

APPROVED

BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS

DEC 05 2006 JWB/S

RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

Relating to

THE SALE TO THE ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY A TRACT OF LAND SOUTH OF THE WESTERN REGIONAL WATER SUPPLY FACILITY

Resolution No. 2006-M-71

WHEREAS, the County owns and operates a potable water production, storage, transmission, and distribution system in Orange County, Florida (herein collectively referred to as the "Water System"); and

WHEREAS, the County has in place that certain Western Regional Water Supply Facility located at 2552 Lakeville Road; and

WHEREAS, the Orlando-Orange County Expressway Authority (the Authority) is constructing the extension of Maitland Boulevard/John Land Apopka Expressway and requires right-of-way for this road segment; and

WHEREAS, the proposed alignment for the roadway will include approximately 16 acres of property owned by the County and used as the location of potable water lines; and

WHEREAS, the County and the Authority have agreed that the Authority shall purchase from the County the 16 acre tract currently comprising part of the Western Regional Water Supply Facility; and

WHEREAS, a price of \$1,028,560.00 has been negotiated and will be paid by the Authority to the County for the 16 acre tract; and

WHEREAS, the County and the Authority have negotiated and this Board has approved a Utility Adjustment Agreement wherein the Authority agrees, at cost to the Authority, to encapsulate and protect potable water lines on the above tract; and

WHEREAS, the County has examined the assets to be sold to the Authority pursuant to the Sale Agreement, has examined the existing financial structure of the Water System, has examined the long-range needs and goals of the County relative to the provision of water service to its present and future citizens, and has determined that the sale of the 16 acre tract to the

Authority is in the public interest; and

WHEREAS, the sale of such Water System is subject to the requirements of Section 710 of Orange County Resolution No. 92-B-06 (the "Bond Resolution"), as supplemented and amended, securing the County's Water Utilities System Revenue Refunding Bonds, Series 1998, and the County now intends by adoption of this Resolution to comply with such requirements.

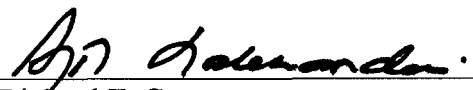
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. The Board of County Commissioners (the "Board") has reviewed and considered the conditions of sale by the County to the Orlando-Orange County Expressway Authority of the 16 acre tract described above and described on Exhibit "1" of this Resolution. The Board has also reviewed and considered the written findings of the Director of Utilities attached as Exhibit "2" of this Resolution determining that one or more of the conditions for sale of utility system assets as set forth in Section 710 of the Bond Resolution have been met and the County hereby adopts, approves and concurs in such written findings set forth in Exhibit "2".

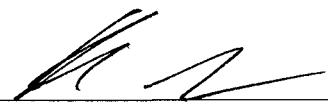
Section 2. This Resolution shall take effect immediately upon its adoption.

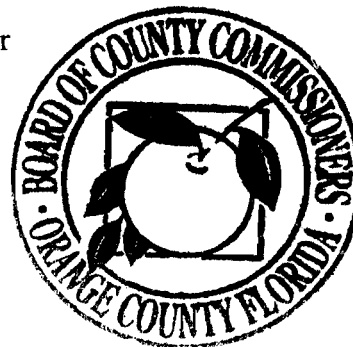
THIS RESOLUTION IS ADOPTED THIS 5th DAY OF DECEMBER, 2006.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: 
Richard T. Crotty
Orange County Mayor

ATTEST: Martha O. Haynie, Orange County Comptroller
As Clerk of the Board of County Commissioners

By: 
Deputy Clerk



S:\RGuthrie\AGRCNT\Expressway Authority Maitland Blvd Ext\Resolution.rtf

SHEET 1 OF 4

ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY
 STATE ROAD 414 - PROJECT NO. 414-210
 LIMITED ACCESS RIGHT OF WAY
 ESTATE: FEE SIMPLE

LEGAL DESCRIPTION:

PART "A"

