RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
AUTHORIZATION TO CONVEY CERTAIN
COUNTY PROPERTY INTERESTS TO
THE ORLANDO-ORANGE COUNTY
EXPRESSWAY AUTHORITY

Resolution No. 2006-M-72

WHEREAS, Orange County, a political subdivision of the State of Florida, pursuant to its home rule power and Section 125.38 of the Florida Statutes (2005), has authority to determine that certain County property is not needed for County purposes and to convey said property, for nominal price or otherwise, to the United States or any department or agency thereof, the State or any political subdivision or agency thereof, or any municipality of Florida, or any corporation or non-profit entity organized for the purpose of promoting community interest and welfare; and

WHEREAS, the Orlando-Orange County Expressway Authority, a body politic and corporate and an agency of the State created pursuant to Chapter 348, Florida Statutes, (the "Authority"), has made application to Orange County requesting a Statutory County Deed conveying to the Authority all of the County’s right, title and interest in the real property described in Exhibit “A”, attached hereto and incorporated herein by this reference (the “Property”) for public right-of-way purposes, and said application having been duly considered; and

WHEREAS, the County has determined that the Property is no longer needed for County purposes and that the conveyance to the Authority is in the public interest; and

WHEREAS, the Authority is qualified, as a public authority of the State of Florida, to make application for, and receive surplus County property pursuant to Section 125.38, Florida Statutes (2005).
NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

1. The Board hereby determines that the Property is no longer needed for County purposes and that it is in the best interest of Orange County that its interests in the Property be conveyed to the Authority for use as the Authority deems suitable for right-of-way and related purposes.

2. The Board hereby directs that all of the County's right, title and interest in the Property be conveyed to the Authority for the consideration set forth in that certain Real Estate Purchase Agreement by and between the Authority and the County, and that the County Mayor execute and deliver a Statutory County Deed to effectuate such conveyance.

3. The Board hereby directs that a certified copy of this Resolution shall be forwarded forthwith to the Authority.

4. This Resolution shall become effective upon its adoption by the Board.

ADOPTED this 5th day of December, 2006.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By:

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

By:

Deputy Clerk

Richard T. Crotty
County Mayor
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:

BEGIN AT A 4" X 4" CONCRETE MONUMENT WITH A 2-1/2" BRASS DISC STAMPED "JONES, WOOD & GENTRY RLS 1585 RLS 1819 PRM 1377" MARKING THE SOUTHEAST 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 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 154, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, AND THE POINT OF BEGINNING; THENCE 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 417.00 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 VO2057; THENCE NORTH 71°51'53" WEST ALONG SAID NORTHERLY RIGHT OF WAY LINE, A DISTANCE OF 1,02.82 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 CURVE 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
LEGAL DESCRIPTION:
CONTINUED FROM SHEET 1 OF 4

PART "B"

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 1971" MARKING THE SOUTHWEST CORNER OF 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 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; THENCE SOUTH 89°55'53" EAST ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 257.43 FEET TO A POINT ON THE SOUTHERLY 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 AND THE POINT OF BEGINNING, SAID POINT ALSO BEING A POINT ON A CURVE, CONCAVE SOUTHERLY, AND HAVING A RADIUS OF 1,407.39 FEET AND A CHORD DISTANCE OF 952.84 FEET; THENCE FROM A CHORD BEARING OF NORTH 68°20'56" EAST, RUN EASTERLY ALONG SAID SOUTHERLY RIGHT OF WAY LINE AND ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 39°34'22", AN ARC DISTANCE OF 972.05 FEET TO THE POINT OF TANGENCY THEREOF; THENCE SOUTH 71°51'53" EAST ALONG SAID SOUTHERLY RIGHT OF WAY LINE, A DISTANCE OF 92.20 FEET TO A POINT ON THE AFOREMENTIONED NORTH RIGHT OF WAY LINE OF STONE ROAD; THENCE NORTH 89°55'53" WEST ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 1,040.07 FEET TO THE POINT OF BEGINNING.

CONTAINING 1.560 ACRES, MORE OR LESS.

NOTES:

THIS SKETCH HAS BEEN PREPARED WITH THE BENEFIT OF CERTIFICATE OF TITLE INFORMATION NO. 04.000169 PREPARED BY FIRST AMERICAN TITLE COMPANY, EFFECTIVE DATE JULY 27, 2004.

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.
BEARING STRUCTURE BASED ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SEC. 26-21-28 BEING 58°55′53″E. FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 1983/1990 ADJUSTMENT.

WEST LINE OF THE NORTHEAST 1/4 SECTION 26

NORTH LINE NW 1/4 OF SECTION 26

NE COR. NW 1/4 SECTION 26

SOUTH LINE NW 1/4, SECTION 26

LATITUDE 1/2″

SCALE: 1″ = 600′

SEE SHEET ONE FOR LEGEND AND ABBREVIATIONS

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.
BEARING STRUCTURE BASED ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SEC. 25-21-28 BEING S89°55'53"E, FLORIDA STATE PLANE COORDINATE SYSTEM EAST ZONE, NAD 1983/1990 ADJUSTMENT.

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

CURVE CI
Δ = 44°06'37"(LT)
R = 1457.39'(C)
L = 1220.00'(C)
CB = S86°04'48"W

CURVE C2
Δ = 39°34'22"(RT)
R = 1407.05'(C)
L = 972.84'(C)
CB = N88°20'56"E

POINT OF BEGINNING
ATLANTIC COAST LINE RAILROAD
COMPANY RIGHT OF WAY - 50' R/W
PER RIGHT OF WAY AND TRACK
MAP NO. 20207 (also known as
FLORIDA CENTRAL RAILROAD)

SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.

BEARING STRUCTURE BASED ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SEC. 25-21-28 BEING S89°55'53"E, FLORIDA STATE PLANE COORDINATE SYSTEM EAST ZONE, NAD 1983/1990 ADJUSTMENT.

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

CURVE CI
Δ = 44°06'37"(LT)
R = 1457.39'(C)
L = 1220.00'(C)
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CURVE C2
Δ = 39°34'22"(RT)
R = 1407.05'(C)
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POINT OF BEGINNING
ATLANTIC COAST LINE RAILROAD
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SKETCH OF DESCRIPTION ONLY. THIS IS NOT A SURVEY.