

RESOLUTION NO. 2018-_____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA, FORMALLY DESIGNATING CERTAIN COUNTY OWNED PROPERTY FOR USE AS RIGHT-OF-WAY, AND TO REQUEST THAT THE INDIAN RIVER COUNTY PROPERTY APPRAISER EARMARK ANY MAPS WITHIN THE PROPERTY APPRAISER'S OFFICE TO REFLECT THIS DESIGNATION.

WHEREAS, on August 14, 2018 Indian River County (County) entered into an "Agreement Concerning Access and Other Rights Under 1980 Agreement" with Florida Institute of Technology, Inc., a Florida corporation not for profit (Florida Tech) where it was agreed upon, among other things, that the County would designate the use of its property described in Exhibit "A" attached hereto, as public right-of-way for the extension of 46th Place; and

WHEREAS, it was further agreed that should County abandon all or any portion of the use of the property described in the attached Exhibit "A" as a public right-of-way, that County shall grant a perpetual non-exclusive easement to Florida Tech, its successors and assigns, for ingress and egress over that portion of the property where the public use as a right-of-way has been abandoned; and

WHEREAS, the intent of the County is to now earmark by a formal document that the use of the property described in the attached Exhibit "A" is for public right-of-way for the extension of 46th Place; and

WHEREAS, it would be beneficial to designate by a recorded instrument the County's designation of this property as right-of-way identified in the attached

RESOLUTION NO. 2018-_____

Exhibit "A" so that the Indian River County Property Appraiser can earmark the use of the property as right-of-way on the appropriate maps, in order to avoid any confusion in later years,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF INDIAN RIVER COUNTY, FLORIDA that:

1. The use of the property as described and depicted on the attached Exhibit "A," is hereby formally designated as a public right-of-way for the extension of 46th Place; and
2. This resolution shall be recorded in the Public Records of Indian River County, Florida; and
3. Upon the recordation of this Resolution, the Indian River County Property Appraiser is requested to earmark any maps within the Property Appraiser's Office to reflect the use of the property described in Exhibit "A" as a public right-of-way designation.

The resolution was moved for adoption by Commissioner _____, and the motion was seconded by Commissioner _____, and, upon being put to a vote, the vote was as follows:

Chairman Peter D. O'Bryan	_____
Vice Chairman Bob Solari	_____
Commissioner Susan Adams	_____
Commissioner Joseph E. Flescher	_____
Commissioner Tim Zorc	_____

RESOLUTION NO. 2018-_____

The Chairman thereupon declared the resolution duly passed and adopted
this ____ day of August, 2018.

BOARD OF COUNTY COMMISSIONERS
INDIAN RIVER COUNTY, FLORIDA

By _____
Peter D. O'Bryan, Chairman

ATTEST: Jeffrey R. Smith, Clerk
of Court and Comptroller

By: _____
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY
BY _____
DYLAN REINGOLD
COUNTY ATTORNEY

Sketch and Legal Description for: INDIAN RIVER COUNTY

Legal Description

Being a Parcel of land lying in the East 10 Acres of Government Lot 1 (The same being known as the Government Tracking Station) Section 20, Township 32 South, Range 40 East, Indian River County Florida, said parcel being more particularly described as follows:

Commence at the Southwest corner of said Section 20; Thence North 89°43'34" East, along the South line of said Section 20, a distance of 347.03 feet to the Southwest corner of the East 10 Acres of said Section 20, said point also being the Southwest corner of the aforementioned Government Tracking Station; Thence North 00°16'29" East, along the West line of the Said East 10 Acres and Government Tracking Station, a distance of 212.00 feet to the **Point of Beginning** of the following described Parcel:

Thence continue North 00°16'29" East, a distance of 35.00 feet; Thence departing said West line, South 89°12'31" East, a distance of 115.94 feet; Thence South 00°10'55" West, a distance of 35.00 feet; Thence North 89°12'31" West, a distance of 116.00 feet to the aforementioned West line and the **Point of Beginning**.

Containing 4045 Square Feet, more or less

Surveyor's Notes

- 1). This Sketch and Legal Description was prepared with the benefit of Boundary Survey prepared by William B. Zentz & Associates, Inc., Job No. 101-454, Dated November 21, 2008.
- 2). This legal description shall not be valid unless:
 - (a) Provided in its entirety consisting of 2 sheets , with sheet 2 showing the sketch of the description.
 - (b) Reproductions of the description and sketch are not valid unless signed and sealed with an embossed surveyor's seal.
- 3). The Bearings shown hereon are assumed and Referenced to the South line of Section 20, Township 32 South, Range 40 East . Said line bears North 89°43'34" East and all others are relative thereto.

