

**RESOLUTION R-11-044**

**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.**

**44<sup>TH</sup> AVENUE EAST ROAD IMPROVEMENT PROJECT  
(US 41 /1<sup>ST</sup> STREET EAST TO 15<sup>TH</sup> STREET EAST)  
PARCEL 107  
PROJECT NO. 6001060**

**WHEREAS**, Manatee County, Florida, has made an effort to acquire certain property interests along or within the planned corridor of the 44<sup>th</sup> Avenue East from US 41/1<sup>st</sup> Street East to 15<sup>th</sup> 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-11-043; 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 44<sup>th</sup> Avenue East from US 41/1<sup>st</sup> Street East to 15<sup>th</sup> 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.

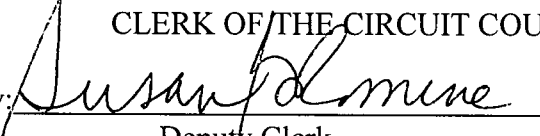
6. This Resolution shall take effect immediately upon its passage.

**ADOPTED** with a quorum present and voting this 22<sup>nd</sup> 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)

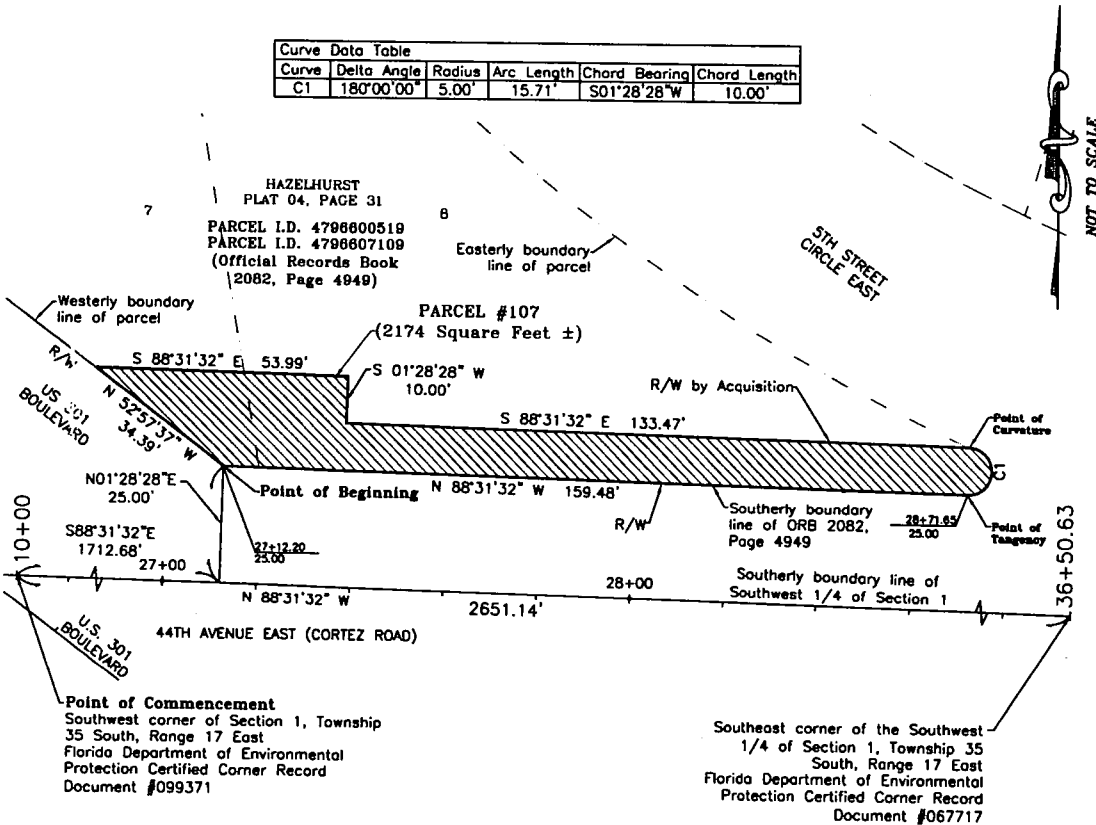
DESCRIPTION: PARCEL #107

A portion of the parcel described in Official Records Book 2074, Page 1288, and Book 2074, Page 1291 of the Public Records of Manatee County, Florida, 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, 1712.68 feet along the southerly boundary line of Southwest 1/4 of said Section 1; thence N01°28'28"E, 25.00 feet to the southerly boundary line of said parcel for the POINT OF BEGINNING; thence N52°57'37"W, 34.39 feet along the westerly boundary line of said parcel; thence S88°31'32"E, 53.99 feet; thence S01°28'28"W, 10.00 feet; thence S88°31'32"E, 133.47 feet to the easterly boundary line of said parcel and the beginning of a curve concave to the west having a radius of 5.00 feet; thence southerly, 15.71 feet along said arc of said curve, through a delta angle 180°00'00", (chord bears S01°28'28"W, 10.00 feet) to the southerly boundary line of said parcel; thence N88°31'32"W, 159.48 feet along said southerly boundary line to the POINT OF BEGINNING.

Containing 2174 Square Feet more or less.

Curve	Delta Angle	Radius	Arc Length	Chord Bearing	Chord Length
C1	180°00'00"	5.00'	15.71'	S01°28'28"W	10.00'



**SCHEDULE 1**

- Notes:**
- This description and sketch does not certify or warranty: title, zoning, easements, or freedom of encumbrances.
  - Not valid without the signature and original raised seal of a Florida licensed surveyor & mapper. This is not a survey.
  - 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  
 CERTIFICATE  
 10/5/10  
 Todd E. Boyle, RSM  
 FLORIDA REGISTERED SURVEYOR & MAPPER, 6047

**FEE ACQUISITION  
 PARCEL #107  
 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)
PSM	= PROFESSIONAL SURVEYOR & MAPPER
RSM	= REGISTERED SURVEYOR & MAPPER
R/W	= RIGHT OF WAY
Sec	= SECTION
SIRC	= SET IRON ROD/CAP (5/8")

Drawn By: TRC
Checked By: TEB
Scale: NOT TO SCALE
DWG.: Parcel 107
Sheet: 1 OF 1
Section 01, Township 35 South, Range 17 East

MANATEE COUNTY  
 PROPERTY MANAGEMENT  
 SURVEY DIVISION

1112 MANATEE AVENUE WEST  
 BRANDTOWN, FLORIDA, 34705  
 (813) 748-1501