



Interoffice Memorandum

March 8, 2018

TO: Mayor Teresa Jacobs and Board of County Commissioners

FROM: Mark V. Massaro, P.E., Public Works Director

CONTACT PERSON: **Mark V. Massaro, P.E., Director**
Public Works Department

PHONE NUMBER: **(407) 836-7970**

A handwritten signature in black ink, appearing to be "MVM".

SUBJ: **Interlocal Agreement between Orange County and the City of Apopka regarding jurisdiction to operate and maintain Michael Gladden Boulevard from South Hawthorne Avenue to South Park Avenue.**

The City of Apopka (City) has requested Orange County (County) transfer the Deed for Michael Gladden Boulevard from the easterly right-of-way line of South Hawthorne Avenue to the westerly right of way line of South Park Avenue.

In accordance with Florida Statutes, a County Deed has been prepared which transfers all interest, authority and responsibility over that portion of Michael Gladden Boulevard to the City. Approval of this Agreement transfers responsibility for maintaining Michael Gladden Boulevard to the City.

The Orange County Attorney's Office and Risk Management Division have reviewed the Agreement and found it acceptable.

Action Requested: Approval and execution of (1) Interlocal Agreement between Orange County, Florida and City of Apopka, Florida regarding transfer of jurisdiction of Michael Gladden Boulevard from South Hawthorne Avenue to South Park Avenue and (2) County Deed by Orange County and the City of Apopka. District 2.

MVM/GS/ns

Attachment(s)

INTERLOCAL AGREEMENT

between

ORANGE COUNTY, FLORIDA

and

CITY OF APOPKA, FLORIDA

regarding

**TRANSFER OF JURISDICTION OF
MICHAEL GLADDEN BOULEVARD FROM
SOUTH HAWTHORNE AVENUE TO
SOUTH PARK AVENUE**

Approved by the Orange County
Board of County Commissioners
MAR 20 2018, 2018

Approved by the City of Apopka
City Council
February 7, 2018

INTERLOCAL AGREEMENT
between
ORANGE COUNTY, FLORIDA
and
CITY OF APOPKA, FLORIDA
regarding
TRANSFER OF JURISDICTION OF MICHAEL GLADDEN
BOULEVARD FROM
SOUTH HAWTHORNE AVENUE TO
SOUTH PARK AVENUE

THIS INTERLOCAL AGREEMENT is made and entered into by and between **Orange County, Florida**, a Charter County and political subdivision of the State of Florida (“County”), and the **City of Apopka, Florida**, a municipal corporation created and existing under the laws of the State of Florida (“City”).

RECITALS

WHEREAS, the County has authority pursuant to Section 125.01, Florida Statutes, to enter into agreements;

WHEREAS, the City has authority pursuant Section 166.021, Florida Statutes, to enter into agreements;

WHEREAS, the County and the City have authority pursuant to Section 163.01, Florida Statutes, to enter into interlocal agreements;

WHEREAS, all roads which are open and available for use by the public and dedicated to public use, according to law or by prescription, are declared to be and established as, pursuant to Section 335.01(1), Florida Statutes, public roads;

WHEREAS, a “road” is defined by Section 334.03(23), Florida Statutes, as “a way open to travel by the public, including, but not limited to, a street, highway, or alley. The term includes associated sidewalks, the roadbed, the right-of-way, and all culverts, drains, sluices, ditches, water storage areas, waterways, embankments, slopes, retaining walls, bridges, tunnels, and viaducts. . . .”;

WHEREAS, the term “road” as defined by Section 334.03(23), Florida Statutes, also implicitly includes, curbs, guardrails, landscaping, and traffic control devices (such as signals and signs) within the right-of-way;

WHEREAS, according to Section 335.01(2), Florida Statutes, public roads are divided into the following four systems: (1) the “county road system”; (2) the “city street system”; (3) the “State Highway System”; and (4) the “State Park Road System”;

WHEREAS, the “county road system” is defined by Section 334.03(8), Florida Statutes, as “all collector roads in the unincorporated areas of a county and all extensions of such collector roads into and through any incorporated areas, all local roads in the unincorporated areas, and all urban minor arterial roads not in the State Highway System”;

WHEREAS, the “city street system” is defined by Section 334.03(3), Florida Statutes, as “all local roads within a municipality, and all collector roads inside that municipality, which are not in the county road system”;

WHEREAS, pursuant to Section 335.0415(2), Florida Statutes, any change of the jurisdiction of a public road after July 1, 1995, that is a part of a county road system or a city street system is governed by Section 335.0415(3), Florida Statutes;

WHEREAS, pursuant to Section 335.0415(3), Florida Statutes, subsequent to July 1,

1995, public roads within the respective road systems of a county or a city may be transferred between those jurisdictions only by mutual agreement of those local governmental entities;

WHEREAS, the City desires to own (or accept dedication of, whatever the case may be), maintain, control, and have responsibility over the County functionally classified road known as Michael Gladden Boulevard from the easterly right-of-way of South Hawthorne Avenue to the westerly right-of-way line of South Park Avenue;

WHEREAS, this Interlocal Agreement is solely intended to address the transfer of such road, or segment thereof, from the County road system to the City street system;

WHEREAS, except as provided under Section 2.E, this Interlocal Agreement is not intended to apply and shall not be construed as applying to the subject of which party has jurisdiction to control traffic along such road (see Section 316.006, Florida Statutes); and

WHEREAS, this Interlocal Agreement is not intended to apply and shall not be construed as applying to the subject of which law enforcement authority has jurisdiction to enforce traffic laws along such road (see Section 316.640, Florida Statutes).

NOW, THEREFORE, in consideration of the mutual covenants and conditions contained herein, the parties hereto agree as follows:

1. **Recitals.** The foregoing recitals are true and correct and are hereby incorporated herein by reference.

2. **Transfer of Jurisdiction of Michael Gladden Boulevard; Scope; Torts; Powers; Other.**

A. **Transfer of Jurisdiction.** The County hereby transfers to the City, and the City hereby accepts and acknowledges jurisdiction over, the County functionally classified

road known as Michael Gladden Boulevard from the easterly right-of-way line of South Hawthorne Avenue to the westerly right-of-way line of South Park Avenue (“Michael Gladden Boulevard”).

