

RESOLUTION R-14-048

**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
(19TH STREET COURT EAST TO 30TH STREET EAST)
PARCELS 166 AND 866
PROJECT NO. 6045660**

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 19th Street Court East to 30th 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, all as described and set out in Resolution R-14-047; 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, 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 44th Avenue East from 19th Street Court East to 30th Street East until it acquires title to the hereinafter-described property.

3. The 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 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 8th day of April, 2014.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA



Larry Bustle
Chairperson

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

By: *Vicki Jassner*
Deputy Clerk




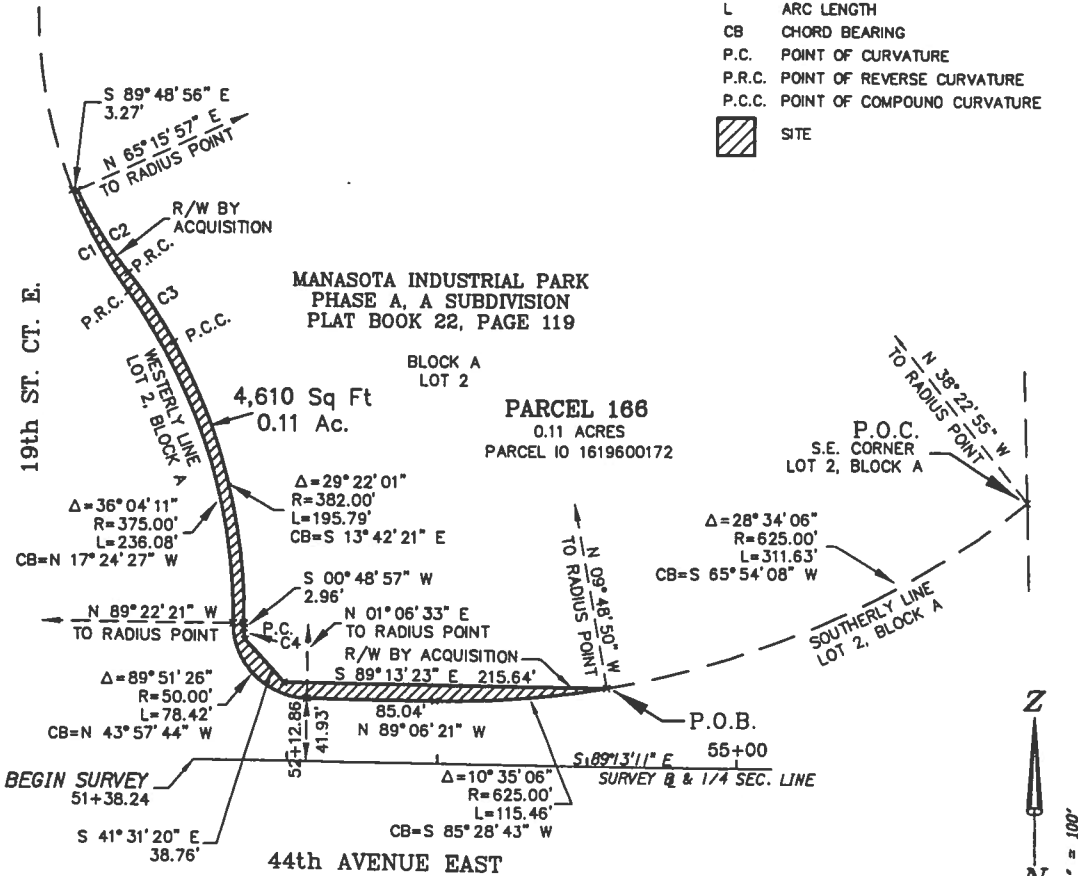
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EB 0027478 LS 0006982 LC 000365

201 5th AVENUE DRIVE EAST
POST OFFICE BOX 9448
BRADENTON, FLORIDA 34206
(941) 748-8080
FAX (941) 748-3747

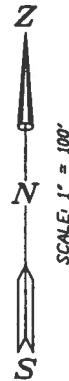
LEGEND:

- P.O.C. POINT OF COMMENCEMENT
- P.O.B. POINT OF BEGINNING
- R/W RIGHT OF WAY
- IO IDENTIFICATION
- No. NUMBER
- Δ CENTRAL ANGLE
- R RADIUS
- L ARC LENGTH
- CB CHORD BEARING
- P.C. POINT OF CURVATURE
- P.R.C. POINT OF REVERSE CURVATURE
- P.C.C. POINT OF COMPOUND CURVATURE
-  SITE



CURVE DATA

CURVE	CENTRAL ANGLE	RADIUS	LENGTH	CHORD BEARING
C1	13° 44' 31"	325.00	77.95	N 28° 34' 16" W
C2	13° 30' 42"	276.00	65.09	S 31° 29' 24" E
C3	9° 51' 23"	324.00	55.74	S 33° 19' 03" E
C4	12° 05' 55"	38.00	8.02	S 05° 14' 00" E



