## Lee County Board of County Commissioners

Agenda Item Summary

Blue Sheet No. 20020644

## **REQUESTED MOTION:**

ACTION REQUESTED: Grant a Perpetual Utility Easement to Florida Water Services Corporation, pursuant to the terms and conditions as set forth in the easement document; authorize the Division of County Lands to handle all documentation necessary to complete this transaction.

WHY ACTION IS NECESSARY: The Board must formally approve all real estate conveyances from Lee County.

WHAT ACTION ACCOMPLISHES: Grants a perpetual utility easement that will allow Florida Water Services to install and maintain water and sewer facilities servicing Veteran's Park - Phase II.

2. DEPARTMENTAL CATEGORY: 06 - Independent  COMMISSION DISTRICT #:  4. AGENDA:  X CONSENT  ADMINISTRATIVE  APPEALS  APPEALS  PUBLIC  PUBLIC  WALK ON  TIME REQUIRED:  3. MEETING DATE:  06 - 18 - 2002  6. REQUESTOR OF INFORMATION  A. COMMISSIONER  B. DEPARTMENT Independent  C. DIVISION County Lands  BY: Karen L. W. Forsyth, Director Allman for Kings  CARROLLO DOLLA D.  COMMISSIONER  BY: Karen L. W. Forsyth, Director Allman for Kings  CARROLLO DOLLA D.  COMMISSIONER  BY: Karen L. W. Forsyth, Director Allman for Kings  CARROLLO DOLLA D.  COMMISSIONER  BY: Karen L. W. Forsyth, Director Allman for Kings  CARROLLO DOLLA D.  COMMISSIONER  BY: Karen L. W. Forsyth, Director Allman for Kings  CARROLLO DOLLA D.  COMMISSIONER  BY: Karen L. W. Forsyth, Director Allman for Kings  CARROLLO DOLLA D.  COMMISSIONER  C. DIVISION County Lands  C. DIVISION COUNTY LANDS  COMMISSIONER  C. DIVISION COUNTY LANDS  C. DIVISION	2. <u>DEPARTMENTAL CATEGORY</u> : 06 - Independent 3. <u>MEETING DATE</u> :			
4. AGENDA:  S. REQUIREMENT/PURPOSE:  (Specify)  ADMINISTRATIVE  APPEALS  PUBLIC  PUBLIC  WALK ON  TIME REQUIRED:  5. REQUIREMENT/PURPOSE:  (Specify)  X STATUTE FS 125  A. COMMISSIONER  B. DEPARTMENT Independent  C. DIVISION County Lands  BY: Karen L. W. Forsyth, Director Reference for Reference				
X CONSENT ADMINISTRATIVE APPEALS APPEALS PUBLIC WALK ON OTHER  COMMISSIONER B. DEPARTMENT Independent C. DIVISION County Lands BY: Karen L. W. Forsyth, Director Reference of the control	COMMISSION DISTRICT #: C6C 06-18-2002			
ADMINISTRATIVE X STATUTE FS 125 A. COMMISSIONER APPEALS ORDINANCE B. DEPARTMENT Independent PUBLIC ADMIN. C. DIVISION County Lands WALK ON OTHER BY: Karen L. W. Forsyth, Director Allman for Kings TIME REQUIRED:	4. AGENDA: 5. REQUIREMENT/PURPOSE: 6. REQUESTOR OF INFORMATION			
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PUBLIC ADMIN. C. DIVISION County Lands WALK ON OTHER BY: Karen L. W. Forsyth, Director Allman for Klyna 11ME REQUIRED:				
TIME REQUIRED:	PUBLIC ADMIN. C. DIVISION County Lands			
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WALK ON OTHER BY: Karen L. W. Forsyth, Director Allman for Klyna.  TIME REQUIRED:  63-02				
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This Instrument Prepared By: Lee County Division of County Lands P.O. Box 398 Fort Myers, FL 33902-0398

RE: Veterans Park - Phase II, Project No. 1706 STRAP No.: 05-45-27-00-00004.0000

## **UTILITY EASEMENT**

KNOW ALL MEN BY THESE PRESENTS: that, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations in hand paid, the sufficiency and receipt of which is hereby acknowledged, LEE COUNTY, a political subdivision of the State of Florida does hereby grant and bestow unto FLORIDA WATER SERVICES CORPORATION, a Florida Corporation, its successors and assigns, a non-exclusive, perpetual and unobstructed utility easement and right in and to, over and under all of the property described herein solely for the purposes of ingress and egress, and the installation and/or repair and maintenance of water and/or sewer facilities.

The easement hereby granted covers that certain property which is situate and being in Lee County, Florida, more particularly described on Exhibit A attached hereto and made a part hereof by this reference.

