

RESOLUTION NO. 2014-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, DEDICATING CERTAIN COUNTY-OWNED REAL PROPERTY IDENTIFIED AS FOLIO NUMBER 5041-16-01-0011 FOR USE BY BROWARD COUNTY FOR ROAD PURPOSES INCLUDING ANY INCIDENTAL USES THERETO AND/OR OTHER PUBLIC PURPOSES; ACKNOWLEDGING THAT THE REASON FOR SUCH DEDICATION IS SECTION 197.592, FLORIDA STATUTES; PROVIDING FOR SEVERABILITY, AND AN EFFECTIVE DATE.

WHEREAS, Broward County ("County"), by tax deed, acquired certain real property ("Property") identified as Folio Number 5041-16-01-0011, as more particularly described in the legal description attached hereto and made a part hereof as Exhibit "A" ("Property"); and

WHEREAS, the Board of County Commissioners of Broward County, Florida ("Board"), desires to dedicate the Property for use by County for road purposes including any incidental uses thereto and/or other public purposes, NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. The recitals set forth in the preamble to this Resolution are true, accurate, and deemed as being incorporated by reference herein as though set forth in full hereunder.

Section 2. Pursuant to Section 197.592, Florida Statutes, "[l]ands acquired by any county of the state for delinquent taxes in accordance with law which have not been previously sold, acquired for infill housing, *or dedicated by the board of county*

1 *commissioners*, which the board of county commissioners has determined are not to be
2 conveyed to the record fee simple owner in accordance with the provisions of
3 subsections (1) and (2), and which are located within the boundaries of an incorporated
4 municipality of the county shall be conveyed to the governing board of the municipality
5 in which the land is located." (emphasis added).

6 Section 3. The Property was acquired by County via a tax deed in accordance
7 with Section 197.502, Florida Statutes, because of the former owner's non-payment of
8 ad valorem taxes. Additionally, the Property has not been previously sold and was not
9 acquired for infill housing.

10 Section 4. The Board finds that the Property is not to be conveyed to the
11 former owner in accordance with the provisions of subsections (1) and (2) of Section
12 197.592, Florida Statutes, because the former owner has not requested, by verified
13 application, that the Property be returned.

14 Section 5. Because of the foregoing, County dedicates the Property for road
15 purposes including any incidental uses thereto and/or other public purposes.

16 Section 6. Upon the adoption of this Resolution, said Resolution shall be
17 properly recorded in the Public Records of Broward County, Florida.

18 Section 7. SEVERABILITY.

19 If any portion of this Resolution is determined by any court to be invalid, the
20 invalid portion shall be stricken, and such striking shall not affect the validity of the
21 remainder of this Resolution. If any court determines that this Resolution, or any portion
22 hereof, cannot be legally applied to any individual(s), group(s), entity(ies), property(ies),
23 or circumstance(s), such determination shall not affect the applicability hereof to any
24 other individual group, entity, property, or circumstance.

1 Section 8. EFFECTIVE DATE. This Resolution shall become effective upon its
2 adoption.

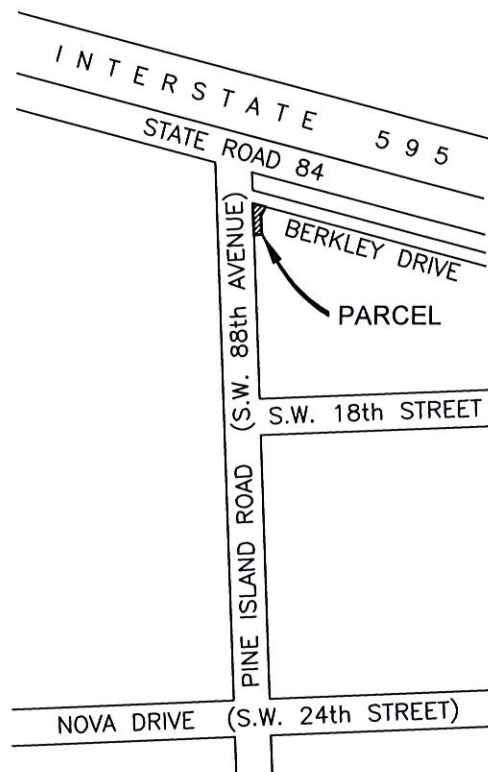
3 ADOPTED this _____ day of _____, 2014.
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5 REF: Approved BCC _____ Item No. _____
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11 CRC:dmv
12 12/11/13
13 daviededicationresolution.doc
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EXHIBIT "A"

SECTION 16, TOWNSHIP 50 SOUTH, RANGE 41 EAST



LOCATION SKETCH
BROWARD COUNTY, FLORIDA
 NOT TO SCALE

SURVEYOR'S CERTIFICATION:

I HEREBY CERTIFY THAT THIS SKETCH AND LEGAL DESCRIPTION CONSISTING OF SHEETS ONE THROUGH THREE IS TRUE, CORRECT AND COMPLETED ON 02-26-14 AND IS DONE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027 FLORIDA STATUTES.

