#### **BOARD OF COUNTY COMMISSIONERS**

#### AGENDA REVIEW SHEET

AGENDA:

Dedication of Ingress/Egress Easement and Sanitary Sewer Easement

from Merritt Country Mobile Home Park, LLC Related to Sewer Connection into the Existing County Sewer Line – District 2

AGENCY:

Public Works Department / Land Acquisition/ Utility Services Department

AGENCY CONTACT:

Jean Kremitzki, Land Acquisition Specialist

**CONTACT PHONE:** 

321-350-8153

**APPROVE** 

LAND ACQUISITION
Lucy Hamelers, Supervisor

COUNTY ATTORNEY
Greg Hughes
Assistant County Attorney

DISAPPROVE

DATE

5-21-

5/31/2024

Prepared by and return to: Jean Kremitzki Public Works Department, Land Acquisition 2725 Judge Fran Jamieson Way, A204, Viera, Florida 32940 A portion of Interest in Tax Parcel ID: 24-36-15-00-5

#### **INGRESS/EGRESS EASEMENT**

THIS INDENTURE, made this day of May, 2024, between Merritt Country Mobile Home Park, LLC, a Florida limited liability company, whose address is 895 Barton Boulevard, Suite B, Rockledge, Florida 32955, as the first party, and Brevard County, a political subdivision of the State of Florida, whose address is 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, for the use and benefit of Brevard County, Florida.

WITNESSETH that the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is acknowledged, grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the sole purpose ingress and egress, and other allied uses pertaining thereto, over, under, upon, above, and through the following lands:

The land affected by the granting of the easement is located in Section 15, Township 24 South, Range 36 East, Brevard County, Florida, and being more particularly described as follows:

## SEE LEGAL DESCRIPTION ATTACHED HERETO AS "EXHIBIT A"

The first party shall have full use and enjoyment of the easement area but shall not make any improvements within the easement area which will conflict or interfere with the easement granted herein.

**TO HAVE AND TO HOLD** said easement unto Brevard County, a political subdivision of the State of Florida, and to its successors and/or assigns.

**AND**, the said first party does fully warrant the title to said easement, and will defend the same against the lawful claims of all persons whomsoever.

(Signatures and Notary on following four pages)

Signed, sealed and delivered in the presence of:	
Witness Theresa Novak	Merritt Country Mobile Home Park, LLC, a Florida limited liability company
Print Name 959 N Cocoa Blvd #1, Cocoa FL32922 Address Lalayou Marten	BY: <u>Scott M. Beug</u> ker Scott M. Baughan, Manager Member
Witness Discorde Blod 44	(Corporate Seal)
Address Cocoo FL3392	
STATE OF FLORIDA COUNTY OF POVENCY	
The foregoing instrument was acknowledged before presence or online notarization on this day of Scott M. Baughan, as Manager Member for Merrit	of, 2024, by t Country Mobile Home Park,
LLC, a Florida limited liability company. Is person as identification.	nally known or [] produced
	Notary Signature
	SEAL THERESA L. NOVAK MY COMMISSION #HH046011 EXPIRES: SEP 23, 2024 Rended through 1st State Insurance

(Signatures and Notary continue next three pages)

Signed, sealed and delivered in the presence of:  Witness  WORLD  WITH SA NOVALL	Merritt Country Mobile Home Park, LLC, a Florida limited liability company
Print Name 959 N COCOX BIVA, M, COOR, FUZZAZZ Address Dleepox-Montes	BY:  Joseph Bachand,  Manager Member
Witness Dy Alayon-Mostin  Print Name (59 D. Coron Blud *4  Address Cocon, FL 32922	(Corporate Seal)
STATE OF FLORIDA COUNTY OF BUNCUE	
	Of
	MY COMMISSION #HH046011 EXPIRES: SEP 23, 2024 Bonded through 1st State Insurance

(Signatures and Notary continue next page)

