

RESOLUTION NO. 2082-2021

A RESOLUTION BY THE CITY OF JACKSONVILLE BEACH, FLORIDA, APPROVING TWO PERPETUAL EASEMENTS BETWEEN THE CITY OF JACKSONVILLE BEACH AND THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, FOR USE OF THE CITY RIGHT-OF-WAY TO FACILITATE AN FDOT PEDESTRIAN SAFETY IMPROVEMENT PROJECT ALONG STATE ROAD A1A AT 2nd AVENUE NORTH; PROVIDING FOR LEGISLATIVE FINDINGS, PUBLIC PURPOSES, DELEGATION OF AUTHORITY AND RESPONSIBILITY, CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, the State of Florida, Department of Transportation (“FDOT”), proposes to construct and maintain electronic blank out signs with stop sign assemblies and all associated ancillary materials for the pedestrian safety improvement project along A1A from 2nd Avenue North to Bay Street in the Beaches communities (“Project”); and

WHEREAS, the City of Jacksonville Beach (“City”), owns the right-of-way (“ROW”) adjacent to State Road A1A (“A1A”), locally identified as 3rd Street, at or near the 2nd Avenue North intersection lying between Blocks 23 and 33, and Blocks 24 and 34, in the City; and

WHEREAS, the Project would provide an FDOT designed, engineered, installed, and maintained pedestrian crosswalk for pedestrian travel across A1A from east to west/west to east directions in a populated area and commercial location; and

WHEREAS, to proceed and implement the Project, the FDOT requests the City execute two perpetual easements for construction and maintenance of the electronic blank out signs with stop sign assemblies and all associated ancillary materials within the City ROW; the two perpetual easements, supporting parcel information sheets, design sketches, and plans are attached to this Resolution as Attachment “A” (collectively “Easements”); and

WHEREAS, the Easements are infinite in duration, serve a particular public purpose, and are designated for that public purpose to benefit pedestrians who desire to safely travel across A1A east to west/west to east; if that public purpose should no longer be served, or the use or function of the crosswalks cease, then the Easements can be terminated and the FDOT will be caused to restore the City ROW; and

WHEREAS, the City will have no control, ownership, or responsibility for the design, installation, construction, maintenance, and operation of the Project and the associated signs and crosswalk; and

WHEREAS, the City Council finds it serves valid public purposes, safety, and welfare to provide the Easements to the FDOT, for the Project to benefit citizens, residents, and tourists who desire to safely travel from east to west/west to east directions at the Project location.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, THAT:

SECTION 1. Recitals and Legislative Findings Adopted. The above recitals and legislative findings are adopted by the City of Jacksonville Beach City Council, and made a part of this Resolution. The City has taken all appropriate and required action necessary to the processing and majority vote approval of this Resolution. Attachment "A" is considered to be a part of and incorporated in this Resolution for all purposes.

SECTION 2. Public Purposes. The City Council finds it is in the City's best interests and it serves valid public purposes to provide the Project Perpetual Easements to the FDOT. This Project benefits citizens, residents, and tourists who desire to safely travel from east to west/west to east directions at the Project location. It serves the public to rely on the FDOT designed, engineered, constructed, and maintained pedestrian crosswalk for east to west/west to east travel across A1A in the populated area and commercial location.


SECTION 3. Delegation of Authority and Responsibilities. The Mayor is authorized to execute the Easements in Attachment "A." The Director of Public Works is authorized to issue a permit to the FDOT in accordance with City Code Chapter 28, Article II, Sec. 28-20. The Engineering and Public Works Departments are authorized to cooperate with the FDOT, to facilitate a successful Project implementation. The City Manager is authorized and directed to take such actions as he may deem necessary and appropriate in order to implement the intentions of this Resolution, and he may delegate responsibilities and powers to City employees as he deems appropriate and necessary.

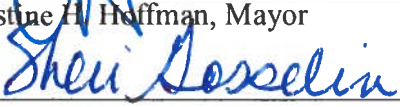
SECTION 4. Conflicts. All ordinances and resolutions, or parts thereof, in conflict with this Resolution are repealed to the extent of conflict or inconsistency herewith.

SECTION 5. Severability. If any section, sentence, phrase, or portion of this Resolution is determined to be invalid, unlawful, or unconstitutional, said determination shall not be held to invalidate or impair the validity, force, or effect of any other section, sentence, phrase, or portion of this Resolution not otherwise determined to be invalid, unlawful, or unconstitutional.

SECTION 6. Effective Date. This Resolution shall become effective immediately upon its passage and adoption.

AUTHENTICATED this 3rd day of May, 2021.



