

RESOLUTION NO. 25-R-\_\_\_\_\_

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, PURSUANT TO ARTICLE X, SECTION 6, FLORIDA CONSTITUTION, AND CHAPTERS 73, 74, 127, and 337 FLORIDA STATUTES (2023), AUTHORIZING APPROPRIATE OFFICERS OR AGENTS OF THE COUNTY TO ACQUIRE CERTAIN INTERESTS IN REAL PROPERTY BY GIFT, PURCHASE, OR EMINENT DOMAIN FOR RIGHT OF WAY FOR THE SW 40th & SW 49th AVENUE ROAD CONSTRUCTION PROJECT IN MARION COUNTY, FLORIDA; MAKING FINDINGS OF FACT FOR PUBLIC PURPOSE AND NECESSITY; AND PROVIDING AN EFFECTIVE DATE.

**OWNERS:**

**Maria Accetturo  
P.O. Box 1840  
Banner Elk, NC 28604**

**TAX IDENTIFICATION NUMBER:**

**2390-014-000**

**PROJECT PARCEL NUMBERS:**

**36, 37, 38**

- Fee Simple Whole Take
- Fee Simple Partial Right of Way
- Drainage Easement
- Temporary Construction Easement

WHEREAS, Art. X, Sec. 6, Florida Constitution, provides general restrictions on the government's exercise of its power of eminent domain, including, but not limited to, the provision that no private property shall be taken except for a public purpose and with full compensation therefore paid to each owner or secured by deposit in the registry of the court and available to the owner; and

WHEREAS, Section 127.01, Fla. Stat. (2023), subsection (1)(a) provides that each county of the state is delegated authority to exercise the right and power of eminent domain; that is, the right to appropriate property, except state or federal, for any county purpose; and

WHEREAS, Section 127.02, Fla. Stat. (2023) provides that the board of county commissioners may not exercise its power of eminent domain unless the board adopts a resolution authorizing the acquisition of a property, real or personal, by eminent domain

for any county use or purpose designated in such resolution, subject to the limitations set forth in Sections 73.013 and 73.014, Fla. Stat. (2023); and

WHEREAS, Section 127.01, Fla. Stat. (2023), subsection (1)(b) further provides that each county is further authorized to exercise the eminent domain power granted to the Department of Transportation by s. 337.27(1), the transportation corridor protection provisions of Section 337.273, Fla. Stat. (2023) and the right of entry onto property pursuant to Section 337.274, Fla. Stat. (2023); and

WHEREAS, Section 337.27, Fla. Stat. (2023), subsection (1) grants the Department of Transportation the power of eminent domain to condemn all necessary lands and property, including rights of access, air, view, and light, whether public or private, for the purpose of securing and utilizing transportation rights-of-way, including, but not limited to, any lands reasonably necessary for securing applicable permits, areas necessary for management of access, borrow pits, drainage ditches, water retention areas, rest areas, replacement access for landowners whose access is impaired due to the construction of a facility, and replacement rights-of-way for relocated rail and utility facilities; for existing, proposed, or anticipated transportation facilities on the State Highway System or State Park Road System; or in a transportation corridor designated by the department; or for the purpose of screening, relocation, removal, or disposal of junkyards and scrap metal processing facilities. The department shall also have the power to condemn any material and property for such purposes; and

WHEREAS, Section 337.273, Fla. Stat. (2023) provides in part at subsection (1)(c) that the designation and management of transportation corridors and the planning and development of transportation facilities within transportation corridors will substantially assist in allowing government to alleviate traffic congestion and transportation facility overcrowding, aid in the development of an effective transportation system that is coordinated with land use planning, assist in planning for future growth, enable compliance with concurrency requirements, and alleviate the heretofore described health, safety, and welfare liabilities to the public; and

WHEREAS, the Project that is the subject of this Resolution is the SW 40th & SW 49th AVENUE ROAD CONSTRUCTION PROJECT described in the Preliminary Engineering Report originally prepared by Cardno TBE and approved by the Marion County Board of County Commissioners on April 27, 2010 and has been listed on the approved Transportation Improvement Program adopted by Marion County; and

WHEREAS, the Board of County Commissioners, as part of its approval of the foregoing Preliminary Engineering Report, considered alternative designs and routes, cost, safety, environmental factors, and long term area planning in concluding that the acquisition of the specific property interests identified herein is necessary and in the best interests of the public, and that all conditions precedent to the acquisition of such property

interests have been, or will be met, prior to commencement of the filing of an action in eminent domain with respect to such property interests; and

WHEREAS, Section 337.274, Fla. Stat. (2023), provides that the Department of Transportation and its authorized agents and employees are authorized to enter upon any lands, waters, and premises, upon giving reasonable notice to the landowner, for the purpose of making surveys, soundings, drillings, appraisals, environmental assessments, archeological assessments, and examinations necessary to perform its duties and functions; and any such entry shall not be deemed a trespass or an entry that would constitute a taking in an eminent domain proceeding. The department shall make reimbursement for any actual damages to such lands, water, and premises as a result of such activities; and