A PORTION OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 21 SOUTH, RANGE 28 EAST, ORANGE COUNTY, FLORIDA, BEING A PORTION OF THAT CERTAIN PARCEL DESCRIBED IN OFFICIAL RECORDS BOOK 4072, PAGES 291 AND 293, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A 4" x 4" CONCRETE MONUMENT WITH A 2-1/2" BRASS DISC STAMPED "JONES, WOOD & GENTRY RLS 1585 RLS 1819 PRM 1977" MARKING THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SECTION 26; THENCE SOUTH 89°55'53" EAST ALONG THE SOUTH LINE OF THE NORTHWEST QUARTER OF SAID SECTION 26, A DISTANCE OF 1,323.04 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 26; THENCE NORTH 00°06'41" EAST ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER OF THE NORTHWEST QUARTER, A DISTANCE OF 30.00 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF STONE ROAD, A 60 FOOT RIGHT OF WAY AS DESCRIBED IN OFFICIAL RECORDS BOOK 772, PAGE 164, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, AND THE POINT OF BEGINNING; THENCE CONTINUE NORTH 00°06'41" EAST ALONG SAID WEST LINE, A DISTANCE OF 596.25 FEET TO A POINT ON A CURVE, CONCAVE NORTHERLY, HAVING A RADIUS OF 2,679.79 FEET AND A CHORD DISTANCE OF 417.18 FEET; THENCE DEPARTING SAID WEST LINE, FROM A CHORD BEARING OF SOUTH 83°47'06" EAST, RUN EASTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 08°55'43", AN ARC DISTANCE OF 417.60 FEET; THENCE DEPARTING SAID CURVE RUN NORTH 89°03'42" EAST, A DISTANCE OF 387.00 FEET; THENCE NORTH 87°45'02" EAST, A DISTANCE OF 521.97 FEET TO A POINT ON THE EAST LINE OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 26; THENCE SOUTH 00°07'59" WEST ALONG SAID EAST LINE, A DISTANCE OF 535.25 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF THE ATLANTIC COAST RAILROAD COMPANY RIGHT OF WAY, A 50 FOOT RIGHT OF WAY ACCORDING TO RIGHT OF WAY AND TRACK MAP V02057; THENCE NORTH 71°51'53" WEST ALONG SAID NORTHERLY RIGHT OF WAY LINE, A DISTANCE OF 102.82 FEET TO A POINT OF CURVATURE OF A CURVE, CONCAVE SOUTHERLY, HAVING A RADIUS OF 1,457.39 FEET AND A CHORD DISTANCE OF 1,094.50 FEET; THENCE FROM A CHORD BEARING OF SOUTH 86°04'48" WEST, RUN WESTERLY ALONG SAID RIGHT OF WAY LINE AND ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 44°06'37", AN ARC DISTANCE OF 1,122.00 FEET TO A POINT ON THE AFOREMENTIONED NORTH RIGHT OF WAY LINE OF STONE ROAD; THENCE DEPARTING SAID CURVE RUN NORTH 89°55'53" WEST ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 133.51 FEET TO THE POINT OF BEGINNING.

CONTAINING 14.264 ACRES, MORE OR LESS.

TOGETHER WITH ALL RIGHTS OF INGRESS, EGRESS, LIGHT, AIR AND VIEW TO, FROM OR ACROSS ANY S.R. 414 RIGHT OF WAY PROPERTY WHICH MAY OTHERWISE ACCRUE TO ANY PROPERTY ADJOINING SAID RIGHT OF WAY.