Legend and Abbreviations

I.R.F.W.C.D. = INDIAN RIVER FARMS
WATER CONTROL DISTRICT
L = LENGTH OF ARC
LLC = LIMITED LIABILITY COMPANY
O.R.B. = OFFICIAL RECORD BOOK
(P) = PLAT
P.B. = PLAT BOOK
PGE = PAGE
PBS = PLAT BOOK ST. LUCIE
Δ = DELTA ANGLE
SQ. FT. = SQUARE FEET
R = RANGE
R/W = RIGHT-OF-WAY
T = TOWNSHIP
T.I.I.F. = TRUSTEES OF THE INTERNAL
IMPROVEMENT FUND
TRS = TRUSTEES

Certification

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

I HEREBY CERTIFY THAT THE SKETCH AND LEGAL DESCRIPTION OF THE PROPERTY SHOWN AND DESCRIBED HEREON WAS COMPLETED UNDER MY DIRECTION AND SAID SKETCH AND LEGAL IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

I FURTHER CERTIFY THAT THIS SKETCH AND DESCRIPTION MEETS THE STANDARDS OF PRACTICE FOR SURVEYS SET FORTH BY THE FLORIDA PROFESSIONAL BOARD OF SURVEYORS AND MAPPERS IN CHAPTER 5J-17.052 FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027 FLORIDA STATE STATUTES.

6/26/18
DATE OF SIGNATURE


DAVID W. SCHRYVER
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA CERTIFICATE NO. 4864

