

RESOLUTION NO. 2015-17

**A RESOLUTION CLOSING, VACATING, RENOUNCING
AND DISCLAIMING ANY RIGHTS OF THE CITY AND
THE PUBLIC IN AND TO A PORTION OF WESTEND BLVD.**

WHEREAS, CFHC We Care, Inc., a Florida not-for-profit corporation, is the contract vendee for certain real property located at the corner of Central Avenue and Sharp Street on which the former Lake Wales Adult Day Care facility is located; and

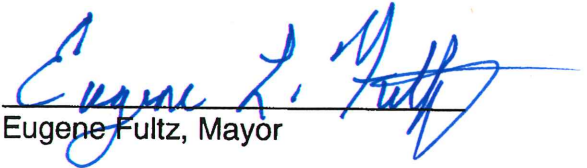
WHEREAS, a title examination and survey has revealed that an easement granted to the City encroaches onto a portion of the subject real property; and

WHEREAS, it is in the public interest to assist in this title curative effort by vacating a portion of the easement for the purposes of facilitating the provision of additional health care services within the City of Lake Wales; and


WHEREAS, Notice of Hearing has been duly published and the City Commission has received input from all interested parties as to the advisability of taking this action and has determined that the proposed action will not interfere with any present road system and will not deprive any person of a reasonable means of ingress and egress to his or her premises.

NOW THEREFORE, BE IT RESOLVED that the City of Lake Wales, by and through its City Commission, does hereby renounce and disclaim any interest of the City of Lake Wales and the public in and to that portion of a certain easement for Westend Blvd., in Lake Wales, Polk County, Florida, more particularly described in the Attached Exhibit "A" and depicted in the attached Exhibit "B".

APPROVED and ADOPTED by the City Commission of the City of Lake Wales, Polk County, Florida, this 6th day of October, 2015.


Eugene Fultz, Mayor

Attest:


Clara VanBlargan, City Clerk

Prepared by:
Albert C. Galloway, Jr.
City Attorney
Albert C. Galloway, Jr., P.A.
P.O. Box 3339
Lake Wales, FL 33859-3339

EXHIBIT A

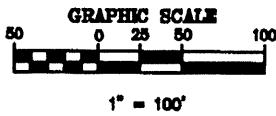
That part of the Right of Way for Westend Boulevard as described in Deed Book 571, Page 7, of the Public Records of Polk County, Florida, and a part of Lot 2, Block 3, of TWIN LAKE PARK ADDITION TO LAKE WALES, FLORIDA, according to the plat thereof recorded in Plat Book 3, Page 8, of the Public Records of Polk County, Florida, being described as follows:

Commence at the Southeast corner of said Lot 2, thence North $00^{\circ}05'39''$ West, along the East line of said Lot 2, a distance of 310.00 feet to the Southeast corner of that certain parcel as described in Official Records Book 8004, Page 1333, of said Public Records, thence South $89^{\circ}38'26''$ West, along the South line of said Parcel, a distance of 171.00 feet to the Southwest corner of said Parcel, thence North $00^{\circ}05'39''$ West, along the West line of said Parcel, a distance of 70.00 feet to the POINT OF BEGINNING, thence South $89^{\circ}38'26''$ West, along the South line of the North 380.00 feet of the said Lot 2, a distance of 32.17 feet to a point on a curve concaved to the Westerly having a Radius of 77.00 feet, a Central Angle of $53^{\circ}24'15''$, a Chord Bearing of North $03^{\circ}01'26''$ East and a Chord Distance of 69.20 feet, thence along the arc of said curve a distance of 71.77 feet, to the Southerly Right of Way line of Central Avenue as recorded in Official Records Book 106, Page 219, of said Public Records, thence North $68^{\circ}33'14''$ East, along the said Southerly Right of Way line, a distance of 167.23 feet to the Point of Curvature of a curve concaved to the Southerly having a Radius of 1,070.92 feet, a Central Angle of $01^{\circ}18'28''$, a Chord Bearing of North $69^{\circ}12'28''$ East and a Chord Distance of 24.44 feet, thence along the arc of said curve a distance of 24.44 feet to the West Maintained Right of Way line of Sharp Street, thence South $00^{\circ}32'44''$ East, along the said West Maintained Right of Way line, a distance of 22.50 feet to the said Southerly Right of Way line of Westend Boulevard, thence South $52^{\circ}16'01''$ West, along the said Southerly Right of Way line, a distance of 189.91 feet to the POINT OF BEGINNING.

EXHIBIT "B"

DESCRIPTION SKETCH

SHEET ONE OF TWO

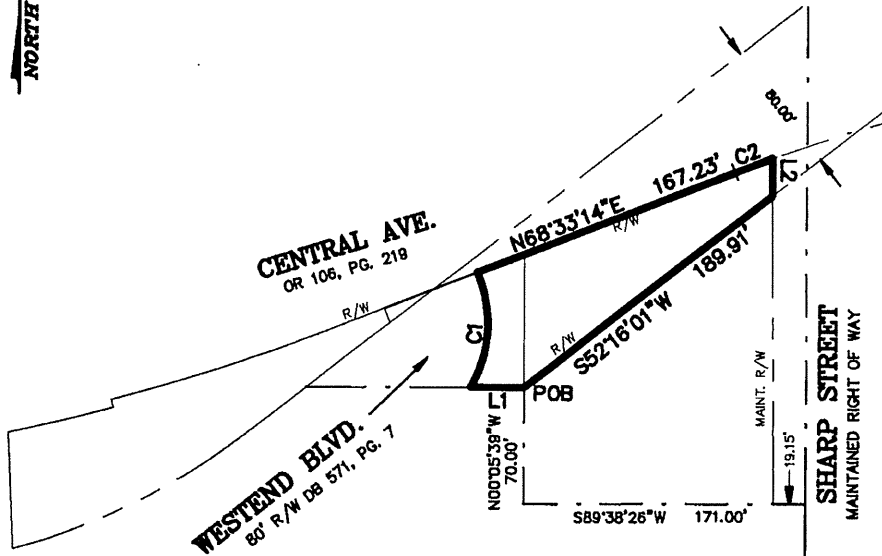


NOTES:

1.) BEARINGS BASED ON THE EAST LINE OF LOT 2, BLOCK 3, TWIN LAKE PARK AS BEING $N00^{\circ}03'30''W$ (GRID).

LEGEND:

SEC. - SECTION COR. - CORNER
 R/W - RIGHT OF WAY S.R. - STATE ROAD
 P.O.B. - POINT OF BEGINNING

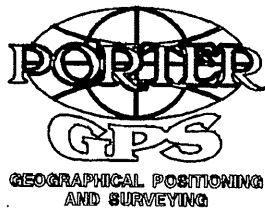


CURVE TABLE					
CURVE	LENGTH	RADIUS	CENTRAL ANGLE	CHORD BEARING	CHORD
C1	71.77	77.00	$53^{\circ}24'15''$	$N03^{\circ}01'28''E$	69.20
C2	24.44	1070.92	$1^{\circ}18'28''$	$N89^{\circ}12'28''E$	24.44

LINE TABLE		
LINE	BEARING	DISTANCE
L1	$S89^{\circ}38'26''W$	32.17
L2	$S00^{\circ}32'44''E$	22.50

POINT OF COMMENCEMENT
 SE COR OF LOT 2, BLK 3
 TWIN LAKE PARK ADDITION TO
 LAKE WALES PB 3, PG. 8

DATE:
 SEPTEMBER 21, 2015



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THIS IS NOT A SURVEY

Job Number: A-15-2220.01A