RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
AUTHORIZATION TO CONVEY CERTAIN
COUNTY PROPERTY INTERESTS TO
THE CITY OF APOPKA, FLORIDA

Resolution No. 2010- M-46

WHEREAS, the Orange County Board of County Commissioners (the “County”) is authorized by its home rule power and Section 125.38 of the Florida Statues (2009) to convey real property to the United States, the State or any political subdivision or any municipality of Florida for the purposes of public or community interest and welfare; and

WHEREAS, the County owns certain real property comprising approximately 4.69 acres, more particularly described in Exhibit “A” (“Property”), which was conveyed to the County in 2000 for road right-of-way, retention, and perpetual drainage easement purposes; and

WHEREAS, the City of Apopka (the “City) and County entered into a Settlement Interlocal Agreement (the “Agreement”) as of October 26, 2004; and

WHEREAS, the Property is located within an area which has been annexed by the City; and

WHEREAS, under the terms of the Agreement, the City agrees to accept the responsibility to maintain the Property and that its conveyance to the City is in the interest of the public; and

WHEREAS, the City is qualified, as a municipality of the State of Florida, to make application for, and to receive surplus County property pursuant to Section 125.38 of the Florida Statutes.
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 City for road right-of-way, retention, and perpetual drainage easement purposes.

2. The Board hereby directs that all of the County’s right, title and interest in the Property be conveyed to the City for the consideration of ONE DOLLAR, and that the County Chairman execute and deliver to the City 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 City.

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

ADOPTED this ____ day of JUN 08 2010, 2010.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: Richard T. Crotty,
   Orange County Mayor

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

By: Deputy Clerk

ATTEST: ORANGE COUNTY, FLORIDA
Exhibit "A"

**SKETCH OF DESCRIPTION**
Parcel 101, Estate: Fee Simple
Purpose: Road Right-of-Way

Legal Description See Sheet 2 Of 2

F.B. LYNCH'S SUBDIVISION
PLAT BOOK H, PAGE 83

NOT PLATTED
PARCEL 101

SOUTH APOPKA BOULEVARD

- Point of Commencement
- NE Corner of Section 23-21-28 Found 6"x6"
- Concrete Monument

- Existing West Right of Way per Lake Pleasant Road Plat Book 25 Pages 104-105
- East Line of Section 23-21-28
- West Right of Way Line for Lake Pleasant Road

South Apopka Boulevard

PREPARED FOR:
Roads & Drainage

DESIGNED BY: Alvarez
DATE: 04-19-2010
SECTION: 13
PUBLIC WORKS ENGINEERING DIVISION
SURVEY SECTION
4200 SOUTH JOHN YOUNG PARKWAY
ORLANDO, FLORIDA 32839-9206
(407) 836-7940

DRAWN BY: Alvarez
JOB No: 1000-6566
TOWNSHIP: 21
ORANGE COUNTY
GOVERNMENT

CHECKED BY: Doyes
DRAWING FILE: 1000-6566
RANGE: 28

APPROVED BY: Doyes
SHEET 1 OF 2

NOTES:
1. DRAWING AS SHOWN IS BASED ON THE SURVEY OF F.B. LYNCH'S SUBDIVISION AND THE PLAT BOOK H, PAGE 83, BLOCK "A".

2. THE LEGAL DESCRIPTION WAS PREPARED BY OTHERS.

3. THE FIELD WORK HAS BEEN PERFORMED IN ACCORDANCE WITH THE STATE OF FLORIDA.

4. NOT A MUNICIPAL SURVEY.

PREPARED FOR:
Roads & Drainage
SKETCH OF DESCRIPTION
Parcel 101, Estate: Fee Simple
Purpose: Road Right-of-Way

