

Orange County Government

Orange County
Administration Center
201 S Rosalind Ave.
Orlando, FL 32802-1393

Legislation Text

File #: 25-828, Version: 1

Interoffice Memorandum

DATE: May 21, 2025

TO: Mayor Jerry L. Demings and County Commissioners

THROUGH: Mindy T. Cummings, Manager

FROM: Tara Petersen, Program Manager

CONTACT: Mindy T. Cummings, Manager

PHONE: 407-836-7090

DIVISION: Real Estate Management Division

ACTION REQUESTED:

Approval and execution of Resolution and authorization to initiate condemnation proceedings for Reams Road (Summerlake Park Blvd to Taborfield Avenue) Parcels 1063/7063. District 1. (Real Estate Management Division)

PROJECT:

Reams Road (Summerlake Park Blvd to Taborfield Avenue)
Parcels 1063/7063

PURPOSE: Acquisition of one fee-simple parcel and one temporary construction easement parcel required for roadway improvements.

ITEM:

Resolution

Parcels 1063/7063

BUDGET: N/A

REVENUE: N/A

FUNDS: N/A

APPROVALS: Real Estate Management Division

REMARKS: This is the second submittal of parcels for this project to be acquired through eminent domain.

JUN 1 7 2025

Upon a motion by Commissioner Uribe, seconded by Commissioner Moore and carried with all members present and voting AYE by voice vote, the Board adopted the following:

RESOLUTION

WHEREAS, during fiscal year Fiscal Year 2017/2018-2021-2022, the Board approved the project known as Reams Road to widening of existing roadway to four lanes, closed stormwater management systems, curb and gutter, signalization, raised medians, a five-foot sidewalk on one side and a 14 feet wide multipurpose path/trail on the other as outlined in the staff report attached as Exhibit "A"; and

WHEREAS, in connection with the construction, repair and maintenance of the Reams Road project by Orange County, a charter county and political subdivision of the State of Florida, it is necessary that said County have the required areas for roadway purposes and it is necessary and in the public interest that there be acquired the required fee simple and temporary construction easement interests in certain lands for proper construction and maintenance of the above road in the County's Road System; and

WHEREAS, efforts to purchase said lands from the owner of said lands have been unsuccessful to date.

NOW THEREFORE, BE IT RESOLVED by Orange County, a charter county and political subdivision of the State of Florida, by and through the Board of County Commissioners of said County, that the acquisition of the required fee simple and temporary construction easement interests in the required lands necessary for roadway purposes has been found to be and is hereby found to be necessary, practical, and to the best interest of Orange County, Florida, and the people of said County, and the same is for a County purpose; and be it further

RESOLVED that for the purposes aforesaid, it is necessary, practical, and to the best interest of the public and Orange County and of the people of said County that the fee simple and temporary construction easement interests for roadway purposes be acquired in the name of said County by gift, purchase, eminent domain proceedings, or otherwise over and upon all those certain pieces parcels, or tracts of land, situate, lying and being in Orange County, Florida, as described in the attached Schedule "A" and Schedule "B"; and be it further

RESOLVED that the temporary construction easement designated as parcel number 7063 shall commence on the date that Orange County takes title to said temporary construction easement and terminate seven (7) years after that date, or upon the completion of the construction on the project adjacent to the lands described in the attached Schedule "A", whichever occurs first; and be it further

RESOLVED that the property descriptions under parcel numbers 1063 and 7063 are ratified and confirmed and found necessary for this project to the extent of the estate or interest set forth as a part of the parcel descriptions, the above referenced descriptions being attached hereto as Schedule "A" and Schedule "B", and made a part by reference hereof, that Orange County, the Board of County Commissioners of said County, the Deputy Clerk of said Board of County Commissioners, the attorneys of said Board of County Commissioners and County, and all appropriate departments, officers and employees of said County be, and they are hereby authorized and directed to proceed to take necessary steps to institute and prosecute such necessary actions and proceedings as may be proper for the acquisition of the required fee simple and temporary construction easement interests in said lands by gift, purchase, eminent domain proceedings or otherwise, and to prepare, sign, execute, serve, publish, and file, in the name of the County by its commissioners, all eminent domain papers, affidavits and pleadings, and said attorneys are authorized to have prepared, at said County's expense, such abstract of title search as may be necessary in connection therewith.

