

TAB 7

POINT PAPER
JACKSON PARK DRAINAGE PROJECT
COP Job No. 03- 369

Background:

The City has completed the construction of the drainage pond along with relocating the County's sewer main. The City has been reimbursed by the County for all associated costs for the drainage pond and for relocating of the sewer main.

Manatee County is requesting a permanent twenty foot (20 ft) sanitary sewer easement along the west side of the City property for maintenance.

Alternatives:

1. – Take No Action
2. – Dedicate and record the permanent sanitary sewer easement to the County.

Recommendation:

Staff recommends Alternative #2; dedicate and record the 20 ft sanitary sewer easement to the County.

Budget Impact:

None

This document prepared by:
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Kirk P. Pinkerton
1301 6th Avenue West
Bradenton, Florida 34205
(941) 364-2403

Project # 03- 369
Parcel ID # 24583.0000/7

Permanent Sanitary Sewer Easement

THIS EASEMENT made this _____ day of _____, 2009, by The City of Palmetto, a Florida Municipal Corporation, whose address is 516 8th Avenue West, Palmetto, Florida 34221, ("**GRANTOR**"), to the County of Manatee, a political subdivision of the State of Florida, whose mailing address is P.O. Box 1000, Bradenton Florida 34206 ("**GRANTEE**").

WITNESSETH

That the **GRANTOR** for and in consideration of the sum of Ten and 00/100 dollars and other good and valuable consideration paid, the receipt and sufficiency of which is hereby acknowledged, hereby grants unto **GRANTEE**, its successors, and assigns, in perpetuity, an easement for sanitary sewer purposes (hereinafter "Permanent Sanitary Sewer Easement") over, across, under and through the following described parcel, piece or strip of land, situate, lying and being in the City of Palmetto, State of Florida:

Legal descriptions and sketches attached hereto as Exhibit "A" and made a part hereof.

It is understood and agreed by and between the **GRANTOR** and **GRANTEE**, that any sanitary sewer lines and appurtenances of the **GRANTEE**, installed or located, or to be installed or located under and through the Permanent Sanitary Sewer Easement Property, shall at all times remain the absolute property of **GRANTEE**, its successors, and assigns. All rights, title, and privileges to the easements herein granted shall run with the land and shall be binding upon **GRANTOR**, its agents, personal representatives, heirs, assigns and all other successors to their interest and all persons making a claim by, through, or under **GRANTOR**, and inure to the benefit of the **GRANTEE**, its successors, and assigns.

The above conveyance is made upon the condition that should **GRANTEE** or its successors and assigns cease to use the Permanent Sanitary Sewer Easement property for sanitary sewer purposes, the title and rights herein and hereby granted and conveyed shall forthwith revert to and vest in the **GRANTOR**, or in its successors and assigns. **GRANTOR** retains all rights to the Permanent Sanitary Sewer Easement Property not otherwise expressly conveyed.

IN WITNESS WHEREOF, the said **GRANTOR** sets its hand and seal the day and year first above written.

ATTEST: James R. Freeman
City Clerk

**CITY OF PALMETTO, FLORIDA
BY AND THROUGH THE CITY
COMMISSION OF THE CITY OF
PALMETTO**

By: _____
James R. Freeman, City Clerk

By: _____
Shirley G. Bryant, Mayor

**STATE OF FLORIDA
COUNTY OF MANATEE**

The foregoing instrument was acknowledged before me this _____ day of _____, 2009, by Shirley G. Bryant, Mayor of the City of Palmetto, a municipal corporation of the State of Florida, who is personally known to me or has produced _____ as identification.

(SEAL)

Notary Public Signature

Printed Name



Leo Mills & Associates, Inc.

LICENSED BUSINESS NO. 613 • SURVEYING • LAND PLANNING

LEO MILLS - PSM 1735
LEO MILLS, JR. - PSM 3513
MEMBER: FLORIDA SURVEYING
AND MAPPING SOCIETY &
MANASOTA CHAPTER SURVEYING
AND MAPPING SOCIETY

620 8th AVENUE WEST, PALMETTO, FL 34221
PHONE: (941)722-2460 FAX: (941)722-9640

22 NORTH POLK AVENUE, ARCADIA, FL 34266
PHONE: (863)993-4141 FAX: (863)993-2646

LOTS BLOCK
SUBDIVISION
ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK NO.-PAGE
SECTION .11....., TOWNSHIP .34..... SOUTH, RANGE .17..... EAST
PUBLIC RECORDS OFMANATEE..... COUNTY, FLORIDA
FOR THE EXCLUSIVE USE OF:CITY OF PALMETTO..... P.O. #89432.....
ADDRESS:PALMETTO, FLORIDA.....