B. Scope. The City’s jurisdiction over Michael Gladden Boulevard means the authority and responsibility to maintain, control, repair, or improve such road, as the term “road” is defined by Section 334.03(23), Florida Statutes, and to regulate, warn, or guide traffic on such road, regardless of any future alteration, realignment, construction, extension, widening, or renaming of such road. Michael Gladden Boulevard is therefore henceforth deemed to be part of the “City street system” for purposes of operation and maintenance.

C. Torts. Pursuant to Section 337.29(3), Florida Statutes, to the extent that sovereign immunity has been waived, liability for torts shall be in the City.

D. Powers. Also pursuant to Section 337.29(3), except as may be otherwise provided by law or this Interlocal Agreement, the City shall have the same governmental, corporate, and proprietary powers with relation to Michael Gladden Boulevard that the City has with relation to other public roads and rights-of-way within the City.

E. Alteration of Traffic; Reduction in Speed Limits; Weight Limits; Road Closure; Vacation. Unless having first applied for and obtained permission from the Board of County Commissioners, which permission may be withheld in the Board’s discretion, the City shall not:

(1) alter, modify or regulate traffic on Michael Gladden Boulevard, or any portion thereof, in such a manner as will reduce or otherwise impede the flow of traffic on Michael Gladden Boulevard (for example, through traffic calming devices, speed humps, speed

bumps, or roundabouts);

(2) reduce the current speed limit of 30 miles per hour for Michael Gladden Boulevard;

(3) establish weight limits or prohibit or restrict certain types of traffic (for example, truck traffic) on Michael Gladden Boulevard, or any portion thereof;

(4) close or barricade Michael Gladden Boulevard, or any portion thereof, to vehicular traffic, other than temporarily for road maintenance, road repair, accidents, or miscellaneous special events, such as road or bike races; or

(5) vacate any portion of Michael Gladden Boulevard.

3. Dedication and Acceptance; Deed; Vesting of Title.

A. Dedication and Acceptance. For Michael Gladden Boulevard, or any portion thereof, that was heretofore dedicated and that the County heretofore accepted, the County hereby dedicates Michael Gladden Boulevard, and any portion thereof (including associated drainage easements and retention areas), to the City, and the City hereby accepts such dedication.

B. Deed. The County shall execute, record (at the City's expense) and deliver a County deed in favor of the City substantially in the form attached hereto as **Exhibit "A,"** for any portion of Michael Gladden Boulevard that the County holds, or may hold, fee title or a property interest, as specifically described in the legal description and map attached to **Exhibit "A" as Appendix "A."**

C. Vesting of Title. Upon the recording of the County deed and **Appendix "A"** thereto pursuant to subsection 3.B, title in Michael Gladden Boulevard shall vest in the City,

pursuant to Section 337.29(3), Florida Statutes.

4. Miscellaneous.

A. Validity. The County and the City each represents, warrants, and covenants to and with the other its respective authority and power under Florida law to enter into this Interlocal Agreement, acknowledges the validity and enforceability of this Interlocal Agreement, and waives any future right of defense based on claim of illegality, invalidity or unenforceability of any nature. The County and the City each hereby represents, warrants and covenants to and with the other that this Interlocal Agreement has been validly approved by its respective governing body, and that this Interlocal Agreement constitutes a legal, valid and binding contract enforceable against the respective party in accordance with the terms hereof (assuming the due authorization, execution and delivery hereof by the other party hereto).

B. Ambiguities. Both parties have been allowed equal input regarding the terms and wording of this Interlocal Agreement and have had the benefit of consultation with their respective legal counsel prior to its execution, such that all language herein shall be construed equally against the parties, and no language shall be construed strictly against its drafter.

C. Headings. The headings or captions of sections or subsections used in this Interlocal Agreement are merely for the convenience of the parties for reference only and are not intended to define or limit their contents, nor are they to affect the construction of or to be taken into consideration in interpreting this Interlocal Agreement.

D. Severability. The provisions of this Interlocal Agreement are declared by the parties to be severable only to the extent that the remaining provisions can effectuate the

purpose and intent of the parties.

E. Governing Law; Venue; Attorney's Fees and Costs.

(1) This Interlocal Agreement shall be governed by and construed in accordance with laws of the State of Florida.

(2) Venue for any action arising out of or related to this Interlocal Agreement shall be in the Circuit Court for the Ninth Judicial Circuit in Orange County, Florida.

(3) In the event a party deems it necessary to take legal action to enforce any provisions of this Interlocal Agreement, each party shall bear its own attorney's fees and costs at both the trial and appellate levels.

F. Entire Agreement. This Interlocal Agreement, along with any exhibits, constitutes the entire Agreement between the parties regarding the subject matter hereof. Any prior oral or written agreements or understandings of any kind between the parties relating to the subject matter hereof are null and void and of no further effect.

G. Amendments. This Interlocal Agreement may be amended only by express written instrument approved by the Board of County Commissioners of the County and the City Council of the City, and executed by the authorized officers of each party.

H. Counterparts. This Interlocal Agreement and any amendments thereto may be executed in one or more counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

I. Notices. Any notice required to be given or otherwise given by one party to the other party shall be in writing and shall be deemed delivered when given by hand delivery; five (5) days after being deposited in the United States Mail, postage prepaid, certified or

registered; or the next business day after being deposited with a recognized overnight mail or courier delivery service; or when transmitted by facsimile or telecopy transmission, with receipt acknowledged upon transmission; and addressed as follows:

If to the County: Director, Orange County Public Works Department
4200 South John Young Parkway
Orlando, Florida 32839
Facsimile: (407) 836-7716

With a copy to: County Attorney
Orange County Administration Center
201 South Rosalind Avenue
Orlando, Florida 32802
Facsimile: (407) 836-5888

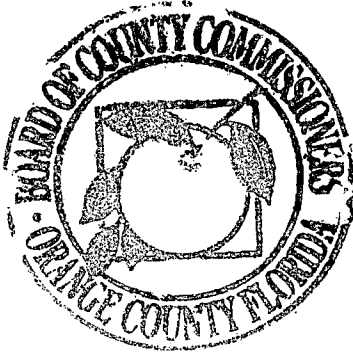
If to the City: Public Services Director
Public Services Department
748 E. Cleveland St.
Apopka, Florida 32703
Facsimile: (407) 703-1748

In all cases, notices shall be deemed delivered to a party only upon delivery of copies to the persons indicated above in the same manner as for the party being notified. Either party may change its designated official or address for receipt of notice by giving notice of such change to the other party in the manner provided in this section.