WHEREAS, Ch. 73, Fla. Stat. (2023) provides general substantive and procedural requirements and limitations on a county's exercise of the power of eminent domain; and

WHEREAS, Section 73.015, Fla. Stat. (2023), subsection (1), provides requirements for pre-suit negotiation with the fee owner of the property to be acquired by eminent domain; and

WHEREAS, Section 73.015, Fla. Stat. (2023), subsection (2) provides requirements for notification of business owners, including lessees, who operate a business located on the property to be acquired; and

WHEREAS, Chapter 74, Fla. Stat. (2023) provides authority and procedures for counties to take possession and title of parcels or property interests acquired by eminent domain in advance of entry of final judgment; and

WHEREAS, the Board of County Commissioners of Marion County (hereafter, "Board") is undertaking a project for the construction of roadway and related improvements for the SW 40th & SW 49th AVENUE ROAD CONSTRUCTION PROJECT in Marion County, Florida (hereafter, "**Project**"); and

WHEREAS, the Project may include the undertaking or making some or all of the following improvements, construction or related activities: construction of new roads for vehicular traffic, reconfiguring intersections, bike lanes, sidewalks, drainage swales, embankments, driveways and culverts, drainage retention areas and other stormwater drainage or retention facilities, intersection improvements; landscaping; relocating or reconstruction of power and traffic signal poles and traffic signal equipment; and improved utilities,

WHEREAS, the Board has determined that it is in the best interests of the citizens of Marion County and for the safe and efficient movement of vehicular and pedestrian traffic, to construct the Project in Marion County, Florida, without limitation, by performing, undertaking or making, some or all of the following improvements, construction of new

roads for vehicular traffic, reconfiguring intersections, bike lanes, sidewalks, drainage swales, embankments, driveways and culverts, drainage retention areas and other stormwater drainage or retention facilities, intersection improvements; landscaping; relocating or reconstruction of power and traffic signal poles and traffic signal equipment; and improved utilities, and

WHEREAS, the Project is and has been listed on the approved Transportation Improvement Program adopted by the Board of County Commissioners; and

WHEREAS, the Project will develop the SW 40th & SW 49th Avenue Road Construction Project and will alleviate traffic congestion on other facilities, and connect to other major collector and arterial roads.

WHEREAS, the County Engineer has caused to be designed the Project, compiled construction plans for the Project, and has determined the area and location of properties necessary for final construction of the Project and to accommodate anticipated right-of-way requirements in the reasonably foreseeable future. The County has determined the necessity to acquire the property interest of Fee Simple Partial Right of Way, Drainage Easement, and Temporary Construction Easement (hereinafter, "the property interest") from **The Project Parcels** described in **Exhibit "A," and Exhibit "B,"** attached hereto and incorporated herein by reference, in order to construct the Project as designed; and

WHEREAS, the Board hereby finds and determines that all conditions precedent to acquiring the property interests described and identified in **Exhibit "A," and Exhibit "B"** have been met by Marion County. Specifically, before approving the acquisition of the property interests described herein, the Board has considered and weighed, where applicable, factors of safety, benefits to the public, costs, availability of alternatives, long range area planning and environmental factors, as well as any other relevant factors. The Board further finds that the required notifications to appropriate state and local agencies have been made. The Board further finds that all necessary governmental permits have been obtained or there is a reasonable probability that such permits will be obtained.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, as follows:

Section 1. **Adoption.** The Board hereby adopts the facts contained in the foregoing WHEREAS Clauses and the same are made a part of this Resolution.

Section 2. **Construction Plans.** The County has surveyed and located its line or area of construction, and developed construction plans reflecting the property interest to be acquired from the **Project Parcels** described in **Exhibit "A" and Exhibit "B"** hereof required for the Project, which plans and maps have been reviewed by the Board and are approved for use (as they now exist or as hereafter updated, revised or corrected as set forth below), and such plans and maps may be filed with the Clerk of the Circuit Court in and for Marion County, Florida, together with a certified copy of this Resolution. (The

information, if any, in the attached **Exhibit “A” and Exhibit “B”** as to the name of the property owner, the property’s tax identification number, and the legal description of the property interest to be acquired from **the Project Parcels** is for information purposes only. Such information may be corrected or updated by the County Attorney or County Engineer or his or her designee.

Section 3. **Public Purpose and Necessity.** The Board hereby finds and determines that the road improvement Project described herein is for a public purpose and the condemnation of the property interest to be acquired from **the Project Parcels** is necessary for the construction of such Project.