SURVEYOR'S CERTIFICATE:

BY:
LEO MILLS, JR.
REGISTERED STATE OF FLORIDA PROFESSIONAL
SURVEYOR & MAPPER NO. 3513
DATE OF SURVEY: 03/10/09
*NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL
RAISED SEAL OF A FLORIDA LICENSED SURVEYOR
AND MAPPER.
THIS SURVEY/REPORT IS PROVIDED IN HARD COPY
FORMAT ONLY. ALL GRAPHIC AND TEXT DATA IS
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SKETCH OF DESCRIPTION

CERTIFIED TO:
CITY OF PALMETTO
MANATEE COUNTY

DESCRIPTION:

THE WEST 20 FEET OF THAT CERTAIN PARCEL OF LAND AS DESCRIBED AND RECORDED IN DEED BOOK 30, PAGE 311, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, SAID WEST 20 FEET BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF SECTION 11, TOWNSHIP 34 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA AS SHOWN ON THE PLAT OF JACKSON PARK-UNIT ONE AS PER PLAT THEREOF RECORDED IN PLAT BOOK 13, PAGE 79 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE N89°31'17"W, ALONG THE SOUTH LINE OF SAID SECTION 11, A DISTANCE OF 668.79 FEET; THENCE N00°11'13"E, 25.00 FEET TO A POINT ON THE NORTH MONUMENTED RIGHT-OF-WAY LINE OF 17th STREET WEST, SAID POINT BEING THE POINT OF BEGINNING; THENCE CONTINUE N00°11'13"E, 5.00 FEET TO THE SOUTHEAST CORNER OF AFOREMENTIONED JACKSON PARK-UNIT ONE; THENCE CONTINUE N00°11'13"E, ALONG THE EAST LINE OF SAID JACKSON PARK-UNIT ONE, A DISTANCE OF 630.00 FEET TO THE NORTHWEST CORNER OF THE AFOREMENTIONED PARCEL OF LAND AS DESCRIBED AND RECORDED IN DEED BOOK 30, PAGE 311; THENCE S89°31'17"E, ALONG THE NORTH LINE OF SAID PARCEL, A DISTANCE OF 20.00 FEET; THENCE S00°11'13"W, 635.00 FEET TO A POINT ON THE AFOREMENTIONED NORTH MONUMENTED RIGHT-OF-WAY LINE OF 17TH STREET WEST; THENCE N89°31'17"W, ALONG SAID NORTH RIGHT-OF-WAY LINE, A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 12,700 SQUARE FEET OR 0.29 ACRES, MORE OR LESS.

NOTES:

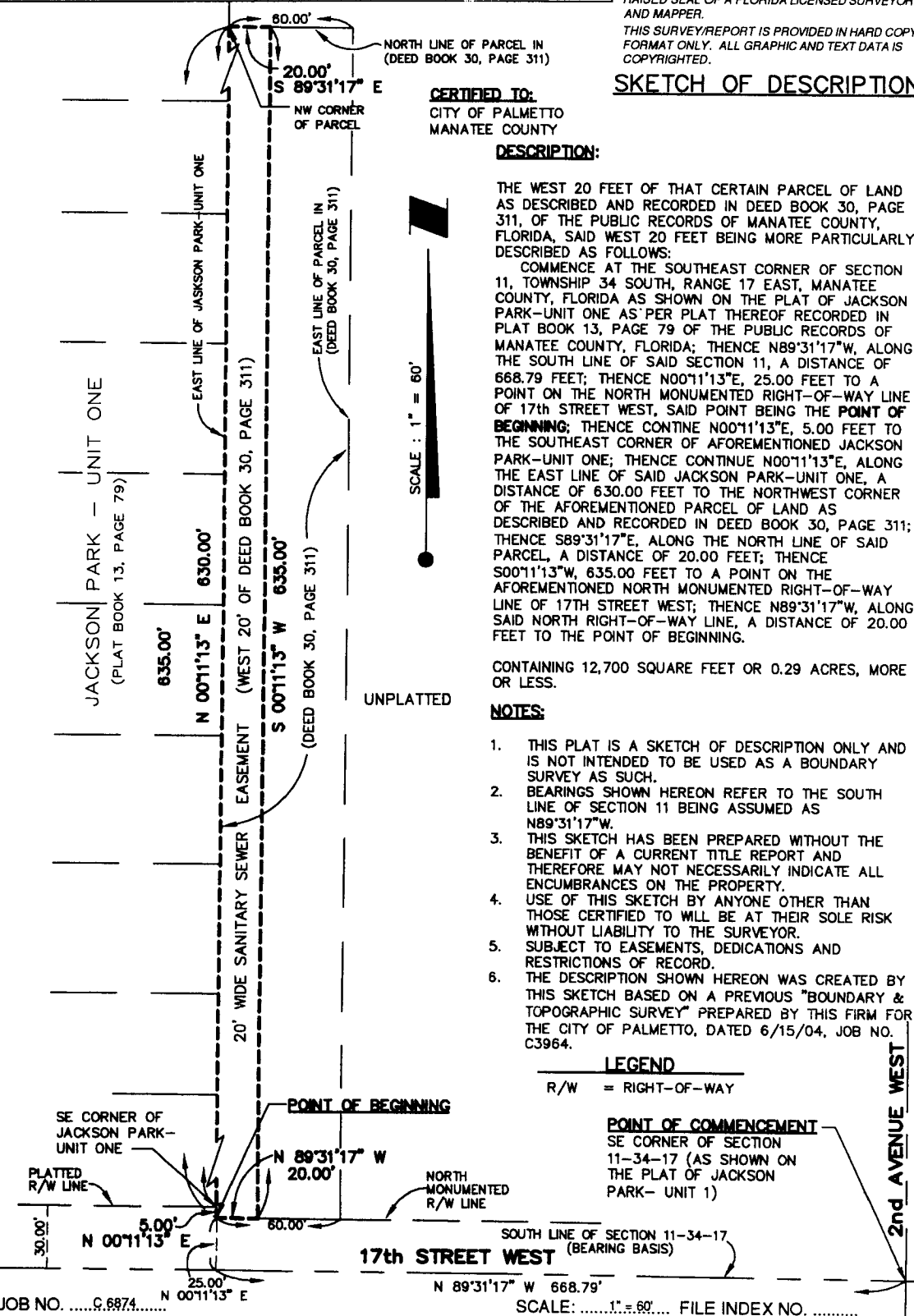
1. THIS PLAT IS A SKETCH OF DESCRIPTION ONLY AND IS NOT INTENDED TO BE USED AS A BOUNDARY SURVEY AS SUCH.
2. BEARINGS SHOWN HEREON REFER TO THE SOUTH LINE OF SECTION 11 BEING ASSUMED AS N89°31'17"W.
3. THIS SKETCH HAS BEEN PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT AND THEREFORE MAY NOT NECESSARILY INDICATE ALL ENCUMBRANCES ON THE PROPERTY.
4. USE OF THIS SKETCH BY ANYONE OTHER THAN THOSE CERTIFIED TO WILL BE AT THEIR SOLE RISK WITHOUT LIABILITY TO THE SURVEYOR.
5. SUBJECT TO EASEMENTS, DEDICATIONS AND RESTRICTIONS OF RECORD.
6. THE DESCRIPTION SHOWN HEREON WAS CREATED BY THIS SKETCH BASED ON A PREVIOUS "BOUNDARY & TOPOGRAPHIC SURVEY" PREPARED BY THIS FIRM FOR THE CITY OF PALMETTO, DATED 6/15/04, JOB NO. C3964.

LEGEND

R/W = RIGHT-OF-WAY

POINT OF COMMENCEMENT

SE CORNER OF SECTION 11-34-17 (AS SHOWN ON THE PLAT OF JACKSON PARK- UNIT 1)



JOB NO.C.8874.....

SCALE:1"=60'.... FILE INDEX NO.