ADOPTED THIS JUN 1 7 2025

ORANGE COUNTY

ORANGE COUNTY, FLORIDA By: Board of County Commissioners

ATTEST: Phil Diamond CPA

County Comptroller
as Clerk of the Board
of County Commissioners

BY: L. Demings

Orange County Mayor

BY: Lemifer Yon-Klinety
Deputy Clerk

Jennifie Un - Klimite

DATE: 17 Lune

January 8, 2024

STAFF REPORT
Reams Road
From south of Summerlake Park Boulevard. to Taborfield Avenue
CIP 5139

Project History

- 1. In April 2017, Orange County began the Roadway Conceptual Analysis (RCA) for the Reams Road Project. The Reams Road project extends from south of Summerlake Park Boulevard to Taborfield Avenue. The Reams Road Roadway Conceptual Analysis Report documents the need for improvement, existing conditions, design criteria, traffic analysis, corridor analysis, alternative alignment analysis, and preliminary design analysis.
- 2. The first Public Meeting for the Reams Road RCA was held on October 5, 2017. This meeting was an Introductory/ Alternative Information Public Meeting to inform the community about the roadway project. The meeting included a formal presentation by Orange County followed by an informal question and answer period. Alternative improvements concepts were also presented to the public for their review and comment.
- 3. The Second Public Meeting for the Reams Road RCA was held on December 13, 2017 to discuss the Preliminary Preferred Alternative.
- 4. The Board of County Commissioners (BCC) Public Hearing was held on April 24, 2018. County staff made a brief presentation. The presentation outline was as follows: project location, project need, public involvement, project elements, estimated project costs, project schedule, and action requested. The BCC approved proceeding with the final design, right-of-way acquisition, and construction of the project.

PROJECT CONSIDERATIONS

Among the important elements in determining the need for the roadway improvements are: Existing conditions, long range planning, safety considerations, environmental considerations, evaluation of alternative alignments, engineering recommendations and project cost.

Existing Conditions

Reams Road, within the project limits, is a two-lane undivided roadway. The Lakeside Village Specific Area Plan, adopted May 20, 1997 by Orange County, identifies Reams Road as a major urban collector from Summerlake Park Boulevard/Ficquette Road at the west end of the study limits to west of Jayme Drive, as minor collector from west of Jayme Drive to Via Trieste Drive, and as a neighborhood circulator from Via Trieste Drive to Taborfield Avenue. Reams Road has a posted speed limit of 45 miles per hour (mph).

Sidewalk improvements have been made along Reams Road as developments have been constructed. However, extended distances along Reams Road do not have pedestrian features. The existing right-of-way along Reams Road varies throughout the project corridor. When originally constructed, the existing right-of-way was typically 60 feet in width. As new development has occurred along the corridor, additional right-of-way has been acquired.

Floridian Place is the only signalized intersection within the study limits. The existing transportation network within the study corridor is comprised mainly of the current roadway system. LYNX Transit routes 56 and 302 service the area south of Reams Road along Center Drive with stops at Disney University and the Magic Kingdom Bus Station. These routes access the stops from the south and do not utilize Reams Road. The LYNX Vision 2030 Plan does not include any future routes in the vicinity of Reams Road.

Street lighting is limited along Reams Road. Thirteen Utility Agency/Owners (UAO) have been identified within the project area through a Sunshine 811 Design Ticket and utility coordination efforts. The Reams Road project area is located in the Reedy Creek drainage basin within the jurisdiction of the South Florida Water Management District (SFWMD). The entire project area is a tributary of the Reedy Creek Improvement District (RCID) L-407 and L-107 Canals. Stormwater runoff from the existing roadway is collected in roadside swales and then discharged into adjacent wetlands and drainage systems.

Long Range Planning

The widening of Reams Road, from Summerlake Park Boulevard to CR 535 (Winter Garden Vineland Road), is included in the MetroPlan Orlando 2040 Long Range Transportation Plan (Blueprint 2040) as an Orange County Unfunded Need. The plan has the project listed in two segments, from Summerlake Park Boulevard to Center Drive, and from Center Drive to CR 535 (Winter Garden Vineland Road). Reams Road from Summerlake Park Boulevard to Taborfield Avenue is included in the FY 2017/18-2021-22 Orlando Urban Area Transportation Improvement Program as a locally funded highway project by Orange County.