Christine H. Hoffman, Mayor


Sheri Gosselin, Acting City Clerk



Florida Department of Transportation

RON DESANTIS
GOVERNOR

1109 South Marion Avenue
Lake City, Florida 32025

KEVIN J. THIBAUT, P.E.
SECRETARY

March 24, 2021

City of Jacksonville Beach
Mike Staffopoulos, City Manager
11 North Third Street
Jacksonville Beach, FL 32250

RE: Item: 4411942
 District: Two
 State Road: A1A
 County: Duval
 Parcel: 804/805

Dear Mr. Staffopoulos:

The Florida Department of Transportation is acquiring right of way for the pedestrian safety improvement project along A1A at 2nd Avenue North. The Department is seeking a two Perpetual Easements for the purpose of constructing and maintaining electronic signs with the stop sign assemblies and all associated ancillary materials, in, over, under, upon and through the above referenced parcels.

Attached are copies of the Right of Way Sketches, Parcel Information Sheets, and Easement Documents to assist in the conveyance of the interest sought within the project limits.

If you should have any questions or need any further information, please feel from to contact me directly at 386-961-7489 or via email at Kiersten.Dicks@dot.state.fl.us.

Sincerely,

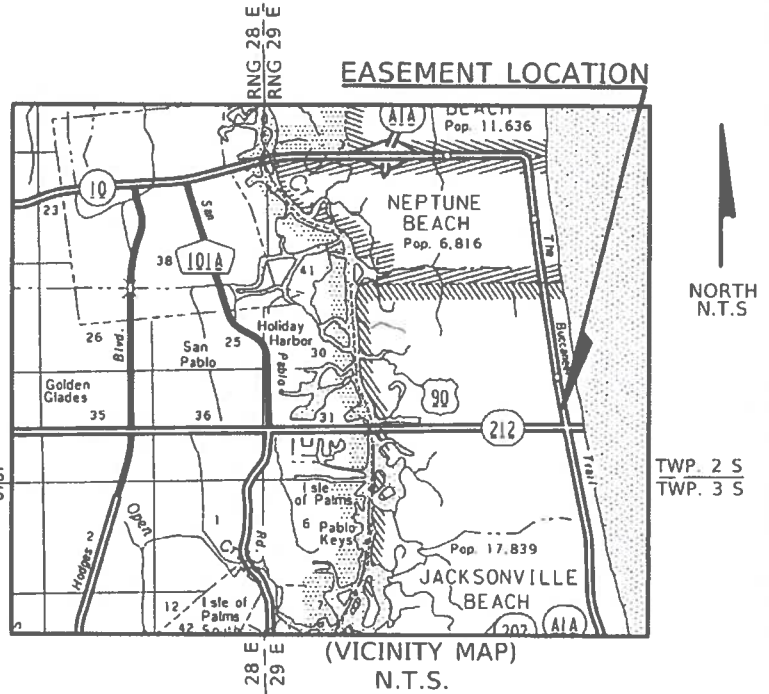
Kiersten M. Dicks

Kiersten M. Dicks
Right of Way Agent

SKETCH OF DESCRIPTION FOR PERPETUAL EASEMENT PARCEL 804 & 805

LEGEND

AVE.	= AVENUE
BL	= BASELINE
E	= EAST
EXIST.	= EXISTING
F.D.O.T.	= FLORIDA DEPARTMENT OF TRANSPORTATION
F.P.	= FINANCIAL PROJECT
I.D.	= IDENTIFICATION
LB	= LICENSED BUSINESS
N	= NORTH
NAD	= NORTH AMERICAN DATUM
NO.	= NUMBER
N.T.S.	= NOT TO SCALE
(P)	= PLAT DIMENSION
P.B.	= PLAT BOOK
PG.	= PAGE
P.O.B.	= POINT OF BEGINNING
RNG.	= RANGE
R/W	= RIGHT OF WAY
S	= SOUTH
S.E.	= SOUTHEAST
STA	= STATION
TWP.	= TOWNSHIP
U.S.	= UNITED STATES
W	= WEST
⬡	= SUBDIVISION BLOCK NUMBER
⊙	= PARCEL NUMBER



GENERAL NOTES:

1. THIS SKETCH OF DESCRIPTION DEPICTS A PROPOSED PERPETUAL EASEMENT AND IS NOT A FIELD SURVEY.
2. THE COORDINATES, BEARINGS, AND DIMENSIONS SHOWN HEREON ARE BASED ON THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, NAD 83 (2011 ADJUSTMENT) AND ARE DISPLAYED IN ENGLISH UNITS AND U.S. SURVEY FEET, DERIVING A BEARING OF N09°45'30"W ALONG THE BASELINE OF SURVEY FOR STATE ROAD A1A BETWEEN STATION 150+00, (N= 2165858.797, E =532357.941), AND STATION 152+00 (N =2166055.903, E =532324.042).
3. THIS SKETCH OF DESCRIPTION IS BASED ON THE FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAP SECTION 7210-113, STATE ROAD NO. A1A, DUVAL COUNTY, ON FILE IN THE F.D.O.T. SURVEYING AND MAPPING DEPARTMENT, DISTRICT TWO, LAKE CITY, FLORIDA.

