

RESOLUTION R-11-038

**A RESOLUTION AUTHORIZING USE OF “QUICK TAKING”
CONDEMNATION 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; PROVIDING AN EFFECTIVE DATE.**

**44TH AVENUE EAST ROAD IMPROVEMENT PROJECT
(US 41 /1ST STREET EAST TO 15TH STREET EAST)
PARCEL 102
PROJECT NO. 6001060**

WHEREAS, Manatee County, Florida, has made an effort to acquire certain property interests along or within the planned corridor of the 44th Avenue East from US 41/1st Street East to 15th Street East by purchase from the owners; and

WHEREAS, the Board of County Commissioners has heretofore authorized the institution of eminent domain proceedings to acquire said property, as described and set out in Resolution R-11-037; 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 that:

1. 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 interest in the property hereinafter described.

2. Manatee County cannot proceed with the necessary improvements to 44th Avenue East from US 41/1st Street East to 15th Street East until it acquires title to the hereinafter-described property.

3. Delay in acquiring the necessary interest and the resultant delay in construction will adversely affect the project.

4. Manatee County will diligently pursue and prosecute the eminent domain proceedings.

5. The property to be taken is more particularly described in the Schedule which is attached hereto and made a part hereof.

6. This Resolution shall take effect immediately upon its passage.

ADOPTED with a quorum present and voting this 22nd day of February, 2011.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

By: _____

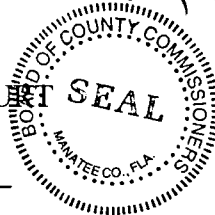
Chairman

ATTEST: R. B. SHORE

CLERK OF THE CIRCUIT COURT

By: _____

Deputy Clerk



Description and Sketch

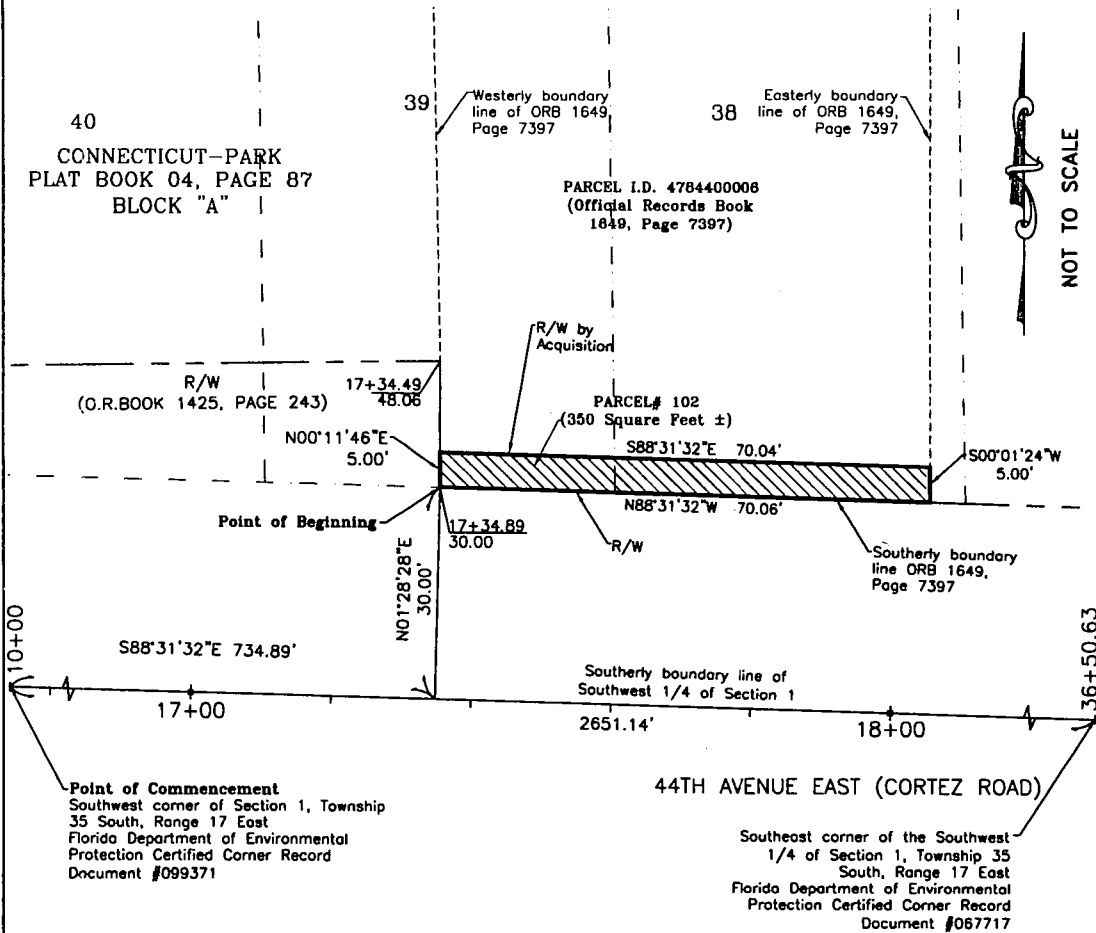
(NOT A SURVEY)