LEGAL DESCRIPTION
PARCEL 101

Commence at the Northeast corner of Section 23, Township 21 South, Range 28 East, Orange County, Florida, being a 6"x6" Concrete Monument, Orange County; thence North 89° 38' 43" West, 25.00 feet, to a point on the West Right-of-Way line of Lake Pleasant Road, said point also being the Southeast corner of Lot 25, Block A, F.B. Lynch's Subdivision, as recorded in Plat Book H, Page 83, Orange County, Florida; thence South 00° 10' 26" West, along the West Right-of-Way line of Lake Pleasant Road, a distance of 790.70 feet, said point being 25.00 feet from, when measured at right angles to the centerline of said Right-of-Way and the Point of Beginning; thence South 89° 49' 34" East, along said Westerly Right-of-Way line a distance of 10.00 feet; thence South 00°10' 26" West, along said Westerly Right-of-Way line a distance of 400.58 feet; thence North 89°49' 34" West, 10.00 feet; thence North 00° 10' 26" East, parallel with said westerly Right-of-Way, a distance of 400.58 feet to the Point of Beginning.

The following described lands contain 4005.82 square feet, more or less.
Exhibit "A"

**SKETCH OF DESCRIPTION**
Parcel 901, Estate: Fee Simple
Purpose: Retention Pond

F.B. Lynch's Subdivision
Plat Book H, Page 83
Block "A"

Legal Description See Sheet 2 of 2
SKETCH OF DESCRIPTION
Parcel 901, Estate: Fee Simple
Purpose: Retention Pond

Sketch of Description See Sheet 1 of 2

LAKE PLEASANT ROAD
Pond Site

LEGAL DESCRIPTION

Commence at the Northeast corner of Section 23, Township 21 South, Range 28 East, Orange County, Florida, being a 6"x6" Concrete Monument, Orange County; thence North 89° 38' 43" West, 25.00 feet, to a point on the West Right-of-Way line of Lake Pleasant Road, said point also being the Southeast corner of Lot 25, Block A, F.B. Lynch's Subdivision, as recorded in Plat Book H, Page 83, Orange County, Florida and the Point of Beginning; thence South 00° 10' 26" West, along the West Right-of-Way line of Lake Pleasant Road, a distance of 778.11 feet; thence leaving said Right-of-Way line, North 85° 09' 45" West, a distance of 210.10 feet; thence North 00° 10' 26" East, parallel with said West Right-of-Way line, a distance of 464.76 feet; thence North 21° 47' 19" West, a distance of 117.65 feet, thence North 00° 10' 26" East, a distance of 91.28 feet, North 06° 34' 18" West, a distance of 105.78 feet; thence North, 48.32 feet; thence North 89° 56' 08" East, a distance of 119.00 feet; thence North, 41.95 feet, to a point on the North line of Lot 24, of said plat; thence South 89° 51' 07" East, along said North line of Lot 24, a distance of 147.19 feet, to a point on said West Right-of-Way line of Lake Pleasant Road and the East line of said plat; thence South 00° 13' 20" West along said West Right-of-Way line of Lake Pleasant Road and along the East line of said plat a distance of 100.00 feet, to the Point of Beginning.

The following described lands contain 4.451 acres, more or less.

Not a Boundary Survey
SKETCH OF DESCRIPTION
Parcel 801, Estate: Perpetual Easement
Purpose: Drainage Easement

Legal Description See Sheet 2 of 2

North line of Lot 22
Lot 22

Lot 23

Lot 24

Lot 25

Point of Commencement
NE Corner of Lot 25

South line of Lot 25

South line of Lot 25

POND SITE
NOT PLATTED

PREPARED FOR:
Roads & Drainage

DRAWING SCALE:
1"=50'

PROJECT NUMBER
1000-6566

PUBLIC WORKS
ENGINEERING DIVISION
SURVEY SECTION
4200 South John Young Parkway
Orlando, Florida 32839-9205
(407) 836-7940

DESIGNED BY: Alvarez
DATE: 04-19-2010
SECTI0N: 13

DRAWN BY: Alvarez
JOB No: 1000-6566
TOWNSHIP: 21

CHECKED BY: Daynes
DRAW1NG FILE: 1000-6566
RANGE: 28

APPROVED BY: Daynes
SHEET 1 OF 2

NOTES:
1. BOUNDARIES AS SHOWN HEREIN ARE BASED ON THE CENTERLINE OF LAKE PLEASANT ROAD BEING N28°10' W 30' E. SAID LINE BEING THE EAST LINE OF THE NORTHWEST QUARTER OF SECTION 23.
2. THE LEGAL DESCRIPTION WAS PREPARED BY OTHERS.
3. THERE MAY BE OTHER RECORDS DOCUMENTS FOUND IN ORANGE COUNTY REGISTRY WHICH WERE NOT PERFORMED.
4. NOT A BOUNDARY SURVEY.