Section 4. **Description of Property.** The Board further authorizes the County Surveyor or Project surveyor and County Attorney to correct minor errors or scrivener’s errors to the description of the property interest to be acquired from **the Project Parcels** if any, with regard to the condemnation proceeding authorized herein without further action of this Board.

Section 5. **Purchase of Property.** The Office of the County Engineer is authorized to acquire the property interests described in the Project Parcels by gift, purchase, or condemnation. In furtherance thereof, the Office of the County Engineer is authorized to make a binding offer to the property owner or his or her representative to acquire such property interests in an amount not to exceed 120% of the current full compensation appraised value of such interests including any severance damages as determined by the county’s engaged real estate appraiser in an up-to date appraisal, and business damages, and business damages, if any, without further authorization from the Board. Should the County purchase the property interest to be acquired from **the Project Parcels**, prior to the commencement of condemnation proceedings, or prior to acquiring title to said Parcel in the condemnation proceedings, the County Attorney is authorized to omit or dismiss said parcel so acquired from the condemnation proceedings.

Section 6. The County, its officers, employees and attorneys, are hereby authorized and directed, if necessary, to institute and prosecute such actions as may be proper for the acquisition of the fee simple title in **the Project Parcels** by eminent domain proceedings pursuant to Chapters 73 and 76, Florida Statutes.

Section 7. **Authority of County Engineer Regarding Construction Plans.** The County Engineer or her designee is authorized to have the construction plans updated, revised or corrected, and to utilize such plans in the condemnation action, including binding the Board to said plans, updates, revisions or corrections, without further action of the Board.

Section 8. **Interest to Be Acquired.** Pursuant to Section 127.01, Fla. Stat. (2023), subsection (1)(a), the fee simple absolute title to all property so taken and acquired shall vest in the county unless the county seeks to condemn a lesser particular

right or estate in such property. In this case, the Board hereby determines that the property interest to be acquired from **the Project Parcels** is Fee Simple Right of Way and the Board authorizes the acquisition of such interest by the acquisition of said Parcel.

Section 9. **Acquisition in Advance of Final Judgment.** The Board hereby authorizes the County Attorney to take possession and title of the takings from **the Project Parcels** in advance of the entry of final judgment, including by filing a declaration of taking pursuant to Section 74.031, Florida Statutes.

Section 10. **Directions to Clerk of Circuit Court.** The Clerk of the Circuit Court of Marion County, Florida, is directed to accept for deposit any and all funds delivered by the County with respect to the acquisition of the property interest from **the Project Parcels** and costs and expenses related thereto in the Registry of the Circuit Court for the Fifth Judicial Circuit in and for Marion County, Florida, as required by law in condemnation proceedings.

Section 11. **Effective Date.** This Resolution shall take effect immediately upon adoption.

**DULY RESOLVED** this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

BOARD OF COUNTY COMMISSIONERS  
MARION COUNTY, FLORIDA

\_\_\_\_\_  
KATHY BRYANT, CHAIRMAN

ATTEST:

\_\_\_\_\_  
GREGORY C. HARRELL, CLERK

**P.I.D.# 2390-014-000**

LOT 14, OF EXECUTIVE PARK, ACCORDING TO THE MAP OR PLAT THEREOF, AS RECORDED IN PLAT BOOK "T", PAGES 11, 12 AND 13, OF THE PUBLIC RECORDS OF MARION COUNTY, FLORIDA.

LESS AND EXCEPT THAT PORTION DESCRIBED IN THE ORDER OF TAKING RECORDED IN OR BOOK 5428, PAGE 981 AND OR BOOK 5438, PAGE 1.

**EXHIBIT "A"**

# EXHIBIT "B"



**SKETCH OF DESCRIPTION FOR:  
MARIA ACCETTURO**

**DESCRIPTION:** (RIGHT OF WAY TAKING) #36

A PORTION OF LOT 14 EXECUTIVE PARK AS RECORDED IN PLAT BOOK T, PAGE 11 OF THE PUBLIC RECORDS OF MARION COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE S.E. CORNER OF SAID LOT 14; THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT 14, N.89°34'24"W., A DISTANCE OF 29.45 FEET TO A POINT OF CURVATURE OF A NON-TANGENT CURVE, CONCAVE EASTERLY, HAVING A RADIUS OF 2183.24 FEET, A CENTRAL ANGLE OF 02°58'16" AND A CHORD BEARING AND DISTANCE OF N.00°18'22"W., 113.20 FEET; THENCE DEPARTING THE SOUTH BOUNDARY OF SAID LOT 14, NORTHWESTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 113.21 FEET TO THE END OF SAID CURVE; THENCE N.00°02'35"E., A DISTANCE OF 246.53 FEET TO A POINT ON THE NORTH BOUNDARY OF SAID LOT 14; THENCE ALONG THE NORTH BOUNDARY OF SAID LOT 14, S.89°34'59"E., A DISTANCE OF 29.91 FEET TO THE N.E. CORNER OF SAID LOT 14, SAID POINT ALSO BEING ON THE WEST RIGHT OF WAY LINE OF S.W. 40TH AVENUE, BEING A RIGHT OF WAY WIDTH THAT VARIES; THENCE DEPARTING SAID NORTH BOUNDARY, ALONG SAID WEST RIGHT OF WAY LINE, S.00°00'28"W., A DISTANCE OF 359.73 FEET TO THE POINT OF BEGINNING. SAID LANDS CONTAINING 0.25 ACRES MORE OR LESS.