CONTINUED ON SHEET 2 OF 4

LEGEND AND ABBREVIATIONS

E - CENTERLINE	DB - DEED BOOK	NW - NORTHWEST	P.B. - PLAT BOOK	S.R. - STATE ROAD
IC - CALCULATED	(F) - FIELD	NO. - NUMBER	(RT) - RIGHT	TWP. - TOWNSHIP
C - CHORD DISTANCE	ID - IDENTIFICATION	O.R. - OFFICIAL RECORDS	R - RADIUS	Δ - CENTRAL ANGLE
CB - CHORD BEARING	IP - IRON PIPE	P. - PROPERTY LINE	REC - RECOVERED	IDE - DELTA
CD - CORNER	(LT) - LEFT	PG. - PAGE	R/W - RIGHT OF WAY	○ - CHANGE IN
C.C.R. - CERTIFIED CORNER REPORT	L - ARC LENGTH	(PI) - PLAT DATA	RGE - RANGE	DIRECTION
C.M. - CONCRETE MONUMENT	M.B. - MINUTE BOOK	P.C. - POINT OF CURVATURE	SE - SOUTHEAST	----- LIMITED ACCESS
C.R. - COUNTY ROAD	N.A.D. - NORTH AMERICAN DATUM	P.T. - POINT OF TANGENCY	SW - SOUTHWEST	RIGHT OF WAY
ID - DEED DATA	NE - NORTHEAST		SEC. - SECTION	----- RIGHT OF WAY

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

ORLANDO-ORANGE
 COUNTY EXPRESSWAY
 AUTHORITY
 STATE ROAD 414



520 SOUTH MAGNOLIA AVENUE
 ORLANDO, FLORIDA 32801
 (407) 843-5120

ORANGE COUNTY, FLORIDA
 ORLANDO-ORANGE COUNTY
 EXPRESSWAY
 AUTHORITY
 PARCEL 317

DRAWING DATE: 07/25/06

SHEET 2 OF

ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY
STATE ROAD 414 - PROJECT NO. 414-210
RIGHT OF WAY
ESTATE: FEE SIMPLE

LEGAL DESCRIPTION:

CONTINUED FROM SHEET 1 OF 4

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CONTAINING 1.560 ACRES, MORE OR LESS.

NOTES:

THIS SKETCH HAS BEEN PREPARED WITH THE BENEFIT OF CERTIFICATE OF TITLE INFORMATION NO. 04.00169 PREPARED BY FIRST AMERICAN TITLE COMPANY, EFFECTIVE DATE JULY 27, 2004.

