



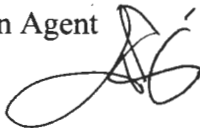
Interoffice Memorandum

REAL ESTATE MANAGEMENT ITEM 1

**DATE:** May 15, 2019

**TO:** Mayor Jerry L. Demings  
and the  
Board of County Commissioners

**THROUGH:** Paul Sladek, Manager *Rec for P85*  
Real Estate Management Division

**FROM:** Theresa A. Avery, Senior Acquisition Agent  
Real Estate Management Division 

**CONTACT PERSON:** Paul Sladek, Manager

**DIVISION:** Real Estate Management  
Phone: (407) 836-7090

**ACTION REQUESTED:** Approval and execution of First Amendment to Temporary Construction Easement between Orange County and City of Orlando and authorization to record instrument

**PROJECT:** Dean Road Extension (University Blvd to Seminole County Line)  
  
District 5

**PURPOSE:** To provide the City of Orlando an extension to an easement for access and construction of utility improvements.

**ITEM:** First Amendment to Temporary Construction Easement  
(Instrument 701.01)  
Revenue: Donation  
Size: 28,078.34 square feet  
Term: Until March 31, 2020

**APPROVALS:** Real Estate Management Division  
Development Engineering Division

**REMARKS:**

On September 12, 2017, the Board approved a Temporary Construction Easement (Easement) between the County and the City of Orlando (City) for the installation of certain utility improvements in the Dean Road right-of-way abutting the County's property. The Easement had a term of two years. The First Amendment to Temporary Construction Easement extends the term until March 31, 2020.

City to pay recording fees.

Project: Dean Road Extension (University Blvd to Seminole County Line)  
Instrument: 701.01

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.

## FIRST AMENDMENT TO TEMPORARY CONSTRUCTION EASEMENT

THIS FIRST AMENDMENT TO THE TEMPORARY CONSTRUCTION EASEMENT (this "**First Amendment**") made as of the date last signed below, by and between Orange County, Florida, a charter county and political subdivision of the State of Florida, whose address is P.O. Box 1393, Orlando, FL 32802-1393 ("**Grantor**"), and the City of Orlando, Florida, a municipal corporation created and existing under and by virtue of the laws of the State of Florida, situated in Orange County, Florida, whose address is 400 South Orange Avenue, Orlando, Florida 32801 ("**Grantee**")

### WITNESSETH

WHEREAS, Grantor conveyed to Grantee, its successors and assigns a "Temporary Construction Easement" approved by Grantor on September 19, 2017, and recorded on September 22, 2017, as Document No.: 20170520252, in the Public Records of Orange County, Florida (the "**Temporary Construction Easement**") for that period of time beginning October 1, 2017 and ending October 1, 2019, said "Temporary Construction Easement" to be a temporary easement over, through, and under that certain piece, parcel or tract of real estate situated in Orange County, Florida being more particularly described as:

(See attached **Exhibit "A"**, the depiction of which shall hereinafter be referred to as "Easement Area").

WHEREAS, Grantee remains the easement interest owner of the Property described in Exhibit "A" attached hereto; and

WHEREAS, Grantor and Grantee have agreed to modify the term of the easement, as defined in the Temporary Construction Easement to extend to March 31, 2020.

NOW THEREFORE, for and in consideration of the sum of \$1.00 and other good and valuable consideration, the receipt and sufficiency of which hereby are acknowledged, Grantor and Grantee hereby agree as follows:

1. *Recitals: Defined Terms.* The above recitals are true and correct and are incorporated in this First Amendment by this reference. Defined terms used in the First Amendment, but not defined herein, shall have the meaning given to such terms by the Temporary Construction Easement.

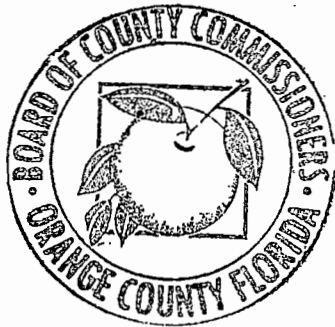
City Council Meeting: 4-22-19  
Item: B-6 Documentary: 190422-306

2. *Term:* The term of the Temporary Construction Easement is hereby extended to March 31, 2020.