[THE REMAINDER OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK.]

5. **Effective Date.** This Interlocal Agreement shall become effective on the date of execution by the County or the date of execution by the City, whichever date is later.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the day and year indicated below.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs, County Mayor

Date: March 20, 2018

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: *Neelra Puri*
fo Deputy Clerk

CITY OF APOPKA, FLORIDA
By: City Council

By: *Joseph E. Kilshammer*
Joseph E. Kilshammer, Mayor

Date: Feb. 7, 2018

ATTEST:

By: *Linda F. Goff*
Linda F. Goff, City Clerk

Exhibit "A"

Project: Interlocal Agreement with the City of Apopka for the Transfer of Jurisdiction of Michael Gladden Blvd. from South Hawthorne Ave. to South Park Ave.

This document constitutes a conveyance from a state agency or instrumentality to an agency of the state and is not subject to documentary stamp tax. Department of Revenue Rules 12B-4.0114(10), F.A.C.

COUNTY DEED

THIS DEED, effective as of the date written below, by ORANGE COUNTY, a charter county and political subdivision of the state of Florida, whose address is P. O. Box 1393, Orlando, Florida 32802-1393, GRANTOR, and the City of Apopka, a municipal corporation, under the laws of the State of Florida, whose address is 120 E. Main St., Apopka, Florida, 32703, GRANTEE.

WITNESSETH: That the GRANTOR, for and in consideration of the sum of \$1.00 and other valuable considerations, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does hereby remise, release, and quit-claim unto the said GRANTEE forever, all the right, title, interest, claim, and demand which the GRANTOR has in and to the following described lot, piece, or parcel of land, situate, lying and being in the county of Orange, state of Florida, to-wit:

SEE ATTACHED APPENDIX "A"

Property Appraiser's Parcel Identification Number:

Unassigned

THIS COUNTY DEED is being given in accordance with the Interlocal Agreement for the transfer of jurisdiction of Michael Gladden Blvd. from the easterly right of way line of South Hawthorne Ave. to the westerly right of way line of South Park Ave.

TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity, and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit, and behoove of the GRANTEE forever.

Project: Interlocal Agreement with the City of Apopka for the Transfer of Jurisdiction of Michael Gladden Blvd. from South Hawthorne Ave. to South Park Ave.

IN WITNESS WHEREOF, the said GRANTOR has caused these presents to be executed in its name by its Board, acting by the County Mayor, effective the day and year written below.

(Official Seal)

ORANGE COUNTY, FLORIDA
By Board of County Commissioners

BY: _____
Teresa Jacobs,
Orange County Mayor

DATE: _____

ATTEST: Phil Diamond, CPA, County
Comptroller, as Clerk of the Board
of County Commissioners

BY: _____
Deputy Clerk


Printed Name

APPENDIX "A"

LEGAL DESCRIPTION

A portion of the East and West right of way of Michael Gladden Boulevard lying within Section 16, Township 21 South, Range 28 East, Orange County, Florida, being more particularly described as follows:

Begin at the Northwest corner of Lot 5, Block G of THE TOWN OF APOPKA as recorded in Plat Book A, Page 109 of the Public Records of Orange County, Florida, said point also lying on the East right of way line of South Hawthorne Avenue; thence run East along the North line of Lots 5 through 7, Block G of said plat, also being the South right of way line of West Michael Gladden Boulevard a distance of 586.00 feet more or less to a point lying on the West right of way line of South Washington Avenue, point also being on the Northeast corner of Lot 7, Block G of said plat; thence run East along the prolongation of the North line of said Lot 7 a distance of 80.00 feet more or less to a point at the Northwest corner of Lot 8, Block G of said plat; thence run East along the North line of Lots 8 through 11, Block G of said plat, also being the South right of way line of West Michael Gladden Boulevard a distance of 590.00 feet more or less to a point lying on the West right of way line of Marvin C. Zanders Avenue, point also being on the Northeast corner of Lot 11, Block G of said plat; thence run East along the prolongation of the North line of said Lot 11, Block G a distance of 80.00 feet more or less to a point at the Northwest corner of Lot 53, Block H of said plat; thence run East along the North line of Lots 53 through 55, Block H of said plat, also being the South right of way line of West Michael Gladden Boulevard a distance of 590.00 feet more or less to a point lying on the West right of way line of South Central Avenue, point also being on the Northeast corner of Lot 55, Block H of said plat; thence run East along the prolongation of the North line of said Lot 55, Block H of said plat a distance of 80.00 feet more or less to a point at the Northwest corner of Lot 56, Block H of said plat; thence run East along the North line of Lots 56 through 58, Block H of said plat, also being the South right of way line of East Michael Gladden Boulevard a distance of 587.00 feet more or less to a point lying on the West right of way line of South Park Avenue, point also being at the Northeast corner of Lot 58, Block H of said plat ; thence Northerly along the prolongation of the West right of way line of South Park Avenue a distance of 80.00 feet more or less to a point lying on the North right of way line of East Michael Gladden Boulevard, said point also lying at the Southeast corner of Lot 52, Block H of said plat; thence run West along the South line of Lots 48, 51 and 52, Block H of said plat, also being the North right of way line of East Michael Gladden Boulevard a distance of 593.00 feet more or less to a point at the Southwest corner of Lot 48, Block H of said plat; thence continue West along the prolongation of the South line of Lot 48, Block H of said plat a distance of 80.00 feet more or less to a point at the Southeast corner of Lot 41, Block H of said plat; thence continue West along the South line of Lots 33, 34 and 41, Block H of said plat, also being the North right of way line of West Michael Gladden Boulevard a distance of 590.00 feet more or less to a point at the Southwest corner of Lot 33, Block H of said plat; thence continue West

PREPARED FOR: Engineering Design Section		ORANGE COUNTY PUBLIC WORKS ENGINEERING DIVISION		
DRAWN BY: Alvarez	DATE: 02/09/18	SECTION: 16	 SURVEY SECTION 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 836-7940	DRAWING SCALE: NTS
CHECKED BY: Daynes	JOB No: 8113	TOWNSHIP: 21		PROJECT NUMBER
APPROVED BY: Daynes	DRAWING FILE:	RANGE: 28		8113
REVISION DATE:	W. Michael Gladden Blvd	SHEET 1 OF 4		

