

NOV 06 1989

RESOLUTION NO. 89-R-06

RESOLUTION IN SUPPORT OF CONSTRUCTION OF
CLARK ROAD EXTENSION BY THE CITY OF OCOEE.

WHEREAS, the City of Ocoee, a municipality existing under Florida law ("the City"), is desirous of pursuing the construction of the Clark Road Extension, extending from a proposed intersection with State Road 50 in a northerly direction, to a proposed intersection with Clarcona-Ocoee Road, said proposed roadway being more particularly described in Exhibit "A" attached hereto and by this reference made a part hereof ("the Clark Road Extension"); and

WHEREAS, portions of the Clark Road Extension are located within the corporate limits of the City and portions are located in unincorporated Orange County; and

WHEREAS, the Clark Road Extension is intended to be a City project and upon completion will become part of the Ocoee road system; and

WHEREAS, the City has requested the cooperation and non-financial support of Orange County, Florida, a political subdivision of the State of Florida ("the County") in connection with the efforts of the City to construct the Clark Road Extension, including the acquisition of rights-of-way with respect thereto; and

WHEREAS, the County desires to cooperate with the City and go on record in support of the Clark Road Extension.

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

1. The above recitals are true and correct and are incorporated herein by reference.

2. The County supports the efforts of the City to construct the Clark Road Extension, all at the sole cost and expense of the City and the property owners benefitted by the construction of the Clark Road Extension.

3. The County agrees that upon completion by the City of the Clark Road Extension that it will be deleted from the

1 County road system and added to the Ocoee road system with
2 all maintenance responsibilities for said roadway being
3 assumed by the City. It is understood that the Clark Road
4 Extension will be a public roadway.

5 4. The County acknowledges that it may be necessary for
6 the City to exercise its powers of eminent domain under
7 Section 166.401, Florida Statutes, in order to acquire
8 portions of the Clark Road Extension located within the
9 corporate limits of the City. The County affirms that it has
10 no objection to the exercise by the City of its eminent
11 domain powers within the corporate limits of the city for the
12 aforesaid purpose so long as the exercise of such powers
13 involves no cost or expense to Orange County.

14 5. The County acknowledges that it may be necessary to
15 exercise the County's powers of eminent domain in order to
16 acquire portions of the Clark Road Extension located within
17 unincorporated Orange County. The County affirms that it has
18 no objection to the exercise by the City, as agent for the
19 County, of the County's eminent domain powers within
20 unincorporated Orange County for the aforesaid purpose and
21 furthermore the County affirms that the City shall act as the
22 County's agent for any such eminent domain action required by
23 the Clark Extension, so long as the exercise of such powers
24 involves no cost or expense to Orange County.

25 6. If requested by the City, the County agrees to enter
26 into with the City a Clark Road Extension Protection and
27 Acquisition Agreement pursuant to Section 337.273(7), Florida
28 Statutes, such agreement to be on such terms and conditions
29 as may be acceptable to the County in its discretion.

30 7. The County agrees to cooperate with the City in
31 achieving the objectives of this Resolution so long as there
32 is no cost or expense incurred by the County in connection
33 therewith.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA, THIS 16th DAY OF November, 1989.