IN WITNESS WHEREOF, the first party has caused this easement to be executed, the day and year first above written. Signed, sealed and delivered in the presence of: Merritt Country Mobile Home Park, LLC, a Florida limited liability company BY: Kendall T Moore Manager Member Witness Theresa Novak (Corporate Seal) Print Name 759 N. Cocoa BIVOL #1, COCOA, FL 32922 Address STATE OF FLORIDA COUNTY OF Brovard

The foregoing instrument was acknowledged before me by means of physical

Kendall T. Moore, as Manager Member for Merritt Country Mobile Home Park, LLC, a Florida limited liability company. Is personally known or produced

presence or  $\blacksquare$  online notarization on this  $\frac{\partial \mathcal{P}}{\partial \mathcal{P}}$  day of  $\frac{\partial \mathcal{P}}{\partial \mathcal{P}}$ 

as identification.

Notary Signature

SEAL

THERESA L. NOVAK
MY COMMISSION #HH046011
EXPIRES: SEP 23, 2024
Bonded through 1st State Insurance

(Signatures and Notary continue next two pages)

Signed, sealed and delivered in the presence of:	
Witness Dy Alayon-Hartin  Print Name  959 N. Cocon, Fl 32922  Address Cocon, Fl 32922	Merritt Country Mobile Home Park, LLC, a Florida limited liability company  BY:  William Pentz,  Manager Member
Witness  Wered Noval  Print Name  959 N (2009 B)Vd, #1 (2004, FL 32922  Address	(Corporate Seal)
STATE OF FLORIDA COUNTY OF BYDUND  The foregoing instrument was acknowledged beforesence or online notarization on this william Pentz, as Manager Member for Merritt Conformation of the presence of online notarization on this william Pentz, as Manager Member for Merritt Conformation of the presentation of the present of	of <u>Mau</u> , 2024, by puntry Mobile Home Park, LLC, a
(Signatures and Notary e	SEAL  THERESA L. NOVAK MY COMMISSION #HH046011 EXPIRES: SEP 23, 2024 Bonded through 1st State Insurance

# LEGAL DESCRIPTION PARCEL #801

EXHIBIT "A"

SHEET I OF 2

PARENT PARCEL ID#: 24-36-15-00-5 PURPOSE: INGRESS/EGRESS EASEMENT NOT VALID WITHOUT SHEET 2 OF 2

THIS IS NOT A SURVEY

LEGAL DESCRIPTION: PARCEL #801 INGRESS/EGRESS EASEMENT(PREPARED BY SURVEYOR)

