

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS
FEB 25 2020

RESOLUTION
of the
**ORANGE COUNTY BOARD OF COUNTY
COMMISSIONERS**
regarding
**AUTHORIZATION TO CONVEY
CERTAIN COUNTY PROPERTY INTERESTS TO
THE CITY OF OCOEE, FLORIDA IN ACCORDANCE WITH
SECTION 125.38, FLORIDA STATUTES**

Resolution No. 2020 - M-05

WHEREAS, Orange County, a political subdivision of the State of Florida (the "County"), pursuant to its home rule power and Section 125.38, Florida Statutes, has authority to determine that certain County property is not needed for County purposes and to convey said property, for nominal price or otherwise, to the United States or any department or agency thereof, the State or any political subdivision or agency thereof, or any municipality of Florida, or any corporation or non-profit entity organized for the purpose of promoting community interest and welfare; and

WHEREAS, the County has an interest in the land more particularly described in Exhibit "A" attached hereto (the "Parcel"); and

WHEREAS, the City of Ocoee, Florida, a municipal corporation created by and existing under the laws of the State of Florida (the "City") has applied to the County for the conveyance of any and all of County's interest in the Parcel for use by the City as road right-of-way and for drainage associated with the road right-of-way; and

WHEREAS, the County has determined that the County's interest in the Parcel is no longer needed for County purposes; and

WHEREAS, the County has determined that, pursuant to the City's application, the County's interest in the Parcel should be conveyed to the City, and such conveyance is in the public interest; and

WHEREAS, the City is qualified, as a municipality of the State of Florida, to make application for, and to receive County property pursuant to Section 125.38, Florida Statutes.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY

COMMISSIONERS OF ORANGE COUNTY:

Section 1. The above recitals are hereby incorporated by reference into the body of this Resolution and such recitals are adopted as findings of fact.

Section 2. The Board hereby determines that it is in the best interests of Orange County that the County's interest in the Parcel be conveyed to the City.

Section 3. The Board directs that all of the County's right, title, and interest in the Parcel, to the extent transferable, be conveyed to the City and, as consideration, the City will assume all of the County's rights, duties, and obligations that exist or arise from the County's interest in the Parcel.

Section 4. The Board directs the Orange County Mayor to execute and deliver a County Deed in the form attached hereto as Exhibit "B" to effectuate such conveyance, and that staff do all things necessary and appropriate to conclude this transaction.

Section 5. The Board hereby directs that a certified copy of this Resolution shall be forwarded forthwith to the Mayor of the City.

Section 6. This Resolution shall become effective upon its adoption by the Board.

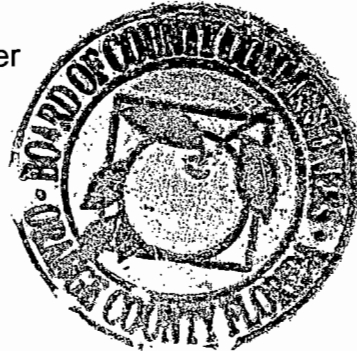
ADOPTED this ___ day of FEB 25 2020, 20___

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Jerry L. Demings*
for Jerry L. Demings
Orange County Mayor

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

By: *Craig A. Stopynka*
for Deputy Clerk



DESCRIPTION OF A PARCEL
OF LAND AT WEST ROAD

EXHIBIT "A"

A portion of West Road right of way as shown on the plat of FOUNTAINS WEST, according to the plat thereof as recorded in Plat Book 72, Pages 111 through 116 of the Public Records of Orange County, Florida, being more particularly described as follows:

COMMENCE at the Southeast corner of Tract 1 of said FOUNTAINS WEST plat; thence run South $86^{\circ}38'31''$ West along the Southerly boundary line of said Tract 1 and the Northerly right of way line of West Road, said right of way per Orange County Expressway Authority Right of Way Map, Project No. 75320-6460-602/603, for a distance of 238.60 feet; thence departing said Southerly boundary line run South $03^{\circ}21'29''$ East for a distance of 20.00 feet to the POINT OF BEGINNING; thence continue South $03^{\circ}21'29''$ East for a distance of 30.00 feet to a point on the Southerly line of the Northeast 1/4 of Section 6, Township 22 South, Range 28 East, thence run South $86^{\circ}38'31''$ West, along said Southerly line of the Northeast 1/4 of Section 6 for a distance of 235.29 feet; thence departing said Southerly line of the Northeast 1/4 of Section 6, run North $03^{\circ}21'29''$ West for a distance of 30.00 feet; thence run North $86^{\circ}38'31''$ East for a distance of 235.29 feet to the POINT OF BEGINNING.

Said lands situate, lying and being in the City of Ocoee, Orange County, Florida and contain 7058 square feet or 0.162 acres, more or less.

