RESOLUTION NO. 2023-

RESOLUTION OF THE BOARD OF COUNTY A COMMISSIONERS OF INDIAN RIVER COUNTY. FLORIDA, FORMALLY DESIGNATING CERTAIN COUNTY OWNED 66TH FOR AVENUE **RIGHT-OF-WAY**, PROPERTY AND DIRECTING THE PROPERTY APPRAISER TO CUT OUT THE PROPERTY DESIGNATED AS RIGHT-OF-WAY FROM THE PARENT PARCEL.

WHEREAS, on February 4, 2019, Indian River County purchased property from Central Groves Corp., for future road expansion of 66th Avenue; said conveyance was recorded in Book 3181 at Page 1896 of the Public Records of Indian River County, Florida; and

WHEREAS, on March 11, 2019, a Corrective Warranty Deed was recorded for the property conveyed to Indian River County from Central Groves Corp., for future road expansion of 66th Avenue; said conveyance was recorded in Book 3191 at Page 2412 of the Public Records of Indian River County, Florida

WHEREAS, the intent of the County is to now earmark by a formal document that portion of the property for right-of-way with the remainder being retained by the County for other purposes until it can be re-sold and put back on the tax rolls; and

WHEREAS, a sketch and legal description of the right-of-way have been prepared and are attached hereto as Exhibit "A"; and

WHEREAS, a sketch and legal description have been prepared for the remainder property and are attached hereto as Exhibit "B"; and

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WHEREAS, it would be beneficial to designate by a recorded instrument the County's designation of this right-of-way identified in the attached Exhibit "A" so that the Indian River County Property Appraiser can earmark the property as right-of-way on the appropriate maps, as well as cut out the designated right-ofway from the parent parcel, thus alleviating any potential boundary issues that may surface in the future with respect to the re-selling of the remainder property identified in the attached Exhibit "B",

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

- 1. The portion of property as described and depicted on the attached Exhibit "A," is hereby formally designated as right-of-way; and
- 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 instructed to cut out the designated right-of-way as depicted and described on the attached Exhibit "A" from the parent parcel, and accordingly earmark any maps within the Property Appraiser's Office to reflect this 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 Joseph H. Earman _____ Vice Chairman Susan Adams ____ Commissioner Joseph E. Flescher

> > 2

RESOLUTION NO. 2023-____

Commissioner Deryl Loar

Commissioner Laura Moss

The Chairman thereupon declared the resolution duly passed and adopted this _____ day of July, 2023.

> BOARD OF COUNTY COMMISSIONERS INDIAN RIVER COUNTY, FLORIDA

By: _____ Joseph H. Earman, Chairman

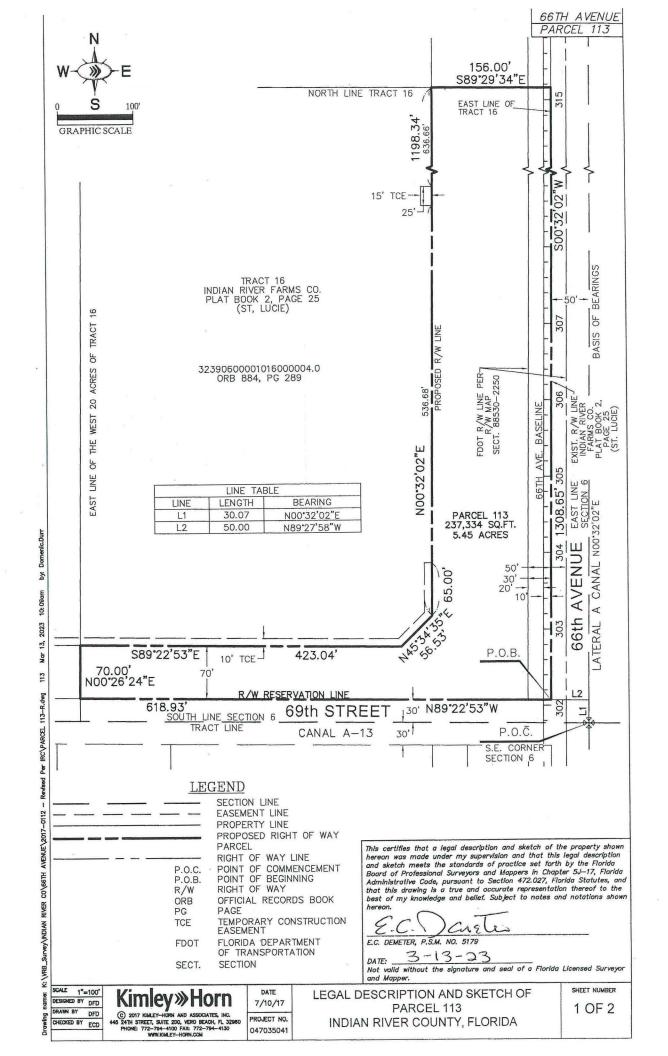
ATTEST: Ryan L. Butler, Clerk of Court and Comptroller