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

ORLANDO-ORANGE
COUNTY EXPRESSWAY
AUTHORITY
STATE ROAD 414



520 SOUTH MAGNOLIA AVENUE
ORLANDO, FLORIDA 32801
(407) 843-5120

ORANGE COUNTY, FLORIDA

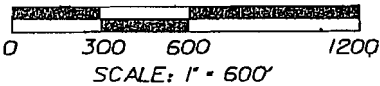
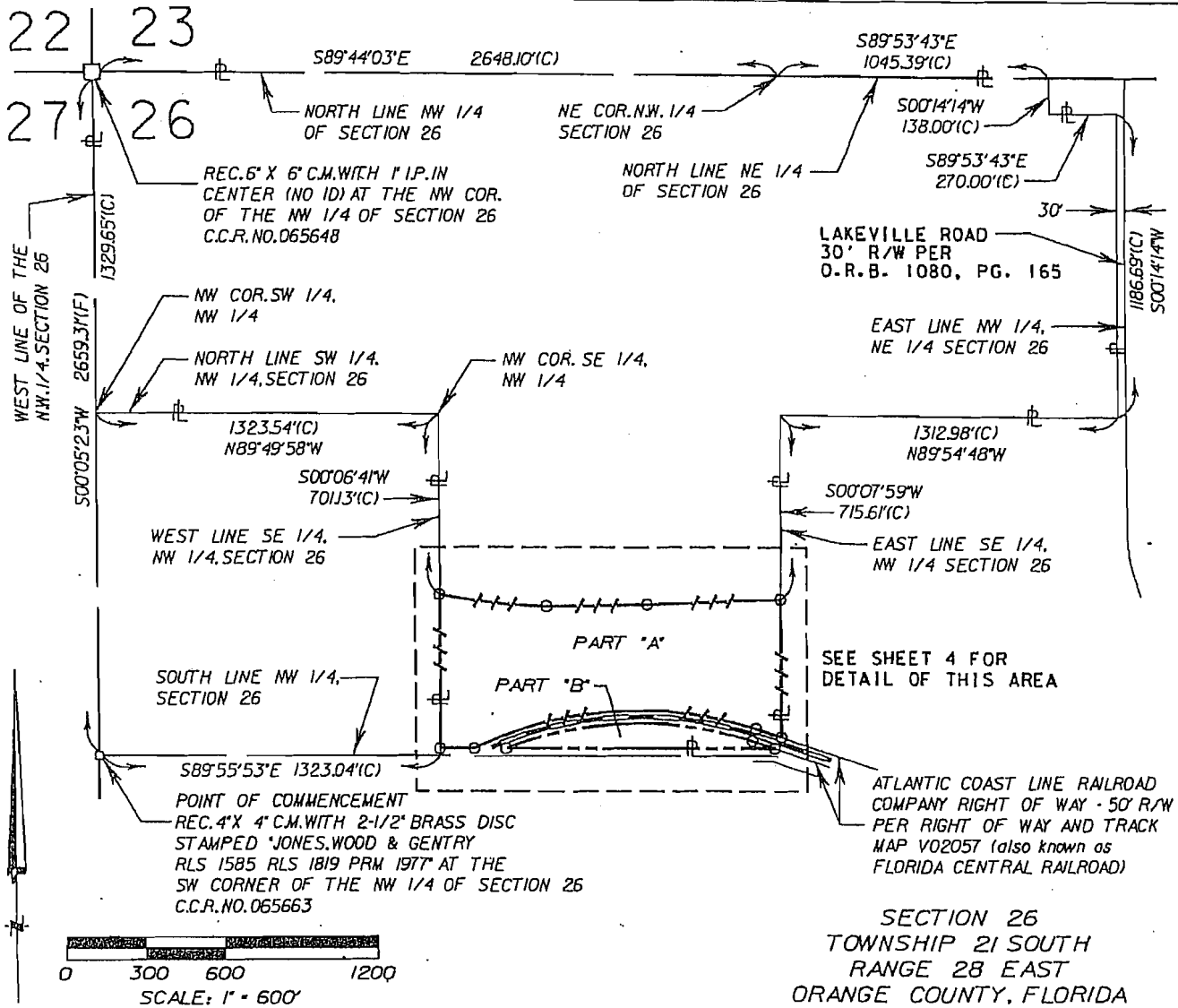
ORLANDO-
ORANGE COUNTY
EXPRESSWAY
AUTHORITY

PARCEL 317

DRAWING DATE: 07/25/06

SHEET 3 OF

BEARING STRUCTURE BASED ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SEC.26-21-28 BEING S89°55'53"E. FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, N.A.D. 1983/1990 ADJUSTMENT.