AGENCY: **INDIAN RIVER COUNTY, FL
PUBLIC WORKS DEPT./ENGINEERING DIV.**

DATE: **6/26/18** DRAWN BY: **R. INGLETT**

SCALE: **N/A** APPROVED BY: **D. SCHRYVER**

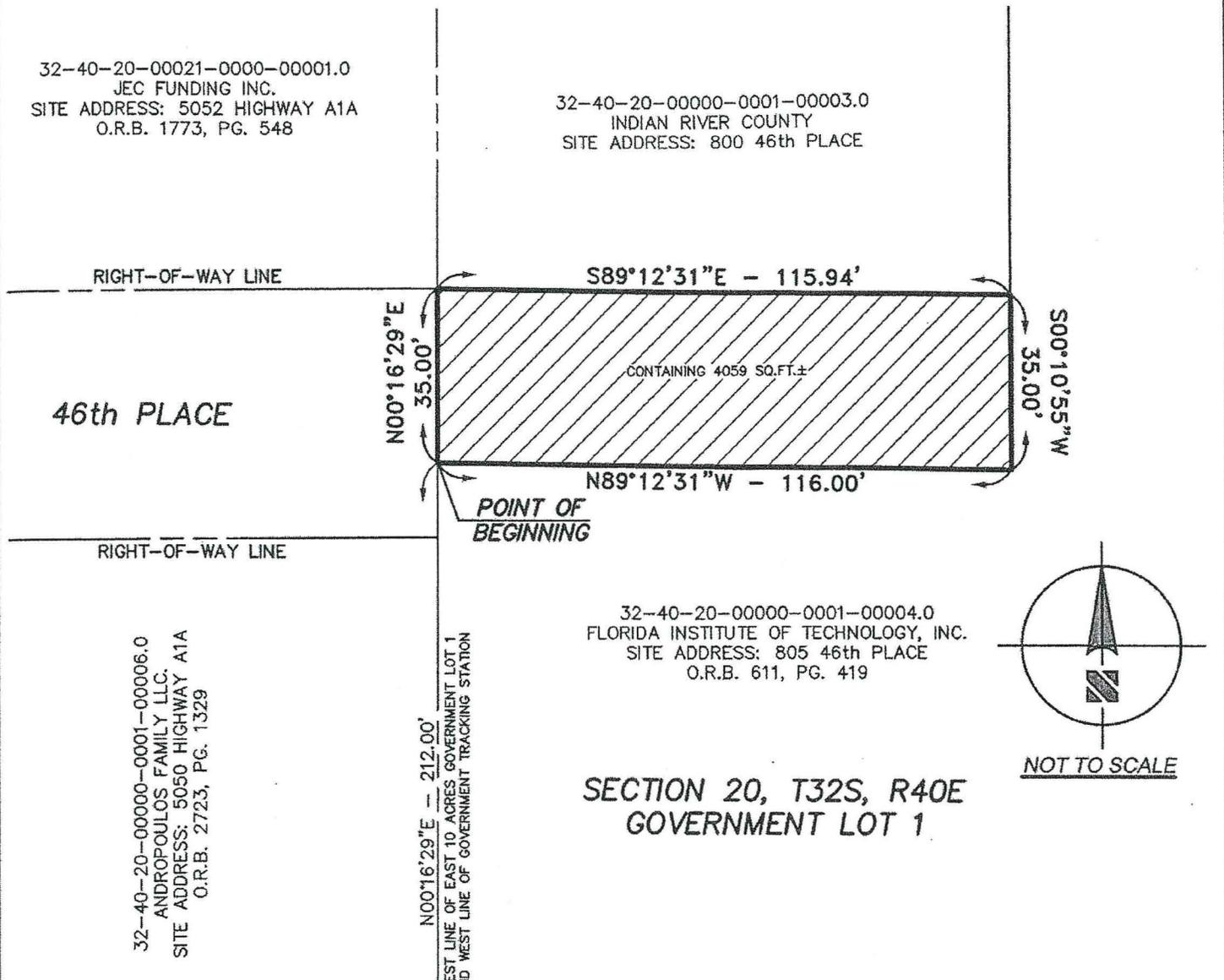
SHEET: **1 OF 2** JOB NO: **1040**

*Sketch and Legal Description
for:
INDIAN RIVER COUNTY*

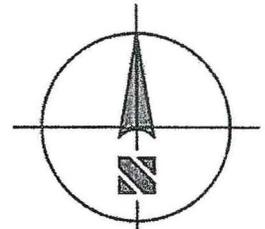
Sketch and Legal Description for: INDIAN RIVER COUNTY

32-40-20-00021-0000-00001.0
 JEC FUNDING INC.
 SITE ADDRESS: 5052 HIGHWAY A1A
 O.R.B. 1773, PG. 548

32-40-20-00000-0001-00003.0
 INDIAN RIVER COUNTY
 SITE ADDRESS: 800 46th PLACE



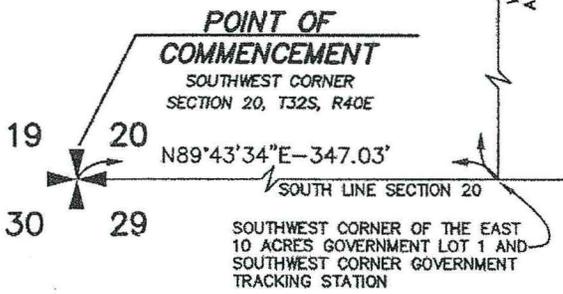
32-40-20-00000-0001-00004.0
 FLORIDA INSTITUTE OF TECHNOLOGY, INC.
 SITE ADDRESS: 805 46th PLACE
 O.R.B. 611, PG. 419



NOT TO SCALE

SECTION 20, T32S, R40E GOVERNMENT LOT 1

32-40-20-00000-0001-00006.0
 ANDROPOULOS FAMILY LLC.
 SITE ADDRESS: 5050 HIGHWAY A1A
 O.R.B. 2723, PG. 1329



Legend and Abbreviations

- | | |
|--|--|
| I.R.F.W.C.D. = INDIAN RIVER FARMS WATER CONTROL DISTRICT | PBS = PLAT BOOK ST. LUCIE |
| L = LENGTH OF ARC | Δ = DELTA ANGLE |
| LLC = LIMITED LIABILITY COMPANY | SQ. FT. = SQUARE FEET |
| O.R.B. = OFFICIAL RECORD BOOK | R = RANGE |
| (P) = PLAT | R/W = RIGHT-OF-WAY |
| P.B. = PLAT BOOK | T = TOWNSHIP |
| PGE = PAGE | T.I.I.F. = TRUSTEES OF THE INTERNAL IMPROVEMENT FUND |
| | TRS = TRUSTEES |

AGENCY: **INDIAN RIVER COUNTY, FL
 PUBLIC WORKS DEPT./ENGINEERING DIV.**

DATE: 6/26/18	DRAWN BY: R. INGLETT
SCALE: N/A	APPROVED BY: D.SCHRYVER
SHEET: 2 OF 2	JOB NO: 1040

*Sketch and Legal Description
 for:
 INDIAN RIVER COUNTY*