Mark A. Doynes
REGISTERED LAND SURVEYOR AND MAPPER
STATE OF FLORIDA, LICENSE NO. 5479

UNLESS IT BEGINS WITH THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPING.
SKETCH OF DESCRIPTION
Parcel 801, Estate: Perpetual Easement
Purpose: Drainage Easement

LEGAL DESCRIPTION

Commence at the Northeast corner of Section 23, Township 21 South, Range 28 East, Orange County, Florida, being a 6”x6” Concrete Monument, Orange County; thence North 89° 38’ 43” West, 25.00 feet, to a point on the West Right-of-Way line of Lake Pleasant Road, said point also being the Southeast corner of Lot 25, Block A, F.B. Lynch's Subdivision, as recorded in Plat Book H, Page 83, Orange County, Florida; thence North 00° 13’ 20” East, along the West Right-of-Way line of Lake Pleasant Road, a distance of 100.00 feet, to the Northeast corner of Lot 24, of said Plat and the Point of Beginning; thence continue North 00° 13’ 20” East along said Right-of-Way line a distance of 10.00 feet; thence North 89° 51’ 07” West, parallel with the North line of said Lot 24, a distance of 147.22 feet; thence South a distance of 10.00 feet to a point on the North line of said Lot 24; thence South 89° 51’ 07” East along the North line of said Lot 24, a distance of 147.19 feet to the Point of Beginning.

The following described lands contain 1472.00 square feet, more or less.
SKETCH OF DESCRIPTION
Parcel 801, Estate: Perpetual Easement
Purpose: Drainage Easement

NOTES:
1. Bearings as shown hereon are based on the centerline of Lake Pleasant Road being N 00° 10' 26" E, said line being the East line of the Northeast Quarter of Section 23-21-28.
2. The legal description was prepared by others.
3. There may be other records documents found in Orange County records affecting this property, a complete title record search was not performed.

SKETCH AND DESCRIPTION
This is not a Boundary Survey, nor has field work been performed in accordance with 15J-17, Florida Administrative Code for preparation of this drawing.

LEGAL DESCRIPTION See Sheet 2 of 2
SKETCH OF DESCRIPTION
Parcel 801, Estate: Perpetual Easement
Purpose: Drainage Easement

LAKE PLEASANT ROAD
15' DRAINAGE EASEMENT

LEGAL DESCRIPTION

Commence at the Northeast corner of Section 23, Township 21 South, Range 28 East, Orange County, Florida, being a 6"x6" Concrete Monument, Orange County; thence North 89° 38' 43" West, 25.00 feet, to a point on the West Right-of-Way line of Lake Pleasant Road, said point also being the Southeast corner of Lot 25, Block A, F.B. Lynch's Subdivision, as recorded in Plat Book H, Page 83, Orange County, Florida; thence North 00° 13' 20" East, along the West Right-of-Way line of Lake Pleasant Road, a distance of 100.00 feet to the Northeast Corner of Lot 24 of said Plat; thence North 89° 51' 07" West along the North line of said Lot 24, a distance of 147.19 feet; thence South, a distance of 41.95 feet; thence South 89° 56' 08" West, a distance of 119.00 feet; thence South, 29.79 feet to the Point of Beginning; thence continue South, 15.00 feet; thence South 89° 56' 08" West, a distance of 57.77 feet; thence North 52° 18' 24" West, a distance of 307.53 feet to a point of the North line of Lot 22, of said plat; thence South 89° 51' 07" East, along said North line of said Lot 22 a distance of 24.61 feet; thence South 52° 18' 24" East, a distance of 282.88 feet; thence North 89° 56' 08" East, 52.66 feet to the Point of Beginning.

The following described lands contain 5255.61 square feet, more or less.