By:_____ Deputy Clerk

Approved as to form and legal sufficiency:

.

By:_____ Dylan Reingold County Attorney



LEGAL DESCRIPTION RIGHT OF WAY PARCEL

ALL THAT CERTAIN PIECE, PARCEL OR TRACT OF LAND SITUATE, LYING AND BEING A PORTION OF TRACT 16, SECTION 6, TOWNSHIP 32 SOUTH, RANGE 39 EAST, ACCORDING TO THE LAST GENERAL PLAT OF LANDS OF THE INDIAN RIVER FARMS COMPANY AS RECORDED IN PLAT BOOK 2, PAGE 25 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA; SAID LANDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT;

COMMENCING FOR REFERENCE AT THE SOUTHEAST CORNER OF SAID SECTION 6;

THENCE, BEARING NORTH 00'32'02" EAST, ALONG THE EAST LINE OF SAID SECTION 6, A DISTANCE OF 30.07 FEET TO A POINT;

THENCE, LEAVING SAID EAST LINE, BEARING NORTH 89'27'58" WEST, A DISTANCE OF 50.00 FEET TO THE POINT AND PLACE OF BEGINNING OF THE HEREIN DESCRIBED PARCEL;

THENCE, BEARING NORTH 89'22'53" WEST, A DISTANCE OF 618.93 FEET TO A POINT ON THE EAST LINE OF THE WEST 20 ACRES OF SAID TRACT 16;

THENCE, BEARING NORTH 00'26'24" EAST, ALONG SAID EAST LINE, A DISTANCE OF 70.00 FEET TO A POINT;

THENCE, LEAVING SAID EAST LINE, BEARING SOUTH $89^{\circ}22^{\prime}53^{\prime\prime}$ EAST, A DISTANCE OF 423.04 FEET TO A POINT;

THENCE, BEARING NORTH 45'34'35" EAST, A DISTANCE OF 56.53 FEET TO A POINT;

THENCE, BEARING NORTH 00.32'02" EAST, A DISTANCE OF 1,198.34 FEET TO A POINT ON THE NORTH LINE OF SAID TRACT 16;

THENCE, BEARING SOUTH 89'29'34" EAST, ALONG SAID NORTH LINE, A DISTANCE OF 156.00 FEET TO A POINT ON THE EAST LINE OF SAID TRACT 16;

THENCE, BEARING SOUTH 00'32'02" WEST, ALONG SAID EAST LINE OF TRACT 16, A DISTANCE OF 1,308.65 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PREMISES CONTAIN AN AREA OF 237,334 SQUARE FEET OR 5.45 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, CONDITIONS AND RESTRICTIONS AS CONTAINED WITHIN THE CHAIN OF TITLE.

PROPOSED ACQUISITION PARCEL ACREAGE = 5.45 ACRES

PORTION OF THE ACQUISITION PARCEL THAT IS ENCUMBERED BY THE FDOT = 0.90 ACRES RIGHT-OF-WAY

SURVEYORS NOTES

THIS IS A SKETCH OF LEGAL DESCRIPTION ONLY, NOT A BOUNDARY 1) RETRACEMENT SURVEY.

THE BEARING BASE FOR THIS SURVEY, IS THE EAST LINE OF SECTION 6. SAID 2) LINE BEARS NORTH 00'32'02" EAST.

