

RESOLUTION NO. 69

RESOLUTION OF THE BOARD OF COUNTY  
COMMISSIONERS OF NASSAU COUNTY, RE-  
LATING TO THE FURNISHING OF NECES-  
SARY RIGHTS OF WAY, BORROW PITS  
AND EASEMENTS FOR THAT PORTION OF  
SECTION 74060-2504

WHEREAS, the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION has authorized and requested Nassau County to furnish the necessary rights of way, borrow pits and easements for that portion of Section 74060-2504, State Road 200, extending from State Road 9 Easterly to intersection with State Road 5 at Yulee which has been surveyed and located by the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION as shown by a map on file in the Office of the Clerk of the Circuit Court of said County, and in the office of the said Department at Tallahassee, and

WHEREAS, the said Department will not begin construction of said portion of said Section in said County until title to all land necessary for said portion of said Section has been conveyed to or vested in said State by said County, and said lands are physically cleared of all occupants, tenants, fences, buildings, and/or other structures and improvements upon or encroaching within the limits of the land required for said portion of said Section; and

WHEREAS, the said County is financially unable at this time to provide the necessary funds to acquire said rights of way, borrow pits and easements; now therefore, be it

RESOLVED, that the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION be and it is hereby requested to pay for the rights of way, borrow pits and easements for said road, including the removal of buildings, fences and other structures and improvements thereon, utility relocations and for other expenses of acquiring title to said rights of way, borrow pits and easements by purchase or condemnation, from proceeds of State of Florida Department of General Services bonds or secondary gasoline tax funds (Article XII, Section 9(4), of the Florida Constitution, and Section 335.041, Florida Statutes, as amended), whichever is available, under conditions set forth in the contract, of which this resolution forms a part; and be it further

RESOLVED, that said County, through its Board of County Commissioners, comply with the request of said Department and procure, convey or vest in said State the free, clear and unencumbered title to all lands necessary for said portion of said Section, and deliver to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION said lands physically clear of all occupants tenants, fences, buildings and/or other structures and improvements situate upon or encroaching within the limits of the lands required for said portion of said Section and that the Chairman and the Clerk of the Board be and they are hereby authorized and directed to execute and deliver on behalf of said County to said Department the Contract in the form hereto attached; and be it further

RESOLVED, that the attorney for this Board be, and he is hereby authorized and directed to proceed to take the necessary steps for the County to acquire in the name of said County by donation, purchase, or condemnation said rights of way, borrow pits and easements for said portion of said Section, and to prepare in the name of said County by its County Commissioners all condemnation papers affidavits and pleadings, and prosecute all condemnation proceedings to judgment; and furnish to the Department the abstract search provided for in said Contract.

ADOPTED this 12th day of October A.D. 1971

BOARD OF COUNTY COMMISSIONERS OF  
NASSAU COUNTY, FLORIDA

BY:

*John F. Armstrong Jr.*  
As Its Chairman

ATTEST:

*Booby*  
Ex-Officio Clerk