

RESOLUTION R-11-236

A RESOLUTION AUTHORIZING USE OF “QUICK TAKING” CONDEMNATION PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTION ACTIVITIES, WIDENING, DEEPENING, DREDGING, CLEARING AND SNAGGING OF THE BANKS, OR OTHERWISE IMPROVING THE WARE’S CREEK FLOODWAY AND STORM WATER IMPROVEMENT AREA AS PART OF THE WARE’S CREEK STORM WATER FLOOD CONTROL PUBLIC PROJECT IN MANATEE COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE.

**WARE’S CREEK - CANAL DREDGING
PARCEL E-138.2
PROJECT NO. 6028801**

WHEREAS, Manatee County, Florida, has made an effort to acquire certain property interests along or within the planned corridor of the Ware’s Creek – Canal Dredging Project 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-11-235; 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 property hereinafter described.

2. Manatee County cannot proceed with the necessary improvements to Ware's Creek – Canal Dredging Project until it acquires title to the hereinafter-described property.

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 property to be taken is more particularly described in Schedule 1 which is attached hereto and made a part hereof.

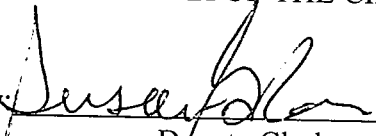
6. This Resolution shall take effect immediately upon its passage.

ADOPTED with a quorum present and voting this 8 day of November, 2011.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