**SEE SHEET 2 OF 2 FOR SKETCH AND LEGEND**

**SHEET 1 OF 2**

**ONE IS NOT COMPLETE WITHOUT THE OTHER**

**NOTES:**

1. DATE OF SKETCH: DECEMBER 7, 2023
2. SUBJECT TO RIGHTS OF WAY, RESTRICTIONS, EASEMENTS AND RESERVATIONS OF RECORD.
3. PUBLIC RECORDS NOT SEARCHED BY R.M. BARRINEAU & ASSOCIATES, INC.
4. BEARINGS ARE BASED ON THE FLORIDA WEST GRID NAD-83 (1990 ADJUSTMENT), BETWEEN CITY OF Ocala ENGINEERING DEPARTMENT CONTROL POINTS 0012 & 0004, AS BEING S.77°45'47"W.
5. ADDITIONS OR DELETIONS TO SURVEY MAPS BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.
6. THIS SKETCH HAS BEEN PREPARED FOR THE EXCLUSIVE BENEFIT OF THE PARTY(IES) NAMED HEREON, AND SHALL NOT BE DUPLICATED OR RELIED UPON BY ANY OTHER INDIVIDUAL OR ENTITY WITHOUT AUTHORIZATION FROM R.M. BARRINEAU & ASSOCIATES, INC.

**\*NOTE\* ~ THIS IS NOT A SURVEY!**

**SURVEYOR'S CERTIFICATION:**

I HEREBY CERTIFY THAT THE SKETCH REPRESENTED HEREON MEETS THE STANDARDS OF PRACTICE AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17.050-052, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

11/18/2024


SIGNATURE DATE

TRAVIS@RMBARRINEAU.COM



TRAVIS P. BARRINEAU, P.S.M., LS 6897  
OF R.M. BARRINEAU & ASSOCIATES, INC.

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER



**R.M. BARRINEAU AND ASSOCIATES**  
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PHONE (352) 622-3133 • FAX (352) 369-3771 • www.rmBarrineau.com  
REGINALD M. BARRINEAU, P.S.M. - FOUNDER • CERTIFICATE OF AUTHORIZATION NO. LB 5091  
TRAVIS P. BARRINEAU, P.S.M. - LS 6897

DRAWN:	T.P.B.	J.O.# 15056
REVISED:		DWC.# 15056 SK TAKING
CHECKED:	T.P.B.	R-O-W LOT 14
APPROVED:	T.P.B.	SHEET 1 OF 2
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SKETCH OF DESCRIPTION FOR:  
MARIA ACCETTURO

**\*NOTE\* ~ THIS IS NOT A SURVEY!**

**LEGEND**

- ☉ = CENTERLINE OF RIGHT OF WAY
- O.R. = OFFICIAL RECORDS OF MARION COUNTY
- C.B. = CHORD BEARING
- - - = BROKEN LINE; NOT DRAWN TO SCALE