APPENDIX "A"

LEGAL DESCRIPTION

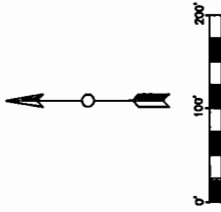
along the prolongation of the South line of Lot 33, Block H of said plat a distance of 80.00 feet to a point at the Southeast corner of Lot 38, Block G of said plat; thence continue West along the South line of Lots 36 through 38, Block G of said plat, also being the North right of way line of West Michael Gladden Boulevard a distance of 590.00 feet to a point at the Southwest corner of Lot 36, Block G of said plat; thence continue West along the prolongation of the South line of Lot 36, Block G of said plat a distance of 80.00 feet more or less to a point at the Southeast corner of Lot 35, Block G of said plat; thence continue West along the South line of Lots 35 through Lot 33, Block G a distance of 587.00 feet more or less to a point at the Southwest corner of Lot 33, Block G of said plat; thence Southerly along the East right of way line of South Hawthorne Avenue a distance of 80.00 feet more or less to the Point of Beginning;

Contains 207,720.01 square feet or 4.77 acres, more or less.

PREPARED FOR: Engineering Design Section		ORANGE COUNTY PUBLIC WORKS ENGINEERING DIVISION		
DRAWN BY: Alvarez	DATE: 02/09/18	SECTION: 16	SURVEY SECTION 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 836-7940	DRAWING SCALE: NTS
CHECKED BY: Daynes	JOB No: 8113	TOWNSHIP: 21		PROJECT NUMBER
APPROVED BY: Daynes	DRAWING FILE:	RANGE: 28		8113
REVISION DATE:	W. Michael Gladden Blvd	SHEET 2 OF 4		



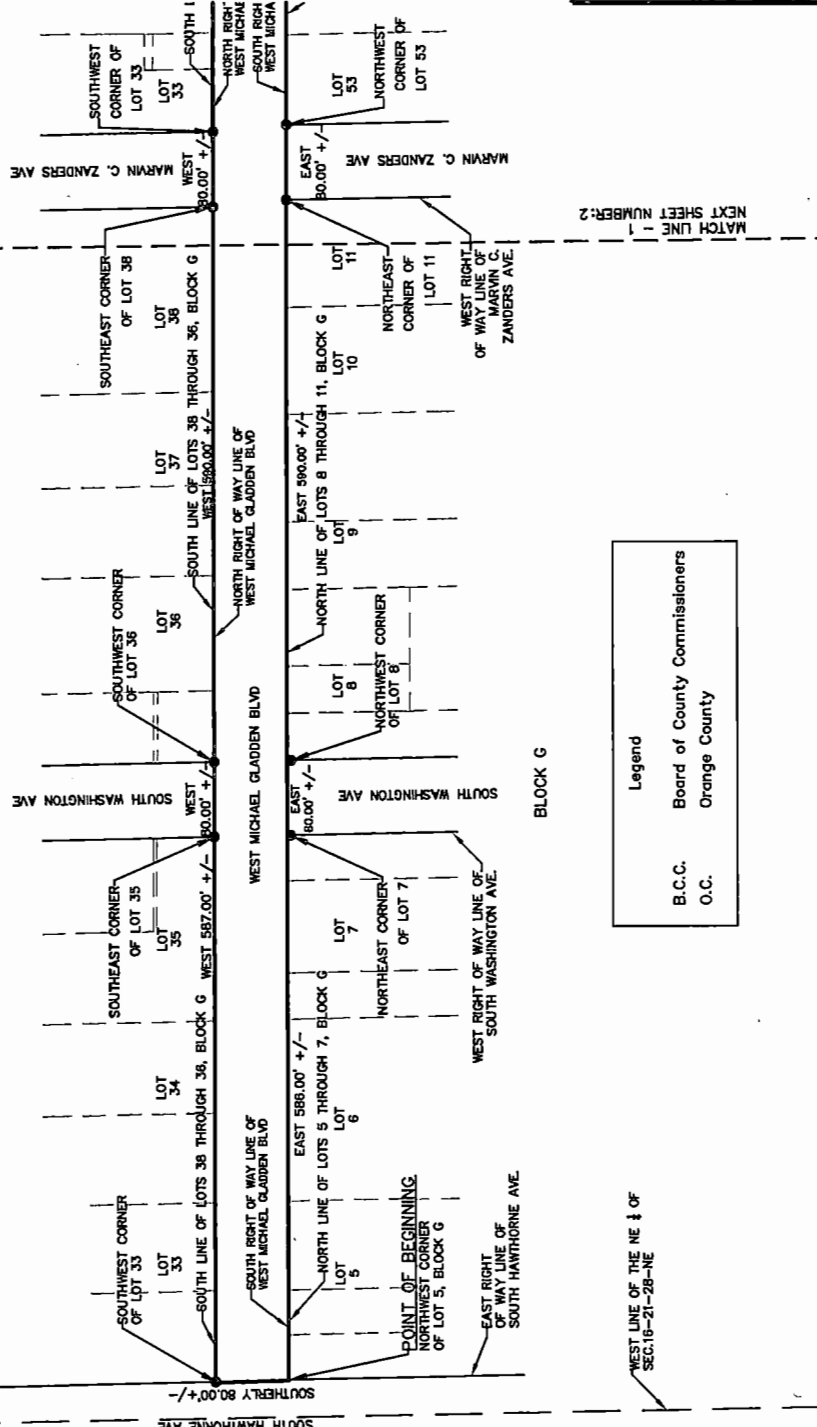
APPENDIX "A" SKETCH OF DESCRIPTION



THE TOWN OF APOPKA
PLAT BOOK A, PAGE 109

16-21-28-NE

BLOCK G



MATCH LINE 1
NEXT SHEET NUMBER: 2

Legend

B.C.C. Board of County Commissioners

O.C. Orange County

I HEREBY AFFIRM THAT THE SKETCH OF DESCRIPTION REPRESENTED HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. IT HAS BEEN PREPARED IN ACCORDANCE WITH THE STANDARDS SET FORTH IN CHAPTER 34-C, F.A.C., PURSUANT TO CHAPTERS 17 AND 172 OF THE FLORIDA STATUTES AND THE ORIGINAL UNDATED SIGNATURE AND THE ORIGINAL UNDATED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. THE DRAWING, SKETCH, PLAN OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.