A PARCEL OF LAND BEING A PORTION OF OFFICIAL RECORDS BOOK 5431, PAGE 848 LYING IN THE NORTHEAST 1/4 OF SECTION 15, TOWNSHIP 24 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 5431, PACE 848 AND RUN ALONG THE WEST RIGHT OF WAY LINE OF NORTH TROPICAL TRAIL NORTH 06°26'48" WEST, A DISTANCE OF 263.10 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING THE WEST RIGHT OF WAY LINE OF NORTH TROPICAL TRAIL RUN SOUTH 83'34'11" WEST, A DISTANCE OF 6.19 FEET, THENCE RUN NORTH 15'04'35" WEST, A DISTANCE OF 55.76 FEET; THENCE RUN SOUTH 89'24'41" WEST, A DISTANCE OF 258.11 FEET; THENCE RUN SOUTH 86"11'01" WEST, A DISTANCE OF 192.11 FEET; THENCE RUN SOUTH 85'16'48" WEST, A DISTANCE OF 41.81 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE EAST, HAVING A RADIUS OF 90.00 FEET, A CENTRAL ANGLE OF 183'45'12", A CHORD DISTANCE OF 179.90 FEET, A CHORD BEARING OF NORTH 02'50'36" WEST, THENCE RUN WESTERLY, NORTHERLY AND EASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 288.64 FEET TO THE POINT OF TANGENCY: THENCE RUN NORTH 89'02'00" EAST, A DISTANCE OF 200.00 FEET; THENCE RUN SOUTH 89'40'51" EAST, A DISTANCE OF 279.84 FEET TO THE AFOREMENTIONED WEST RIGHT OF WAY LINE OF NORTH TROPICAL TRAIL; THENCE RUN ALONG THE AFOREMENTIONED WEST RIGHT OF WAY LINE SOUTH 11'33'41" EAST, A DISTANCE OF 15.00 FEET; THENCE DEPARTING THE AFOREMENTIONED WEST RIGHT OF WAY LINE, RUN NORTH 89'44'43" WEST, A DISTANCE OF 282.59 FEET; THENCE RUN SOUTH 89'02'00" WEST, A DISTANCE OF 200.00 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE TO THE EAST, HAVING A RADIUS OF 75.00 FEET, A CENTRAL ANGLE OF 183'45'12", A CHORD DISTANCE OF 149.92 FEET, A CHORD BEARING OF SOUTH 02°50'36" EAST, THENCE RUN WESTERLY, SOUTHERLY AND EASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 240.53 FEET TO THE POINT OF TANGENCY: THENCE RUN NORTH 85"16'48" EAST A DISTANCE OF 41.81 FEET; THENCE RUN NORTH 86"11'08" EAST, A DISTANCE OF 192.91 FEET; THENCE RUN NORTH 89°24'41" EAST, A DISTANCE OF 268.15 FEET TO THE AFOREMENTIONED WEST RIGHT OF WAY LINE OF NORTH TROPICAL TRAIL; THENCE RUN ALONG THE WEST RIGHT OF WAY LINE SOUTH 11'33'41" EAST, A DISTANCE OF 37.14 FEET; THENCE CONTINUE ALONG THE AFOREMENTIONED WEST RIGHT OF WAY LINE SOUTH 06'26'48" EAST, A DISTANCE OF 32.06 FEET TO THE POINT OF BEGINNING.

THIS INGRESS/EGRESS EASEMENT CONTAINS 19,237.43 SQUARE FEET OR 0.4416 ACRES, MORE OR LESS.

#### SURVEYORS NOTES:

- SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD. THIS INGRESS/EGRESS EASEMENT CONTAINS 19, 237. 43 SQUARE FEET OR Ø. 4416 ACRES, MORE OR LESS.
- BEARINGS ARE BASED UPON THE WEST RIGHT OF WAY LINE OF, NORTH TROPICAL TRAIL SHOWN TO BEAR NØ6°26′48" W (STATE PLANE COORDINATES).
- 3. THE EASEMENTS SHOWN ON PAGE 2 OF THIS SURVEY WERE REFERENCED FROM THE PROPERTY INFORMATION REPORT REFERENCE NUMBER 23-33101 AS OF 1/08/2024 AS COMPLETED BY FIDELITY NATIONAL TITLE INSURANCE COMPANY.