THE SCALE OF THIS DRAWING MAY HAVE BEEN DISTORTED DURING 3) REPRODUCTION PROCESSES.

DATE

7/10/17

PROJECT NO.

THIS LEGAL DESCRIPTION AND SKETCH IS BASED ON THE PRELIMINARY RIGHT 4) OF WAY MAP FOR 66TH AVENUE PREPARED BY BURDETTE AND ASSOCIATES, DATED 10-10-06, AS DIRECTED BY INDIAN RIVER COUNTY, FLORIDA.



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10: 09am 2023 13. Mar

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IRC/PARCEL 113-R.dwg

Per Revised

CO\66TH AVENUE\2017-0112

VRB_SUrvey/INDIAN RIVER

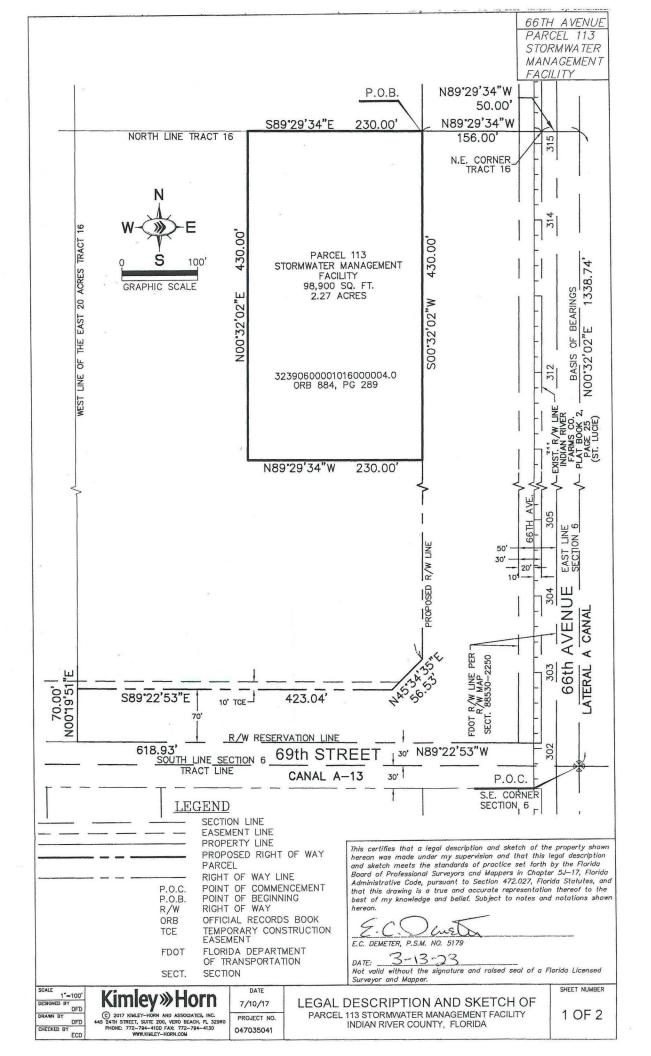
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DRAWN BY





66TH AVENUE PARCEL 113 STORMWATER MANAGEMENT FACILITY

STORMWATER MANAGEMENT FACILITY

LEGAL DESCRIPTION

ALL THAT CERTAIN PIECE, PARCEL OR TRACT OF LAND SITUATE, LYING AND BEING A PORTION OF TRACT 16, SECTION 6, TOWNSHIP 32 SOUTH, RANGE 39 EAST, ACCORDING TO THE LAST GENERAL PLAT OF LANDS OF THE INDIAN RIVER FARMS COMPANY AS RECORDED IN PLAT BOOK 2, PAGE 25 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA; SAID LANDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT;

COMMENCING FOR REFERENCE AT THE SOUTHEAST CORNER OF SAID SECTION 6;

THENCE, BEARING NORTH 00'32'02" EAST, ALONG THE EAST LINE OF SAID SECTION 6, A DISTANCE OF 1338.74 FEET TO A POINT;

THENCE, LEAVING SAID EAST LINE, BEARING NORTH 89'29'34" WEST, A DISTANCE OF 50.00 FEET TO THE NORTH EAST CORNER OF TRACT 16;