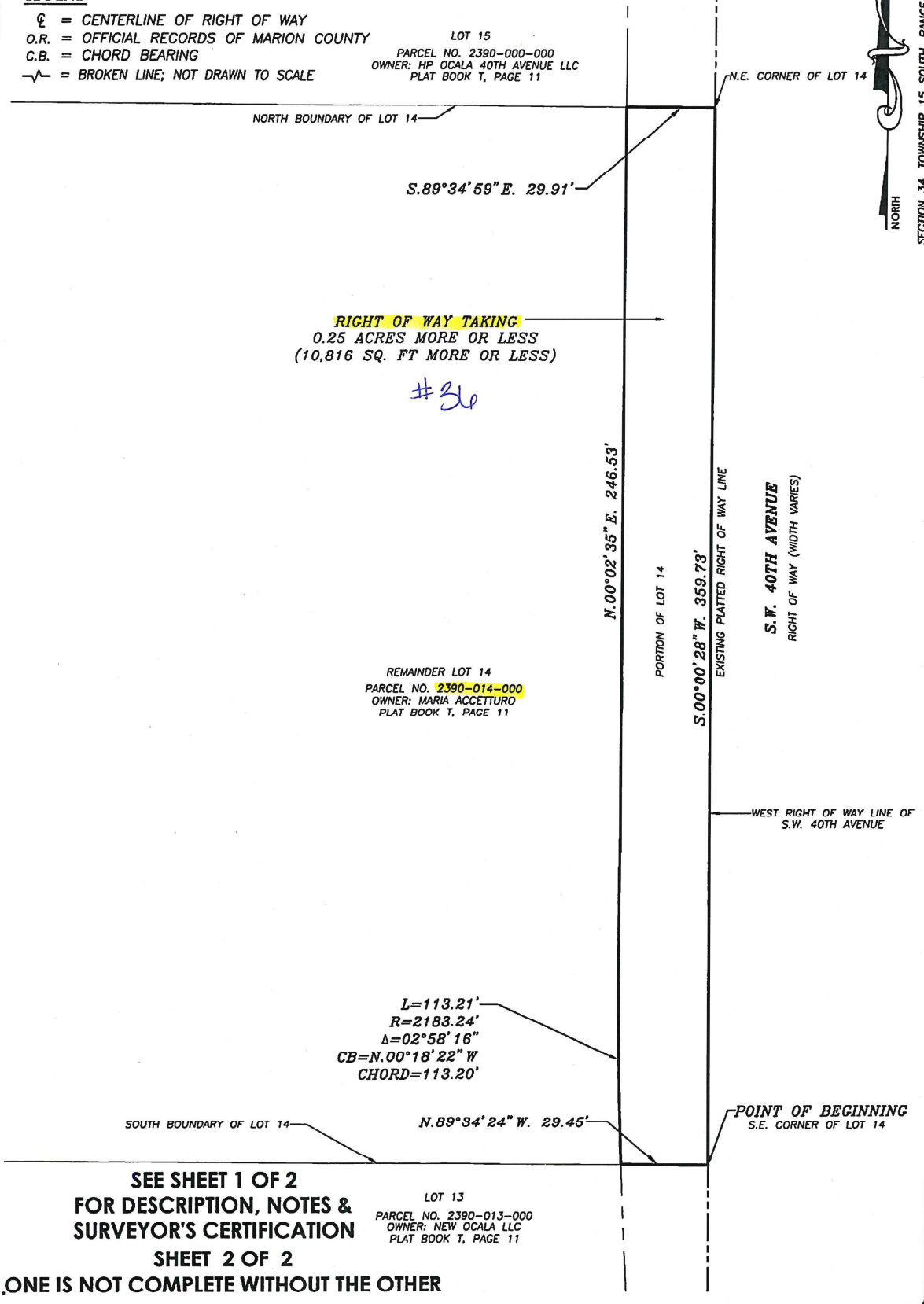
LOT 15  
PARCEL NO. 2390-000-000  
OWNER: HP OCALA 40TH AVENUE LLC  
PLAT BOOK T, PAGE 11