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SHEET 1	COVER SHEET
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SHEET 3	LEGAL DESCRIPTION & SURVEYOR'S CERTIFICATION
SHEET 4	LEGAL DESCRIPTION & SURVEYOR'S CERTIFICATION

**FLORIDA DEPARTMENT OF TRANSPORTATION
PARCEL 804 & 805 SKETCH OF DESCRIPTION
NOT A FIELD SURVEY**

SR A1A (3RD STREET) AT 2ND AVENUE NORTH DUVAL COUNTY

				BY	DATE	PREPARED BY: T2 Utility Engineers LB 8336 159 SW Spencer Court, Suite 106 Lake City, Florida	DATA SOURCE DATABASE NO. 7210016
				DRAWN	C.THOMAS	01/21/2021	
				CHECKED	C.MORIN	01/21/2021	
REVISION	BY	DATE	CHECKED	C.MORIN	01/21/2021	F.P. NO. 4411942	SECTION 72100
							SHEET 1 OF 4

SECTION 72100
F.P. NO. 441194-2

SR A1A AT 2ND AVENUE NORTH

DUVAL COUNTY

DESCRIPTION

PARCEL NUMBER 804

PERPETUAL EASEMENT

A Part Of 2nd Avenue North (Formerly Known As Willard Avenue) Lying Between Blocks 24 Per The Official Map Of R.S. Nicholson's Replat As Recorded In Plat Book 8, Page 10 Of The Public Records Of Duval County, Florida, And Block 34 Per The Official Map Of Pablo Beach As Recorded In Plat Book 3, Page 28 Of The Public Records Of Duval County, Florida, In Section 33, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

Begin At The Northeast Corner Of Lot 1, Block 24 Of R.S. Nicholson's Replat As Recorded In Plat Book 8, Page 10 Of The Public Records Of Duval County, Florida, Said Point Being At The Intersection Of The Existing Westerly Right Of Way Line Of State Road A1A, Also Known As Third Street (A 100' Width Right Of Way, As Per Florida Department Of Transportation Right Of Way Map, Section No. 7210-113), With The Existing Southerly Right Of Way Line Of 2nd Avenue North, Also Known As Willard Avenue (A 80' Width Right Of Way, As Recorded In Plat Book 3, Page 28 Of The Public Records Of Duval County, Florida); Thence South 80°13'50" West, Along The Existing Southerly Right Of Way Line Of 2nd Avenue North, A Distance Of 14.00 Feet; Thence North 09°45'30" West, A Distance Of 80.00 Feet To The Northerly Existing Right Of Way Line Of 2nd Avenue North; Thence North 80°13'50" East, Along The Existing Northerly Right Of Way Line Of 2nd Avenue North, A Distance Of 14.00 Feet To The Existing Westerly Right Of Way Line Of State Road A1A; Thence South 09°45'30" East, Along Said Existing Westerly Right Of Way Line Of State Road A1A, A Distance Of 80.00 Feet To The **Point Of Beginning**.

Containing 1120 Square Feet, More Or Less.

I Hereby Certify That To The Best Of My Knowledge And Belief This Legal Description Is True, Accurate, And Was Prepared Under My Direction. I Further Certify That Said Legal Description Is In Compliance With The Standards Of Practice As Set Forth By The Florida Board Of Professional Surveyors And Mappers, Pursuant To Section 472.027, Florida Statutes.



Daryl I. Thie Date: 02/02/2021
Florida Professional Surveyor And Mapper No. 4179
T2 Utility Engineers LB8336
159 S.W. Spencer Court, Suite 106
Lake City, Florida 32024
(386) 755-2626 Ext. 207

This Description And Copies Thereof Are Not Valid Without The Surveyor's Signature And Original Raised Seal.