3. *Easement Area:* Exhibit "A" to the Temporary Construction Easement remains the same as Exhibit "A" to this First Amendment.

4. *Ratification.* Except as the term of the Temporary Construction Easement has been modified by this First Amendment, all other terms and provisions of the Temporary Construction Easement are hereby ratified and confirmed and will remain in the full force and effect.

IN WITNESS WHEREOF, Grantee has executed his First Amendment to Temporary Construction Easement as of the date written below.



Orange County, Florida

By: Board of County Commissioners

By: *Jerry Demings*

*for* Jerry 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

*Craig A. Stopynka*  
Printed Name

**MORE SIGNATURES ON FOLLOWING PAGES**

Signed, sealed, and delivered  
in the presence of:

CITY OF ORLANDO

By: [Signature]  
Mayor / Mayor Pro Tem


Witnesses:

[Signature]

DENISE HOLDRIDGE  
Printed Name

[Signature]

DIANA PEREZ  
Printed Name

ATTEST: [Signature]  


APPROVED AS TO FORM AND  
LEGALITY for the use and reliance  
Of the City of Orlando, Florida only.

Date: 4/12, 2019

[Signature]  
Chief Assistant City Attorney

[Signature]  
Printed Name

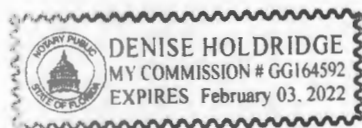
STATE OF FLORIDA  
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 22 day of APRIL, 2019, by the Mayor/ Mayor Pro Tem, and DENISE HOLDRIDGE City Clerk, of the City of Orlando, a Florida municipal corporation. They are personally known to me or have produced \_\_\_\_\_ and \_\_\_\_\_ as identification.

Witness my hand and official seal this 22 day of APRIL, 2019.

[Signature]  
Notary Signature

(Notary Seal)



DENISE HOLDRIDGE  
Printed Notary Name, Notary Public  
In and for the County and State aforesaid

My commission expires: 2-3-22

This instrument prepared by:  
Theresa A. Avery, a staff employee  
in the course of duty with the  
Real Estate Management Division  
of Orange County, Florida

**Exhibit "A" to**  
**First Amendment to Temporary Construction Easement**

*[see attached legal description and sketch of description totaling 2 pages]*



**WOOLPERT**

Woolpert, Inc.  
11486 Corporate Boulevard  
Suite 190  
Orlando, FL 32817  
407.381.2192  
FAX: 407.384.1185  
Certificate of Authorization No. LB6777

DESIGN | GEOSPATIAL | INFRASTRUCTURE

SHEET 1 OF 2, SEE SHEET 2 OF 2 FOR SKETCH

## TEMPORARY CONSTRUCTION EASEMENT

### LEGAL DESCRIPTION:

A PORTION OF LAND LOCATED IN SECTION 05, TOWNSHIP 22 SOUTH, RANGE 31 EAST, ORANGE COUNTY, FLORIDA. SAID PORTION OF LAND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF LANDS DESCRIBED IN ORB 6233; PG 2849 OF THE PUBLIC RECORDS OF ORANGE COUNTY FLORIDA, SAID POINT ALSO BEING THE NORTHWEST CORNER OF TRACT "A", SUNCREST UNIT V, AS RECORDED IN PB 23; PGS 56 THROUGH 58 OF THE PUBLIC RECORDS OF ORANGE COUNTY FLORIDA, SAID POINT BEING ON THE EASTERLY RIGHT-OF-WAY LINE OF DEAN ROAD (SR 425, A 60 FOOT RIGHT-OF-WAY) AND A POINT ON A CURVE CONCAVE EASTERLY HAVING A RADIUS OF 924.95 FEET AND A CHORD BEARING OF N28°38'56"E; THENCE RUN NORTHEASTERLY ALONG ARC OF SAID CURVE AND SAID EAST RIGHT-OF-WAY LINE THROUGH A CENTRAL ANGLE OF 16°36'19" FOR A DISTANCE OF 268.06 FEET TO THE POINT OF BEGINNING; THENCE RUN N36°57'05"E A DISTANCE OF 446.60 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 848.51 FEET; THENCE RUN NORTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 6°34'53" FOR A DISTANCE OF 97.47 FEET; THENCE DEPARTING SAID EASTERLY RIGHT OF WAY OF DEAN ROAD, RUN N89°52'59"E ALONG THE NORTH LINE OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 5 FOR A DISTANCE OF 57.47 FEET TO A POINT ON A CURVE CONCAVE NORTHWESTERLY HAVING A RADIUS OF 898.51 FEET AND A CHORD BEARING OF S32°43'51"W; THENCE RUN SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 8°26'30" FOR A DISTANCE OF 132.38 FEET; THENCE RUN S36°57'05"W 446.60 FEET; THENCE RUN N53°02'55"W A DISTANCE OF 50.00 FEET TO THE POINT OF BEGINNING.