2/9/18
DATE

Frank A. Daynes
REGISTERED LAND SURVEYOR
NO. 15171
STATE OF FLORIDA LICENSE NO. 5470

SKETCH AND DESCRIPTION
THIS IS NOT A SURVEY. NOR HAS FIELD WORK BEEN PERFORMED IN ACCORDANCE WITH 5J-17, FLORIDA ADMINISTRATIVE CODE FOR PREPARATION OF THIS DRAWING.

- NOTES:**
1. BEARINGS ARE BASED ON THE TOWN OF APOPKA PLAT BOOK A, PAGE 109, ORANGE COUNTY, FLORIDA SOUTH RIGHT OF WAY LINE FOR WEST MICHAEL GLADDEN BLVD. AS BEING EAST. (ASSUMED)
 2. THIS SKETCH OF DESCRIPTION AND LEGAL DESCRIPTION WAS PREPARED BY ORANGE COUNTY ENGINEERING DIVISION, SURVEY SECTION.
 3. THERE MAY BE OTHER RECORDS DOCUMENTS FOUND IN ORANGE COUNTY RECORDS AFFECTING THIS PROPERTY, A COMPLETE TITLE RECORD SEARCH WAS NOT PERFORMED.

PREPARED FOR: Roads & Drainage
DRAWING SCALE: 1"=200'
PROJECT NUMBER 8113

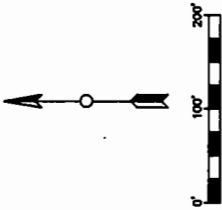
DRAWN BY: Alvarez	DATE: 02/09/18	SECTION: 16
CHECKED BY: Daynes	JOB No: 8113	TOWNSHIP: 21
APPROVED BY: Daynes	DRAWING FILE: W. Michael Gladden Blvd	RANGE: 28
REVISION DATE:		SHEET 3 OF 4

PUBLIC WORKS
ENGINEERING DIVISION
SURVEY SECTION

ORANGE COUNTY GOVERNMENT
FLORIDA

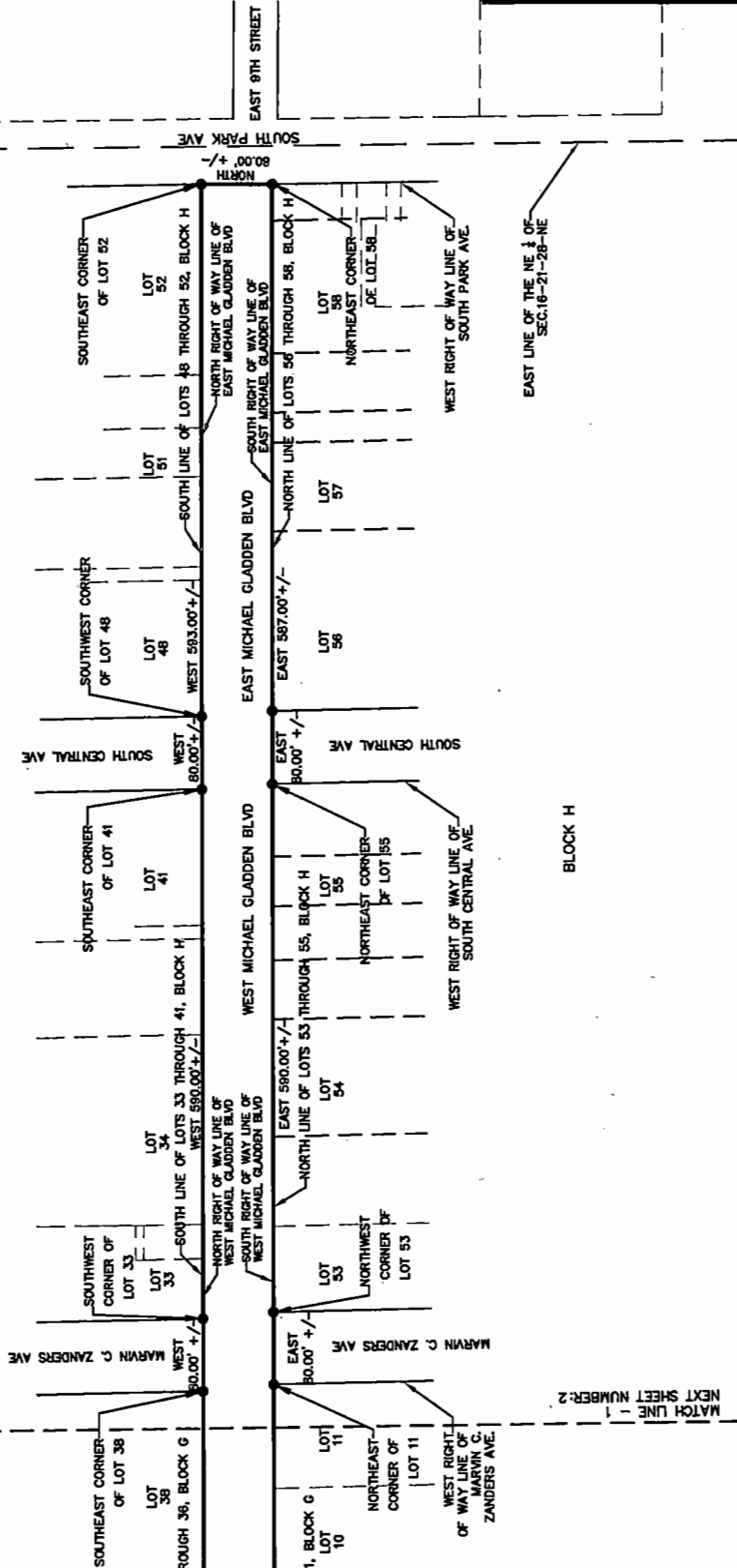
4200 SOUTH JOHN YOUNG PARKWAY
ORLANDO, FLORIDA 32839-9205
(407) 836-7940

APPENDIX "A" SKETCH OF DESCRIPTION



THE TOWN OF APOPKA
PLAT BOOK A, PAGE 109
16-21-28-NE

BLOCK H



MATCH LINE 1
NEXT SHEET NUMBER: 2

PREPARED FOR:
Roads & Drainage

DRAWING SCALE:
1"=200'
PROJECT NUMBER
8113

DRAWN BY: Alvarez	DATE: 02/09/18	SECTION: 16
CHECKED BY: Daynes	JOB No: 8113	TOWNSHIP: 21
APPROVED BY: Daynes	DRAWING FILE: W. Michael Gladden Blvd	RANGE: 28
REVISION DATE:		SHEET 4 OF 4

PUBLIC WORKS
ENGINEERING DIVISION
SURVEY SECTION
4200 SOUTH JOHN YOUNG PARKWAY
ORLANDO, FLORIDA 32839-9205
(407) 836-7940



BCC Mtg. Date: March 20, 2018

Project: Interlocal Agreement with the City of Apopka for the Transfer of Jurisdiction of Michael Gladden Blvd. from South Hawthorne Ave. to South Park Ave.

