

**RESOLUTION R-11-050**

**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)  
PARCELS 130 AND 730  
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 properties, all as described and set out in Resolution R-11-049; 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 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 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.

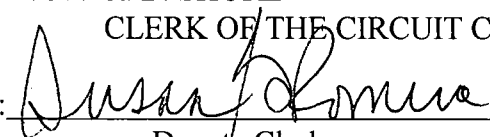
5. The properties to be taken are more particularly described in the Schedules which are attached hereto and made a part hereof.

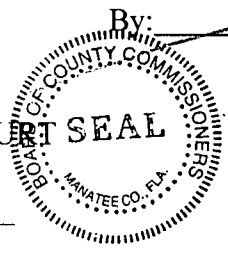
6. This Resolution shall take effect immediately upon its passage.

**ADOPTED** with a quorum present and voting this 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 #130

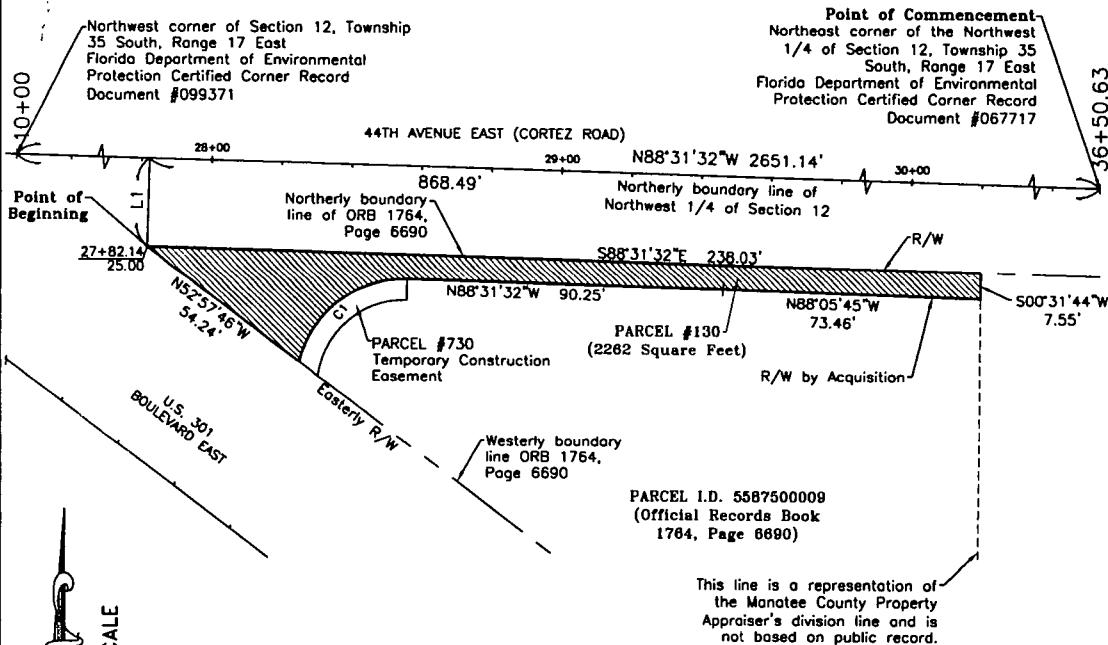
A portion of the parcel described in Official Records Book 1764, Page 6690 of the Public Records of Manatee County, Florida, being more specifically described as follows:

COMMENCE at the Northeast corner of the Northwest 1/4 of Section 12, Township 35 South, Range 17 East, Manatee County, Florida; thence N88°31'32"W, 868.49 feet along the northerly boundary line of said Northwest 1/4; thence S01°28'28"W, 25.00 feet to the northerly boundary line of said parcel for a POINT OF BEGINNING; thence S88°31'32"E, 238.03 feet along said northerly boundary line to the westerly boundary line of said parcel; thence S00°31'44"W, 7.55 feet along said westerly boundary line; thence N88°05'45"W, 73.46 feet; thence N88°31'32"W, 90.25 feet to the beginning of a curve concave to the southeast having a radius of 31.00 feet; thence southwesterly, 42.19 feet along the arc of said curve, through a delta angle of 77°59'01" (chord bears S52°28'58"W, 39.01 feet) to the westerly boundary line of said parcel, also being the easterly Right-of-Way line of U.S. 301 Boulevard; thence N52°57'46"W, 54.24 feet along said westerly boundary line and said easterly right-of-way line to the POINT OF BEGINNING.

Containing 2262 Square Feet more or less.

Curve Data Table					
Curve	Delta Angle	Radius	Arc Length	Chord Bearing	Chord Length
C1	77°59'01"	31.00'	42.19'	S52°28'58"W	39.01'

Line	Bearing	Distance
L1	S01°28'28"W	25.00'



**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 northerly line of the Northwest 1/4 of Section 12, Township 35 South, Range 17 East (NAD83/90 Florida West Zone State Plane Coordinate System) which bears S88°31'32"E.

