

RESOLUTION NO. 82-28

A RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS OF NASSAU COUNTY TO SIGN A STIPULATION OF PARTIES AGREEMENT FOR OPENING A NEW CROSSING WITH THE GEORGIA SOUTHERN AND FLORIDA RAILROAD. THE LOCATION IS 1450 FEET WEST OF MILE POST E-244.

WHEREAS, it is in the best interests of the citizens of Nassau County that railroad crossings be adequately maintained, and

WHEREAS, it is in the best interest of the citizens of Nassau County for the Board of County Commissioners to work with Georgia Southern and Florida Railroad towards this end,

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners that the Chairman sign a stipulation of parties agreement for opening a new crossing with the Georgia Southern and Florida Railroad, located 1450 feet west of mile post E-244.

RESOLVED this 27th day of July, 1982, by the Board of County Commissioners of Nassau County.

BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY

By: Douglas Hodges
Douglas Hodges
Its: Chairman

ATTEST:

By: T. J. Greeson

T. J. Greeson
Its: Ex-Officio Clerk

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

Petitioner,

VS

DEPARTMENT OF TRANSPORTATION
STATE OF FLORIDA

and

GEORGIA SOUTHERN & FLORIDA RAILWAY COMPANY

STIPULATION OF PARTIES

Come now the Petitioner, the Board of County Commissioners, Nassau County, hereinafter referred to as the "Board", and the Respondents, Florida Department of Transportation, hereinafter referred to as "DOT", and Georgia Southern and Florida Railway Company, hereinafter referred to as "RR" Company, and through their undersigned authorized representatives, and hereby file this Stipulation of Parties, as follows:

1. That the Board has filed an application to open a public at-grade rail/highway crossing pursuant to Florida Statute 338.21 (1978), a copy of said application is attached hereto and made a part hereof as EXHIBIT "A".
2. That the Board has applied for a permit to open the crossing located at a point described as being 1450' West of RR Company's Mile Post G-244, at Nassau County, Florida.
3. That the railroad track at said location is presently classified as a Mainline, with 8 trains per day.

4. That the Board intends to construct over said crossing a two-lane, 24' pavement with 6' shoulder roadway. The location of said crossing is as set forth on the sketch attached hereto and made a part hereof, as EXHIBIT "B".

5. That the RR Company will provide, furnish or have furnished, all necessary materials required for, and will construct at the Boards exoense a Standard Railroad Crossing Type Mainline in accordance with the DEPARTMENT'S Standard Index No. 560 attached hereto and made a part hereof as EXHIBIT "C". Upon completion of the crossing, the RR Company shall be responsible for the maintenance cost of all trackbed and rail components plus the highway roadbed for the width of the rail ties as a public crossing.

6. That the RR Company shall furnish the necessary materials and install at the Boards expense automatic grade crossing signals and/or other traffic control devices Type _____, Class _____ in accordance with the DEPARTMENT'S Standard Index 17882 attached hereto and made a part hereof as EXHIBIT "D". Upon completion of the signal installation, the Board will share equally with the RR Company the annual maintenance cost of the Automatic Grade Crossing Traffic Control Devices in accordance with the amounts as specified in the DEPARTMENT Form 722-48 (7-77), as amended, attached hereto and made a part hereof as EXHIBIT "E", all pursuant to Chapter 14-46.03(2) Florida Administrative Code.

7. That this Stipulation has been executed by all parties having an interest in this matter, and further, all parties waive hearing rights and request the DEPARTMENT to issue authority in accordance with Florida Statutes Section 338.21 and Chapter 14-46 Florida

Administrative Code with this Stipulation of Parties:

Dated this _____ day of _____ 1982.

Douglas Hodges
Board of County Commissioners
Nassau County

Georgia Southern and Florida Railway Co.

By: [Signature]
Clerk, Board of County Commissioners

By: _____

FLORIDA DEPARTMENT OF TRANSPORTATION

By: _____

By: _____