Oi Calo

SURVEYOR, PLS 5170 PROFESSIONAL SURVEYOR & MAPPER NOT VALID UNLESS SIGNED AND SEALED

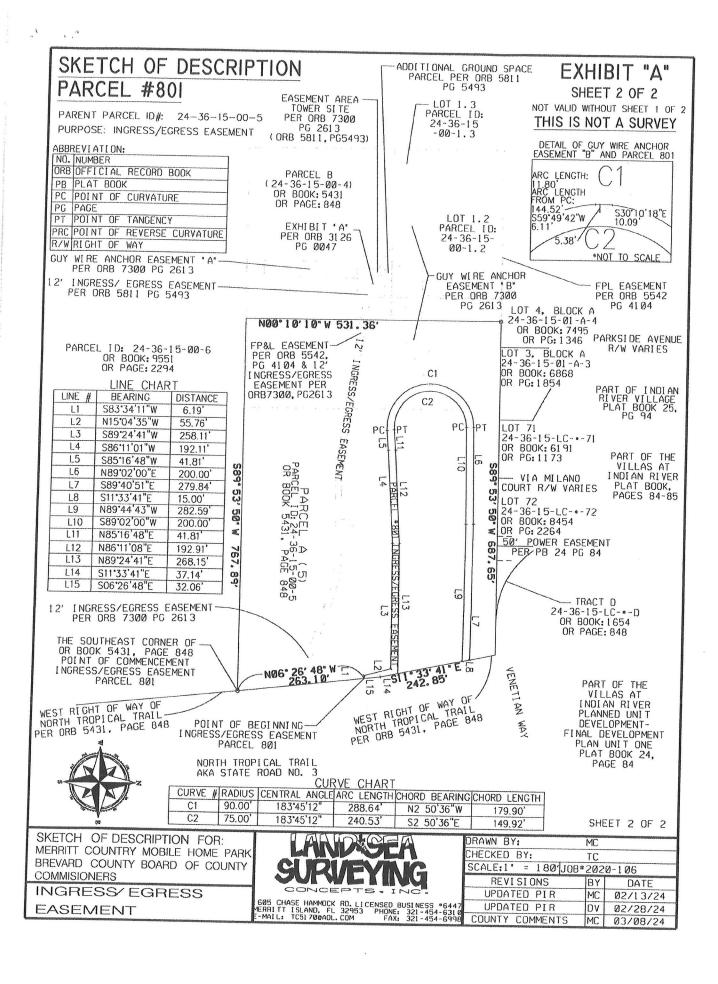
SKETCH OF DESCRIPTION FOR:
MERRITT COUNTRY MOBILE HOME PARK
BREVARD COUNTY BOARD OF COUNTY
COMMISIONERS

INGRESSÆGRESS EASEMENT



CONCEPTS, INC.	UPDA
505 CHASE HAMMOCK RD. LICENSED BUSINESS *6447 ERRITT ISLAND, FL 32953 PHONE: 321-454-6310	UPDA
MAIL: TC51700AOL. COM FAX: 321-454-6998	COUNTY

DRAWN BY:	MC	
CHECKED BY:	TC	
SCALE:1" = 180'JOE	3#202	0-106
REVISIONS	BY	DATE
UPDATED PIR	MC	02/13/24
UPDATED PIR	DV	02/28/24
COUNTY COMMENTS	MC	03/08/24



Prepared by and return to: Jean Kremitzki Public Works Department, Land Acquisition 2725 Judge Fran Jamieson Way, A204, Viera, Florida 32940 A portion of Interest in Tax Parcel ID: 24-36-15-00-5

#### SANITARY SEWER EASEMENT

THIS INDENTURE, made this day of , 2024, between Merritt Country Mobile Home Park, LLC, a Florida limited liability company, whose address is 895 Barton Boulevard, Suite B, Rockledge, Florida 32955, as the first party, and Brevard County, a political subdivision of the State of Florida, whose address is 2725 Judge Fran Jamieson Way, Viera, Florida 32940, as the second party, for the use and benefit of Brevard County, Florida.

WITNESSETH that the first party, in consideration of One Dollar (\$1.00) and other valuable consideration paid, the receipt of which is acknowledged, grants unto the second party, its successors and assigns, a perpetual easement commencing on the above date for the purposes of operating, reconstructing, reconfiguring, and maintaining sanitary sewer facilities and other allied uses pertaining thereto, over, under, upon, above, and through the following lands:

The land affected by the granting of the easement is located in Section 15, Township 24 South, Range 36 East, Brevard County, Florida, and being more particularly described as follows:

# SEE LEGAL DESCRIPTION ATTACHED HERETO AS "EXHIBIT A"

Including the right of ingress and egress onto the easement area as may be necessary for the full use and enjoyment by the second party of its easement. The first party shall have full use and enjoyment of the easement area but shall not make any improvements within the easement area which will conflict or interfere with the easement granted herein.

TO HAVE AND TO HOLD said easement unto Brevard County, a political subdivision of the State of Florida, and to its successors and/or assigns. The first party does covenant with the second party that it is lawfully seized and possessed of the lands above described and that it has a good and lawful right to convey it or any part thereof.