The Orange County Comprehensive Plan, Capital Improvements Element, includes improvements to Reams Road, from Summerlake Park Boulevard to Taborfield as part of the 10-year schedule of capital improvements.

Reams Road is included as a four-lane roadway in Map 1C: Transportation Element Future Conditions Number of Lanes 2030. The project is consistent with the Orange County Comprehensive Plan, the MetroPlan Orlando 2040 LRTP Unfunded Needs Plan, and the MetroPlan Orlando FY 2017/18-2021-22 Orlando Urban Area Transportation Improvement Program.

Safety Consideration

The purpose and need for the project is based on several factors. These are to provide traffic capacity, to meet social/economic demands, to be consistent with transportation plans, and to enhance safety. Portions of Reams Road within the project limits are currently operating at an unacceptable Level of Service (LOS) F. By the design year 2045, all of Reams Road, within the project limits, will operate at an unacceptable LOS F. Roadway improvement are needed to provide an acceptable level of service.

The widening of Reams Road should provide for both traffic and pedestrian safety. The following are some of the improvements associated with Reams Road: widening of existing roadway to four lanes, closed stormwater management system, curb and gutter, signalization, raised medians, a five-foot sidewalk on one side and a 14 feet wide multipurpose path/trail on the other. New traffic signals will be installed at Torcello Isle Drive, Floridian Place, Center Drive, Newmarket Drive and Taborfield Avenue. The raised medians will also provide adequate separation for the two directions of traffic. The installation of sidewalk and the multi-purpose path/trail lanes will provide designated areas for pedestrians and bicyclists. Dedicated turn lanes reduce the potential for rear end collisions. Sidewalks, pedestrian crosswalks, pedestrian signals and streetlights increase the safety of the intersection for vehicles and pedestrians.

Environmental Considerations

The environmental considerations include land use, cultural features and community centers, threatened and endangered species, impacts to wetlands, and contaminated sites.

Detailed studies and evaluations were conducted to determine the potential for adverse environmental impacts that may result from the proposed project. Baseline data, evaluation procedures, and analysis of results are contained in the project files and in the following reports:

- Cultural Resource Assessment Survey
- Contamination Screening Evaluation Report (CSER)
- Ecological Summary Report

The project is anticipated to impact approximately 6.8 acres of wetlands (roadway and ponds). Federal, state, and local government agencies with regulatory authority over wetland and/or other surface waters generally require mitigation to offset unavoidable impacts as a condition of the permit. Mitigation requirements are based on a compilation

of wetland parameters including quality, type, function, and size. Impacts to wetlands and/or other surface waters will be avoided and minimized to the maximum extent possible while maintaining safe and sound engineering and construction practices. Primarily, avoidance and minimization efforts are related to the proposed stormwater management pond locations.

A mitigation plan that adequately offsets adverse impacts will be developed and implemented during the design phase. Adverse wetland impacts that may result from the construction of this project will be mitigated, satisfying the requirements of Part IV. Chapter 373, F.S. and 33 U.S.C.S.1344. Compensatory mitigation for this project will be completed through the use of mitigation banks and/or any other mitigation options that satisfy federal and state requirements.

Based on the analysis conducted on the RCA, there are no cultural resources listed, determined eligible, or appear to be potentially eligible for listing in the NRHP. As such, historic resources will not be a critical issue.

Evaluation of Alternative Alignments

Three roadway alignment alternatives were considered. The alternatives were developed to address several different concerns including: traffic capacity needs of the study area, pedestrian and bicyclists needs, access management and minimization of impacts to residents, planned development, businesses and the environment. The proposed alignment for the north portion of Segment G was determined through the Fishback Planned Development (PD). Segments H-1 and H-2 generally follow the existing Ficquette Road alignment. The alignment of the south portion of Segment G and Segment H-1 occurs with the alignment proposed in the Signature Lakes PD. Each segment of the road was evaluated for its best alignment. The recommended alignment was a combination of the alignments for each segment.