REMAINDER LOT 14  
PARCEL NO. 2390-014-000  
OWNER: MARIA ACCETTURO  
PLAT BOOK T, PAGE 11

LOT 13  
PARCEL NO. 2390-013-000  
OWNER: NEW OCALA LLC  
PLAT BOOK T, PAGE 11



SECTION 34, TOWNSHIP 15 SOUTH, RANGE 21 EAST



SEE SHEET 1 OF 2  
FOR DESCRIPTION, NOTES &  
SURVEYOR'S CERTIFICATION

SHEET 2 OF 2

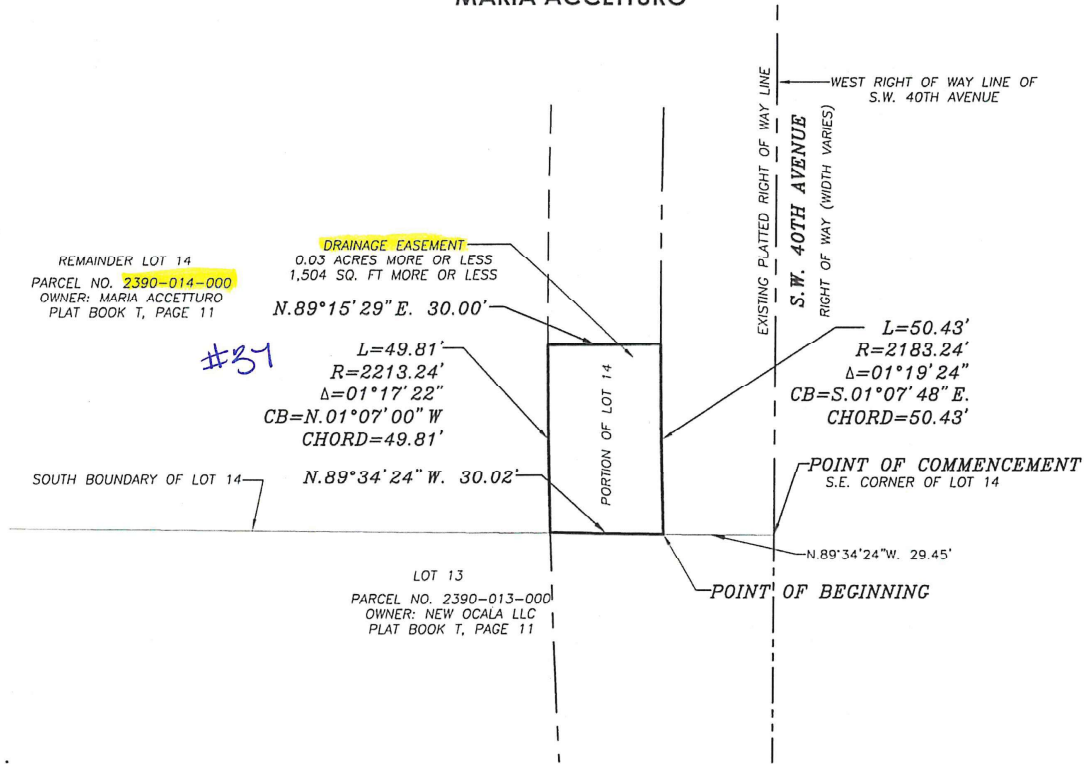
ONE IS NOT COMPLETE WITHOUT THE OTHER



**R.M. BARRINEAU**  
AND ASSOCIATES  
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REGINALD M. BARRINEAU, P.S.M. - FOUNDER • CERTIFICATE OF AUTHORIZATION NO. LB 9061  
TRAVIS P. BARRINEAU, P.S.M. - LS 6897

DRAWN:	T.P.B.	J.O.# 15056
REVISED:		DWG.# 15056 SK TAKING
CHECKED:	T.P.B.	R-O-W LOT 14
APPROVED:	T.P.B.	SHEET 2 OF 2
SCALE: 1" = 40'		COPYRIGHT © DECEMBER, 2023

**SKETCH OF DESCRIPTION FOR:  
MARIA ACCETTURO**



**DESCRIPTION:** (DRAINAGE EASEMENT) #31

A PORTION OF LOT 14 EXECUTIVE PARK AS RECORDED IN PLAT BOOK T, PAGE 11 OF THE PUBLIC RECORDS OF MARION COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE S.E. CORNER OF SAID LOT 14; THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT 14, N.89°34'24"W., A DISTANCE OF 29.45 FEET TO THE POINT OF BEGINNING. THENCE CONTINUE ALONG SAID SOUTH BOUNDARY, N.89°34'24"W., A DISTANCE OF 30.02 FEET TO THE POINT OF CURVATURE OF A NON-TANGENT CURVE, CONCAVE EASTERLY, HAVING A RADIUS OF 2213.24 FEET, A CENTRAL ANGLE OF 01°17'22" AND A CHORD BEARING AND DISTANCE OF N.01°07'00"W., 49.81 FEET; THENCE DEPARTING SAID SOUTH BOUNDARY, NORTHWESTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 49.81 FEET TO THE END OF SAID CURVE; THENCE N.89°15'29"E., A DISTANCE OF 30.00 FEET TO THE POINT OF CURVATURE OF A NON-TANGENT CURVE, CONCAVE EASTERLY, HAVING A RADIUS OF 2183.24 FEET, A CENTRAL ANGLE 01°19'24" AND A CHORD BEARING AND DISTANCE OF S.01°07'48"E., 50.43 FEET; THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 50.43 TO THE POINT OF BEGINNING. SAID LANDS CONTAINING 0.03 ACRES MORE OR LESS.

**NOTES:**

- DATE OF SKETCH: JANUARY 15, 2024
- SUBJECT TO RIGHTS OF WAY, RESTRICTIONS, EASEMENTS AND RESERVATIONS OF RECORD.
- PUBLIC RECORDS NOT SEARCHED BY R.M. BARRINEAU & ASSOCIATES, INC.
- BEARINGS ARE BASED ON THE FLORIDA WEST GRID NAD-83 (1990 ADJUSTMENT), BETWEEN CITY OF OCALA ENGINEERING DEPARTMENT CONTROL POINTS 0012 & 0004, AS BEING S.77°45'47"W.
- ADDITIONS OR DELETIONS TO SURVEY MAPS BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.
- THIS SKETCH HAS BEEN PREPARED FOR THE EXCLUSIVE BENEFIT OF THE PARTY(IES) NAMED HEREON, AND SHALL NOT BE DUPLICATED OR RELIED UPON BY ANY OTHER INDIVIDUAL OR ENTITY WITHOUT AUTHORIZATION FROM R.M. BARRINEAU & ASSOCIATES, INC.

**\*NOTE\* ~ THIS IS NOT A SURVEY!**

**SURVEYOR'S CERTIFICATION:**

I HEREBY CERTIFY THAT THE SKETCH REPRESENTED HEREON MEETS THE STANDARDS OF PRACTICE AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17.050-052, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 172.027, FLORIDA STATUTES.