THENCE, BEARING NORTH 89'29'34" WEST, ALONG THE NORTH LINE OF SAID TRACT 16, A DISTANCE OF 156.00 FEET TO THE POINT AND PLACE OF BEGINNING OF THE HEREIN DESCRIBED PARCEL;

THENCE, BEARING SOUTH 00'32'02" WEST, A DISTANCE OF 430.00 FEET TO A POINT;

THENCE, BEARING NORTH 89'29'34" WEST, A DISTANCE OF 230.00 FEET TO A POINT;

THENCE, BEARING NORTH 00°32'02 EAST, A DISTANCE OF 430.00 FEET TO A POINT ON THE NORTH LINE OF SAID TRACT 16;

THENCE, BEARING SOUTH 89'29'34" EAST, ALONG THE NORTH LINE OF SAID TRACT 16, A DISTANCE OF 230.00 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PREMISES CONTAIN AN AREA OF 98.900 SQUARE FEET OR 2.27 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, CONDITIONS AND RESTRICTIONS AS CONTAINED WITHIN THE CHAIN OF TITLE.

SURVEYORS NOTES

1) THIS IS A SKETCH OF LEGAL DESCRIPTION ONLY, NOT A BOUNDARY RETRACEMENT SURVEY.

2) THE BEARING BASE FOR THIS SURVEY, IS THE EAST LINE OF SECTION 6. SAID LINE BEARS NORTH 00'32'02" EAST.

3) THE SCALE OF THIS DRAWING MAY HAVE BEEN DISTORTED DURING REPRODUCTION PROCESSES.

4) THIS LEGAL DESCRIPTION AND SKETCH IS BASED ON THE PRELIMINARY RIGHT OF WAY MAP FOR 66TH AVENUE PREPARED BY BURDETTE AND ASSOCIATES, DATED 10-10-06, AS DIRECTED BY INDIAN RIVER COUNTY, FLORIDA.

SCALE N/A DESIGNED BY DFD DRAWN BY DFD CHECKED BY
 Kimley
 Horn
 Date

 © 2017 KIMLEY-HORN AND ASSOCIATES, INC.
 7/10/17

 PROJECT NO.
 700 YEAR SOCIATES, INC.

 PROJECT NO.
 700 YEAR SOCIATES, INC.

LEGAL DESCRIPTION AND SKETCH OF PARCEL 113 STORMWATER MANAGEMENT FACILITY INDIAN RIVER COUNTY, FLORIDA SHEET NUMBER

Sketch and Legal Description for: INDIAN RIVER COUNTY

Surveyor's Notes

1). This Sketch and Legal Description was prepared with the benefit of a Boundary Survey prepared by the Indian River County Public Works Department - Survey Section, Job No. 1505, Dated May 21, 2018. Together with the Last General Plat of the Lands of the Indian River Farms Company Subdivision, Recorded in Plat Book 2, Page 25, Public Records of St. Lucie (now Indian River County), Florida.

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.
- Bearings shown hereon are referenced to the East line of Section 6, Township 32 South, Range 39 East. Said line Bears North 00°32'02" East, and all others are relative thereto.
- 4). The legal Description for the "less and except" Right of way Parcel No. 113 was created by Kimley-Horn and Associates on May 5, 2017, Project No. 047035041. The Legal Description for the "Less and Except" Stormwater Management Facility Parcel No. 113, was created by Kimley-Horn and Associates on July 10, 2017, Project No. 047035041.