Frank J. Guiliano

FRANK J. GUILIANO
 PROFESSIONAL SURVEYOR & MAPPER NO. 5768
 NOT VALID WITHOUT SIGNATURE AND THE ORIGINAL
 RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

NOTE:

- 1) BEARINGS ARE BASED ON THE WEST LINE OF THE NORTHWEST ONE-QUARTER OF SECTION 16, TOWNSHIP 50 SOUTH, RANGE 41 EAST, AS SHOWN ON THE PLAT "PARK CITY - SECTION ONE" AS RECORDED IN PLAT BOOK 49, PAGE 11, BROWARD COUNTY RECORDS; HAVING A BEARING OF N 02°16'40" W.
- 2) UNDERGROUND UTILITIES AND IMPROVEMENTS WERE NOT LOCATED.
- 3) DIMENSIONS ARE CALCULATED UNLESS OTHERWISE NOTED.
- 4) REFERENCED INSTRUMENTS ARE RECORDED IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, UNLESS INDICATED OTHERWISE.

THIS IS NOT A SURVEY,

but only a graphic depiction of the description shown hereon or attached hereto. There are no monuments set in connection with the preparation of the information shown hereon. Broward County makes no representation or guarantees as to the information shown hereon pertaining to easements, rights-of-ways, setback lines, reservations agreements, etc., nor is it the intent of this instrument to reflect all such matters. Such information should be obtained and confirmed by others through appropriate title verification.

LEGEND:

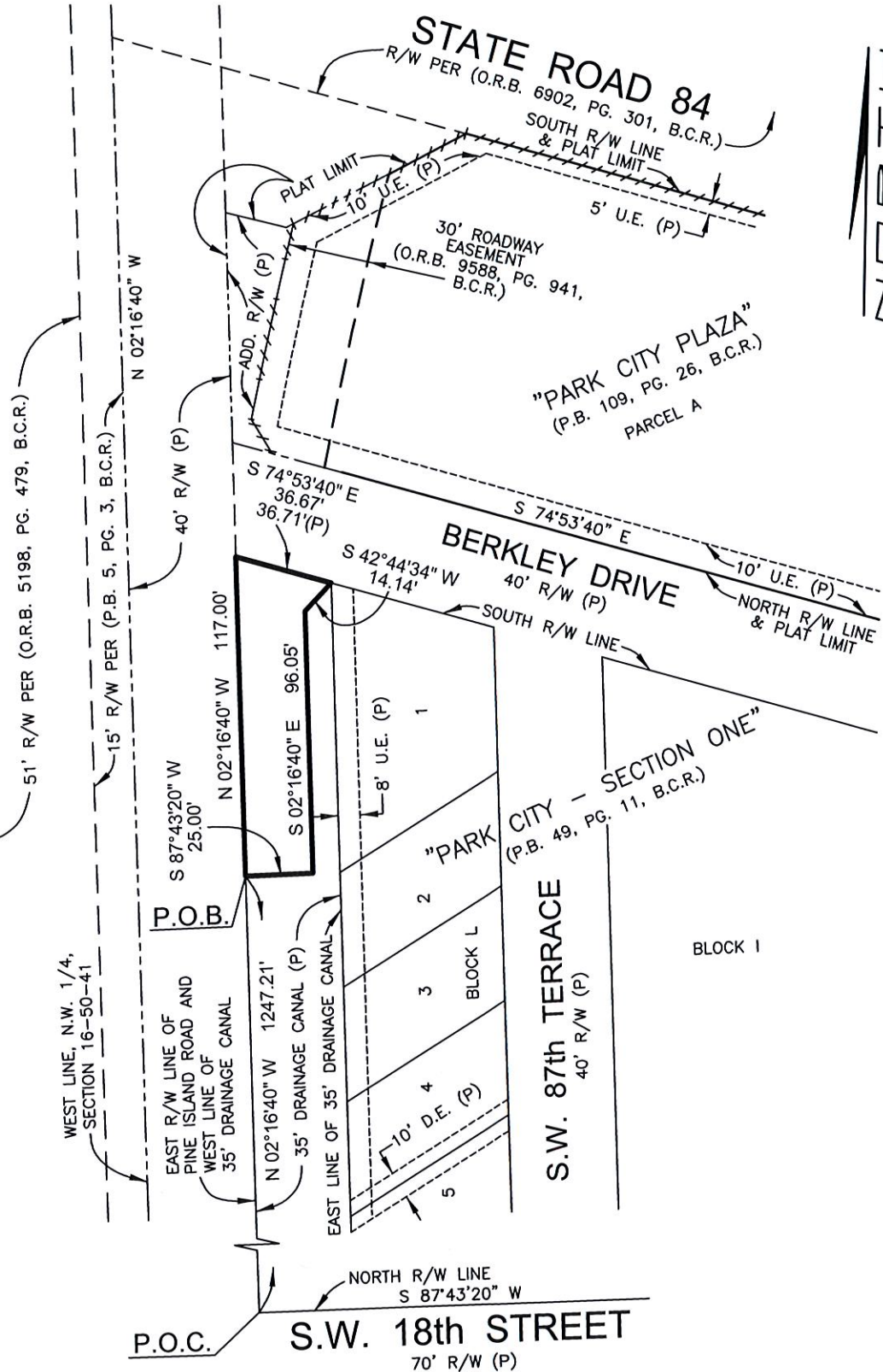
B.C.R. = BROWARD COUNTY RECORDS	PG. = PAGE
D.E. = DRAINAGE EASEMENT	P.O.B. = POINT OF BEGINNING
O.R.B. = OFFICIAL RECORDS BOOK	P.O.C. = POINT OF COMMENCEMENT
(P) = PLAT	R/W = RIGHT-OF-WAY
P.B. = PLAT BOOK	U.E. = UTILITY EASEMENT