1/18/2024  
SIGNATURE DATE

TRAVIS P. BARRINEAU, P.S.M. - LS 6897  
OF R.M. BARRINEAU & ASSOCIATES, INC.

TRAVIS@RMBARRINEAU.COM

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

**LEGEND**

- ☉ = CENTERLINE OF RIGHT OF WAY
- O.R. = OFFICIAL RECORDS OF MARION COUNTY
- C.B. = CHORD BEARING
- - - = BROKEN LINE; NOT DRAWN TO SCALE



**R.M. BARRINEAU AND ASSOCIATES**  
EST. 1989  
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REGINALD M. BARRINEAU, P.S.M. - FOUNDER + CERTIFICATE OF AUTHORIZATION NO. LB 5091  
TRAVIS P. BARRINEAU, P.S.M. - LS 6897

DRAWN:	T.P.B.	J.O.# 15056
REVISED:		DWC.# 15056 SK TAKING
CHECKED:	T.P.B.	D.E. LOT 14
APPROVED:	T.P.B.	SHEET 1 OF 1
SCALE: 1" = 40'		COPYRIGHT © JANUARY, 2023

**SKETCH OF DESCRIPTION FOR:  
MARIA ACCETTURO**

**DESCRIPTION:** (TEMPORARY CONSTRUCTION EASEMENT) #38

A PORTION OF LOT 14 EXECUTIVE PARK AS RECORDED IN PLAT BOOK I, PAGE 11 OF THE PUBLIC RECORDS OF MARION COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE S.E. CORNER OF SAID LOT 14; THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT 14, N.89°34'24"W., A DISTANCE OF 29.45 FEET TO A POINT OF CURVATURE OF A NON-TANGENT CURVE, CONCAVE EASTERLY, HAVING A RADIUS OF 2183.24 FEET, A CENTRAL ANGLE OF 01°19'24" AND A CHORD BEARING AND DISTANCE OF N.01°07'48"W., 50.43 FEET; THENCE DEPARTING THE SOUTH BOUNDARY OF SAID LOT 14, NORTHWESTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 50.43 FEET TO THE POINT OF BEGINNING, THENCE S.89°15'29"W., A DISTANCE OF 30.00 FEET TO THE POINT OF CURVATURE OF A CURVE, CONCAVE EASTERLY HAVING A RADIUS OF 2213.24 FEET, A CENTRAL ANGLE 01°38'37" AND A CHORD BEARING AND DISTANCE OF N.00°20'59"E., 63.49 FEET; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 63.49 FEET TO THE END OF SAID CURVE; THENCE N.00°02'35"E., A DISTANCE OF 246.43 FEET TO A POINT ON THE NORTH BOUNDARY OF SAID LOT 14; THENCE ALONG THE NORTH BOUNDARY OF SAID LOT 14, S.89°34'59"E., A DISTANCE OF 30.00 FEET; THENCE DEPARTING SAID NORTH BOUNDARY, S.00°02'35"W., A DISTANCE OF 246.53 FEET TO THE POINT OF CURVATURE OF A NON-TANGENT CURVE, CONCAVE EASTERLY, HAVING A RADIUS OF 2183.24 FEET, A CENTRAL ANGLE OF 01°38'52" AND A CHORD BEARING AND DISTANCE OF S.00°21'20"W., 62.78 FEET; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, A DISTANCE OF 62.79 FEET TO THE POINT OF BEGINNING. SAID LANDS CONTAINING 0.21 ACRES MORE OR LESS.

SEE SHEET 2 OF 2 FOR SKETCH AND LEGEND

SHEET 1 OF 2  
ONE IS NOT COMPLETE WITHOUT THE OTHER

**NOTES:**

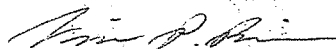
1. DATE OF SKETCH: JANUARY 15, 2024.
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3. PUBLIC RECORDS NOT SEARCHED BY R.M. BARRINEAU & ASSOCIATES, INC.
4. BEARINGS ARE BASED ON THE FLORIDA WEST GRID NAD-83 (1990 ADJUSTMENT), BETWEEN CITY OF OCALA ENGINEERING DEPARTMENT CONTROL POINTS 0012 & 0004, AS BEING S.77°45'47"W.
5. ADDITIONS OR DELETIONS TO SURVEY MAPS BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.
6. THIS SKETCH HAS BEEN PREPARED FOR THE EXCLUSIVE BENEFIT OF THE PARTY(IES) NAMED HEREON, AND SHALL NOT BE DUPLICATED OR RELIED UPON BY ANY OTHER INDIVIDUAL OR ENTITY WITHOUT AUTHORIZATION FROM R.M. BARRINEAU & ASSOCIATES, INC.

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1/18/2024  
SIGNATURE DATE



TRAVIS P. BARRINEAU, P.S.M. - LS 6897  
OF R.M. BARRINEAU & ASSOCIATES, INC.