Legend and Abbreviations C.R. = COUNTY ROAD I.R.F.W.C.D. = INDIAN RIVER FARMS WATER CONTROL DISTRICT	RAISED	Certification OT VALID WITHOUT THE SIGNATURE AND ORIGINAL SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER)
L = LENGTH OF ARC LLC = LIMITED LIABILITY COMPANY O.R.B. = OFFICIAL RECORD BOOK (P) = PLAT	SHOWN AND DESCRI	HAT THE SKETCH AND LEGAL DESCRIPTION OF THE PROPERTY IBED HEREON WAS COMPLETED UNDER MY DIRECTION AND SAID IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND
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	PRACTICE FOR SURV SURVEYORS AND MA	THAT THIS SKETCH AND DESCRIPTION MEETS THE STANDARDS OF VEYS SET FORTH BY THE FLORIDA PROFESSIONAL BOARD OF APPERS IN CHAPTER 5J-17.052 FLORIDA ADMINISTRATIVE CODE, ION 472.027 FLORIDA STATE STATUTES.
T = TOWNSHIP This is not a Boundary Survey		PROFESSIONAL SURVEYOR AND MAPPER FLORIDA CERTIFICATE NO. 4864
AGENCY: INDIAN RIVER COUN PUBLIC WORKS DEPT./ENGINE		Sketch and Legal Description
DATE: DRAWN BY: 5/26/2020 R. I	INGLETT	for:
	SCHRYVER	INDIAN RIVER COUNTY
SHEET: JOB NO: 150	05	

FYHIRIT R

Sketch and Legal Description for: INDIAN RIVER COUNTY

Legal Description

TRACT 16, LESS THE WEST 20 ACRES IN SECTION 6, TOWNSHIP 32 SOUTH, RANGE 39 EAST, ACCORDING TO THE PLAT OF LANDS OF THE INDIAN RIVER FARMS COMPANY, FILED IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF ST. LUCIE LUCIE COUNTY, FLORIDA, IN PLAT BOOK 2, PAGE 25, SAID LAND NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA.

LESS AND EXCEPT THE FOLLOWING:

RIGHT OF WAY PARCEL NO. 113:

ALL THAT CERTAIN PIECE, PARCEL OR TRACT OF LAND SITUATE, LYING AND BEING A PORTION OF TRACT 16, SECTION 6, TOWNSHIP 32 SOUTH, RANGE 39 EAST, ACCORDING TO THE LAST GENERAL PLAT OF LANDS OF THE INDIAN RIVER FARMS COMPANY AS RECORDED IN PLAT BOOK 2, PAGE 25 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA; SAID LANDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT;

COMMENCE FOR REFERENCE AT THE SOUTHEAST CORNER OF SAID SECTION 6; THENCE, BEARING NORTH 00°32'02" EAST, ALONG THE EAST LINE OF SAID SECTION 6, A DISTANCE OF 30.07 FEET TO A POINT; THENCE, LEAVING SAID EAST LINE, BEARING NORTH 89°27'58" WEST, A DISTANCE OF 50.00 FEET TO THE POINT AND PLACE OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE, BEARING NORTH 89°22'53" WEST, A DISTANCE OF 618.93 FEET TO A POINT ON THE EAST LINE OF THE WEST 20 ACRES OF SAID TRACT 16; THENCE, BEARING NORTH 00°26'24" EAST, ALONG SAID EAST LINE, A DISTANCE OF 70.00 FEET TO A POINT; THENCE, LEAVING SAID EAST LINE, BEARING SOUTH 89°22'53" EAST, A DISTANCE OF 423.04 FEET TO A POINT; THENCE, BEARING NORTH 45°34'35" EAST, A DISTANCE OF 56.53 FEET TO A POINT; THENCE, BEARING NORTH 45°34'35" EAST, A DISTANCE OF 56.53 FEET TO A POINT; THENCE, BEARING NORTH 45°34'35" EAST, A DISTANCE OF 56.53 FEET TO A POINT; THENCE, BEARING NORTH 45°34'35" EAST, A DISTANCE OF 56.50 FEET TO A POINT; THENCE, BEARING NORTH 45°34'35" EAST, A DISTANCE OF 56.50 FEET TO A POINT; THENCE, BEARING NORTH 100°32'02" EAST, A DISTANCE OF 1198.34 FEET TO A POINT ON THE NORTH LINE OF SAID TRACT 16; THENCE, BEARING SOUTH 89°29'34" EAST, ALONG SAID NORTH LINE, A DISTANCE OF 156.00 FEET TO A POINT ON THE EAST LINE OF SAID TRACT 16; THENCE, BEARING SOUTH 00°32'02" WEST, ALONG SAID EAST LINE OF TRACT 16, A DISTANCE OF 1308.65 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PREMISES CONTAIN AN AREA OF 237,334 SQUARE FEET OR 5.45 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, CONDITIONS AND RESTRICTIONS AS CONTAINED WITHIN THE CHAIN OF TITLE.

