L6	N 00°20'24" E	37.91
					L7	S 89°26'31" E	60.00
					L8	S 00°20'24" W	67.88
					L9	N 89°28'31" W	731.58
					L10	S 89°59'56" W	109.37



(SEE SHEET 2 OF DESCRIPTION)

NOT A BOUNDARY SURVEY
DESCRIPTION SKETCH

RECLAIMED WATER LINE EASEMENT
Parcel No. 811

IN
SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST
MANATEE COUNTY, FLORIDA

NOTES:

1. THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY. CORNERS HAVE NOT BEEN FIELD LOCATED OR SET.
2. BEARINGS ARE BASED ON THE SOUTH LINE OF S.W. 1/4 OF N.E. 1/4 OF SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF S 89°26'31" E.

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LEGEND:

- P.O.C. - POINT OF COMMENCEMENT
- P.O.B. - POINT OF BEGINNING
- R/W - RIGHT OF WAY
- I.D. - IDENTIFICATION
- L1 - LINE NUMBER
- C1 - CURVE NUMBER
- PT - POINT OF TANGENCY
- PC - POINT OF CURVATURE
- PRC - POINT OF REVERSE CURVATURE
- O.R.B. - OFFICIAL RECORD BOOK
- PG. - PAGE

DESCRIPTION:

COMMENCE AT THE SOUTHWEST CORNER OF THE S.W. 1/4 OF THE N.E. 1/4 OF SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA; THENCE S 89°26'31" E, ALONG THE SOUTH LINE OF SAID S.W. 1/4 OF THE N.E. 1/4, A DISTANCE OF 60.00 FEET TO AN INTERSECTION WITH THE EAST RIGHT OF WAY LINE OF 45th STREET EAST; THENCE N 00°17'10" W, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 108.64 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE N 00°17'10" W, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 30.00 FEET TO AN INTERSECTION WITH THE SOUTHERLY BACK OF CURB OF 57th AVENUE EAST; THENCE ALONG SAID BACK OF CURB THE FOLLOWING FOUR (4) COURSES: (1) N 89°59'56" E, A DISTANCE OF 109.52 FEET TO A POINT OF CURVATURE OF A CURVE TO THE RIGHT HAVING A RADIUS OF 286.00 FEET; (2) SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 46°28'09", A DISTANCE OF 231.96 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT HAVING A RADIUS OF 299.14 FEET; (3) SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 45°56'35", A DISTANCE OF 239.87 FEET TO THE POINT OF TANGENCY; (4) S 89°28'31" E, A DISTANCE OF 671.49 FEET; THENCE N 00°20'24" E, A DISTANCE OF 37.91 FEET TO THE INTERSECTION WITH THE NORTH LINE OF THE N.W. 1/4 OF THE S.E. 1/4 OF SAID SECTION 16; THENCE S 89°26'31" E, ALONG SAID NORTH LINE, A DISTANCE OF 60.00 FEET TO THE NORTHEAST CORNER OF SAID N.W. 1/4 OF THE S.E. 1/4; THENCE S 00°20'24" W, ALONG THE EAST LINE OF SAID N.W. 1/4 OF THE S.E. 1/4, A DISTANCE OF 67.88 FEET; THENCE ALONG A LINE 30.00 FEET SOUTH OF AND PARALLEL WITH AFORESAID BACK OF CURB THE FOLLOWING FOUR (4) COURSES: (1) N 89°28'31" W, A DISTANCE OF 731.58 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT HAVING A RADIUS OF 329.14 FEET; (2) NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 45°56'35", A DISTANCE OF 263.92 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT HAVING A RADIUS OF 256.00 FEET; (3) NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 46°28'09", A DISTANCE OF 207.63 FEET TO THE POINT OF TANGENCY; (4) S 89°59'56" W, A DISTANCE OF 109.37 FEET TO THE POINT OF BEGINNING. LYING AND BEING IN SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA.

CONTAINING 41654 SQUARE FEET, MORE OR LESS.