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COUNTY DEED

THIS DEED, effective as of the date written below, by ORANGE COUNTY, a charter county and political subdivision of the state of Florida, whose address is P. O. Box 1393, Orlando, Florida 32802-1393, GRANTOR, and the City of Apopka, a municipal corporation, under the laws of the State of Florida, whose address is 120 E. Main St., Apopka, Florida, 32703, GRANTEE.

WITNESSETH: That the GRANTOR, for and in consideration of the sum of \$1.00 and other valuable considerations, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does hereby remise, release, and quit-claim unto the said GRANTEE forever, all the right, title, interest, claim, and demand which the GRANTOR has in and to the following described lot, piece, or parcel of land, situate, lying and being in the county of Orange, state of Florida, to-wit:

SEE ATTACHED APPENDIX "A"

Property Appraiser's Parcel Identification Number:

Unassigned

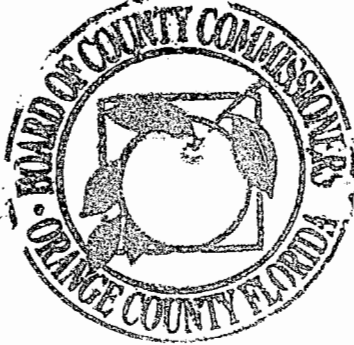
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TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity, and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit, and behoove of the GRANTEE forever.

Project: Interlocal Agreement with the City of Apopka for the Transfer of Jurisdiction of Michael Gladden Blvd. from South Hawthorne Ave. to South Park Ave.

IN WITNESS WHEREOF, the said GRANTOR has caused these presents to be executed in its name by its Board, acting by the County Mayor, effective the day and year written below.

(Official Seal)



ORANGE COUNTY, FLORIDA
By Board of County Commissioners

BY: *Teresa Jacobs*
Teresa Jacobs,
Orange County Mayor

DATE: 3.20.18

ATTEST: Phil Diamond, CPA, County
Comptroller, as Clerk of the Board
of County Commissioners


BY: *Noelia Perez*
for Deputy Clerk
Noelia Perez
Printed Name

APPENDIX "A"

LEGAL DESCRIPTION

A portion of the East and West right of way of Michael Gladden Boulevard lying within Section 16, Township 21 South, Range 28 East, Orange County, Florida, being more particularly described as follows:


Begin at the Northwest corner of Lot 5, Block G of THE TOWN OF APOPKA as recorded in Plat Book A, Page 109 of the Public Records of Orange County, Florida, said point also lying on the East right of way line of South Hawthorne Avenue; thence run East along the North line of Lots 5 through 7, Block G of said plat, also being the South right of way line of West Michael Gladden Boulevard a distance of 586.00 feet more or less to a point lying on the West right of way line of South Washington Avenue, point also being on the Northeast corner of Lot 7, Block G of said plat; thence run East along the prolongation of the North line of said Lot 7 a distance of 80.00 feet more or less to a point at the Northwest corner of Lot 8, Block G of said plat; thence run East along the North line of Lots 8 through 11, Block G of said plat, also being the South right of way line of West Michael Gladden Boulevard a distance of 590.00 feet more or less to a point lying on the West right of way line of Marvin C. Zanders Avenue, point also being on the Northeast corner of Lot 11, Block G of said plat; thence run East along the prolongation of the North line of said Lot 11, Block G a distance of 80.00 feet more or less to a point at the Northwest corner of Lot 53, Block H of said plat; thence run East along the North line of Lots 53 through 55, Block H of said plat, also being the South right of way line of West Michael Gladden Boulevard a distance of 590.00 feet more or less to a point lying on the West right of way line of South Central Avenue, point also being on the Northeast corner of Lot 55, Block H of said plat; thence run East along the prolongation of the North line of said Lot 55, Block H of said plat a distance of 80.00 feet more or less to a point at the Northwest corner of Lot 56, Block H of said plat; thence run East along the North line of Lots 56 through 58, Block H of said plat, also being the South right of way line of East Michael Gladden Boulevard a distance of 587.00 feet more or less to a point lying on the West right of way line of South Park Avenue, point also being at the Northeast corner of Lot 58, Block H of said plat ; thence Northerly along the prolongation of the West right of way line of South Park Avenue a distance of 80.00 feet more or less to a point lying on the North right of way line of East Michael Gladden Boulevard, said point also lying at the Southeast corner of Lot 52, Block H of said plat; thence run West along the South line of Lots 48, 51 and 52, Block H of said plat, also being the North right of way line of East Michael Gladden Boulevard a distance of 593.00 feet more or less to a point at the Southwest corner of Lot 48, Block H of said plat; thence continue West along the prolongation of the South line of Lot 48, Block H of said plat a distance of 80.00 feet more or less to a point at the Southeast corner of Lot 41, Block H of said plat; thence continue West along the South line of Lots 33, 34 and 41, Block H of said plat, also being the North right of way line of West Michael Gladden Boulevard a distance of 590.00 feet more or less to a point at the Southwest corner of Lot 33, Block H of said plat; thence continue West

PREPARED FOR: Engineering Design Section		ORANGE COUNTY PUBLIC WORKS ENGINEERING DIVISION		
DRAWN BY: Alvarez	DATE: 01/11/18	SECTION: 16	 SURVEY SECTION 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 836-7940	DRAWING SCALE: NTS
CHECKED BY: Daynes	JOB No: 8113	TOWNSHIP: 21		PROJECT NUMBER
APPROVED BY: Daynes	DRAWING FILE:	RANGE: 28		8113
REVISION DATE:	W. Michael Gladden Blvd	SHEET 1 OF 4		