SAID LANDS CONTAIN 28,078.34 SQUARE FEET (0.65 ACRES), MORE OR LESS.

### NOTES:

1. THIS SKETCH AND DESCRIPTION IS NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. ADDITIONS OR DELETIONS TO THIS DOCUMENT BY OTHER THAN THE SIGNING PARTY IS PROHIBITED.
2. LANDS SHOWN HEREON WERE NOT ABSTRACTED BY WOOLPERT INC. FOR EASEMENTS AND RIGHTS-OF-WAY OF RECORD.
3. DATA SHOWN HEREON WAS COMPILED FROM OTHER INSTRUMENTS AND DOES NOT CONSTITUTE A FIELD SURVEY AS SUCH.
4. BEARINGS ARE BASED ON THE NORTH LINE OF THE SOUTH 1/2 OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 5 BEING NORTH 89°52'59" EAST, PER THE DESCRIPTION OF LANDS DESCRIBED IN ORB 6233, PG 2849, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.
5. THIS IS NOT A BOUNDARY SURVEY AND DOES NOT DEFINE OWNERSHIP.
6. THE PURPOSE OF THIS SKETCH AND DESCRIPTION IS TO DOCUMENT A TEMPORARY CONSTRUCTION EASEMENT WITHIN LANDS DESCRIBED IN ORB 6233, PG 2849, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.
7. AERIAL IMAGERY IS FOR REFERENCE ONLY.

### LEGEND:

- CH = CHORD
- ID = IDENTIFICATION
- ORB = OFFICIAL RECORDS BOOK
- PB = PLAT BOOK
- PG = PAGE
- PGS = PAGES
- POB = POINT OF BEGINNING
- POC = POINT OF COMMENCEMENT
- R/W = RIGHT OF WAY

### CERTIFICATION:

I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF AND THAT IT MEETS THE INTENT OF THE STANDARDS OF PRACTICE FOR FLORIDA SURVEYORS AND MAPPERS AS SET FORTH IN CHAPTER 5J-17.050 THROUGH 5J-17.052, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO CHAPTER 472.027, FLORIDA STATUTES.

FOR THE FIRM  
WOOLPERT INC., LB # 6777

04/19/2017

BRADLEY ALEXANDER, PSM  
PROFESSIONAL SURVEYOR AND MAPPER  
FLORIDA LICENSE No. 6885

## SKETCH & DESCRIPTION NOT A SURVEY

REVISIONS	DATE	BY

DATE: 04/19/17	DRAWN BY: BHA	CHECKED BY: BHA	FIELD BOOK N/A
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PROJECT NO. 075420



Woolpert, Inc.  
 11486 Corporate Boulevard  
 Suite 190  
 Orlando, FL 32817  
 407.381.2192  
 FAX: 407.384.1185  
 Certificate of Authorization No. LB6777