Engineering Recommendations

The recommended alignment is generally centered on the existing right-of-way. Near Summerlake Boulevard, the alignment shifts southwest to realign the Summerlake Boulevard /Reams Road and Ficquette Road intersection. The alignment recommendation was based on the evaluation of project costs, right-of-way requirements, conceptual drainage analysis, socio-economic impact analysis and environmental impact analysis. The recommended typical section for this project is as follows:

- Four lanes (two, each direction)
- Raised landscaped median
- Sidewalks
- 10-14 feet multi-purpose path/trail

- Curb and gutter stormwater drainage system with retention ponds
- 120 feet-wide minimum proposed right-of-way
- Landscaping
- · Roadway Lighting

Costs

The estimated project costs are as follows:

Engineering design cost	\$ 4,000,000
Right-of-way cost	\$ 15,000,000
Construction cost	\$ 80,200,000
Total project cost	\$ 99,200,000

Conclusion

In accordance with the Reams Road Roadway Conceptual Analysis (RCA), the Reams Road project from to Summerlake Park Boulevard to Taborfield Avenue should be designed and constructed as a four lane urban, divided facility. This project is needed to increase the traffic operation capacity of the existing two-lane roadway. Also, the improvements are required in order to accommodate the increased transportation demands resulting from current and future growth in the area.

SCHEDULE "A" LEGAL DESCRIPTION

REAMS ROAD PARCEL NO. 1063

A portion of Section 2, Township 24 South, Ronge 27 East, also being a portion of Tract A and Tract C, Reams Road Development, as recorded in Plat Book 88, Pages 51 and 52, Public Records of Orange County, Florida and more particularly described as fallows:

COMMENCE at the Northeast corner of the Northeast 1/4 of Section 2, Township 24 South, Range 27 East, Orange County Florida; thence run Sauth 00"06"53" East along the East line of the Northeast 1/4 of said Section 2, a distance of 1342.31 feet to the Northerly most corner of Tract B, Reams Road Development, as recorded in Plat Back 88, Pages 51 and 52; thence cantinue South 00°06'53" East along said East line, a distance of 593.93 feet to a point on the North Right of Way line of Reams Road as recorded in Official Records Book 10899, Page 4276, Public Records of Orange County, Florida; thence run North 8814'45" West, a distance of 205.67 feet, to a point on a curve concave Northeasterly and having a radius of 902.00 feet; thence run Northwesterly, a distance of 439.29 feet, along the arc of said curve and said Existing North Right of Way line, through a central angle of 27°54'15", a chord bearing of North 74"17'38" West, and a chord distance of 434.96 feet to the POINT OF BEGINNING; thence continue along said north Right of Way Line and said curve having a radius of 902.00 feet, thence run Northwesterly, a distance of 192.84 feet, along the arc of said curve and said Existing North Right of Way line, through a central angle of 1274'58", a chord bearing of North 5473'01" West, and a chord distance of 192.47 feet; thence departing said Existing North Right of Way line run North 46"30"24" East, a distance of 20.86 feet to a point on a curve concave Northeasterly, and having a radius of 876.93 feet; thence run Sautheasterly, a distance of 38.55 feet, along the arc of said curve, through a central angle of 02°31'08", and a chord bearing of South 49°17'50" East, and a chord distance of 38.55 feet; thence South 0273'12" East, a distance of 17.30 feet; to a point on a curve concave Northeasterly, and having a radius of 889.93 feet; thence run Southeasterly, a distance of 101.61 feet, along the arc of said curve, through a central angle of 06'32'31", and a chord bearing of Sauth 54'34'05" East, and a chord distance of 101.55 feet; thence run South 65'14'32" East, a distance of 33.09 feet; thence run South 08'08'12" West, a distance of 11.86 feet to the POINT OF BEGINNING.

Said Parcel containing 2,091 square feet, more or less.

NOTES:

CERTIFIED TO:

- 1. THIS IS NOT A BOUNDARY SURVEY.
- 2. NO CORNERS WERE SET AS PART OF THIS SKETCH OF DESCRIPTION.
- 3. THIS SKETCH OF DESCRIPTION IS NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- BEARINGS SHOWN HEREON ARE BASED ON THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 34 TOWNSHIP 23 SOUTH, RANGE 27 EAST, BEING N89°55'33"E.