ORANGE COUNTY, FLORIDA

BY: Tom Deaman
Chairman, Board
of County Commissioners

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

BY: Paul M. Stupler
Asst. Deputy Clerk

LEGAL DESCRIPTION

A TRACT OF LAND BEING 100.00 FEET IN WIDTH LOCATED IN SECTIONS 4, 9, 16 AND 21, TOWNSHIP 22 SOUTH, RANGE 28 EAST, LYING 50.00 FEET, PERPENDICULAR MEASURE, ON EITHER SIDE OF A DESCRIBED CENTERLINE, BEING BOUNDED ON THE SOUTH BY THE SOUTH LINE OF SAID SECTION 21 AND BOUNDED ON THE NORTH BY THE SOUTH RIGHT-OF-WAY LINE OF CLARACONA COCOE ROAD, AS MAINTAINED BY ORANGE COUNTY, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID SECTION 21 FOR A POINT OF REFERENCE; THENCE RUN NORTH 89°50'17" EAST, ALONG THE SOUTH LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 21, A DISTANCE OF 1493.64 FEET TO THE POINT OF BEGINNING; THENCE, DEPARTING SAID SOUTH LINE RUN NORTH 00°11'19" WEST, A DISTANCE OF 1000.00 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHEAST; THENCE RUN NORTHEASTERLY, ALONG SAID CURVE HAVING A RADIUS LENGTH OF 1637.02 FEET, A CENTRAL ANGLE OF 44°49'50", AN ARC LENGTH OF 1280.88 FEET, A CHORD LENGTH OF 1248.45 FEET AND A CHORD BEARING OF NORTH 22°13'36" EAST TO THE POINT OF TANGENCY THEREOF; THENCE RUN NORTH 44°38'31" EAST, A DISTANCE OF 300.00 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHWEST; THENCE RUN NORTHEASTERLY ALONG SAID CURVE HAVING A RADIUS LENGTH OF 1637.02 FEET, A CENTRAL ANGLE OF 44°27'41", AN ARC LENGTH OF 1270.32 FEET, A CHORD LENGTH OF 1238.69 FEET AND A CHORD BEARING OF NORTH 22°24'41" EAST TO THE POINT OF TANGENCY THEREOF; THENCE RUN NORTH 00°10'51" EAST, A DISTANCE OF 1778.79 FEET TO THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 21, SAID POINT ALSO BEING THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 16; THENCE, DEPARTING SAID NORTHWEST CORNER AND SAID SOUTHWEST CORNER, CONTINUE NORTH 00°10'51" EAST, ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 16, A DISTANCE OF 2664.10 FEET TO THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 16; THENCE, CONTINUE NORTH 00°10'51" EAST, ALONG THE WEST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 16, A DISTANCE OF 1084.03 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHEAST; THENCE DEPARTING SAID WEST LINE RUN NORTHEASTERLY, ALONG SAID CURVE, HAVING A RADIUS LENGTH OF 1909.86 FEET, A CENTRAL ANGLE OF 45°12'49", AN ARC LENGTH OF 1507.12 FEET, A CHORD LENGTH OF 1468.31 FEET AND A CHORD BEARING OF NORTH 22°47'15" EAST TO THE POINT OF TANGENCY THEREOF; THENCE RUN NORTH 45°23'39" EAST, A DISTANCE OF 300.01 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHWEST; THENCE

EJ/mh-L(Survey)

OE-34

Revised 3/22/89

EXHIBIT "A"
(Page 1 of 2)

RUN NORTHEASTERLY, ALONG SAID CURVE, HAVING A RADIUS LENGTH OF 1909.86 FEET, A CENTRAL ANGLE OF 60°01'02", AN ARC LENGTH OF 2000.58 FEET, A CHORD LENGTH OF 1910.36 FEET AND A CHORD BEARING OF NORTH 15°23'08" EAST TO THE POINT OF TANGENCY THEREOF; THENCE RUN NORTH 14°37'23" WEST, A DISTANCE OF 720.00 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE EAST; THENCE RUN NORTHWESTERLY, ALONG SAID CURVE, HAVING A RADIUS LENGTH 3274.05 FEET, A CENTRAL ANGLE OF 17°00'08", AN ARC LENGTH OF 971.56 FEET, A CHORD LENGTH OF 968.00 FEET AND A CHORD BEARING OF NORTH 06°07'19" WEST TO THE POINT OF TANGENCY THEREOF; THENCE RUN NORTH 2°22'45" EAST, A DISTANCE OF 239.98 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE WEST; THENCE RUN NORTHWESTERLY, ALONG SAID CURVE, HAVING A RADIUS LENGTH OF 3274.05 FEET, A CENTRAL ANGLE OF 21°09'36", AN ARC LENGTH OF 1209.14 FEET, A CHORD LENGTH OF 1202.28 FEET AND A CHORD BEARING OF NORTH 08°12'03" WEST TO POINT OF TANGENCY THEREOF; THENCE RUN NORTH 18°46'51" WEST, A DISTANCE OF 239.98 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE NORTHEAST; THENCE RUN NORTHWESTERLY, ALONG SAID CURVE, HAVING A RADIUS LENGTH OF 3274.05 FEET, A CENTRAL ANGLE OF 19°56'58", AN ARC LENGTH OF 1139.96 FEET, A CHORD LENGTH OF 1134.21 FEET AND A CHORD BEARING OF NORTH 08°48'22" WEST TO THE POINT OF TANGENCY THEREOF; THENCE RUN NORTH 01°10'07" EAST, A DISTANCE OF 2697.84 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE SOUTHWEST; THENCE RUN NORTHWESTERLY, ALONG SAID CURVE, HAVING A RADIUS LENGTH 1909.86 FEET, A CENTRAL ANGLE OF 24°36'13", AN ARC LENGTH OF 820.12 FEET, A CHORD LENGTH OF 813.84 FEET AND A CHORD BEARING OF NORTH 11°08'00" WEST TO THE POINT OF TANGENCY THEREOF; THENCE RUN NORTH 23°26'06" WEST, A DISTANCE OF 339.26 FEET TO THE POINT OF TERMINUS, SAID POINT LIES 594.27 FEET SOUTH AND 335.61 FEET EAST OF THE NORTHWEST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 4.

THE ABOVE DESCRIBED TRACT OF LAND LIES IN ORANGE COUNTY, FLORIDA AND CONTAINS 49.012 ACRES MORE OR LESS.

EJ/mh-I.(Survey)

OE-34

Revised 2/21/89

EXHIBIT "A"
(Page 2 of 2)