# WOOLPERT

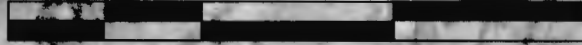
DESIGN | GEOSPATIAL | INFRASTRUCTURE

SHEET 2 OF 2, SEE SHEET 1 OF 2 FOR DESCRIPTION

## TEMPORARY CONSTRUCTION EASEMENT

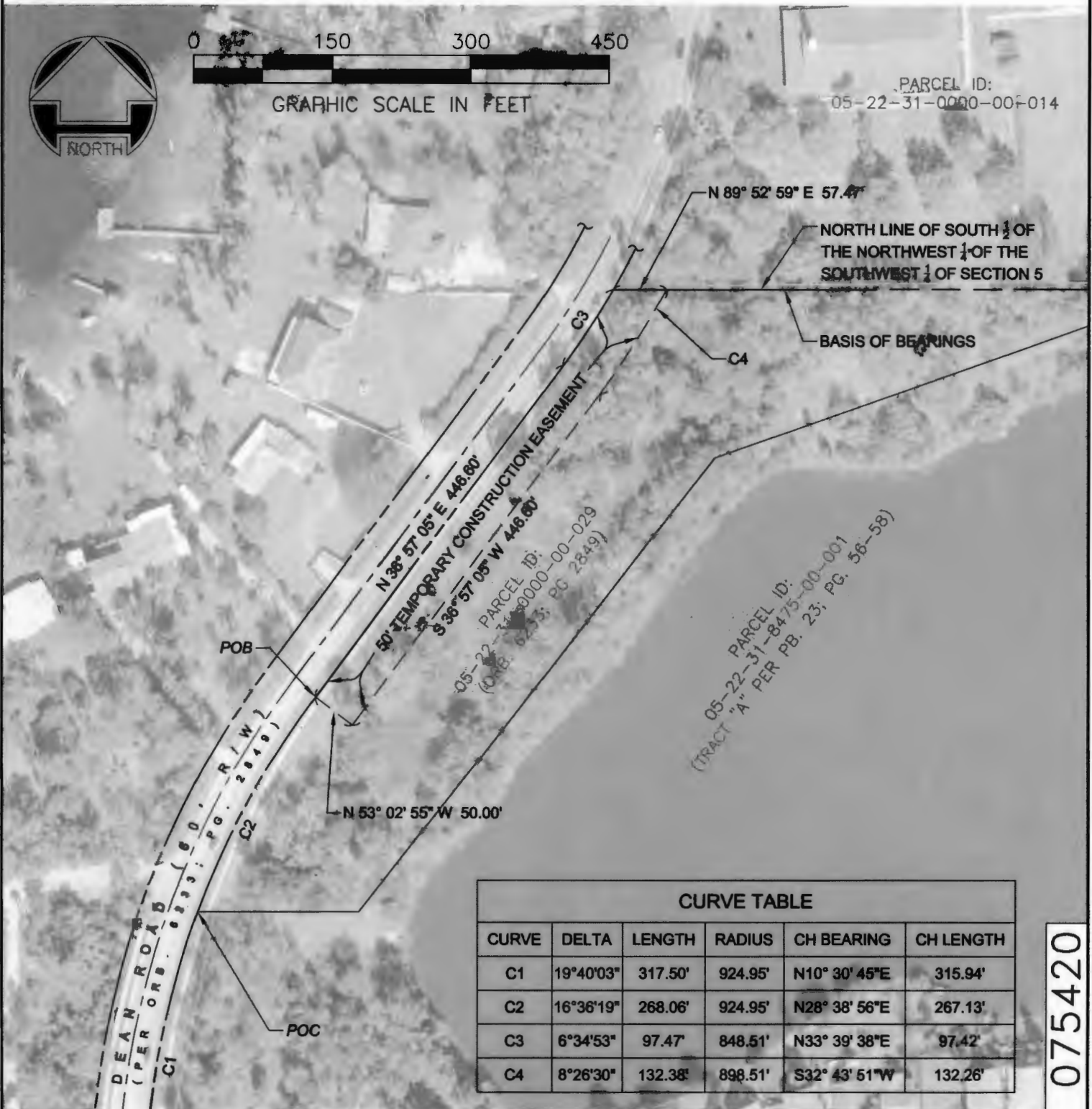


0 150 300 450



GRAPHIC SCALE IN FEET

PARCEL ID:  
05-22-31-0000-00-014



CURVE TABLE

CURVE	DELTA	LENGTH	RADIUS	CH BEARING	CH LENGTH
C1	19°40'03"	317.50'	924.95'	N10° 30' 45"E	315.94'
C2	16°36'19"	268.06'	924.95'	N28° 38' 56"E	267.13'
C3	6°34'53"	97.47'	848.51'	N33° 39' 38"E	97.42'
C4	8°26'30"	132.38'	898.51'	S32° 43' 51"W	132.26'

REVISIONS

DATE

BY

REVISIONS	DATE	BY

DATE: 04/19/17

DRAWN BY BHA

CHECKED BY BHA

FIELD BOOK N/A

PROJECT NO. 075420