				FLORIDA DEPARTMENT OF TRANSPORTATION			
				PARCEL 804 SKETCH OF DESCRIPTION - NOT A FIELD SURVEY			
				SR A1A (3RD STREET) AT 2ND AVENUE NORTH		DUVAL COUNTY	
				BY: C.THOMAS DATE: 01/21/2021		PREPARED BY: T2 Utility Engineers LB 8336 159 SW Spencer Court, Suite 106 Lake City, Florida	
				CHECKED: C.MORIN DATE: 01/21/2021		DATA SOURCE: DATABASE NO. 7210016	
REVISION	BY	DATE	CHECKED	C.MORIN	01/21/2021	F.P. NO. 4411942	SECTION 72100
							SHEET 3 OF 4

SECTION 72100
F.P. NO. 441194-2

SRA1A AT 2ND AVENUE NORTH

DUVAL COUNTY

DESCRIPTION

PARCEL NUMBER 805

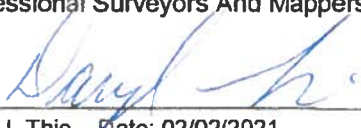
PERPETUAL EASEMENT

A Part Of 2nd Avenue North (Formerly Known As Willard Avenue) Lying Between Blocks 23 Per The Official Map Of Pablo Beach As Recorded In Plat Book 3, Page 28 Of The Public Records Of Duval County, Florida, And Block 33 Per The Official Map Of Cook's Replat As Recorded In Plat Book 11, Page 23 Of The Public Records Of Duval County, Florida, In Section 33, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

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Containing 1032 Square Feet, More Or Less.

I Hereby Certify That To The Best Of My Knowledge And Belief This Legal Description Is True, Accurate, And Was Prepared Under My Direction. I Further Certify That Said Legal Description Is In Compliance With The Standards Of Practice As Set Forth By The Florida Board Of Professional Surveyors And Mappers, Pursuant To Section 472.027, Florida Statutes.



Daryl I. Thie Date: 02/02/2021
Florida Professional Surveyor And Mapper No. 4179
T2 Utility Engineers LB8336
159 S.W. Spencer Court, Suite 106
Lake City, Florida 32024
(386) 755-2626 Ext. 207

This Description And Copies Thereof Are Not Valid Without The Surveyor's Signature And Original Raised Seal.

FLORIDA DEPARTMENT OF TRANSPORTATION									
PARCEL 805 SKETCH OF DESCRIPTION - NOT A FIELD SURVEY									
SR A1A (3RD STREET) AT 2ND AVENUE NORTH					DUVAL COUNTY				
		BY		DATE		PREPARED BY: T2 Utility Engineers LB 8336 159 SW Spencer Court, Suite 106 Lake City, Florida		DATA SOURCE: DATABASE NO. 7210016	
		DRAWN		C.THOMAS		01/21/2021			
		CHECKED		C.MORIN		01/21/2021			
REVISION		BY		DATE		F.P. NO. 4411942		SECTION 72100	
								SHEET 4 OF 4	

Homestead Property: Yes No

Marital Status: Married Single Separated Other _____

OWNED BY: (07-PE.13) City of Jacksonville Beach

Grantor's Mailing Address: _____

Subordinate Interests: N/A

07-PE.13-Date: February 17, 2021

T. S. No. n/a
R/W Map Sheet No. (sketch)
Tax Parcel No. n/a

This instrument prepared by
or under the direction of:
David M. Robertson
Chief Counsel District Two
Florida Department of Transportation
1109 South Marion Avenue
Lake City, Florida 32025-5874

PARCEL NO. 804.1
SECTION NO. 72100
F.P. NO. 4411942
STATE ROAD NO. A1A (3rd St.)@2nd Ave. North
COUNTY OF Duval

PERPETUAL EASEMENT

THIS EASEMENT, made this 3rd day of May, 2021, by the CITY OF JACKSONVILLE BEACH, FLORIDA, 11 North Third Street, Jacksonville Beach, Florida 32250, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, its successors and assigns, grantee.

WITNESSETH: That the grantor for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations paid, the receipt and sufficiency of which is hereby acknowledged, hereby grants unto the grantee, its successors and assigns, a perpetual easement for the purpose of installing and maintaining: electronic signs (with the stop sign), associated ancillary devises; Mast Arm; and drainage facilities, in, over, under, upon and through the following described land in Duval County, Florida, viz:

SEE Exhibit "A", attached hereto and by reference made a part hereof.