SECTION 26
TOWNSHIP 21 SOUTH
RANGE 28 EAST
ORANGE COUNTY, FLORIDA

SEE SHEET ONE FOR LEGEND AND ABBREVIATIONS

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ORLANDO-ORANGE
COUNTY EXPRESSWAY
AUTHORITY
STATE ROAD 414



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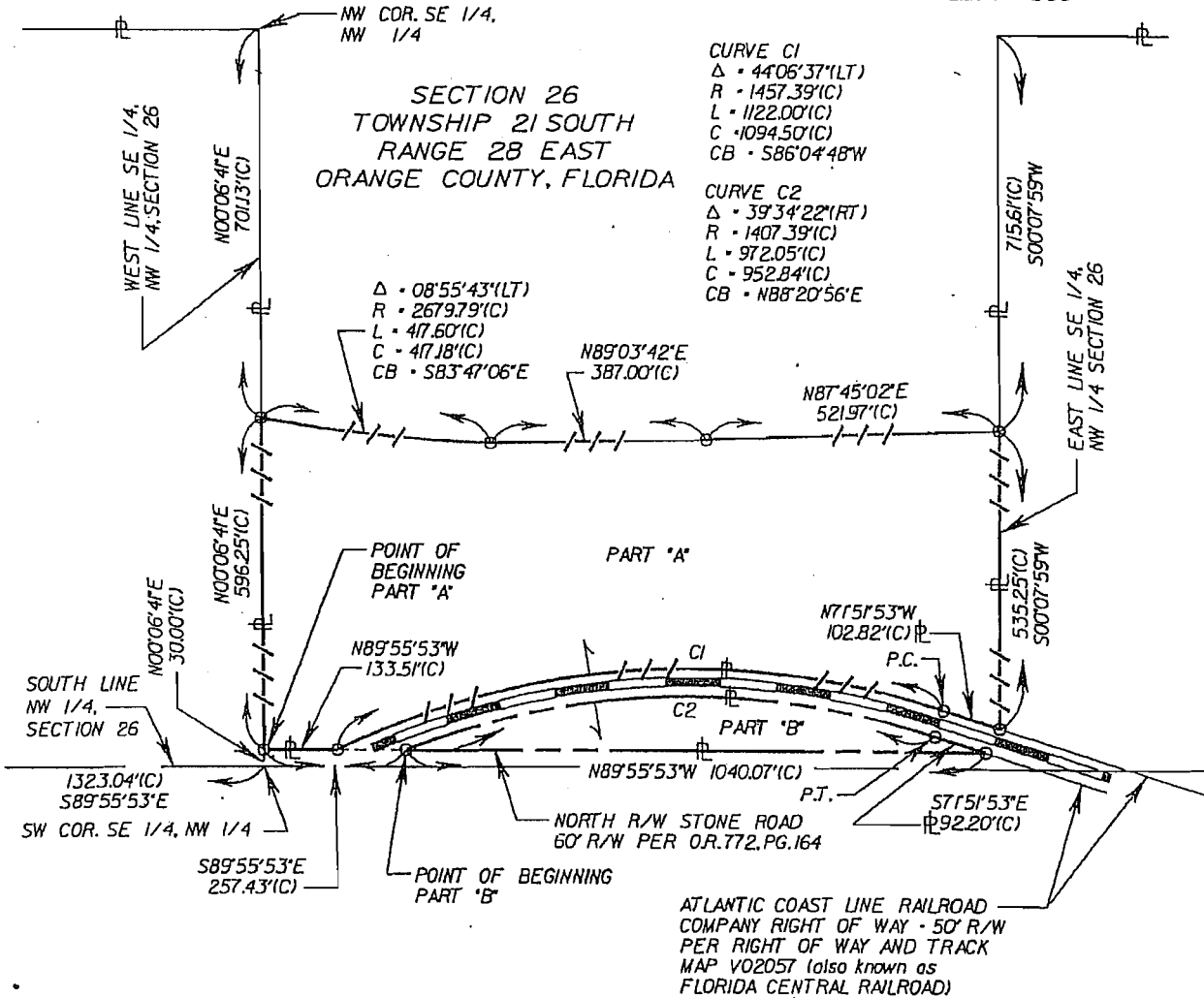
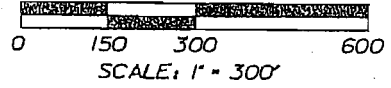
ORLANDO-ORANGE COUNTY
EXPRESSWAY
AUTHORITY

PARCEL 317

DRAWING DATE: 07/25/06

SHEET 4 OF

BEARING STRUCTURE BASED ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SEC. 26-21-28 BEING S89°55'53"E, FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, N.A.D. 1983/1990 ADJUSTMENT.



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I HEREBY CERTIFY THAT THIS SKETCH OF DESCRIPTION IS IN ACCORDANCE WITH THE 'MINIMUM TECHNICAL STANDARDS' AS REQUIRED BY CHAPTER 61G17-6, F.A.C.

JOHN F. CHENEVIX, P.L.S.
LICENSE NUMBER 4286

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

CERTIFICATE OF AUTHORIZATION NO. LB 1221



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ORANGE COUNTY, FLORIDA

ORLANDO-
ORANGE COUNTY
EXPRESSWAY
AUTHORITY

PARCEL 317

DRAWING DATE: 07/25/06




Interoffice Memorandum

EXHIBIT 2

November 28, 2006

TO: George Hart, Jr., Manager
Real Estate Management Division

FROM: Michael L. Chandler, Director 
Utilities Department

SUBJECT: **Surplus Property Declaration – Western Regional Water Supply
Facility Site, Parts A & B on Stone Road, Identified as Parcel #317**

The above referenced property located on Stone Road is the location of the Western Regional Water Supply Facility.