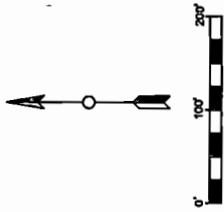
APPENDIX "A" LEGAL DESCRIPTION

along the prolongation of the South line of Lot 33, Block H of said plat a distance of 80.00 feet to a point at the Southeast corner of Lot 38, Block G of said plat; thence continue West along the South line of Lots 36 through 38, Block G of said plat, also being the North right of way line of West Michael Gladden Boulevard a distance of 590.00 feet to a point at the Southwest corner of Lot 36, Block G of said plat; thence continue West along the prolongation of the South line of Lot 36, Block G of said plat a distance of 80.00 feet more or less to a point at the Southeast corner of Lot 35, Block G of said plat; thence continue West along the South line of Lots 35 through Lot 33, Block G a distance of 587.00 feet more or less to a point at the Southwest corner of Lot 33, Block G of said plat; thence Southerly along the East right of way line of South Hawthorne Avenue a distance of 80.00 feet more or less to the Point of Beginning;

Contains 207,720.01 square feet or 4.77 acres, more or less.

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APPROVED BY: Daynes	DRAWING FILE:	RANGE: 28		8113
REVISION DATE:	W. Michael Gladden Blvd	SHEET 2 OF 4		

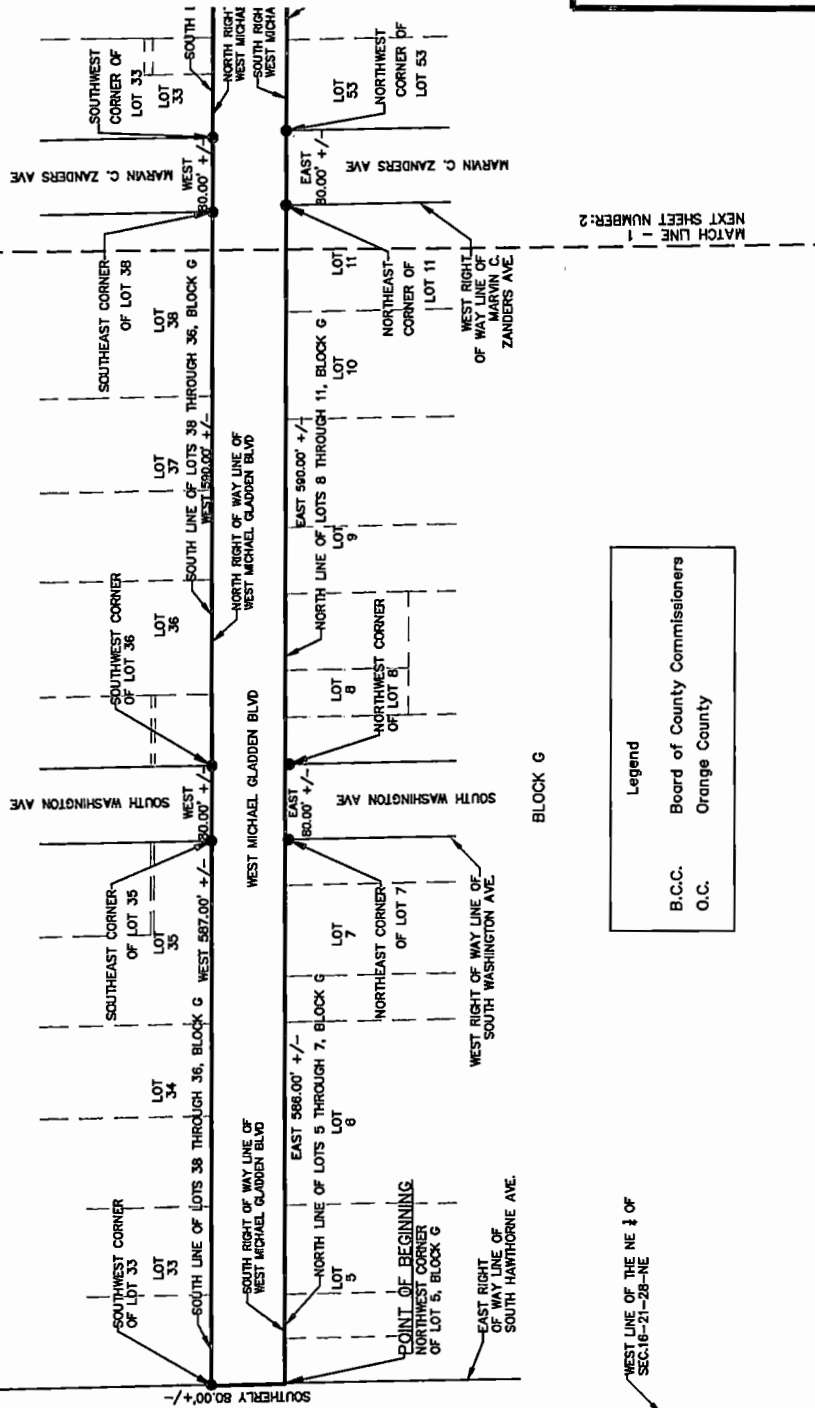
APPENDIX "A" SKETCH OF DESCRIPTION



THE TOWN OF APOPKA
PLAT BOOK A, PAGE 109

16-21-28-NE

BLOCK G



MATCH LINE 1
NEXT SHEET NUMBER: 2

Legend

B.C.C. Board of County Commissioners
O.C. Orange County

I HEREBY CERTIFY THAT THIS SKETCH OF DESCRIPTION REPRESENTS THE TRUE AND CORRECT REPRESENTATION OF THE REALTY HEREIN AS THE SAME HAS BEEN PREPARED IN ACCORDANCE WITH THE STANDARDS SET FORTH IN CHAPTER 51-17, F.A.C., PURSUANT TO CHAPTERS 177 AND 472, OF THE FLORIDA STATUTES. I AM A LICENSED SURVEYOR AND THE ORIGINAL TAPE, SIGNATURE AND THE ORIGINAL TAPE SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER, THIS DRAWING, SKETCH, PLAT, OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.