(Signatures and Notary on following four pages)

IN WITNESS WHEREOF, the first party has caused this easement to be executed, the day and year first above written. Signed, sealed and delivered in the presence of: Merritt Country Mobile Home Park, LLC, a Florida limited Meresa Novau liability company **Print Name** 959 N. COEOA BIVO. #1, COEOA, PL 32922 Address Scott M. Baughan, Manager Member Witness (Corporate Seal) **Print Name** 959 N. Cocka B Address

STATE OF FLORIDA COUNTY OF BUYAND

The foregoing instrument was acknowledged before me by means of physical presence or online notarization on this 4th day of 1004, 2024, by Scott M. Baughan, as Manager Member for Merritt Country Mobile Home Park, LLC, a Florida limited liability company. Is personally known or produced as identification.

Notary Signature

SEAL

THERESA L. NOVAK
MY COMMISSION #HH046011
EXPIRES: SEP 23, 2024
Bonded through 1st State Insurance

(Signatures and Notary continue next three pages)

IN WITNESS WHEREOF, the first party has caused this easement to be executed, the day and year first above written. Signed, sealed and delivered in the presence of: Merritt Country Mobile Home Witness Park, LLC, a Florida limited DY ALAJON MARTIN liability company **Print Name** Address Cocos Blur 32 Manager Member Witness THERESA NOVALE (Corporate Seal) **Print Name** 959 N. (OCOG BIVO, #1, COCOG, FL 32922 Address STATE OF FLORIDA COUNTY OF Brevaid The foregoing instrument was acknowledged before me by means of physical presence or  $\square$  online notarization on this  $\underline{\parallel 4 \parallel}$  day of  $\underline{May}$ Joseph Bachand, as Manager Member for Merritt Country Mobile Home Park, LLC, a Florida limited liability company. Is personally known or [] produced

Notary Signature

SEAL

THERESA L. NOVAK
MY COMMISSION #HH046011
EXPIRES: SEP 23, 2024
Bonded through 1st State Insurance

(Signatures and Notary continue next page)

as identification.

the day and year first above written. Signed, sealed and delivered in the presence of: Merritt Country Mobile Home Witness Park, LLC, a Florida limited DY ALAYDIN MARTIN liability company **Print Name** 989 N. COCOR, Brud BY: Address Kendall T Moore, Manager Member Witness THERESA (Corporate Seal) **Print Name** 969 N. Cocoabiva, #1. Cocoa, FC 32922 Address STATE OF FLORIDA COUNTY OF BUILDING The foregoing instrument was acknowledged before me by means of physical presence or  $\blacksquare$  online notarization on this  $\square$  day of  $\square$   $\square$ Kendall T. Moore, as Manager Member for Merritt Country Mobile Home Park, LLC, a Florida limited liability company. Is Personally known or [] produced as identification. **Notary Signature** SEAL THERESA L. NOVAK MY COMMISSION #HH046011

IN WITNESS WHEREOF, the first party has caused this easement to be executed,

(Signatures and Notary continue next two pages)

EXPIRES: SEP 23, 2024
Bonded through 1st State Insurance

Signed, sealed and delivered in the presence of:	
Witness  DY MARTIN  Print Name  959 P. Cocoo Blod  Address  Cocoo, FL 30900	Merritt Country Mobile Home Park, LLC, a Florida limited liability company BY: William Pentz, Manager Member
Witness  THOUSA NOVAC  Print Name  959 N. Cocoa BIVD., #1, COCOA, FC 32922  Address	(Corporate Seal)
STATE OF FLORIDA COUNTY OF PLOCAL The foregoing instrument was acknowledged before presence or online notarization on this day william Pentz, as Manager Member for Merritt Conformation on the personally for the personally for the personally for the personally for the personal dentification.	of ///Wy, 2024, by
William Pentz, as Manager Member for Merritt Co Florida limited liability company. Is ₩ personally k	of

(Signatures and Notary end page)

