

RESOLUTION 2022-01

A RESOLUTION OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, PROVIDING FOR THE TRANSFER OF A PUBLIC COUNTY ROAD, SPRATT ROAD, FROM DEAD END SOUTH, NORTH TO MOUNTAIN LAKE CUT-OFF ROAD, TO THE CITY OF LAKE WALES FOR MAINTENANCE AND OPERATIONAL RESPONSIBILITIES, AS SHOWN ON “ATTACHMENT A” AND SPECIFICALLY DESCRIBED HEREIN.

WHEREAS, Chapter 335, Florida Statutes, Subsection 335.0415(3) authorizes the transfer of public roads between jurisdictions by mutual agreement of the affected governmental entities; and

WHEREAS, CITY has requested and POLK has agreed to the transfer of ROAD from its dead end to the south, north to Mountain Lake Cutoff Road, in order to accommodate the transfer of maintenance and operational responsibilities to CITY; and

WHEREAS, Chapter 337, Florida Statutes, Subsection 337.29(3) provides that upon such transfer, liability for torts shall be in the governmental entity having operation and maintenance responsibility for such roads; and

WHEREAS, a transfer of the ROAD is in the best interests of CITY and of POLK; and

WHEREAS, notice of Hearing has been duly published for the adoption of this resolution 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 premises.

NOW THEREFORE, BE IT RESOLVED that the City of Lake Wales, by and through its City Commission, does hereby receive the transfer of Spratt Road, as shown on “Attachment A” and specifically described as follows:

All of Spratt Road, County Road Inventory Number 973301, which has been maintained by the County in excess of 55 years, from its dead end to the south, north approximately 697 feet to Mountain Lake Cutoff Road. All lying and being in the East 1/2 of the Southeast 1/4 of the Northeast 1/4 of the Northeast 1/4 of Section 33, Township 29 South, Range 27 East, Polk County Florida.

APPROVED AND ADOPTED by the City Commission of the City of Lake Wales, Polk County, Florida, this 2nd day of February, 2022.

Eugene Fultz

Eugene Fultz, Mayor

Attest:

Jennifer Nanek, City Clerk

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Attachment "A"

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