TO HAVE AND TO HOLD the same unto said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: Sheri Gosselin

Print Name: Sheri Gosselin
Clerk (or Deputy Clerk)

The City of Jacksonville Beach, Florida,
By its Board of City Commissioners

Sheila A. Boman

Witness:
Print Name: Sheila A. Boman

By: [Signature]
Christine H. Hoffman, Mayor

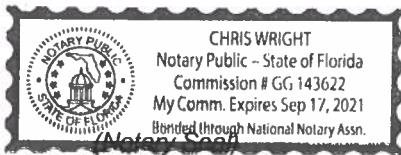
[Signature]

Witness:
Print Name: Sodilyn Bxrd

STATE OF FLORIDA

CITY OF JACKSONVILLE BEACH

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 3rd day of May, 2021, by Christine H. Hoffman, Mayor, and Sheri Gosselin, its City Clerk / Deputy Clerk who are personally known to me.



Chris Wright
Print Name: Chris Wright
Notary Public
My Commission Expires: 9/17/2021

Exhibit "A"

Section No. 72100

SR No. A1A (3rd St.) at 2nd Avenue North

Duval County

F.P. No. 4411942

Parcel No. 804

Perpetual Easement

A Part Of 2nd Avenue North (Formerly Known As Willard Avenue) Lying Between Blocks 24 Per The Official Map Of R.S. Nicholson's Replat As Recorded In Plat Book 8, Page 10 Of The Public Records Of Duval County, Florida, And Block 34 Per The Official Map Of Pablo Beach As Recorded In Plat Book 3, Page 28 Of The Public Records Of Duval County, Florida, In Section 33, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

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Containing 1120 Square Feet, More Or Less.

Homestead Property: Yes No

Marital Status: Married Single Separated Other _____

OWNED BY: (07-PE.13) City of Jacksonville Beach

Grantor's Mailing Address: _____

Subordinate Interests: N/A

07-PE.13-Date: February 17, 2021

T. S. No. n/a
R/W Map Sheet No. (sketch)
Tax Parcel No. n/a

This instrument prepared by
or under the direction of:
David M. Robertson
Chief Counsel District Two
Florida Department of Transportation
1109 South Marion Avenue
Lake City, Florida 32025-5874

PARCEL NO. 805.1
SECTION NO. 72100
F.P. NO. 4411942
STATE ROAD NO. A1A (3rd St.)@2nd Ave. North
COUNTY OF Duval

PERPETUAL EASEMENT

THIS EASEMENT, made this 3rd day of may, 2021 by the CITY OF JACKSONVILLE BEACH, FLORIDA, 11 North Third Street, Jacksonville Beach, Florida 32250, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, its successors and assigns, grantee.

WITNESSETH: That the grantor for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations paid, the receipt and sufficiency of which is hereby acknowledged, hereby grants unto the grantee, its successors and assigns, a perpetual easement for the purpose of installing and maintaining: traffic cabinet and ancillary devises; curbing; and drainage facilities, in, over, under, upon and through the following described land in Duval County, Florida, viz:

SEE Exhibit "A", attached hereto and by reference made a part hereof.

TO HAVE AND TO HOLD the same unto said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: Sheri Gosselin

Print Name: Sheri Gosselin
Clerk (or Deputy Clerk)

Sheila A. Boman

Witness:
Print Name: Sheila A. Boman

[Signature]

Witness:
Print Name: Sadilvan Byrd

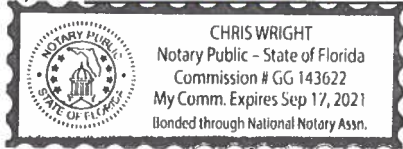
The City of Jacksonville Beach, Florida,
By its Board of City Commissioners

By: [Signature]
Christine H. Hoffman, Mayor

STATE OF FLORIDA

CITY OF JACKSONVILLE BEACH

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 3rd day of May, 2021, by Christine H. Hoffman, Mayor, and Sheri Gosselin, its City Clerk / Deputy Clerk who are personally known to me.



(Notary Seal)

Chris Wright
Print Name: Chris Wright
Notary Public
My Commission Expires: 9/17/2021

Exhibit "A"

Section No. 72100	SR No. A1A (3rd St.) at 2nd Avenue North	Duval County
<hr/>		
F.P. No. 4411942		

Parcel No. 805	Perpetual Easement
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A perpetual easement for the purpose of installing and maintaining: traffic cabinet and ancillary devices; curbing; and drainage facilities, in, over, under, upon and through the following described land in Duval County, Florida, to wit:

A Part Of 2nd Avenue North (Formerly Known As Willard Avenue) Lying Between Blocks 23 Per The Official Map Of Pablo Beach As Recorded In Plat Book 3, Page 28 Of The Public Records Of Duval County, Florida, And Block 33 Per The Official Map Of Cook's Replat As Recorded In Plat Book 11, Page 23 Of The Public Records Of Duval County, Florida, In Section 33, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

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Containing 1032 Square Feet, More Or Less.