# LEGAL DESCRIPTION PARCEL #800

PARENT PARCEL ID#: 24-36-15-00-5 PURPOSE: SANITARY SEWER EASEMENT

#### EXHIBIT "A"

SHEET I OF 2

NOT VALID WITHOUT SHEET 2 OF 2

THIS IS NOT A SURVEY

LEGAL DESCRIPTION: PARCEL #800 SANITARY SEWER EASEMENT (PREPARED BY SURVEYOR)

A PARCEL OF LAND BEING A PORTION OF OFFICIAL RECORDS BOOK 5431, PAGE 848 LYING IN THE NORTHEAST 1/4 OF SECTION 15, TOWNSHIP 24 SOUTH, RANGE 36 EAST, BREVARD COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 5431, PAGE 848 AND RUN ALONG THE WEST RIGHT OF WAY LINE OF NORTH TROPICAL TRAIL NORTH 06'26'48" WEST, A DISTANCE OF 263.10 FEET TO THE POINT OF BEGINNING; THENCE DEPARTING AFOREMENTIONED WEST RIGHT OF WAY LINE RUN SOUTH 83°34'11" WEST, A DISTANCE OF 6.19 FEET, THENCE RUN NORTH 15°04'35" WEST, A DISTANCE OF 55.76 FEET; THENCE RUN SOUTH 89°24'41" WEST, A DISTANCE OF 258.11 FEET; THENCE RUN SOUTH 87'17'24" WEST, A DISTANCE OF 192.59 FEET; THENCE RUN SOUTH 84°55'57" WEST, A DISTANCE OF 49.19 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT; THENCE ALONG THE ARC OF SAID CURVE (SAID CURVE BEING CONCAVE TO THE NORTH, HAVING A RADIUS OF 67.50 FEET, A CENTRAL ANGLE OF 19'13'26", A CHORD BEARING OF NORTH 85°27'20" WEST, A CHORD LENGTH OF 22.54 FEET), A DISTANCE OF 22.65 FEET TO THE END OF SAID CURVE; THENCE RUN NORTH 14°09'23" EAST, A DISTANCE OF 15.00 FEET TO THE BEGINNING OF A CURVE TO THE LEFT; THENCE RUN ALONG THE ARC OF SAID CURVE (SAID CURVE BEING CONCAVE TO THE NORTH, HAVING A RADIUS OF 52.50 FEET, A CENTRAL ANGLE OF 19°13'26", A CHORD BEARING OF SOUTH 85°27'20" EAST, A CHORD LENGTH OF 17.53 FEET), A DISTANCE OF 17.61 FEET TO THE END OF SAID CURVE; THENCE RUN NORTH 84'55'57" EAST, A DISTANCE OF 49.50 FEET; THENCE RUN NORTH 87°17'24" EAST, A DISTANCE OF 193.17 FEET; THENCE RUN NORTH 89°24'41" EAST, A DISTANCE OF 268.15 FEET TO THE AFOREMENTIONED WEST RIGHT OF WAY LINE OF NORTH TROPICAL TRAIL; THENCE ALONG THE AFOREMENTIONED WEST RIGHT OF WAY LINE, RUN SOUTH 11'33'41" EAST, A DISTANCE OF 37.14 FEET; THENCE CONTINUE ALONG THE WEST RIGHT OF WAY LINE SOUTH 06'26'48" EAST A DISTANCE OF 32.06 FEET TO THE POINT OF BEGINNING.

THIS SANITARY SEWER EASEMENT CONTAINS 8,517.35 SQUARE FEET OR 0.1955 ACRES, MORE OR LESS.

## SURVEYORS NOTES:

SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.

THIS SANITARY SEWER EASEMENT CONTAINS 8,517.35
SOUARE FEET OR 0.1955 ACRES, MORE OR LESS.
BEARINGS ARE BASED UPON THE WEST RIGHT OF WAY LINE OF,
NORTH TROPICAL TRAIL SHOWN TO BEAR NO6° 26′ 48° W
(STATE PLANE COORDINATES).