REVISIONS:
REVISE PARCEL AND LEGAL DB 1/04/11

DATE: 10/04/10

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FEE ACQUISITION
PARCEL # 166
PROJECT No. 6045580

FOR DESCRIPTION SEE SHEET 2

PARCEL # 166
RIGHT OF WAY
44th AVENUE EAST
LOCATED IN

SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST
MANATEE COUNTY, FLORIDA

NOTES:

1. BEARINGS ARE BASED ON THE SOUTH LINE OF SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF N 89° 13' 05" W, AND BASED ON FLORIDA STATE PLANE COORDINATE SYSTEM (WEST ZONE) NAD 83/90 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.

SCHEDULE 1



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EB 0027476 LS 0006982 LC 0000365

201 5th AVENUE DRIVE EAST
POST OFFICE BOX 9448
BRADENTON, FLORIDA 34206
(941) 748-8080
FAX (941) 748-3747

DESCRIPTION:

A PORTION OF LOT 2, BLOCK A, MANASOTA INDUSTRIAL PARK, PHASE "A", A SUBDIVISION IN SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 22, PAGE 119 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA. BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SAID LOT 2 AND A POINT ON THE ARC OF A CURVE TO THE RIGHT WHOSE RADIUS POINT BEARS N 38° 22' 55" W, AT A DISTANCE OF 625.00 FEET; THENCE SOUTHWESTERLY ALONG THE SOUTHERLY LINE OF SAID LOT 2 AND ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 28° 34' 06", A DISTANCE OF 311.63 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID CURVE AND ALONG SAID SOUTHERLY LINE THE FOLLOWING THREE COURSES: (1) SOUTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 10° 35' 06", A DISTANCE OF 115.46 FEET TO THE END OF SAID CURVE; (2) N 89° 06' 21" W, A DISTANCE OF 85.04 FEET; (3) WESTERLY AND NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE RIGHT WHOSE RADIUS POINT BEARS N 01° 06' 33" E, AT A DISTANCE OF 50.00 FEET, THROUGH A CENTRAL ANGLE OF 89° 51' 26", A DISTANCE OF 78.42 FEET; THENCE NORTHWESTERLY ALONG THE WESTERLY LINE OF SAID LOT 2 THE FOLLOWING TWO COURSES: (1) NORTHWESTERLY ALONG THE ARC OF A CURVE TO THE LEFT WHOSE RADIUS POINT BEARS N 89° 22' 21" W, AT A DISTANCE OF 375.00 FEET, THROUGH A CENTRAL ANGLE OF 36° 04' 11", A DISTANCE OF 236.08 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE LEFT HAVING A RADIUS OF 325.00 FEET; (2) NORTHWESTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 13° 44' 31", A DISTANCE OF 77.95 FEET TO THE END OF SAID CURVE; THENCE S 89° 48' 56" E, A DISTANCE OF 3.27 FEET TO A POINT ON THE ARC OF A CURVE TO THE LEFT WHOSE RADIUS POINT BEARS N 65° 15' 57" E, AT A DISTANCE OF 276.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 13° 30' 42", A DISTANCE OF 65.09 FEET TO THE POINT OF REVERSE CURVATURE OF A CURVE TO THE RIGHT HAVING A RADIUS OF 324.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 9° 51' 23", A DISTANCE OF 55.74 FEET TO THE POINT OF COMPOUND CURVATURE OF A CURVE TO THE RIGHT HAVING A RADIUS OF 382.00 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 29° 22' 01", A DISTANCE OF 195.79 FEET; THENCE S 00° 48' 57" W, A DISTANCE OF 2.96 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE LEFT HAVING A RADIUS OF 38.00 FEET; THENCE SOUTHERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 12° 05' 55", A DISTANCE OF 8.02 FEET; THENCE S 41° 31' 20" E, A DISTANCE OF 38.76 FEET; THENCE S 89° 13' 23" E, A DISTANCE OF 215.64 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.11 ACRES, MORE OR LESS.

FOR DRAWING SEE SHEET 1

PARCEL # 166
RIGHT OF WAY
44th AVENUE EAST
LOCATED IN

SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST
MANATEE COUNTY, FLORIDA

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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 54-17-.050, FLORIDA ADMINISTRATIVE CODE.

BY: 
R.E.M. EDGERTON, P.S.M.