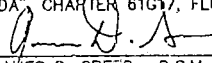
(SEE SHEET 1 OF DRAWING)
NOT A BOUNDARY SURVEY
DESCRIPTION SKETCH

RECLAIMED WATER LINE EASEMENT
Parcel No. 811

IN
SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST
MANATEE COUNTY, FLORIDA

NOTE: THIS SURVEY IS NOT VALID
UNLESS EMBOSSED WITH A SURVEYOR'S SEAL

WE HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION
HAVE BEEN PREPARED UNDER OUR DIRECT SUPERVISION, THAT
THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND
DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF OUR
KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM
TECHNICAL STANDARDS FOR LAND SURVEYING IN THE STATE OF
FLORIDA" CHAPTER 61G17, FLORIDA ADMINISTRATIVE CODE.

BY: 
JAMES D. GREER, P.S.M.

FLORIDA CERTIFICATE NO. LS 5189
DATE OF CERTIFICATION: 09/19/02

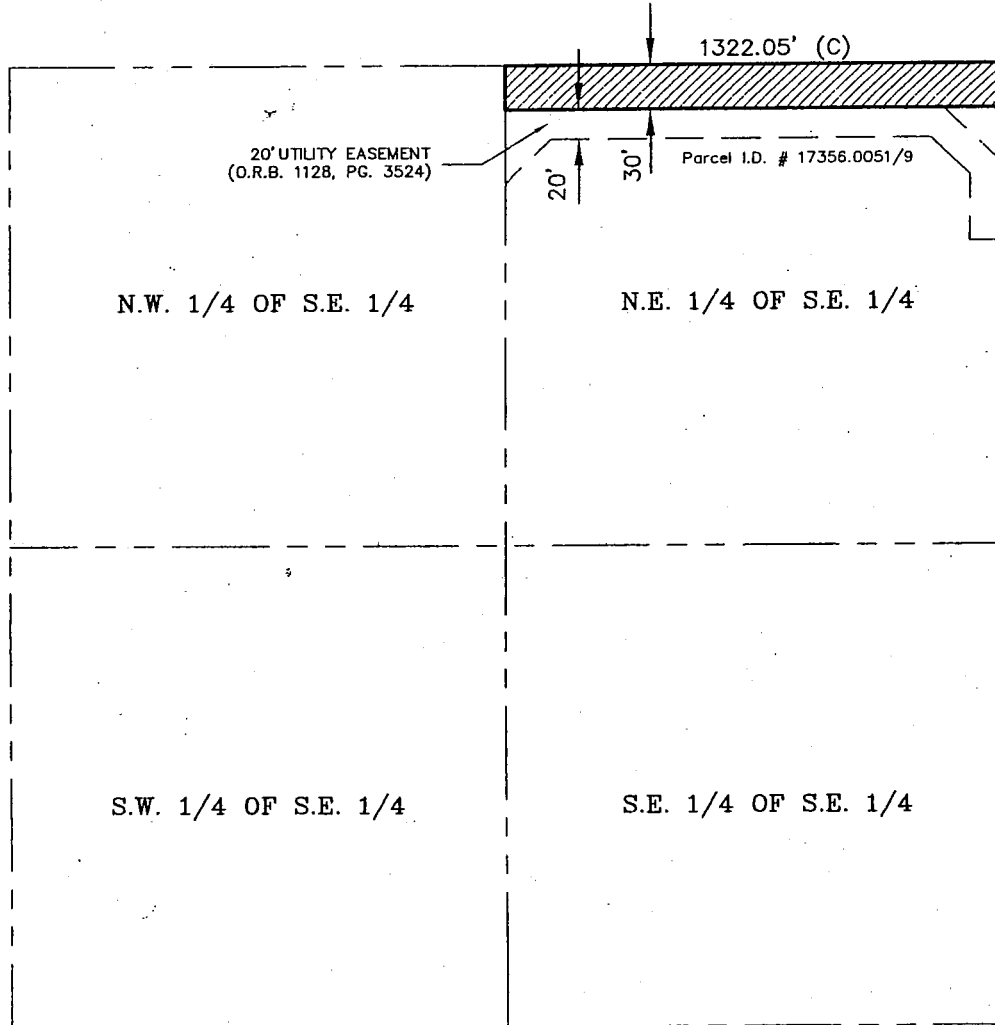
RECLAIMED WATER TRANSMISSION MAIN
 PARCEL 812
 DESCRIPTION:

REVISIONS:
 RENUMBER PARCELS 06/26/02 GB
 REV. O.R.B. 07/23/02 GB
 REV. PARCEL I.D. 12/06/02 bfs

A PARCEL OF LAND LYING IN SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS:

THE NORTH 30.00 FEET OF THE N.E. 1/4 OF THE S.E. 1/4 OF SAID SECTION 16.

CONTAINING 39,662 SQUARE FEET, MORE OR LESS.



NOT A BOUNDARY SURVEY
 DESCRIPTION SKETCH

RECLAIMED WATER LINE EASEMENT

Parcel No. 812

IN
 SECTION 16, TOWNSHIP 35 SOUTH, RANGE 18 EAST
 MANATEE COUNTY, FLORIDA

LEGEND:

O.R.B. - OFFICIAL RECORD BOOK
 PG. - PAGE
 (C) - CALCULATED DISTANCE

NOTES:

1. 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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BY: *J. Natch*
 JAMES N. GATCH, JR., P.S.M.

FLORIDA CERTIFICATE NO. LS4295
 DATE OF CERTIFICATION: 06/26/02

RECLAIMED WATER TRANSMISSION MAIN

PARCEL 813

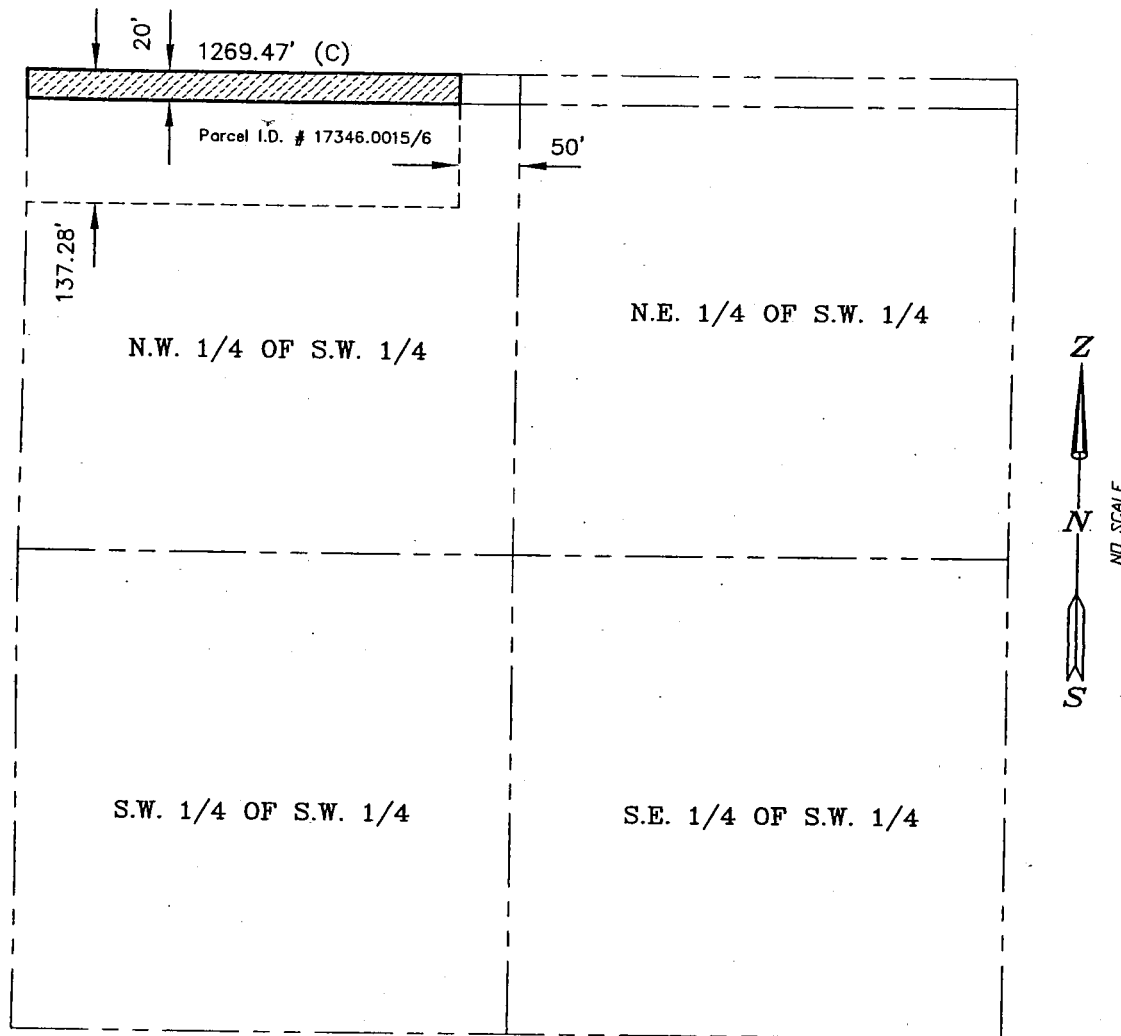
REVISIONS:
 RENUMBER PARCEL/DIM. 06/26/02 GB