REVISIONS:

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

**FEE ACQUISITION  
 PARCEL #130  
 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 (10 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 130  
 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

# Description and Sketch

(NOT A SURVEY)

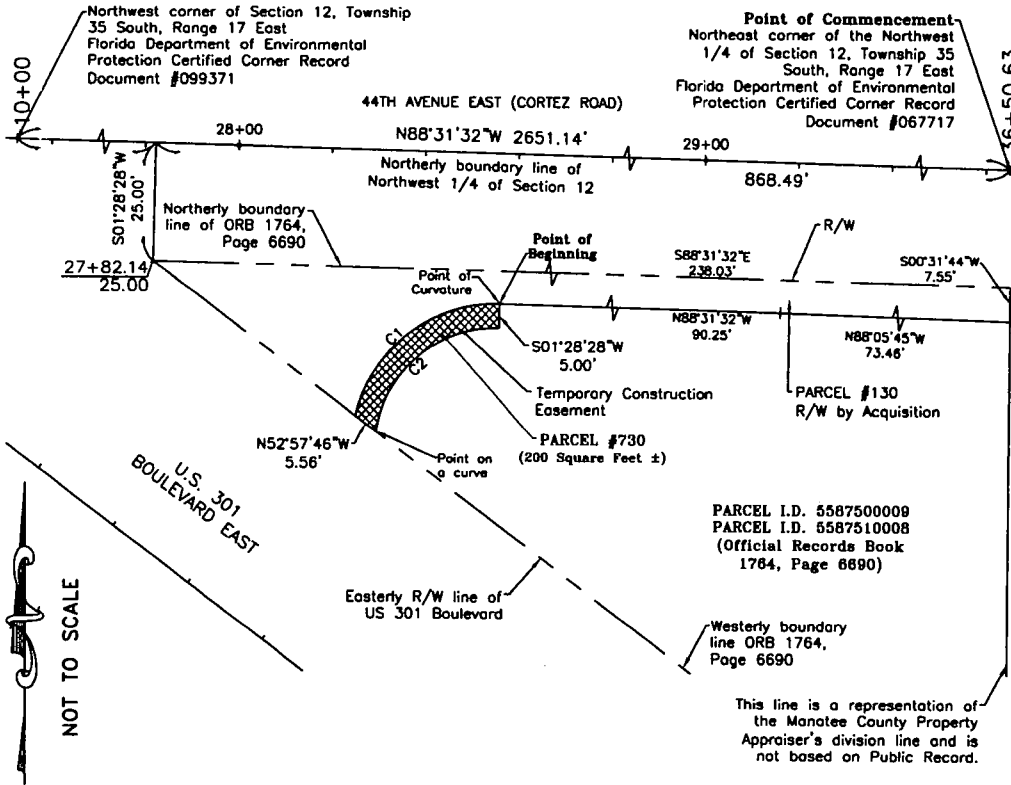
**DESCRIPTION: PARCEL #730**

A portion of the parcel described in Official Records Book 1764, Page 6690 of the Public Records of Manatee County, Florida being more specifically described as follows:

COMMENCE at the Northeast corner of the Northwest 1/4 of Section 12, Township 35 South, Range 17 East, Manatee County, Florida; thence N88°31'32"W, 868.49 feet along the northerly boundary line of said Northwest 1/4; thence S01°28'28"W, 25.00 feet to the northerly boundary line of said parcel; thence S88°31'32"E, 238.03 feet along said northerly boundary line; thence S00°31'44"W, 7.55 feet; thence N88°05'45"W, 73.46 feet; thence N88°31'32"W, 90.25 feet to the POINT OF BEGINNING; thence S01°28'28"W, 5.00 feet to a non-tangent curve concave to the southeast, having a radius of 26.00 feet; thence southwesterly, 37.61 feet along the arc of said curve through a delta angle of 82°52'57" (chord bears S50°02'00"W, 34.42 feet) to the westerly boundary line of said parcel also being the easterly right-of-way line of U.S. 301 Boulevard; thence N52°57'46"W, 5.56 feet along said westerly boundary line and easterly right-of-way line to a non-tangent curve concave to the southeast having a radius of 31.00 feet; thence northeasterly, 42.19 feet along the arc of said curve through a delta angle of 77°59'01" (chord bears N52°28'58"E, 39.01 feet) to the POINT OF BEGINNING.

Containing 200 Square Feet more or less.

Curve Data Table					
Curve	Delta Angle	Radius	Arc Length	Chord Bearing	Chord Length
C1	77°59'01"	31.00'	42.19'	S52°28'58"W	39.01'
C2	82°52'57"	26.00'	37.61'	N50°02'00"E	34.42'



**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 Northwest 1/4 of Section 12, 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, RSM  
 FLORIDA REGISTERED SURVEYOR & MAPPER #047

<p><b>TEMPORARY CONSTRUCTION EASEMENT PARCEL #730 3 YEAR TERM LIMIT PROJECT# 3346001060</b></p>	<p style="text-align: center;"><b>LEGEND</b></p> <p>FCM = FOUND CONCRETE MONUMENT (4"x4")          FIRG = FOUND CAPPED IRON ROD          I.D. = IDENTIFICATION          LB = LICENSED BUSINESS          NDF = NAIL AND DISK FOUND (ID NOTED)          ORB = OFFICIAL RECORDS BOOK          PSM = PROFESSIONAL SURVEYOR &amp; MAPPER          RSM = REGISTERED SURVEYOR &amp; MAPPER          R/W = RIGHT OF WAY          Sec = SECTION</p>	<p>Drawn By: JRC          Checked By: TEB          Scale: NOT TO SCALE          DWG.: Parcel 730          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 BRADENTON, FLORIDA, 34205 (813) 746-4501</p>
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