

RESOLUTION R-13-207

A RESOLUTION OF NECESSITY AND FOR EMINENT DOMAIN PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING, INSTALLING, IMPROVING, AND MAINTAINING THE PUBLIC POTABLE WATER TRANSMISSION MAIN PIPELINE SYSTEM IN MANATEE COUNTY, FLORIDA; AND RESCINDING AND REPLACING RESOLUTION R-13-202.

**FORT HAMER ROAD WATER MAIN CROSSING PROJECT
PARCEL 803
(PROJECT NO. 6054770)**

WHEREAS, Manatee County is a political subdivision of the State of Florida and is authorized under Chapters 73, 74, and 127, Florida Statutes, to acquire interests in privately owned lands which are necessary for the public use; and

WHEREAS, Manatee County has determined that the Fort Hamer Road Water Main Crossing Project must be constructed for the purpose of the transmission of potable water in and about Manatee County by means of a potable water transmission main, on the surface or below the surface of the ground, and that additional land is needed for the construction, reconstruction, repair, and maintenance of a potable water main crossing from Fort Hamer Road to Upper Manatee River Road, providing Manatee County a second water main supply line to North County; and

WHEREAS, Manatee County has determined that it is necessary to acquire or utilize portions of property adjacent to or within the planned corridor of the above-described water transmission main; and

WHEREAS, the owners of said land have been or may be unwilling or unable to sell the real property needed by Manatee County;

WHEREAS, the construction of the project will be impeded unless the properties are acquired by Manatee County; and

WHEREAS, on October 22, 2013, the Board of County Commissioners of Manatee County, Florida, previously adopted Resolution R-13-202 determining the necessity and public purpose for and authorizing the County Attorney to commence and to prosecute eminent domain proceedings to acquire the necessary interests of a certain parcel of privately owned realty necessary for the Fort Hamer Road Water Main Crossing Project; and

WHEREAS, Manatee County has determined the need to make minor corrections to the legal description and/or sketch.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, that the Manatee County Public Works and Property Management Departments are authorized to employ the services of the County Attorney, or retained counsel assigned by the County Attorney, to commence and to prosecute eminent domain proceedings to acquire the necessary interests in the aforementioned property, which property is more particularly described in Schedule 1 which is attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the Board of County Commissioners of Manatee County, Florida, after having considered safety of the public, cost of acquiring the right-of-way, alignment, long-term planning, and environmental factors in acquiring and utilizing the property, hereby finds and determines that the acquisition of the following interest is necessary as to the real property described in the attached Schedule:

<u>Schedule No.</u>	<u>Parcel No.</u>	<u>Interests to be Acquired</u>
1.	803	Permanent Utility Easement

BE IT FURTHER RESOLVED that Resolution R-13-202 is hereby rescinded in its entirety.

DULY ADOPTED with a quorum present and voting this 5th day of November, 2013.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA



By: Larry Bustle
Chairperson

ATTEST: R. B. SHORE
CLERK OF THE CIRCUIT COURT
By: R. B. Shore
Deputy Clerk



ZNS ENGINEERING

ENGINEERS | PLANNERS | SURVEYORS | LANDSCAPE ARCHITECTS | ENVIRONMENTAL CONSULTANTS
EB 0027478 LS 000992 LC 000395

CERTIFICATE OF AUTHORIZATION # LB 6982
201 5th AVENUE DRIVE EAST
POST OFFICE BOX 9448
BRADENTON, FLORIDA 34206
(941) 748-8080
FAX (941) 748-3747

DESCRIPTION:


THE WESTERLY 20 FOOT OF A PARCEL OF LAND AS DESCRIBED IN OFFICIAL RECORD BOOK 2095, PAGE 3155 IN SECTION 8, TOWNSHIP 34 SOUTH, RANGE 19 EAST, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA. BEING DESCRIBED AS FOLLOWS:

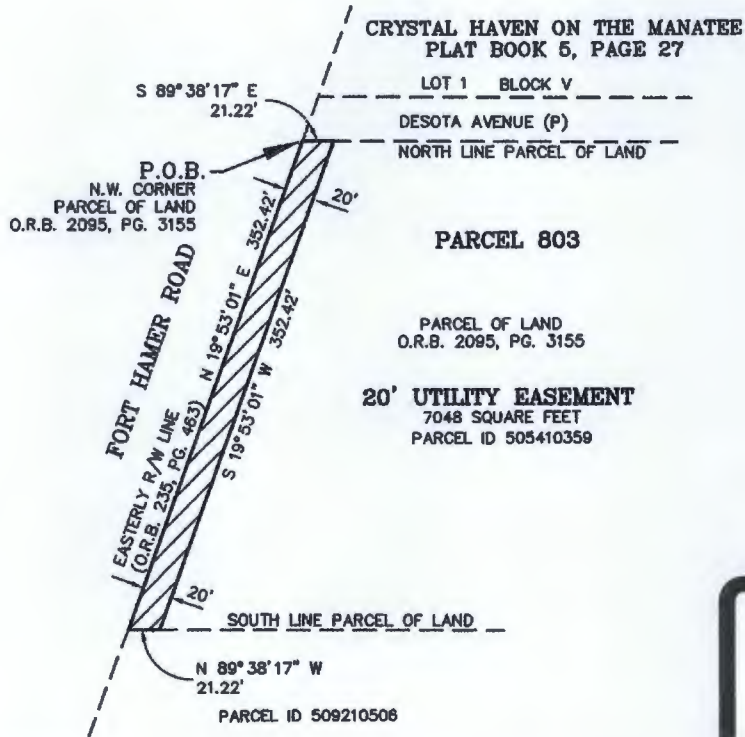
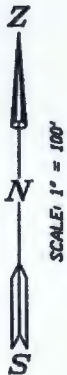
BEGIN AT THE NORTHWEST CORNER OF SAID PARCEL OF LAND; THENCE S 89°38'17" E, ALONG THE NORTH LINE OF SAID PARCEL, A DISTANCE OF 21.22 FEET; THENCE S 19°53'01" W, A DISTANCE OF 352.42 FEET TO AN INTERSECTION OF THE SOUTH LINE OF SAID PARCEL; THENCE N 89°38'17" W, ALONG SAID SOUTH LINE, A DISTANCE OF 21.22 FEET TO AN INTERSECTION WITH THE EASTERLY RIGHT OF WAY LINE OF FORT HAMER ROAD AS RECORDED IN OFFICIAL RECORD BOOK 235, PAGE 463 OF SAID PUBLIC RECORDS; THENCE N 19°53'01" E, ALONG SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 352.42 FEET TO THE POINT OF BEGINNING.

CONTAINING 7048 SQUARE FEET, MORE OR LESS.

PARCEL NUMBER ADDED 11/5/12 JG
REVISE AREA 10/13 JG

LEGEND:

- P.O.B. POINT OF BEGINNING
- R/W RIGHT OF WAY
- ID IDENTIFICATION
- No. NUMBER
- O.R.B. OFFICIAL RECORD BOOK
- PG. PAGE
- (P) PLAT DATA
-  SITE



SCHEDULE 1

NOTES:

1. BEARINGS ARE BASED ON THE EASTERLY RIGHT OF WAY LINE OF FT. HAMER ROAD, HAVING A BEARING OF N 19°53'01" E, AND BASED ON FLORIDA STATE PLANE COORDINATE SYSTEM (WEST ZONE) NAD 83/ED DERIVED FROM MANATEE COUNTY GIS CONTROL SURVEY (1988) MONUMENTATION.
2. THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY AS SUCH.

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**PARCEL 803
PERMANENT UTILITY
EASEMENT**

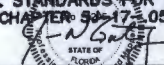
PROJECT No. 6054770

**PARCEL 803
PERMANENT UTILITY EASEMENT
FORT HAMER ROAD**

LOCATED IN
**SECTION 8, TOWNSHIP 34 SOUTH, RANGE 19 EAST
MANATEE COUNTY, FLORIDA**

NOTE: NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

WE HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAVE BEEN PREPARED UNDER OUR DIRECT SUPERVISION, THAT THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "MINIMUM TECHNICAL STANDARDS FOR LAND SURVEYING IN THE STATE OF FLORIDA", CHAPTER 92-17.050, FLORIDA ADMINISTRATIVE CODE.

BY: 
JAMES N. GATCH, P.S.M.
FLORIDA CERTIFICATE NO. LS 4295
DATE OF CERTIFICATION: 05/08/12