IN WITNESS WHEREOF, the un, 20	dersigned has signed and sealed this instrument on
(OFFICIAL SEAL)	
ATTEST: CHARLIE GREEN, CLERK	LEE COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS
BY Deputy Clerk	BYRobert P. Janes, Chairman
	APPROVED AS TO FORM:
	BYOffice of County Attorney

## LEGAL DESCRIPTION EXHIBIT A 20 FOOT WIDE WATER MAIN EASEMENT "A" IN SECTION 5, TOWNSHIP 45 SOUTH, RANGE 27 EAST LEHIGH, LEE COUNTY, FLORIDA A STRIP OF LAND 20 FEET WIDE LYING 10 FEET ON EACH SIDE OF AND POINT OF COMMENCEMENT NE CORNER, SECTION 5— TOWNSHIP 45 SOUTH, RANGE 27 EAST CONTIGUOUS TO THE FOLLOWING DESCRIBED CENTERLINE: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 5 THENCE SOUTH 01"44'40" EAST ALONG THE EAST LINE OF SAID SECTION 5 FOR 1707.91 FEET: THENCE SOUTH 83"08"55" WEST FOR 6.10 FEET; THENCE S62"13"11"W 36.33" THENCE N27"46"49"W FOR 10.00 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED CENTERLINE: THENCE CONTINUE N27'46'49"W FOR 4.40"; THENCE N03'39'08"W 127.93' TO THE POINT OF TERMINUS OF ABOVE DESCRIBED CENTERLINE. BEARINGS HEREINABOVE MENTIONED ARE ASSUMED BASED ON THE EAST LINE OF SAID SECTION 5 BEING SOUTH 01'44'40" EAST. LEGAL DESCRIPTION 20 FOOT WIDE WATER MAIN EASEMENT "B" IN SECTION 5, TOWNSHIP 45 SOUTH, RANGE 27 EAST LEHIGH, LEE COUNTY, FLORIDA A STRIP OF LAND 20 FEET WIDE LYING 10 FEET ON EACH SIDE OF AND CONTIGUOUS TO THE FOLLOWING DESCRIBED COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 5 THENCE SOUTH 01'44'40" EAST ALONG THE EAST LINE OF SAID SECTION 5 FOR 1707.91 FEET: THENCE SOUTH 83'08'55" WEST FOR 6.10 FEET; THENCE SOUTH 62'13'11" WEST FOR 104.08 FEET; THENCE SOUTH 66'08'46" WEST FOR 154.01 FEET; THENCE SOUTH 72'32'10" WEST FOR 153.55 FEET: THENCE SOUTH 74'53'01" WEST FOR 100.24 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED CENTERLINE; THENCE CONTINUE SOUTH 74'53'01" WEST FOR A DISTANCE OF 2.25 Proposed 20' Wide Water Main Easement "A" FEET; THENCE RUN SOUTH 66'20'30" WEST FOR A DISTANCE OF POINT OF TERMINUS 266.74 FEET; THENCE RUN SOUTH 56'48'16" WEST FOR A N03'39'08"W 127.93 DISTANCE OF 250.27 FEET; THENCE RUN SOUTH 58'10'36" FOR A DISTANCE OF 337.90 FEET; THENCE RUN SOUTH 41'59'30" EAST FOR A DISTANCE OF 158.26 FEET; THENCE RUN SOUTH 45'37'01" WEST FOR A DISTANCE OF 1.32 FEET TO THE END OF AN EXISTING 20 FOOT WATER LINE EASEMENT AND THE POINT OF TERMINUS OF ABOVE DESCRIBED CENTERLINE. N27'46'49"W 4.40'\ POINT OF REGINNING "A" N27'46'49"W 10.00' EXISTING 20' WIDE WATER MAIN 566'08'46"W BEARINGS HEREINABOVE MENTIONED ARE ASSUMED BASED ON THE EAST LINE OF SAID SECTION 5 BEING SOUTH 01'44'40" EASEMENT EAST. EXISTING 20' WIDE WATER POINT OF BEGINNING "B" EASEMENT PROPOSED 20' WIDE WATER MAIN EASEMENT "B" GRAPHIC SCALE CENTERLINE OF PROPOSED 20' WIDE WATER MAIN EASEMENT. ( IN FEET ) 1 inch = 200 ft. POINT OF TERMINUS EXISTING 20' WIDE WATER MAIN EASEMENT BY: STEPHEN A. SEIDLER, PLS 4175 NOT VALID UNLESS SIGNED AND SEALED WITH THE EMBOSSED SEAL OF THE SURVEYOR. DRAWN BY: DATE: PROL NO. SKETCH ONLY, NOT A SURVEY 4/16/02 TEG 20002 SKETCH TO ACCOMPANY LEGAL DESCRIPTION PROPOSED 20' WIDE WATERMAIN EASEMENT DUANE HALL ENGINEERING, INC. SUBDIV. NAME 1 SUBDIV. NAME 2 CIVIL ENGINEERS-LAND SURVEYORS LOT NO. BLOCK LEHIGH PARK, LEHIGH, FLORIDA 6315 PRESIDENTIAL COURT SUITE FORT MYERS, FLORIDA 33919 **LEGEND** SEC. TWP. RGE. 32 44 27 (941) 433-4111 COUNTY STATE SKETCH TO ACCOMPANY LEGAL DESCRIPTION PROPOSED 20' WIDE WATERMAIN EASEMENT LEHIGH PARK, LEHIGH, FLORIDA SHEET LEE FLORIDA

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1

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