DESCRIPTION:

A PARCEL OF LAND LYING IN SECTION 15, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS:

THE NORTH 20.00 FEET OF THE NORTH 137.28 FEET OF THE N.W. 1/4 OF THE S.W. 1/4 OF SAID SECTION 15, LESS THE EAST 50.00 FEET OF SAID N.W. 1/4 OF THE S.W. 1/4.

CONTAINING 25,389 SQUARE FEET, MORE OR LESS.



NOT A BOUNDARY SURVEY
 DESCRIPTION SKETCH

RECLAIMED WATER LINE EASEMENT

Parcel No. 813

IN

SECTION 15, TOWNSHIP 35 SOUTH, RANGE 18 EAST
 MANATEE COUNTY, FLORIDA

NOTE: THIS SURVEY IS NOT VALID
 UNLESS EMBOSSED WITH A SURVEYOR'S SEAL.

WE HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION
 HAVE BEEN PREPARED UNDER OUR DIRECT SUPERVISION, THAT
 THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND
 DESCRIBED HEREIN, THAT THEY ARE CORRECT TO THE BEST OF OUR
 KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM
 TECHNICAL STANDARDS FOR LAND SURVEYING IN THE STATE OF
 FLORIDA", CHAPTER 61G17, FLORIDA ADMINISTRATIVE CODE.

NOTES:

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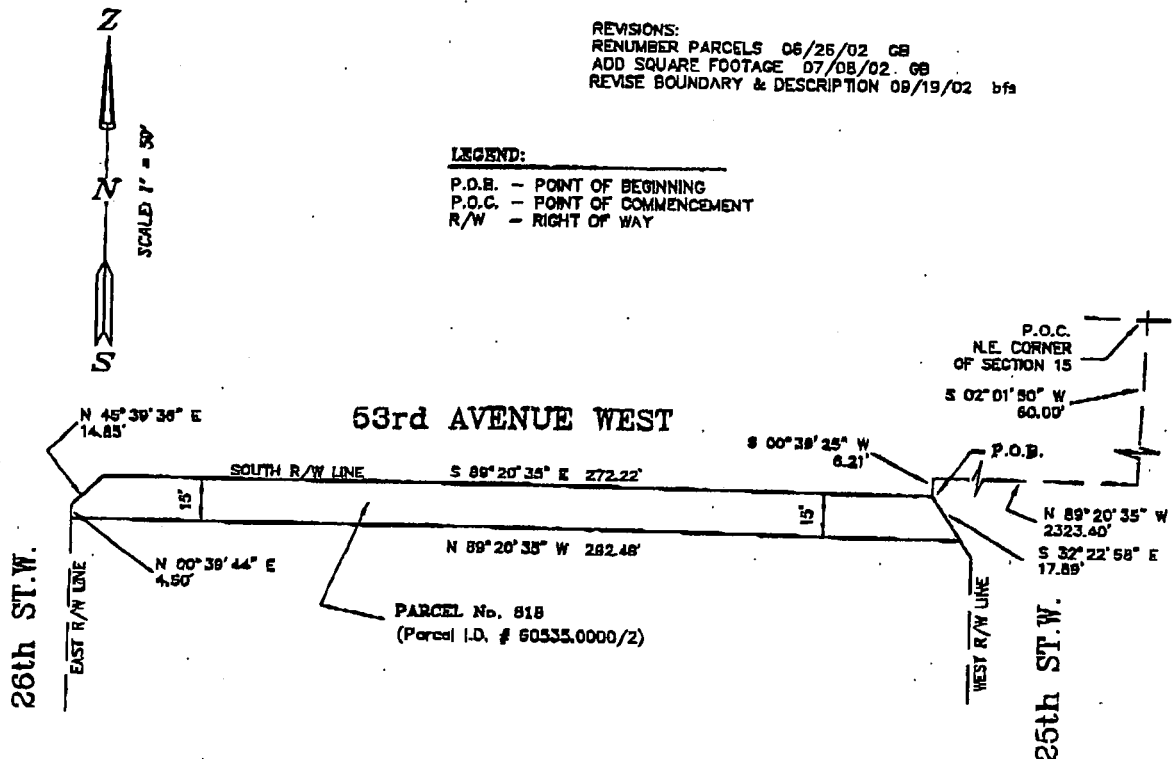
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 ENGINEER OR SURVEYOR REPRESENTING ZOLLER, NAJJAR & SHROYER, L.C.

BY: *J. N. Gatch, Jr.*
 JAMES N. GATCH, JR., P.S.M.
 FLORIDA CERTIFICATE NO. LS4295
 DATE OF CERTIFICATION: 06/26/02

DESCRIPTION:

COMMENCE AT THE NORTHEAST CORNER OF SECTION 15, TOWNSHIP 35 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA; THENCE S 02°01'50" W, A DISTANCE OF 60.00 FEET; THENCE N 89°20'35" W, A DISTANCE OF 2323.40 FEET; THENCE S 00°39'25" W, A DISTANCE OF 6.21 FEET TO THE POINT OF BEGINNING; THENCE S 32°22'58" E, ALONG THE WEST RIGHT OF WAY LINE OF 25th STREET WEST, A DISTANCE OF 17.89 FEET; THENCE N 89°20'35" W, A DISTANCE OF 292.48 FEET TO AN INTERSECTION WITH THE EAST RIGHT OF WAY LINE OF 26th STREET WEST; THENCE ALONG SAID EAST RIGHT OF WAY LINE THE FOLLOWING TWO (2) COURSES: (1) N 00°39'44" E, A DISTANCE OF 4.50 FEET; (2) N 45°39'36" E, A DISTANCE OF 14.85 FEET TO AN INTERSECTION WITH THE SOUTH RIGHT OF WAY LINE OF 53rd AVENUE WEST; THENCE S 89°20'35" E, ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 272.22 FEET TO THE POINT OF BEGINNING. LYING AND BEING IN SECTION 15, TOWNSHIP 35 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA.

CONTAINING 4,259 SQUARE FEET, MORE OR LESS.



NOT A BOUNDARY SURVEY
DESCRIPTION SKETCH
 RECLAIMED WATER LINE EASEMENT
 PARCEL No. 818
 IN
 SECTION 15, TOWNSHIP 35 SOUTH, RANGE 17 EAST
 MANATEE COUNTY, FLORIDA

NOTES:
 1. BEARINGS ARE BASED ON THE SOUTH RIGHT OF WAY LINE OF 53rd AVENUE WEST, HAVING A BEARING OF S 89°20'35" E.
 2. THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY, CORNERS HAVE NOT BEEN FIELD LOCATED OR SET.

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

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

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BY: James D. Greer
 JAMES D. GREER, P.S.M.
 FLORIDA CERTIFICATE NO. LS5189