ALSO LESS AND EXCEPT STORMWATER MANAGEMENT FACILITY PARCEL NO. 113

ALL THAT CERTAIN PIECE, PARCEL OR TRACT OF LAND SITUATE, LYING AND BEING A PORTION OF TRACT 16, SECTION 6, TOWNSHIP 32 SOUTH, RANGE 39 EAST, ACCORDING TO THE LAST GENERAL PLAT OF LANDS OF THE INDIAN RIVER FARMS COMPANY AS RECORDED IN PLAT BOOK 2, PAGE 25 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, NOW LYING AND BEING IN INDIAN RIVER COUNTY, FLORIDA; SAID LANDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, TO WIT;

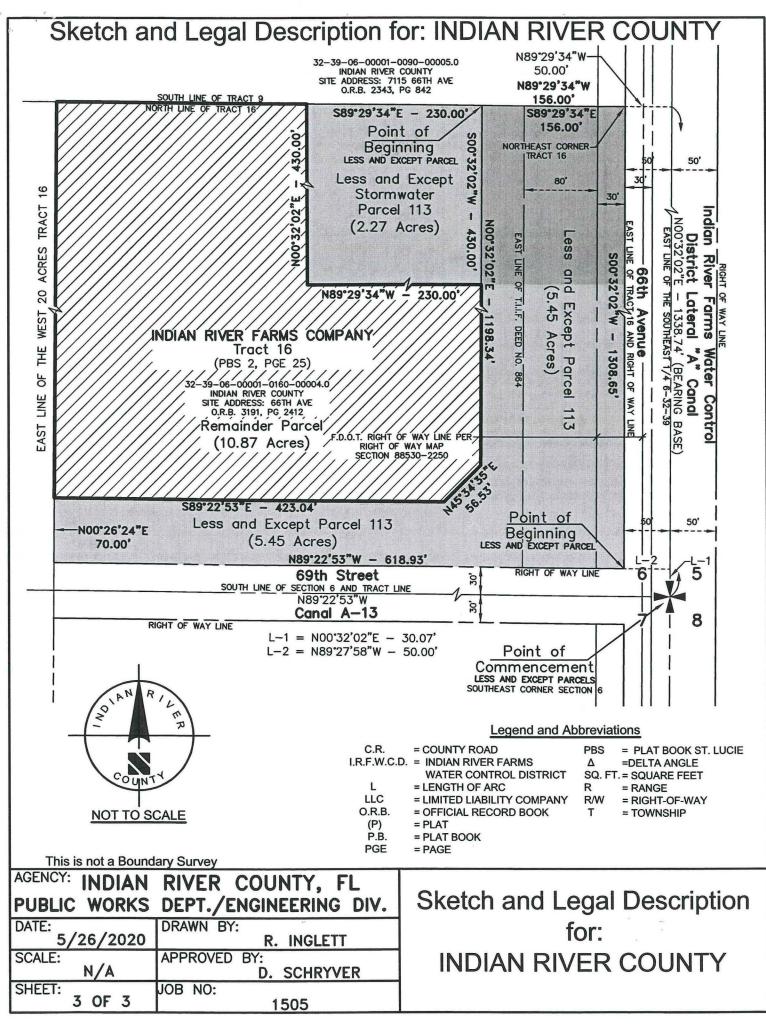
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THE ABOVE DESCRIBED PREMISES CONTAIN AN AREA OF 98,900 SQUARE FEET OR 2.27 ACRES, MORE OR LESS. SUBJECT TO ALL EASEMENTS, CONDITIONS AND RESTRICTIONS AS CONTAINED WITHIN THE CHAIN OF TITLE.

SAID PARCEL CONTAINING 10.87 ACRES, MORE OR LESS.

This is not a Boundary Survey

AGENCY: INDIAN PUBLIC WORKS	RIVER COUNTY, FL DEPT./ENGINEERING DIV.	Sketch and Legal Description
5/26/2020	DRAWN BY: R. INGLETT	for:
N/A	APPROVED BY: D. SCHRYVER	INDIAN RIVER COUNTY
SHEET: 2 OF 3	JOB NO: 1505	



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