I have reviewed the documents related to the sale of Parts A containing 14.264 acres and B containing 1.560 acres, as described in the attachments to this memo, to the Orlando/Orange County Expressway Authority as Right of Way for the Maitland Extension Project. In accordance with the 1992 Water Utilities System Revenue Bonds Resolution 92-B-06, Article VIII, Section 710, *Sale or Other Disposition of the Water Utilities System*, I have determined that this property is not necessary for the operation of the Water Utilities System.

Therefore, please proceed with the sale of the above referenced property to the Orlando/Orange County Expressway Authority. The proceeds from the sale, \$1,028,560.00 should be deposited in Revenue Account No. 4420-038-1300-6410 of the Water Utilities System.

Thank you for your assistance in this matter.

c: Daniel Allen, Deputy Director
Ron Nielsen, Manager, Utilities Fiscal & Administrative Support Division
Rick Wilson, Manager, Utilities Engineering Division
Jacqueline Torbert, Manager, Water Division

ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY
 STATE ROAD 414 - PROJECT NO. 414-210
 LIMITED ACCESS RIGHT OF WAY
 ESTATE: FEE SIMPLE

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CONTINUED ON SHEET 2 OF 4

LEGEND AND ABBREVIATIONS

<p> C - CENTERLINE (C) - CALCULATED C - CHORD DISTANCE CB - CHORD BEARING COR. - CORNER C.C.R. - CERTIFIED CORNER REPORT CM - CONCRETE MONUMENT CR - COUNTY ROAD (D) - DEED DATA </p>	<p> D.B. - DEED BOOK (F) - FIELD ID - IDENTIFICATION I.P. - IRON PIPE (L) - LEFT L - ARC LENGTH M.B. - MINUTE BOOK N.A.D. - NORTH AMERICAN DATUM NE - NORTHEAST </p>	<p> NW - NORTHWEST NO. - NUMBER O.R. - OFFICIAL RECORDS P. - PROPERTY LINE PG. - PAGE (P) - PLAT DATA P.C. - POINT OF CURVATURE P.T. - POINT OF TANGENCY </p>	<p> P.B. - PLAT BOOK (RT) - RIGHT R - RADIUS REC. - RECOVERED R/W - RIGHT OF WAY RGE - RANGE SE - SOUTHEAST SW - SOUTHWEST SEC. - SECTION </p>	<p> S.R. - STATE ROAD TWP - TOWNSHIP Δ - CENTRAL ANGLE Δ - DELTA O - CHANGE IN DIRECTION --- LIMITED ACCESS --- RIGHT OF WAY --- RIGHT OF WAY </p>
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ORLANDO-ORANGE
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ORLANDO-
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PARCEL 317

DRAWING DATE: 07/25/06

SHEET 2 OF

ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY
STATE ROAD 414 - PROJECT NO. 414-210
RIGHT OF WAY
ESTATE: FEE SIMPLE

LEGAL DESCRIPTION:

CONTINUED FROM SHEET 1 OF 4

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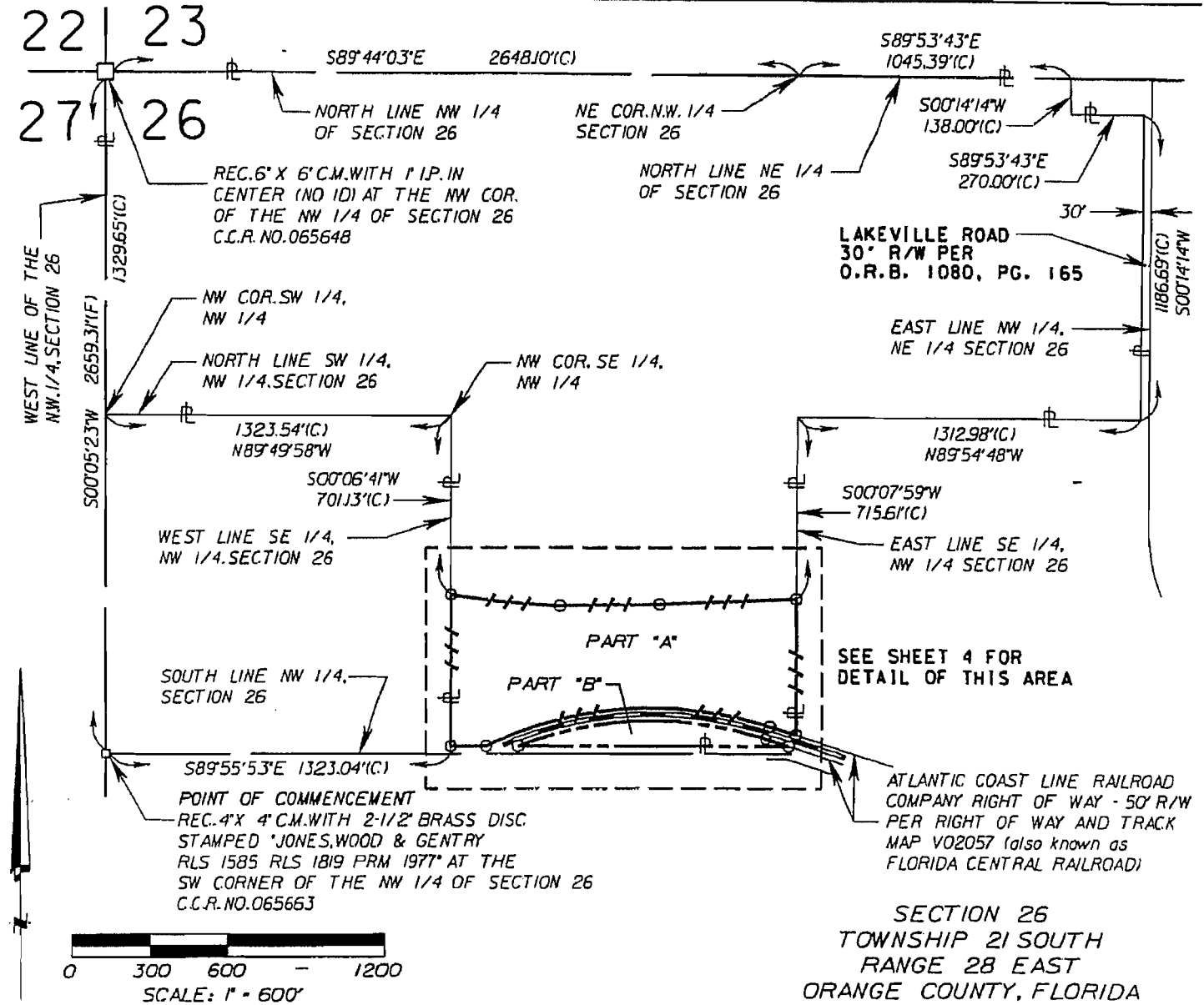
ORANGE COUNTY, FLORIDA

ORLANDO-
ORANGE COUNTY
EXPRESSWAY
AUTHORITY

PARCEL 317

DRAWING DATE: 07/25/06

BEARING STRUCTURE BASED ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SEC. 26-21-28 BEING S89°55'53"E, FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, N.A.D. 1983/1990 ADJUSTMENT.