DATE: 2/19/18

Mark A. Daynes
REGISTERED LAND SURVEYOR AND MAPPER
STATE OF FLORIDA LICENSE NO. 5493

SKETCH AND DESCRIPTION
THIS IS NOT A SURVEY NOR HAS FIELD WORK BEEN PERFORMED IN ACCORDANCE WITH 51-17, FLORIDA ADMINISTRATIVE CODE FOR PREPARATION OF THIS DRAWING.

NOTES:

- BEARINGS ARE BASED ON THE TOWN OF APOPKA PLAT BOOK A, PAGE 109, ORANGE COUNTY, FLORIDA SOUTH RIGHT OF WAY LINE FOR WEST MICHAEL GLADDEN BLVD. AS BEING EAST. (ASSUMED)
- THIS SKETCH OF DESCRIPTION AND LEGAL DESCRIPTION WAS PREPARED BY ORANGE COUNTY ENGINEERING DIVISION, SURVEY SECTION.
- THERE MAY BE OTHER RECORDS DOCUMENTS FOUND IN ORANGE COUNTY RECORDS AFFECTING THIS PROPERTY. A COMPLETE TITLE RECORD SEARCH WAS NOT PERFORMED.

PREPARED FOR:
Roads & Drainage

DRAWN BY: Alvarez	DATE: 01/11/18	SECTION: 16
CHECKED BY: Daynes	JOB No: 8113	TOWNSHIP: 21
APPROVED BY: Daynes	DRAWING FILE:	RANGE: 28
REVISION DATE:	W. Michael Gladden Blvd	SHEET 3 OF 4

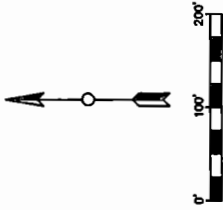
PUBLIC WORKS
ENGINEERING DIVISION
SURVEY SECTION

ORANGE COUNTY GOVERNMENT
FLORIDA

4200 SOUTH JOHN YOUNG PARKWAY
ORLANDO, FLORIDA 32839-9205
(407) 836-7940

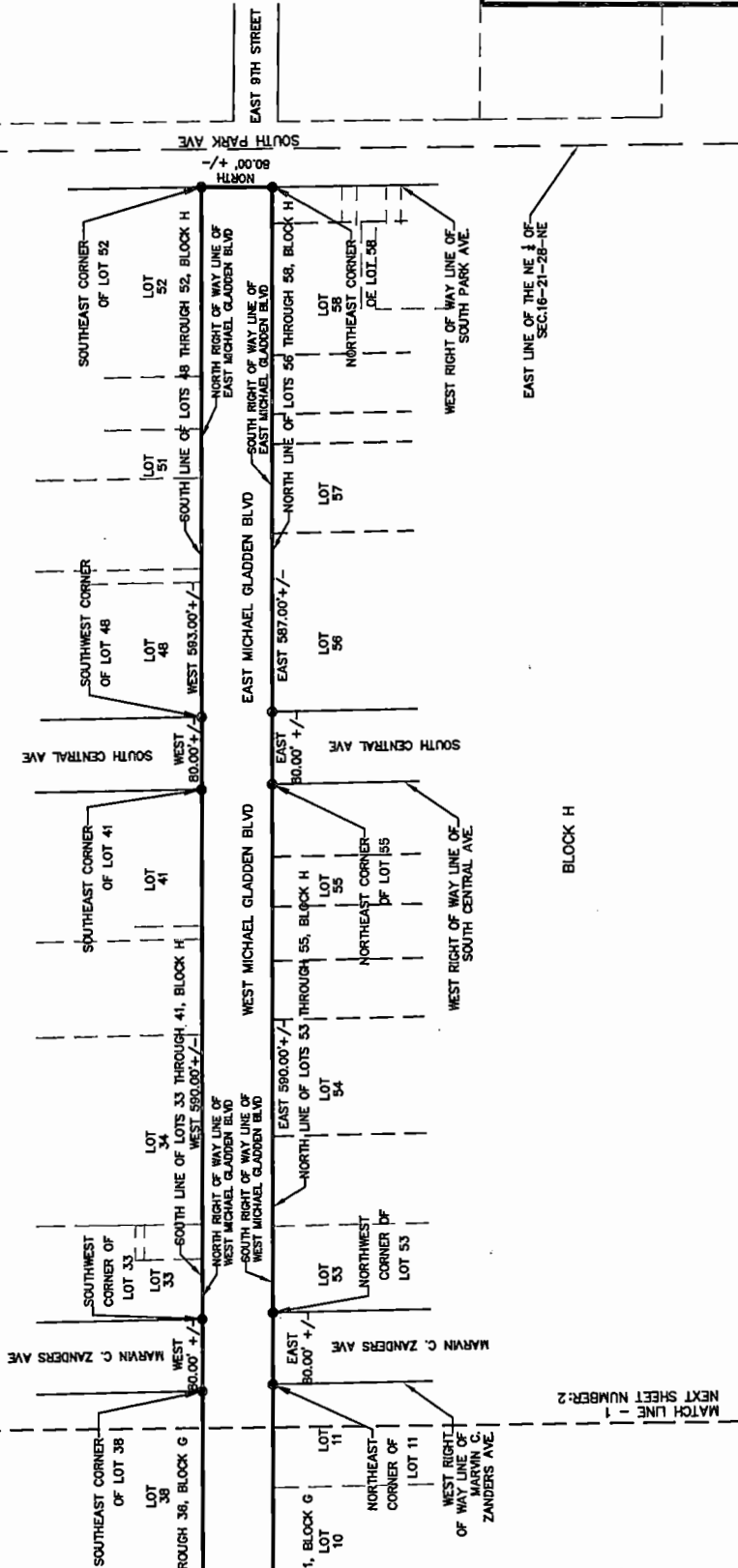
DRAWING SCALE: 1" = 200'
PROJECT NUMBER 8113

APPENDIX "A" SKETCH OF DESCRIPTION



THE TOWN OF APOPKA
PLAT BOOK A, PAGE 109
16-21-28-NE

BLOCK H



EAST LINE OF THE NE 1/4 OF SEC. 16-21-28-NE

BLOCK H

PREPARED FOR:
Roads & Drainage

DRAWING SCALE:

1"=200'

PROJECT NUMBER

8113

DRAWN BY: Alvarez	DATE: 01/11/18	SECTION: 16
CHECKED BY: Daynes	JOB No: 8113	TOWNSHIP: 21
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