THE EASEMENTS SHOWN ON PAGE 2 OF THIS SURVEY WERE REFERENCED FROM THE PROPERTY INFORMATION REPORT REFERENCE NUMBER 23-33101 AS OF 01/08/2024 AS COMPLETED BY FIDELITY NATIONAL TITLE INSURANCE COMPANY. THESE EASEMENTS DOES NOT AFFECT PARCEL



Of Calo

TIM R. CARLILE, PLS 5170 PROFESSIONAL SURVEYOR & MAPPER NOT VALID UNLESS SIGNED AND SEALED

SKETCH OF DESCRIPTION FOR: MERRITT COUNTRY MOBILE HOME PARK BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

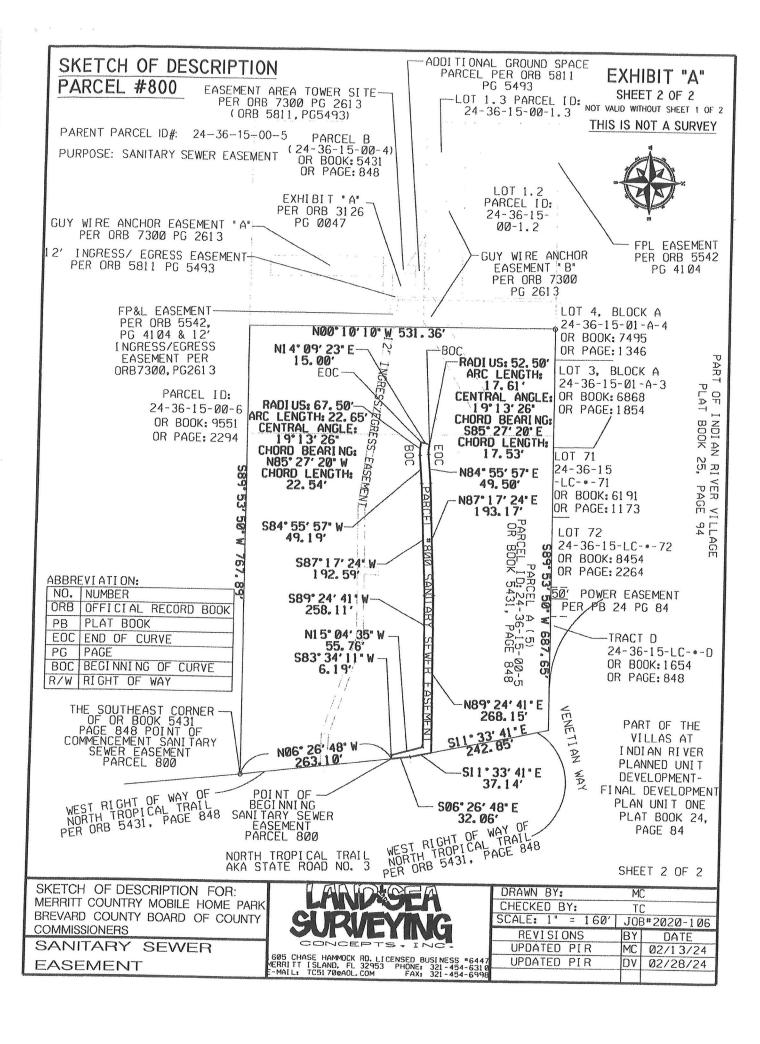
SANITARY SEWER

EASEMENT



605 CHASE HAMMOCK RD. LICENSED BUSINESS #6447 ÆRRITT ISLAND, FL 32953 PHONE: 321-454-6310 -MAIL: TC51700AOL.COM FAX: 321-454-6998

DRAWN BY:	MC		
CHECKED BY:	TC		
SCALE: 1" = 160'	JOE	3#2020-106	
REVISIONS	BY		
UPDATED PIR	MC	02/13/24	
UPDATED PIR	DV	02/28/24	



#### **LOCATION MAP**

Section 15, Township 24 South, Range 36 East - District: 2

PROPERTY LOCATION: south of State Road 528 and west of North Tropical Trail in Merritt Island.

OWNERS NAME(S): Merritt Country Mobile Home Park, LLC

