

RESOLUTION R-11-046

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)
PARCELS 127 AND 827
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 properties, all as described and set out in Resolution R-11-045; 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 interests in the properties 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 properties.

3. Delay in acquiring the necessary interests 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 properties to be taken are more particularly described in the Schedules which are attached hereto and made a part hereof.

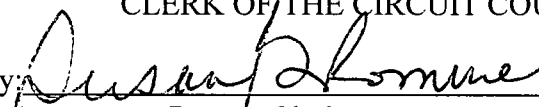
6. This Resolution shall take effect immediately upon its passage.

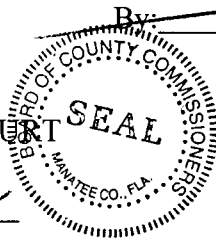
ADOPTED with a quorum present and voting this 22nd day of February, 2011.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

By: 
Chairman

ATTEST: R. B. SHORE
CLERK OF THE CIRCUIT COURT

By: 
Deputy Clerk



Description and Sketch

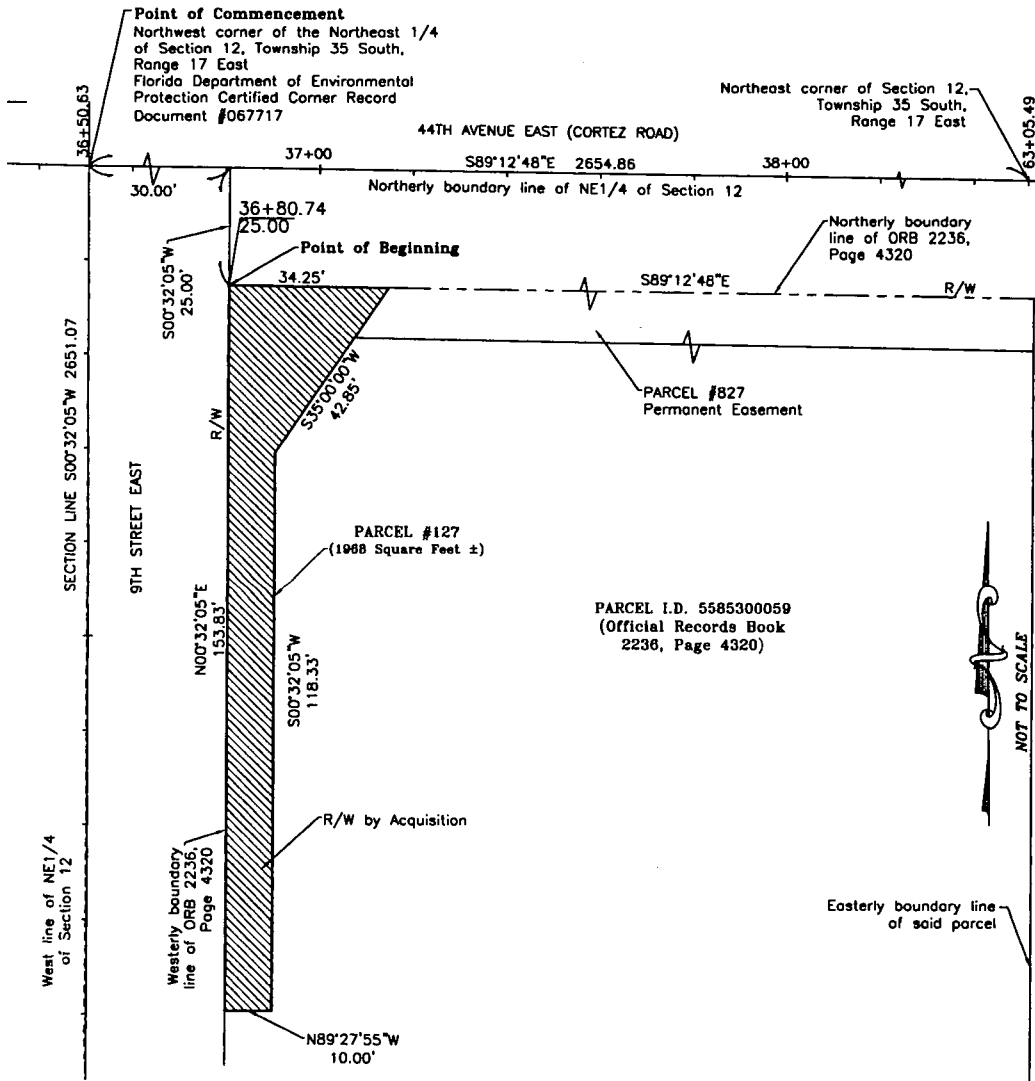
(NOT A SURVEY)

DESCRIPTION: PARCEL #127

A portion of the parcel described in Official Records Book 2236, Page 4320, of the Public Records of Manatee County, Florida, being more specifically described as follows:

COMMENCE at the Northwest corner of the Northeast 1/4 of Section 12, Township 35 South, Range 17 East, Manatee County, Florida; thence S89°12'48"E, 30.00 feet along the northerly boundary line of said Northeast 1/4 of Section 12; thence S00°32'05"W, 25.00 feet to the northerly boundary line of said parcel for a POINT OF BEGINNING; thence S89°12'48"E, 34.25 feet along the northerly boundary line of said parcel; thence S35°00'00"W, 42.85 feet; thence S00°32'05"W, 118.33 feet; thence N89°27'55"W, 10.00 feet to westerly boundary line of said parcel; thence N00°32'05"E, 153.83 feet along said westerly boundary line to the POINT OF BEGINNING.

