

RESOLUTION R-19-067

A RESOLUTION AUTHORIZING USE OF “QUICK TAKING” CONDEMNATION PROCEEDINGS FOR THE PUBLIC USE AND PUBLIC PURPOSE OF CONSTRUCTING, ENHANCING, AND WIDENING A PUBLIC STREET, ROAD, OR HIGHWAY AS PART OF THE PUBLIC ROAD SYSTEM IN MANATEE COUNTY, FLORIDA; CONSTRUCTING, ENHANCING, AND WIDENING, A PUBLIC STREET, ROAD, OR HIGHWAY AS PART OF THE PUBLIC ROAD SYSTEM IN MANATEE COUNTY, FLORIDA; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**ELLENTON GILLETTE ROAD
FUNCTIONAL IMPROVEMENT PROJECT
(U.S. 301 TO MOCCASIN WALLOW ROAD)
PARCEL 10; PROJECT NO. 6084560**

WHEREAS, Manatee County, a political subdivision of the State of Florida, has made an effort to acquire certain property interests along or within the planned corridor of Ellenton Gillette Road from U.S. 301 to Moccasin Wallow Road by purchase from the property 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-19-066**; 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 the Board of County Commissioners declares its intention to utilize such proceedings to acquire the necessary interest in the properties hereinafter described.

2. Manatee County cannot proceed with the necessary improvements to Ellenton Gillette Road from U.S. 301 to Moccasin Wallow Road until it acquires title to the hereinafter-described property.

3. Delay in acquiring the necessary interest and the resultant delay in construction will adversely affect the project.

4. Manatee County will diligently pursue and prosecute the eminent domain proceedings.

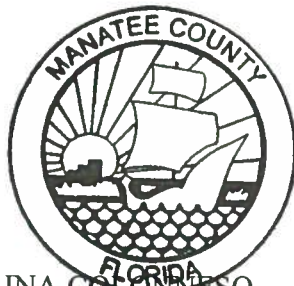
5. The property to be taken is more particularly described in the one (1) Schedule which is attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that the provisions of this Resolution shall supersede the provisions of any other rule, policy, or Resolution that is in conflict with and cannot be harmonized or reconciled with the provisions of this Resolution.

BE IT FURTHER RESOLVED that if any one or more of the provisions of this Resolution should be held contrary to law or public policy, or should for any reason whatsoever be held invalid or unenforceable by a court of competent jurisdiction, then such provision or provisions shall be null and void and shall be deemed separate from the remaining provisions of this Resolution, which remaining provisions shall continue in full force and effect, provided that the remaining provisions can be given legal effect absent the invalid portions.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its adoption.

DULY ADOPTED with a quorum present and voting this 18th day of June, 2019.



**BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**

By: Stephen R. Johnson
Chairperson

ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By: Robin Ruth
Deputy Clerk

DESCRIPTION: RIGHT-WAY-PARCEL 10 (ELLENTON GILLETTE ROAD)

THAT PART OF THAT CERTAIN PARCEL OF LAND AS DESCRIBED AND RECORDED IN OFFICIAL RECORDS BOOK 2168, PAGE 2750, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, LYING WITHIN THE FOLLOWING DESCRIBED PARCEL:

COMMENCE AT THE NORTHWEST CORNER OF SECTION 20, TOWNSHIP 33 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA; THENCE S89°34'15"E, ALONG THE NORTH LINE OF SAID SECTION 20, A DISTANCE OF 1325.23 FT. TO THE INTERSECTION WITH THE SURVEY BASELINE OF ELLENTON GILLETTE ROAD; THENCE RUN THE FOLLOWING TWO (2) COURSES ALONG SAID SURVEY BASELINE, RUN S00°00'42"E, 161.31 FT.; THENCE S00°16'17"W, A DISTANCE OF 103.55 FT. FOR A POINT OF BEGINNING; THENCE N89°32'45"W, ALONG THE NORTH LINE OF THAT CERTAIN PARCEL AS DESCRIBED AND RECORDED IN OFFICIAL RECORDS BOOK 2168, PAGE 2750, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA AND THE EASTERLY EXTENSION THEREOF, A DISTANCE OF 58.31 FT.; THENCE S00°12'37"W, A DISTANCE OF 658.38 FT. TO THE INTERSECTION WITH THE SOUTHERLY LINE OF SAID CERTAIN PARCEL; THENCE S89°32'45"E, ALONG SAID SOUTHERLY LINE AND THE EASTERLY EXTENSION THEREOF, A DISTANCE OF 57.61 FT. TO THE INTERSECTION WITH AFORESAID SURVEY BASELINE; THENCE N00°16'17"E, ALONG SAID SURVEY BASELINE, A DISTANCE OF 658.38 FT. TO THE POINT OF BEGINNING, BEING AND LYING IN SECTION 20, TOWNSHIP 33 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA.

LESS MAINTAINED RIGHT-OF-WAY FOR ELLENTON GILLETTE ROAD.