DESCRIPTION: PARCEL #102

The southerly 5 feet of the parcel described in Official Records Book 1649, Page 7397 of the Public Records of Manatee County, Florida, and being more specifically described as follows:

COMMENCE at the Southwest corner of Section 1, Township 35 South, Range 17 East, Manatee County, Florida; thence S88°31'32"E, 734.89 along the southerly boundary line of the Southwest 1/4 of said Section 1; thence N01°28'28"E, 30.00 feet to the southerly boundary line of said parcel for the POINT OF BEGINNING; thence N00°11'46"E, 5.00 feet along the westerly boundary line of said parcel; thence S88°31'32"E, 70.04 feet to the easterly boundary line of said parcel; thence S00°01'24"W, 5.00 feet along said easterly boundary line to the southerly boundary line of said parcel; thence N88°31'32"W, 70.06 feet along said southerly boundary line to the POINT OF BEGINNING.

Containing 350 Square Feet more or less.



SCHEDULE 1

- Notes:**
1. This description and sketch does not certify or warranty: title, zoning, easements, or freedom of encumbrances.
 2. Not valid without the signature and original raised seal of a Florida licensed surveyor & mapper. This is not a survey.
 3. The basis of bearing is the southerly line of the Southwest 1/4 of Section 1, Township 35 South, Range 17 East (NAD83/90 Florida West Zone State Plane Coordinate System) which bears S88°31'32"E.

REVISIONS:

Todd E. Boyle
 Todd E. Boyle, RSM
 FLORIDA REGISTERED SURVEYOR & MAPPER, 6047
 10/5/10

**FEE ACQUISITION
 PARCEL #102
 PROJECT# 3346001060**

LEGEND	
FCM	= FOUND CONCRETE MONUMENT (4"x4")
FIRC	= FOUND CAPPED IRON ROD
I.D.	= IDENTIFICATION
LB	= LICENSED BUSINESS
NDF	= NAIL AND DISK FOUND (ID NOTED)
ORB	= OFFICIAL RECORDS BOOK
PSM	= PROFESSIONAL SURVEYOR & MAPPER
RSM	= REGISTERED SURVEYOR & MAPPER
R/W	= RIGHT OF WAY
Sec	= SECTION

Drawn By: TRC
 Checked By: TEB
 Scale: NOT TO SCALE
 DWG.: Parcel 102
 Sheet: 1 OF 1
 Section 01, Township 35
 South, Range 17 East

MANATEE COUNTY
 PROPERTY MANAGEMENT
 SURVEY DIVISION

 1112 MANATEE AVENUE WEST
 BRONKHORST, FLORIDA, 34209
 (813) 748-4300