Containing 1968 Square Feet more or less.



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 northerly line of the Northeast 1/4 of Section 12, Township 35 South, Range 17 East (NAD83/90 Florida West Zone State Plane Coordinate System) S89°12'48"E.

REVISIONS:

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

<p>FEE ACQUISITION PARCEL #127 PROJECT# 3346001060</p>	<p>LEGEND</p> <p>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</p>	<p>Drawn By: TRC Checked By: TEB Scale: NOT TO SCALE DWG.: Parcel 127 Sheet: 1 OF 1 Section 12, Township 35 South, Range 17 East</p>	<p>MANATEE COUNTY PROPERTY MANAGEMENT SURVEY DIVISION</p> <p>1112 MANATEE AVENUE, WEST BRADDOCKTON, FLORIDA, 34601 (813) 748-4301</p>
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Description and Sketch

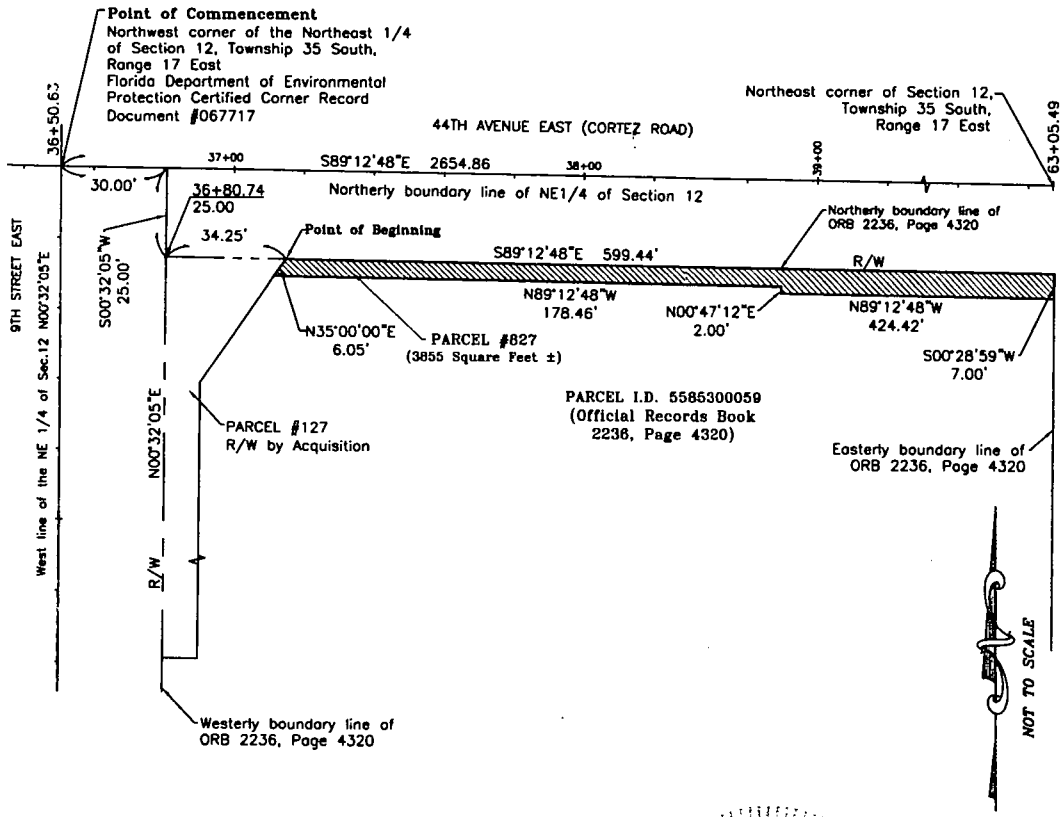
(NOT A SURVEY)

DESCRIPTION: PARCEL #827

A portion of the parcel described in Official Records Book 2236, Page 4320, of the Public Records of Manatee County, Florida, being more specifically described as follows:

COMMENCE at the Northwest corner of the Northeast 1/4 of Section 12, Township 35 South, Range 17 East, Manatee County, Florida; thence S89°12'48"E, 30.00 feet along the northerly boundary line of said Northeast 1/4; thence S00°32'05"W, 25.00 feet to the northerly boundary line of said parcel; thence S89°12'48"E, 34.25 feet along said northerly boundary line for a POINT OF BEGINNING; thence S89°12'48"E, 599.44 along said northerly boundary line to the easterly boundary line of said parcel; thence S00°28'59"W, 7.00 feet along said easterly boundary line; thence N89°12'48"W, 424.42 feet; thence N00°47'12"E, 2.00 feet; thence N89°12'48"W, 178.46 feet; thence N35°00'00"E, 6.05 feet to the POINT OF BEGINNING.

Containing 3855 Square Feet more or less.



SCHEDULE 2

- 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 northerly line of the Northeast 1/4 of Section 12, Township 35 South, Range 17 East (NAD83/90 Florida West Zone State Plane Coordinate System) which bears S89°12'48"E.

REVISIONS:

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

10/5/10

**PERMANENT EASEMENT
PARCEL #827
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 827
 Sheet: 1 OF 1
 Section 12, Township 35 South, Range 17 East

MANATEE COUNTY
PROPERTY MANAGEMENT
SURVEY DIVISION

1112 MANATEE AVENUE WEST
BRADENTON, FLORIDA, 34205
(813) 748-4501