SYMBOLS AND ABBREVIATION LEGEND:

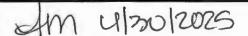
SURVEYOR'S CERTIFICATION

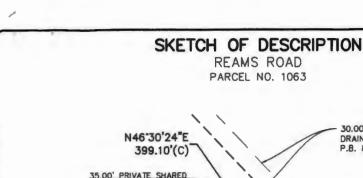
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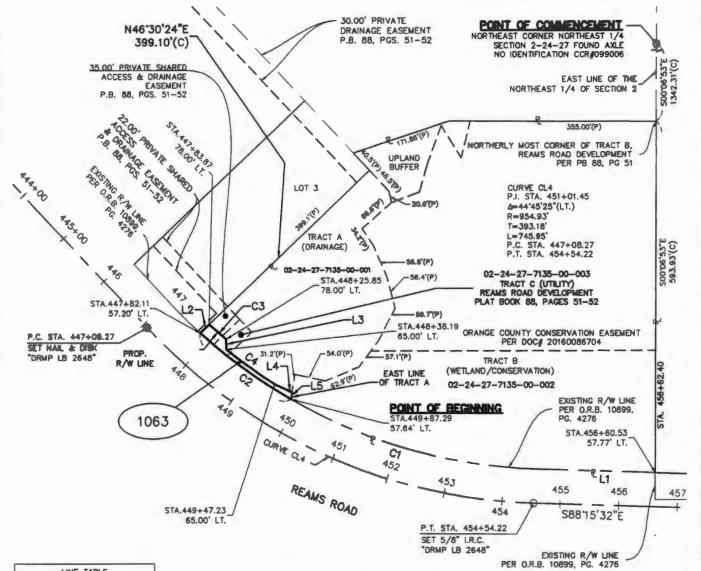
1. ORANGE COUNTY, FLORIDA 2. 3. 4.	I HEREBY CERTIFY THAT THE SKETCH AND LEGAL DESCRIPTION REPRESENTED HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF. IT HAS BEEN PREPARED IN ACCORDANCE WITH THE STANDARDS SET FORTH IN CHAPTER 51-17 OF THE FLORIDA ADMINISTRATIVE CODE PURSUANT TO TO CHAPTERS 177 AND 472 OF THE FLORIDA STATUES.	COUNTY	ENGINEERING DIVISION 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 836-7929
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No. DATE BY DESCRIPTION	SHERRY L. MANOR, PSM - LS# 6961	W CO	4776 NEW BROAD STREET SUITE 100 ORLANDO, FL 32814 PHONE 407.481.3836 FAX 407.681.6541 WWW.LSSURVEYOR.COM INFO@LSSURVEYOR.COM
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ORANGE COUNTY PUBLIC WORKS







	LINE TABLE							
LINE NO.	BEARING	LENGTH			CUI	RVE TABLE		
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L2	N46'30'24"E	20.86	C1	902.00'	439.29	27'54'15"	434.96	N74"17"38"W
L3	S0273'12"E	17.30	C2	902.00	192.84	1274'58"	192.47	N54"13"01"W
L4	56574'32"E	33.09'	C3	876.93	38.55'	2'31'08"	38.55'	\$4977'50"E
L5	S08'08'12"W	11.86	C4	889.93	101.61	6'32'31"	101.55	S54"34"05"E



SHEET 2 OF 2 SEE SHEET 1 FOR LEGAL DESCRIPTION SKETCH IS NOT A SURVEY

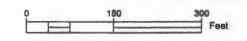
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No.	DATE	BY		DESCRIPTION	



ORANGE COUNTY PUBLIC WORKS **ENGINEERING DIVISION** 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 836-7929





&S Diversified

Professional Surveyors and Mappers

4776 NEW BROAD STREET | SUITE 100 | ORLANDO, FL | 32814 PHONE 407.681.3836 | FAX 407.681.6541 WWW.LSSURVEYOR.COM | INFO@LSSURVEYOR.COM

PROFESSIONAL SURVEYOR & MAPPER BUSINESS LICENSE | LBIF7829

SCHEDULE "B"

5139 REAMS RD PARCEL 1063

FEE SIMPLE

Parcel 1063: the interest being acquired is fee simple.