2.		
1.		
DATE	REVISIONS	BY

Scale:	Drawn By:	Date:	Checked By:	Date:	File Location:
Not To Scale	JSH	02-26-14	F. Guiliano	02-26-14	E:\RW\Capital-Proj\5399-Pine Island Road\Parcel Sketch 2\Cover Sheet 1.dwg

BROWARD COUNTY HIGHWAY CONSTRUCTION & ENGINEERING DIVISION

PINE ISLAND ROAD (S.W. 88th AVENUE)



2.		
1.		
DATE	REVISIONS	BY
File Location:		
E:\RW\Capital-Proj\5399-Pine Island Road\Parcel Sketch 2\Sheet 2.dwg		

LEGAL DESCRIPTION:

A PORTION OF THE 35 FOOT DRAINAGE CANAL, AS PER THE PLAT OF "PARK CITY - SECTION ONE", RECORDED IN PLAT BOOK 49, PAGE 11, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE ON A POINT AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF PINE ISLAND ROAD (S.W. 88th AVENUE), SAID LINE ALSO BEING THE WEST LINE OF SAID 35 FOOT DRAINAGE CANAL, AND THE NORTH RIGHT-OF-WAY LINE OF S.W. 18th STREET; THENCE N 02°16'40" W ALONG SAID EAST RIGHT-OF-WAY LINE OF PINE ISLAND ROAD (S.W. 88th AVENUE), 1247.21 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY LINE N 02°16'40" W, 117.00 FEET TO A POINT AT THE INTERSECTION OF THE SAID EAST RIGHT-OF-WAY LINE OF PINE ISLAND ROAD (S.W. 88th AVENUE) AND THE SOUTH RIGHT-OF-WAY LINE OF BERKLEY DRIVE, AS PER PLAT BOOK 49, PAGE 11, BROWARD COUNTY RECORDS; THENCE S 74°53'40" E ALONG SAID SOUTH RIGHT-OF-WAY LINE OF BERKLEY DRIVE, 36.67 FEET TO A POINT ON THE EAST BOUNDARY LINE OF SAID 35 FOOT DRAINAGE CANAL; THENCE S 42°44'34" W, 14.14 FEET; THENCE S 02°16'40" E, 96.05 FEET; THENCE 87°43'20" W, 25.00 FEET TO THE SAID EAST RIGHT-OF-WAY LINE OF PINE ISLAND ROAD (S.W. 88th AVENUE) AND THE POINT OF BEGINNING.

SAID LAND SITUATE, LYING, AND BEING IN THE TOWN OF DAVIE, BROWARD COUNTY, FLORIDA, AND CONTAINING 2,893 SQUARE FEET, MORE OR LESS.

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DATE	REVISIONS	BY

Scale:	Drawn By:	Date:	Checked By:	Date:	File Location:
Not To Scale	JSH	02-26-14	F. Guiliano	02-26-14	E:\RW\Capital-Proj\5399-Pine Island Road\Parcel Sketch 2\Sheet 3 Legal.dwg