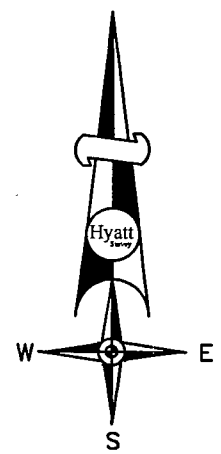
By: 
Chairman

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

By: 
Deputy Clerk

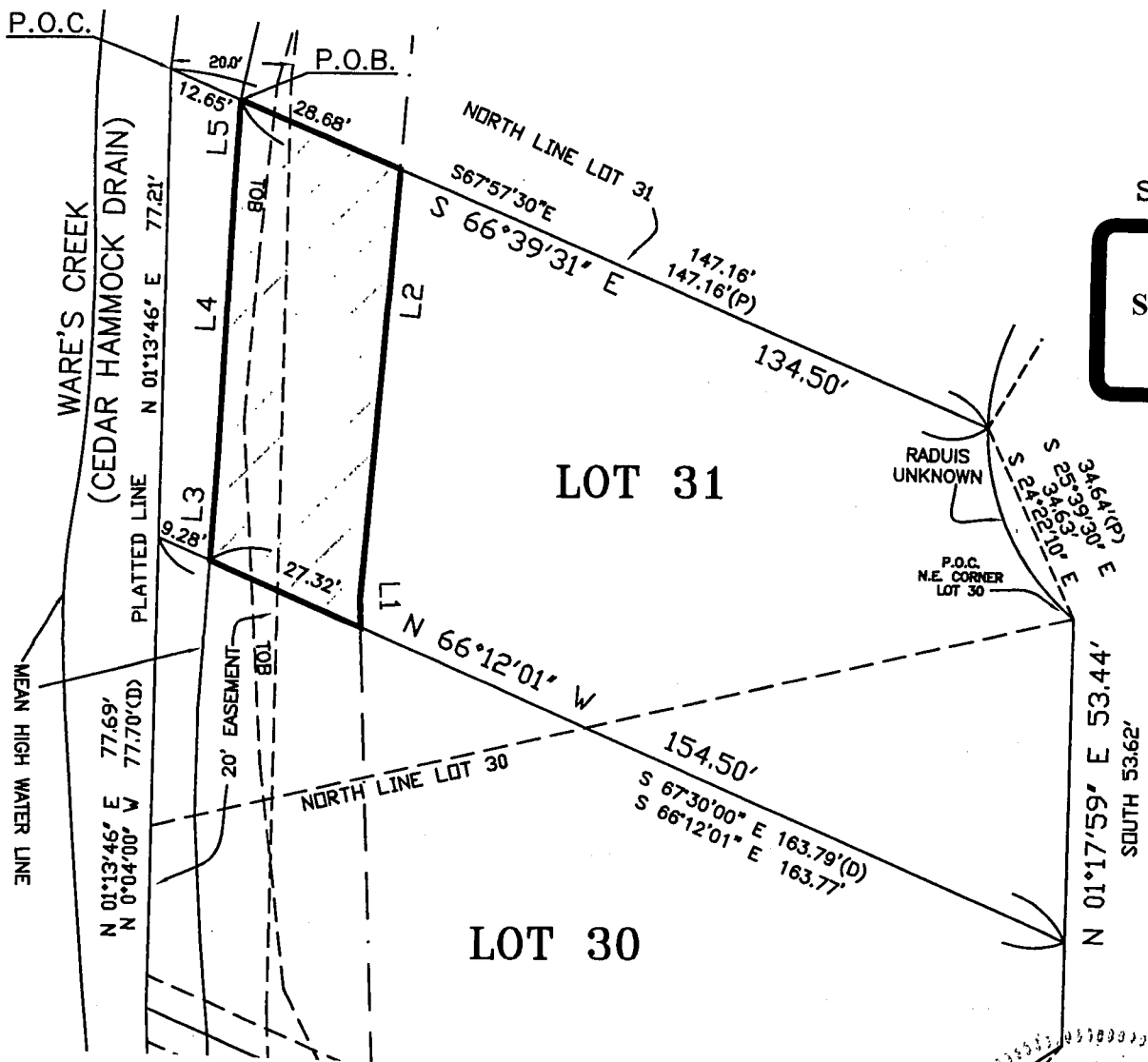


LINE TABLE		
LINE	LENGTH	BEARING
L1	5.05	N01°36'30"W
L2	70.82	N05°04'07"E
L3	17.31	N04°07'36"E
L4	46.40	N03°21'49"E
L5	12.36	N03°47'25"E



Scale: 1" = 30'

SCHEDULE 1



WARES CIRCLE
R/W WIDTH VARIES

NOTE:
FOR DESCRIPTIVE PURPOSE ONLY,
THIS IS NOT A SURVEY.

RUSSELL P. HYATT, P.S.M.
Florida Surveyor's Reg'n. No. LS 5303
NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

REVISED: 6/20/11 LEGAL CORRECTED
REVISED: 2/8/06 TITLE BLOCK CHANGED P.H.
REVISION: 1/15/05

FOR: MANATEE COUNTY

TITLE
ACCESS AND MAINTENANCE EASEMENT
E-138.2 PARCEL 40784.00001
STATION 67+93 TO 68+69

Hyatt Survey Services, Inc.
LB No.: 7203 Geographic Data Specialists
11007 8th Avenue East Bradenton, Florida 34212
Phone (941) 748-4693 Fax (941) 744-1643

JOB NUMBER 03-1073	SECTION 34	TOWNSHIP 34 SOUTH	RANGE 17 EAST	SCALE 1" = 30'	DATE 12/29/04	DRAWN BY PAH	FILE NAME 40784-00001	SHEET 1 OF 2
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THAT PART OF LOT 31, SEMINOLE HEIGHTS SUBDIVISION, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 10, PAGE 24 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID LOT 31 FOR A POINT OF COMMENCEMENT; THENCE S 66°39'31" E, ALONG THE NORTH LINE OF SAID LOT 31, A DISTANCE OF 12.65 FEET TO THE INTERSECTION WITH THE MEAN HIGH WATER LINE FOR A POINT OF BEGINNING;

THENCE CONTINUE S 66°39'31" E, ALONG THE NORTH LINE OF SAID LOT 31, A DISTANCE OF 28.68 FEET; THENCE S 05°04'07" W, A DISTANCE OF 70.82 FEET; THENCE S 01°36'30" E, A DISTANCE OF 5.05 FEET; THENCE N 66°12'01" W, A DISTANCE OF 27.32 FEET TO THE MEAN HIGH WATER LINE; THENCE NORTHERLY ALONG SAID MEAN HIGH WATER LINE THE FOLLOWING THREE (3) COURSES: N 04°07'36" E, A DISTANCE OF 17.31 FEET; THENCE N 03°21'49" E, A DISTANCE OF 46.40 FEET; THENCE N 03°47'25" E, A DISTANCE OF 12.36 FEET TO THE INTERSECTION WITH THE NORTH LINE OF SAID LOT 31 AND THE POINT OF BEGINNING.

CONTAINING 1981 SQUARE FEET.

REVISED: 6/20/11 LEGAL CORRECTED
 REVISED: 2/6/06 TITLE BLOCK CHANGED P.H.
 REVISION: 3/28/05
 REVISION: 1/15/05

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