SCHEDULE "A" LEGAL DESCRIPTION

REAMS ROAD PARCEL NO. 7063

A portion of Section 2, Township 24 South, Range 27 Eost, also being a portion of Tract A, Reams Road Development, as recorded in Plat Book 88, Pages 51 and 52, Public Records of Orange County, Florida and more particularly described as follows:

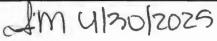
COMMENCE at the Northerly most corner of Lot 3, Reams Road Development, as recorded in Plat Book 88, Pages 51 and 52, Public Records of Orange County, Florida; thence run South 46°30'24" West, o distance of 402.00 feet, along the West line of said Lot 3 to the Existing Right of Way line of Reams Road as recarded in Official Records Book 10899, Page 4276; thence departing said West line run South 43"29'36" East, a distance of 90.68 feet along said Right of Way line to the point of curvature of a curve concave Northeasterly and having a radius of 902.00 feet; thence run Southeasterly, a distance of 72.40 feet, along the arc of said curve, through a centrol angle of 04"35"56", a chord bearing of South 45"47"34" East, and a chord distance of 72.38 feet; thence departing said right-of-way line run North 46°30'24" East along the East line of said Lot 3 also being the West line of Tract A, a distance af 20.86 feet, to the POINT OF BEGINNING; thence continuing along said East line of Lot 3 and West line of aforesaid Tract A run North 46°30'24" East, a distance of 7.29 feet; thence departing said East and West line run South 48"39'27" East, a distance of 30.12 feet to the West line of Tract C of oforesaid Reams Road Development; thence run South 46°30'24" West along said West line of Tract C, a distance of 7.09 feet to a point on a curve concave Northeasterly and having a radius of 876.93 feet; thence departing said West line run Northwesterly, a distance of 30.13 feet, along the arc of said curve, through a central angle of 01'58'08", a chord bearing af North 49'01'20" West, and a chord distance of 30.13 feet to the aforesaid East line of Lot 3 and West line of Tract A and the POINT OF BEGINNING. Said Parcel cantoining 218 square feet, more or less.

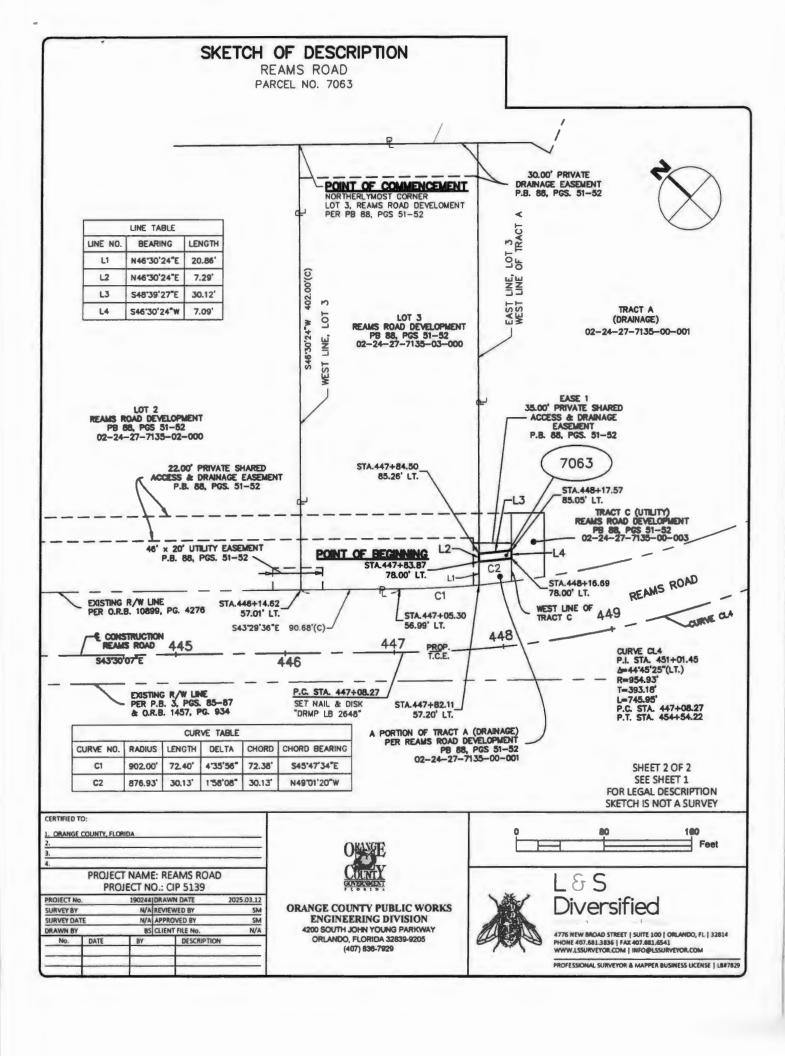
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SYMBOLS AND ABBREVIATION LEGEND:

SURVEY DATE	SHERRY L. MANOR, PSM - LS# 6961	4776 NEW BROAD STREET SUITE 100 ORLANDO, FL 32814 PHONE 407.681.3836 FAX 407.681.6541 WWW.1SSURVEYOR.COM INFO@LSSURVEYOR.COM
PROJECT NAME: REAMS ROAD PROJECT NO.: CIP 5139 PROJECT NO. 190244 DRAWN DATE 2025.03.12 SURVEY BY NA REVIEWED BY SM SURVEY DATE NA APPROVED BY SM	3	L&S Diversified
CERTIFIED TO: 1. ORANGE COUNTY, FLORIDA 2. 3.	SURVEYOR'S CERTIFICATION I HEREBY CERTIFY THAT THE SKETCH AND LEGAL DESCRIPTION REPRESENTED HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, IMPORMATION, AND BELIEF, IT HAS BEEN PREPARED IN ACCORDANCE WITH THE STANDARDS SET FORTH IN CHAPTER S1-17 OF THE FLORIDA ADMINISTRATIVE CODE PURSUANT TO TO CHAPTERS 177 AND 472 OF THE FLORIDA STATUES.	ORANGE COUNTY PUBLIC WORKS ENGINEERING DIVISION 4200 SOUTH JOHN YOUNG PARKWAY ORLANDO, FLORIDA 32839-9205 (407) 838-7929
N = NORTH S = SOUTH E = EAST W = WEST A.D.E.= ACCESS & DRAINAGE EASEMENT Q = CENTERLINE C1 = CURVE NUMBER (C) = CALCULATED CB = CHORD BEARING CCR = CERTIFIED CORNER RECORD CH = CHORD LENGTH CM = CONCRETE MONUMENT Δ = DELTA ANGLE (D) = DECEDED DOC#= DOCUMENT NUMBER ID. = IDENTIFICATION IRC = IRON ROD & CAP	L = ARC LENGTH L1 = LINE NUMBER LB = LICENSED BUSINESS LT. = LEFT O.R.B.= OFFICIAL RECORDS BOOK P.B. = PLAT BOOK P.C. = POINT OF CURVATURE P.O.C.= POINT ON CURVE PG(S)= PAGE(S) P.I. = POINT OF INTERSECTION PC = PROPERTY LINE P.O.T.= POINT ON TANGENT PRM = PERMANENT REFERENCE MONUMENT PROP. = PROPOSED P.T. = POINT OF TANGENCY R = RADIUS RT. = RIGHT	R/W = RIGHT OF WAY STA. = STATION T = TANGENT T.C.E.= TEMPORARY CONSTRUCTION EASEMENT U.D.A.E. UTILITY, DRAINAGE & ACCESS EASEMENT U.F. = UTILITY EASEMENT VXXXX = PARCEL NUMBER SHEET 1 OF 2 SEE SHEET 2 SKETCH OF DESCRIPTION





SCHEDULE "B"

5139 REAMS RD PARCEL 7063

TEMPORARY CONSTRUCTION EASEMENT

Parcel 7063 is being acquired as a temporary, non-exclusive easement with full authority to enter upon the lands described in attached Schedule "A" ("Easement Area") for the purpose of constructing, tying in and harmonizing the driveway with the adjacent roadway and tying in and harmonizing the existing grade with the adjacent roadway. At all times during construction the GRANTEE will maintain access to the GRANTOR'S remaining lands.

After the construction on the Parcel is completed the GRANTEE shall restore the Parcel to a same or similar condition as the one existing before being disturbed by the GRANTEE.

This easement shall expire upon the completion of the construction on the project adjacent to the Easement Area or after SEVEN (7) years, whichever occurs first.