

MEMORANDUM OF UNDERSTANDING

BETWEEN

MAJESTIC OAKS HOMEOWNER'S ASSOCIATION OF OCALA, INC.

AND

MARION COUNTY BOARD OF COUNTY COMMISSIONERS

This MEMORANDUM of UNDERSTANDING ("MOU") made and entered into on July 21, 2020 (the "Effective Date"), by and between the Majestic Oaks Homeowner's Association of Ocala, Inc., 5269 SW 89th Street, Ocala, FL 34476 ("Association") and Marion County, a political subdivision of the State of Florida, 601 SE 25th Avenue, Ocala, FL 34471 ("County")

WHEREAS, County owns and maintains SW 60th Avenue adjacent to the Majestic Oaks Subdivision; and

WHEREAS, Association maintains SW 86th Place, and SW 89th Street, within the boundaries of Majestic Oaks Fourth Addition Phase One, as recorded in Marin County PB 3, pgs 77-80, as they have not been accepted by the County for maintenance; and

WHEREAS, Association owns the south five feet of SW 56th Avenue Road right-of-way and the south five feet of SW 54th Court right-of-way, as provided for in 06-R-62 Resolution to Close and Abandon Roads, and recorded in Marion County OR Bk 4369, pgs 332-333, needed for its future connection(s) to SW 90th Street; and

WHEREAS, Association raised safety concerns to the County related to the intersection of SW 60th Avenue at SW 86th Place and the intersection of SW 60th Avenue at SW 89th Street; and

WHEREAS, the projected future transportation needs of Marion County will require the construction of SW 90th Street to the south of the Majestic Oaks Subdivision and the installation of a signal at the intersection of SW 60th Avenue and SW 90th Street; and

WHEREAS, County believe that these safety concerns would be best addressed by the construction of SW 90th Street and the installation of a signal at the intersection of SW 60th Avenue and SW 90th Street; and

WHEREAS, Association may desire to access SW 60th Avenue via SW 90th Street, once constructed, by accessing SW 90th Street from SW 56th Avenue Road and SW 54th Court; and

WHEREAS, County and Association desire to resolve such safety concerns and coordinate the transition of traffic patterns related to the aforementioned intersections on SW 60th Avenue.

NOW THEREFORE, the parties express the following intentions:

1. Temporary Traffic Signal for Intersection of SW 60th Avenue at SW 89th Street.
  - 1.1. County will construct a temporary traffic signal for the intersection of SW 60th Avenue at SW 89th Street. Construction of the temporary traffic signal will include temporary modification of access at the intersection. The existing southbound directional

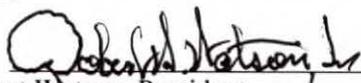
median opening at the intersection will be modified to a full median opening. The temporary traffic signal and full median opening will remain in place until such time that one of the following occur:

- 1.1.1. Completion of construction of SW 90th Street along the Association's southern property line, and completion of construction of a traffic signal for the intersection of SW 60th Avenue at SW 90th Street/SW 89th Place Road.
  - 1.1.2. The temporary traffic signal for the intersection of SW 60th Avenue at SW 89th Street exacerbates safety issues at the intersection, and the County determines it is in the best interest of the traveling public to remove the temporary traffic signal and/or modify or close the temporary full median opening at the intersection.
2. Future Extension of SW 90th Street.
    - 2.1. County will work towards obtaining funds for the design and construction of the SW 90th Street Extension project between SW 60th Avenue and SW 40th Avenue.
    - 2.2. County will install a traffic signal for the intersection of SW 60th Avenue at SW 90th Street/SW 89th Place Road, at which time the temporary traffic signal for the intersection of SW 60th Avenue at SW 89th Street will be removed. The temporary full median opening for the intersection of SW 60th Avenue SW 89th Street will be closed or modified to a southbound directional median opening.
    - 2.3. Association will be responsible for permitting and constructing its access connections to SW 90th Street, should Association desire to have access to SW 90<sup>th</sup> Street.
  3. Association understands and agrees that the purpose of this document is solely to memorialize the intentions of the parties, that it does not create any obligation for the County to construct or install any improvements, and that County may remove any improvements described in this document at its sole discretion at any time.

By signing this MOU, the parties intend to express that they will strive to reach, to the best of their abilities, the goals and objectives stated in this MOU. The parties do not intend this MOU to be legally binding and nothing in this MOU shall bind the County or Association into providing funding for or constructing the aforementioned improvements.

Therefore, the parties have entered into this Memorandum of Understanding effective the date first set forth above.

Majestic Oaks Homeowners Association of Ocala,  
Inc.

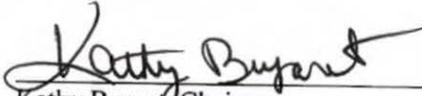
By:   
Robert Watson, President

BOARD OF COUNTY COMMISSIONERS  
MARION COUNTY, FLORIDA

ATTEST

  
\_\_\_\_\_  
David R. Ellspermann, Clerk

7/21/2020

  
\_\_\_\_\_  
Kathy Bryant, Chairman

7/21/2020

Approve as to Form and Legal Sufficiency

  
\_\_\_\_\_  
Russell Ward, Assistant County Attorney

# Majestic Oaks MOU



SW 80th ST

MAJESTIC OAKS THIRD ADDITION

MAJESTIC OAKS

MAJESTIC OAKS 1ST ADDITION

SW 60th Ave

MAJESTIC OAKS 4TH ADD PHASE 1

MAJESTIC OAKS SECOND ADDITION

SW 89th ST

SW 89th Place Rd

Future SW 90th ST



-  Intersections
-  Project Location
-  Subdivisions
-  Streets

0 0.1 Miles