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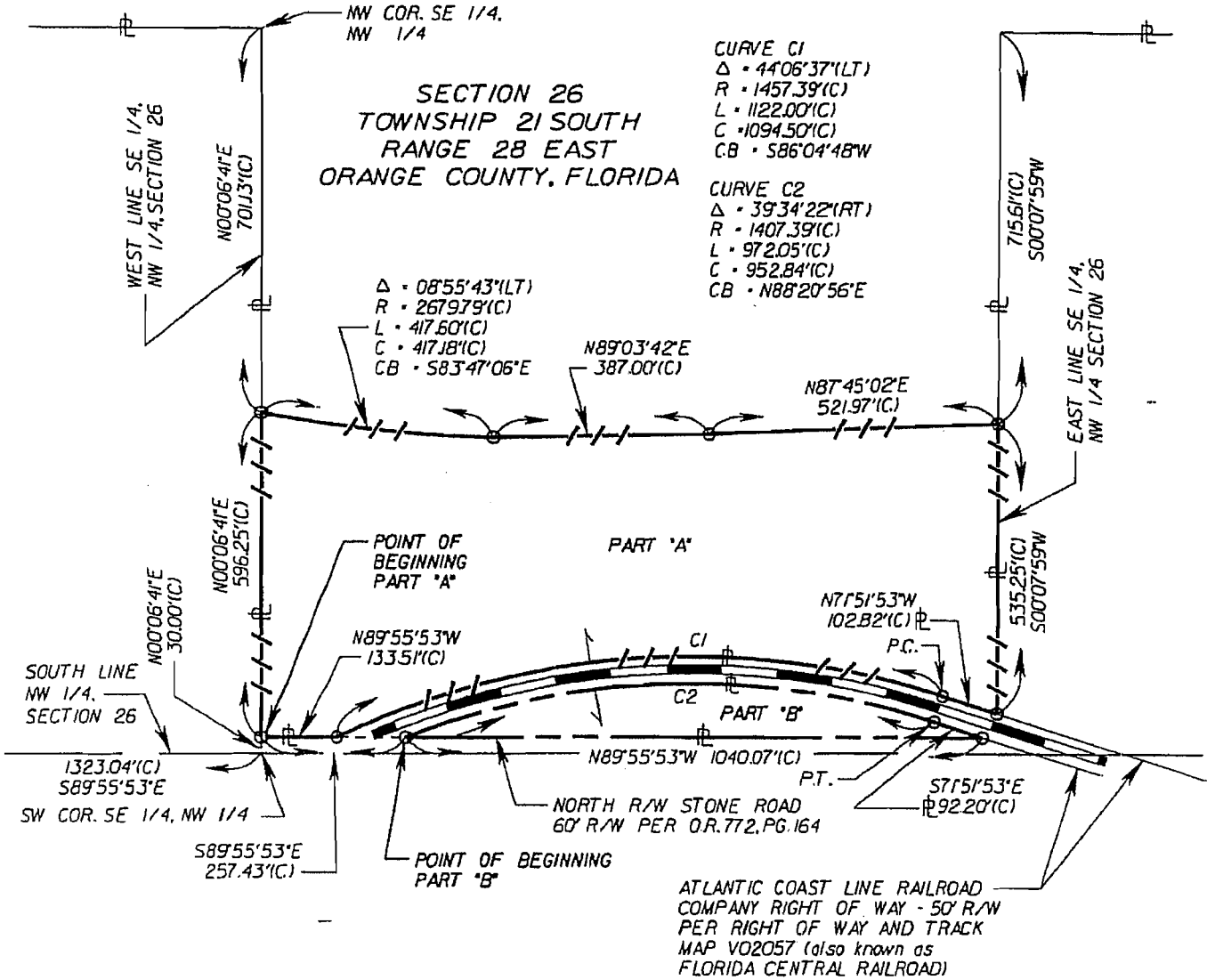
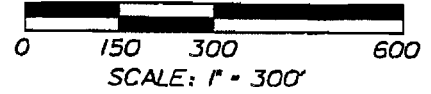
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JOHN F. CHENEY, P.L.S.
 LICENSE NUMBER 4286

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

CERTIFICATE OF AUTHORIZATION NO. LB 1221



520 SOUTH MAGNOLIA AVENUE
 ORLANDO, FLORIDA 32801
 (407) 843-5120

ORANGE COUNTY, FLORIDA

ORLANDO-
 ORANGE COUNTY
 EXPRESSWAY
 AUTHORITY

PARCEL 317

DRAWING DATE: 07/25/06