CONTAINING 19,751 SQUARE FEET (0.45 ACRES) MORE OR LESS.


Schedule No.

1

(REFER TO SHEET 2 OF 2 FOR SKETCH)

MAY 27, 2015

DATE OF CERTIFICATE


KENNETH C. KOLARIK
PROFESSIONAL SURVEYOR & MAPPER
FLORIDA CERTIFICATE NO. 5116

FLORIDA CERTIFICATE OF AUTHORIZATION NUMBER, LB 2241

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

JOB NUMBER: 7908.003

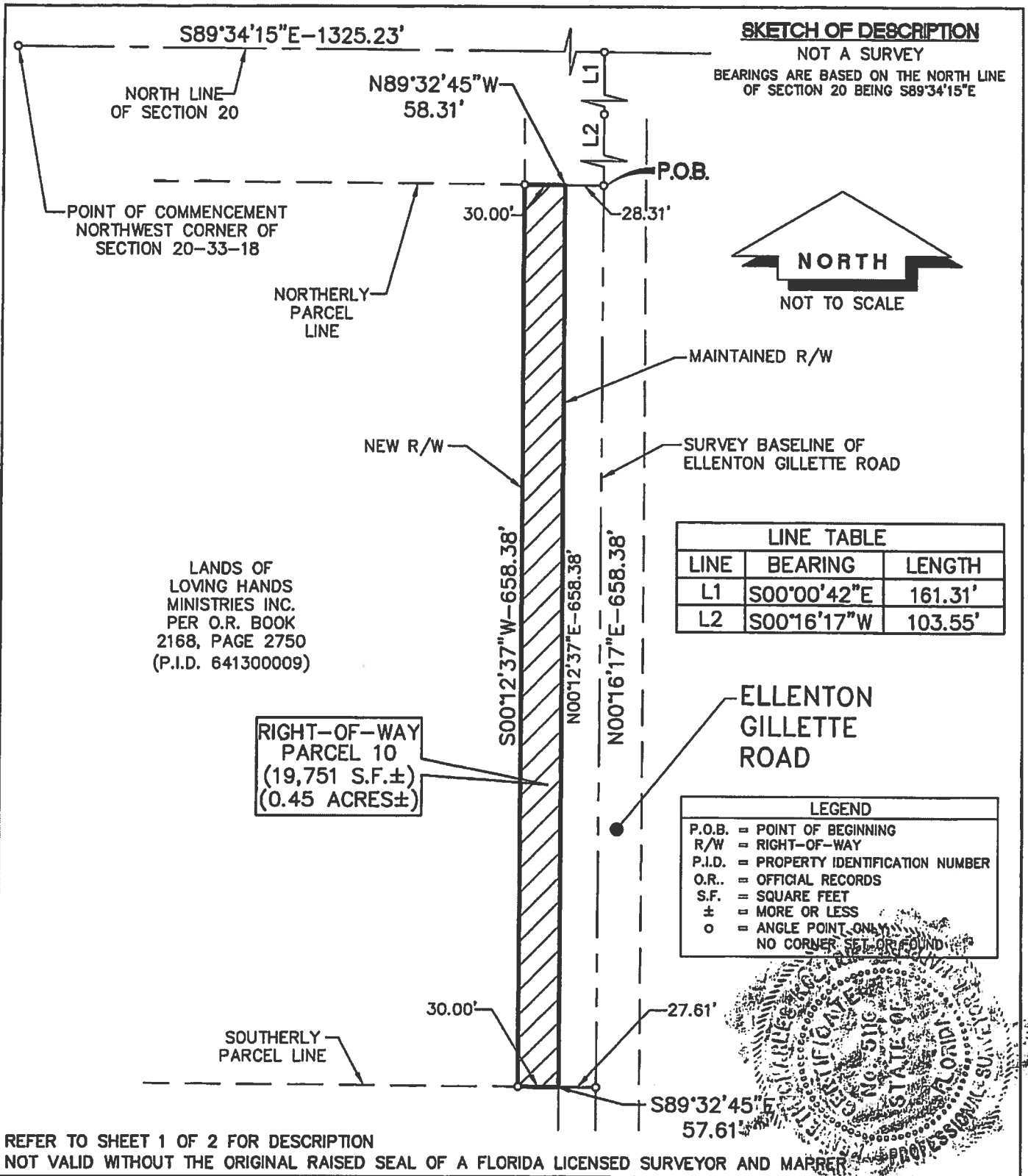
SHEET NUMBER 1 OF 2

LOMBARDO, FOLEY & KOLARIK, INC.

Consulting Engineers, Surveyors and Planners

P.O. Box 188 • 825 4th Street West • Palmetto, Florida 34221 • (941) 722-4561





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JOB NUMBER: 7908.003 DRAWN BY: CURTIS SCALE: NONE SHEET NUMBER 2 OF 2

LOMBARDO, FOLEY & KOLARIK, INC.

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