FLORIDA CERTIFICATE NO. LS 4292

DATE OF CERTIFICATION : 10/04/10

FEE ACQUISITION
PARCEL # 166
PROJECT No. 6045560

SHEET 2 OF 2



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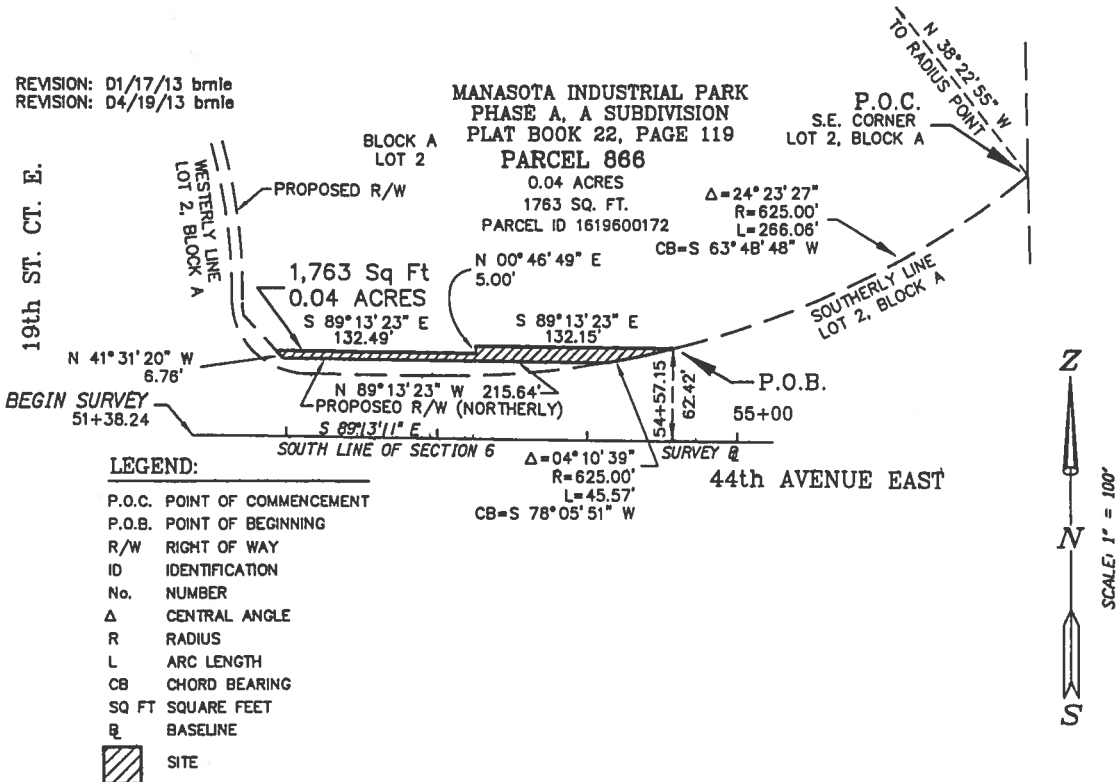
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COMMENCE AT THE SOUTHEAST CORNER OF SAID LOT 2 AND A POINT ON THE ARC OF A CURVE TO THE RIGHT WHOSE RADIUS POINT BEARS N 38°22'55" W, AT A DISTANCE OF 625.00 FEET; THENCE SOUTHWESTERLY ALONG THE SOUTHERLY LINE OF SAID LOT 2 AND ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 24°23'27", A DISTANCE OF 266.06 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTHWESTERLY ALONG SAID SOUTHERLY LINE AND ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 04°10'39", A DISTANCE OF 45.57 FEET TO AN INTERSECTION WITH THE NORTHERLY PROPOSED RIGHT OF WAY LINE OF 44th AVENUE EAST; THENCE ALONG SAID PROPOSED NORTHERLY RIGHT OF WAY LINE THE FOLLOWING TWO COURSES: (1) N 89°13'23" W, A DISTANCE OF 215.64 FEET; (2) N 41°31'20" W, A DISTANCE OF 6.76 FEET; THENCE S 89°13'23" E, A DISTANCE OF 132.49 FEET; THENCE N 00°46'49" E, A DISTANCE OF 5.00 FEET; THENCE S 89°13'23" E, A DISTANCE OF 132.15 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.04 ACRES OR 1763 SQUARE FEET MORE OR LESS.



NOTES:

- BEARINGS ARE BASED ON THE SOUTH LINE OF SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, HAVING A BEARING OF N 89°13'05" W, AND ANO BASED ON FLORIDA STATE PLANE COORDINATE SYSTEM (WEST ZONE) NAD 83/90 DERIVED FROM MANATEE COUNTY GIS CONTROL SURVEY (1988) MONUMENTATION.
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PERMANENT EASEMENT RIGHT OF WAY 44th AVENUE EAST LOCATED IN

SECTION 6, TOWNSHIP 35 SOUTH, RANGE 18 EAST
MANATEE COUNTY, FLORIDA

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**PERMANENT EASEMENT
PARCEL # 866
PROJECT No. 6045560**

BY: *J. N. Gatch*
JAMES N. GATCH, JR., P.S.M.
FLORIDA CERTIFICATE NO. LS 4295
DATE OF CERTIFICATION: 04/19/13

SCHEDULE 2