



Interoffice Memorandum

REAL ESTATE MANAGEMENT ITEM 1

DATE: March 28, 2018

TO: Mayor Teresa Jacobs
and the
Board of County Commissioners

THROUGH: Paul Sladek, Manager *PS*
Real Estate Management Division

FROM: Elizabeth Price Jackson, Senior Title Examiner *EPJ*
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
STORMWATER DRAINAGE EASEMENT BETWEEN CITY OF
ORLANDO, GREATER ORLANDO AVIATION AUTHORITY AND
ORANGE COUNTY AND AUTHORIZATION TO RECORD
INSTRUMENT

PROJECT: 6-Laning of Narcoossee Road between S.R. 417 and Orange/Osceola
County Line

District 4

PURPOSE: To revise easement area in existing drainage easement to more accurately
reflect location of existing drainage improvements.

ITEM: First Amendment to Stormwater Drainage Easement (Instrument
804A.1A)
Cost: None
Amended size: 5.35 acres

APPROVALS: Real Estate Management Division
Public Works Department

REMARKS:

On October 10, 2006, the Board of County Commissioners ("BCC") approved the South Narcoossee Road Right-of-Way Agreement (TRIP Funding) ("Agreement"). On February 16, 2010, the BCC approved the Stormwater Drainage Easement ("Easement") from the City of Orlando ("City") and Greater Orlando Aviation Authority ("GOAA") which was granted to the County pursuant to the Agreement.

Subsequent to the approval and recording of the Easement, a scrivener's error was discovered in the sketch of description attached to the Easement. This First Amendment to Stormwater Drainage Easement ("Amendment") replaces the sketch of description attached to the Easement to eliminate any confusion in the location of the easement area.

GOAA to pay recording fees.

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS
APR 24 2018

Instrument: 804A.1A

Project: 6-Laning of Narcoossee Road between S.R. 417 and Orange/Osceola County Line

FIRST AMENDMENT TO STORMWATER DRAINAGE EASEMENT

THIS FIRST AMENDMENT TO STORMWATER DRAINAGE EASEMENT (the "First Amendment") is hereby made and executed as of the last date executed below (the "Effective Date"), by and among the **CITY OF ORLANDO**, a municipal corporation existing under the laws of the State of Florida, whose address is 400 South Orange Avenue, Orlando, Florida 32801 ("City"), **GREATER ORLANDO AVIATION AUTHORITY**, a public and governmental body created as an agency of the City of Orlando, whose address is One Airport Boulevard, Orlando, Florida 32827-4399 ("GOAA"), and **ORANGE COUNTY**, a charter county and political subdivision of the state of Florida ("County"), having an address of Post Office Box 1393, Orlando, Florida 32802-1393.

WITNESSETH:

WHEREAS, the City, GOAA, and the County entered into that certain Stormwater Drainage Easement recorded on February 19, 2010 in Official Records Book 10003, Page 5518, Public Records of Orange County, Florida ("Easement Agreement");

WHEREAS, the physical location of the easement area described the Easement Agreement has not changed; and

WHEREAS, this First Amendment modifies the description of the encumbered lands to more accurately reflect the true and physical location of the easement area.

NOW THEREFORE, the City, GOAA, and the County amend the Stormwater Drainage Easement as follows:

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

City Council Meeting: 3-19-18
Item: 16-2 Documentary: 180319102

Instrument: 804A.1A

Project: 6-Laning of Narcoossee Road between S.R. 417 and Orange/Osceola County Line

2. Replacement of Easement Description. Exhibit "A" to the Easement Agreement is hereby deleted and replaced by the Exhibit "A" to this First Amendment.

3. Effect; Conflicts. Except as modified herein, all other terms and provisions of the Easement Agreement are hereby ratified and confirmed and shall remain in full force and effect. In the event of any conflict between the provisions of this First Amendment and the provisions of the Easement Agreement, the provisions of this First Amendment shall control.

4. Counterparts. This Agreement may be executed in any number of counterparts, and all of which taken together shall constitute one and the same Agreement.

[Remainder of page intentionally blank, signature pages follow]

Instrument: 804A.1A

Project: 6-Laning of Narcoossee Road between S.R. 417 and Orange/Osceola County Line

IN WITNESS WHEREOF, the parties hereto have caused this First Amendment to be executed.

Witnesses:

Denise Holdridge
As to City of Orlando

DENISE HOLDRIDGE
Printed Name

Elizabeth Davidson
As to City of Orlando

Elizabeth Davidson
Printed Name

CITY OF ORLANDO

BY: Buddy Dyer
Buddy Dyer, Mayor
Date: 3.19.18

ATTEST: Denise Holdridge
City Clerk

DENISE HOLDRIDGE
Printed Name

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

3/21, 2018

[Signature]
City Attorney, Orlando, Florida

Rm PA
Printed Name

STATE OF FLORIDA
COUNTY OF ORANGE

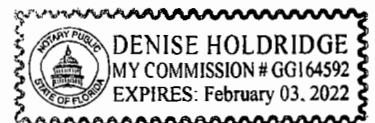
THE FOREGOING INSTRUMENT was acknowledged before me on this 19 day of MARCH, 2018, by BUDDY DYER, as Mayor ~~Pro-Tem~~ and DENISE HOLDRIDGE as City Clerk, of City of Orlando, a Florida municipal corporation, who are [☒ personally known to me or [] produced _____ as identification.