SHEET 1 OF 2 SHEETS

FOR: FOUNTAINS WEST
NO.: 1201030
DATE: 1/20/20
FILENAME: WEST

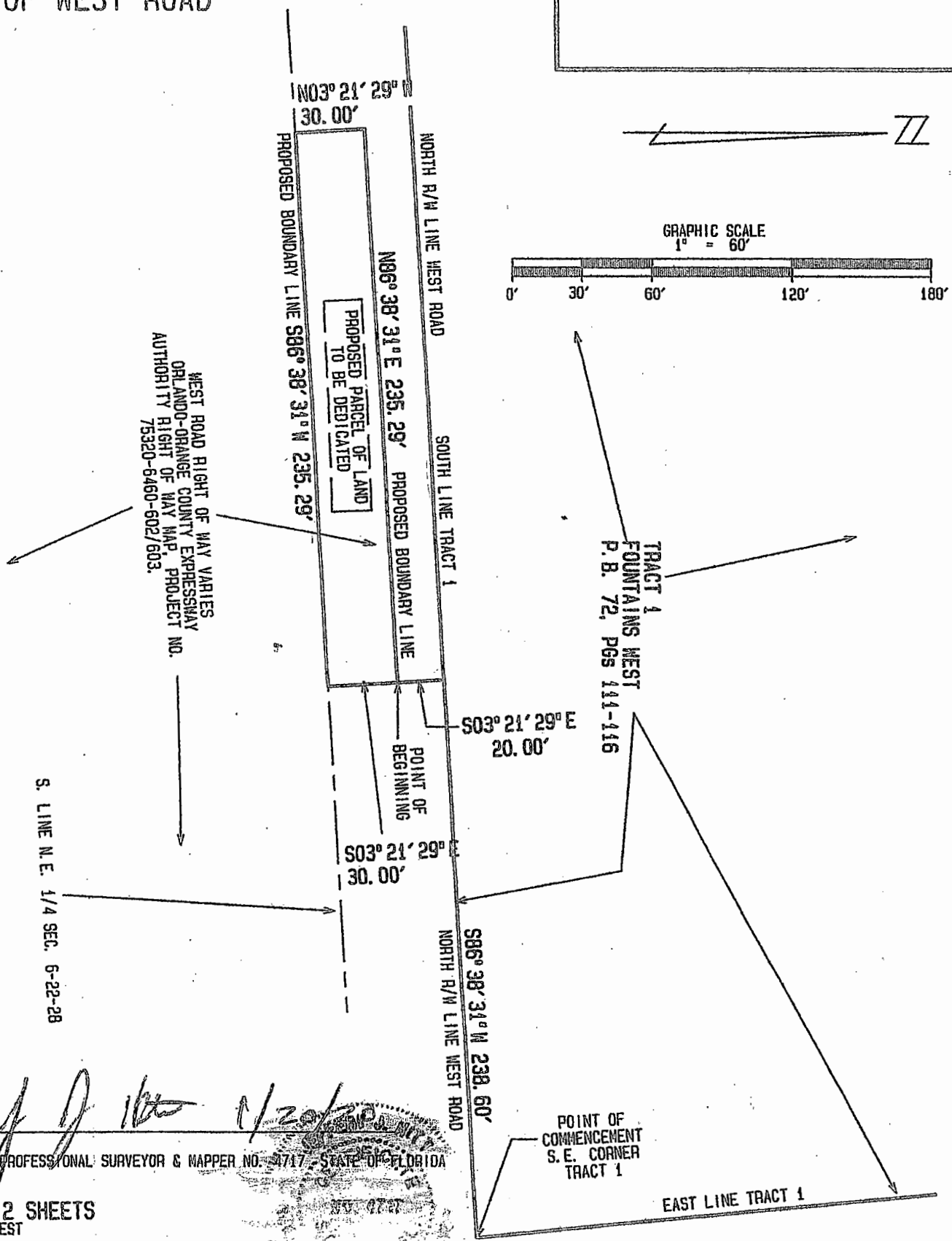


HITT LAND SURVEYORS, INC.

318 SWEETWATER CREEK DRIVE W., LONGWOOD, FLORIDA, 32779, 407-772-0248 FAX 407-772-0248

LAND SURVEYS ◦ SUBDIVISIONS ◦ CONSTRUCTION SURVEYS

SKETCH OF A PARCEL OF LAND
OF WEST ROAD



Jeffrey J. Hitt
 1/20/20
 JEFFREY J. HITT PROFESSIONAL SURVEYOR & MAPPER NO. 21717 - STATE OF FLORIDA

SHEET 2 OF 2 SHEETS
 FOR: FOUNTAINS WEST
 NO.: 2001030
 DATE: 1/20/20
 FILENAME: WEST
 SCALE: 1" = 60'

THIS SKETCH DOES NOT CONSTITUTE
 A FIELD SURVEY



HITT LAND SURVEYORS, INC.

318 SWEETWATER CREEK DRIVE W., LONGWOOD, FLORIDA, 32779, 407-772-0248 FAX 407-772-0248

LAND SURVEYS ○ SUBDIVISIONS ○ CONSTRUCTION SURVEYS

EXHIBIT "B"

Project: West Road (Partial Transfer to City of Ocoee)

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 Rule 12B-4.0114(10), F.A.C

COUNTY DEED

THIS DEED, made as of the date signed 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 City of Ocoee, a municipal corporation established under the laws of the State of Florida, whose address is 150 North Lakeshore Drive, Ocoee, Florida 34761, GRANTEE.

WITNESSETH: That the GRANTOR, for and in consideration of the sum of \$10.00 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

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: West Road (Partial Transfer to City of Ocoee)

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

(Official Seal)

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: _____
Jerry L. Demings
Orange County Mayor

DATE: _____

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

BY: _____
Deputy Clerk

This instrument prepared by:

Kim Heim, a staff employee
in the course of duty with the
Real Estate Management Division
of Orange County, Florida