(Notary Seal)

Denise Holdridge
Notary Signature

DENISE HOLDRIDGE
Printed Notary Name

Notary Public in and for the
county and state aforesaid
My commission expires:



Instrument: 804A.1A

Project: 6-Laning of Narcoossee Road between S.R. 417 and Orange/Osceola County Line

Greater Orlando Aviation Authority,
a public and governmental body created
as an agency of the City of Orlando

By: Phillip N. Brown
Phillip N. Brown, A.A.E., Chief Executive Director

Date: 3/29/18
ATTEST: Dayci S. Burnette-Snyder
Dayci S. Burnette-Snyder, Assistant Secretary

APPROVED AS TO FORM AND LEGALITY
On the 26th day of March, 2018 for the use
and reliance of the Greater Orlando Aviation
Authority, only.

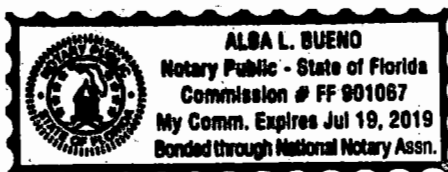
Marchena and Graham, P.A., Counsel

By: Marchena and Graham, P.A.
Marchena and Graham, P.A.

STATE OF Florida
COUNTY OF Orange

The foregoing instrument was acknowledged before me this 29 day of
March, 2018, by Phillip N. Brown, A.A.E., Chief Executive Director, and Dayci
S. Burnette-Snyder, Assistant Secretary, of Greater Orlando Aviation Authority, a public and
governmental body created as an agency of the City of Orlando. They are personally known to
me or have produced _____ and _____ as
identification.

(Notary Seal)



Notary Signature

Alba L. Bueno

Printed Notary Name

Notary Public in and for the
county and state aforesaid

Commission No: FF 901067

My Commission expires:

Instrument: 804A.1A

Project: 6-Laning of Narcoossee Road between S.R. 417 and Orange/Osceola County Line

ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

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

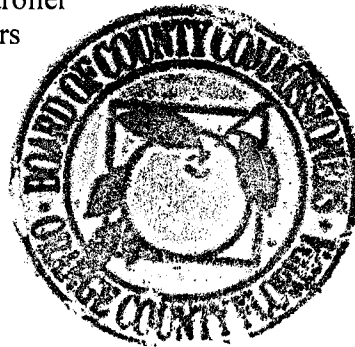
Date: 4.24.18

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

By: *Katie Smith*
Deputy Clerk

Katie Smith

Printed Name



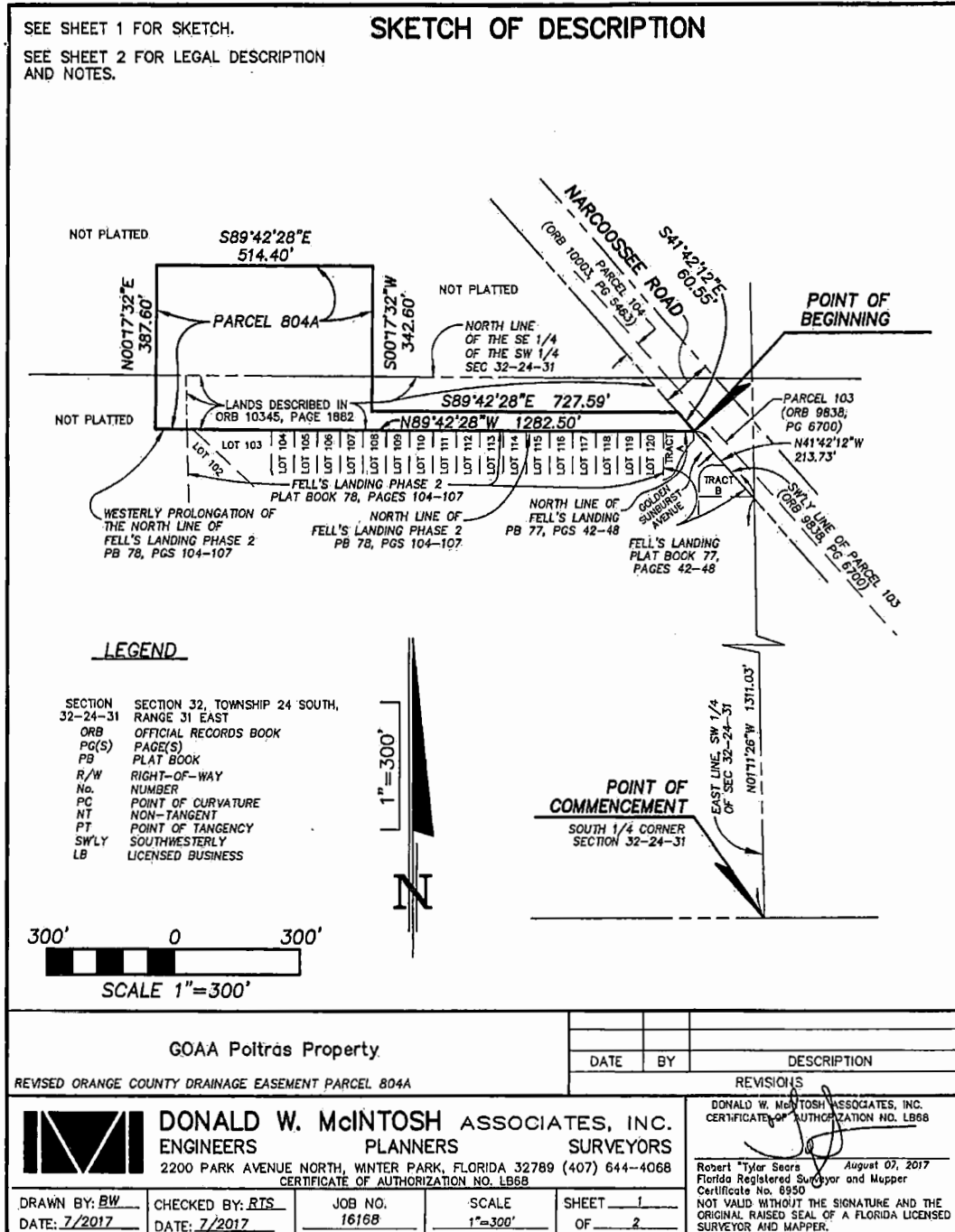
This instrument prepared by:

E. Price Jackson, a staff employee
in the course of duty with the
Real Estate Management Division
of Orange County, Florida

Instrument: 804A.1A

Project: 6-Laning of Narcoossee Road between S.R. 417 and Orange/Osceola County Line

EXHIBIT "A"



Printed: Mon 07-Aug-2017 - 03:48PM
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CS# 17-133(B)

Instrument: 804A.1A

Project: 6-Laning of Narcoossee Road between S.R. 417 and Orange/Osceola County Line

SEE SHEET 1 FOR SKETCH.

SKETCH OF DESCRIPTION

SEE SHEET 2 FOR LEGAL DESCRIPTION
AND NOTES.

DESCRIPTION:

That part of Section 32, Township 24 South, Range 31 East, Orange County, Florida, described as follows:

Commence at the South 1/4 corner of said Section 32, thence N01°11'26"W along the East line of the Southwest 1/4 of said Section 32, for a distance of 1311.03 feet to the Southwesterly line of Parcel 103, as recorded in Official Records Book 9838, Page 6700 of the Public Records of Orange County, Florida; thence N41°42'12"W along said Southwesterly line, for a distance of 213.73 feet to the North line of FELL'S LANDING, as recorded in Plat Book 77, Pages 42 through 48, of the Public Records of Orange County, Florida, and the POINT OF BEGINNING; thence departing said Southwesterly line, run N89°42'28"W, along the North line of said FELL'S LANDING and the North line of FELL'S LANDING PHASE 2, as recorded in Plat Book 78, Pages 104 through 107, of the Public Records of Orange County, Florida and the Westerly prolongation thereof, for a distance of 1282.50 feet; thence departing the Westerly prolongation of said North line, run N00°17'32"E, 387.60 feet; thence S89°42'28"E, 514.40 feet; thence S00°17'32"W, 342.60 feet; thence S89°42'28"E, 727.59 feet to the aforesaid Southwesterly line of Parcel 103; thence S41°42'12"E along said Southwesterly line, for a distance of 60.55 feet to the POINT OF BEGINNING.

Containing 5.350 acres more or less, and being subject to any rights-of-way, restrictions and easements of record.

NOTES:

- This is not a survey.
- Bearings based on the East line of the Southeast 1/4 of Section 24-32-31, as being N01°11'26"W, an assumed meridian.
- Lands shown hereon were not abstracted for rights-of-way, easements, ownership or other instruments of record by this firm.
- This sketch does not reflect or determine ownership.
- No title opinion or abstract of matters affecting title or boundary to the subject property or those of adjoining land owners have been provided. It is possible there are deeds of record, unrecorded deeds or other instruments which could affect the boundaries or use of the subject property. The lands described hereon may be subject to easements and restrictions not shown hereon.

GOAA Poltras Property

REVISED ORANGE COUNTY DRAINAGE EASEMENT PARCEL 804A



DONALD W. MCINTOSH ASSOCIATES, INC.
ENGINEERS PLANNERS SURVEYORS
2200 PARK AVENUE NORTH, WINTER PARK, FLORIDA 32789 (407) 644-4068
CERTIFICATE OF AUTHORIZATION NO. LB68

DRAWN BY: <u>BW</u>	CHECKED BY: <u>RTS</u>	JOB NO. <u>16168</u>	SCALE <u>N/A</u>	SHEET <u>2</u>
DATE: <u>7/2017</u>	DATE: <u>7/2017</u>			OF <u>2</u>

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SL14942desc

CS# 17-133(B)