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NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER



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AND ASSOCIATES**  
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DRAWN:	T.P.B.	J.O.# 15056
REVISED:		DWG.# 15056 SK TAKING
CHECKED:	T.P.B.	T-C-E LOT 14
APPROVED:	T.P.B.	SHEET 1 OF 2
COPYRIGHT © JANUARY, 2024		

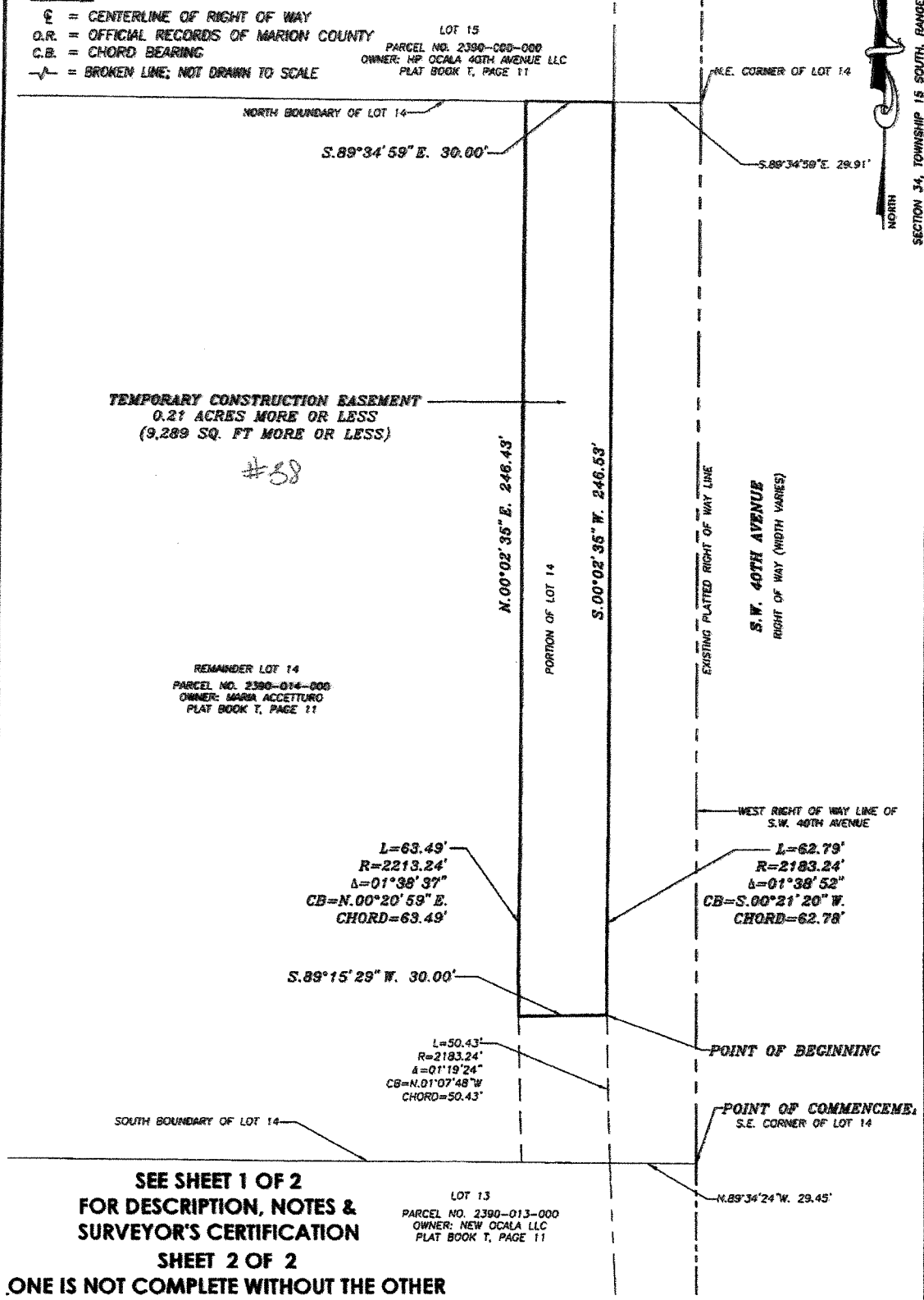
**SKETCH OF DESCRIPTION FOR:  
MARIA ACCETTURO**

**\*NOTE\* - THIS IS NOT A SURVEY!**

**LEGEND**

- ⊕ = CENTERLINE OF RIGHT OF WAY
- O.R. = OFFICIAL RECORDS OF MARION COUNTY
- C.B. = CHORD BEARING
- - - = BROKEN LINE; NOT DRAWN TO SCALE

LOT 15  
PARCEL NO. 2390-000-000  
OWNER: HP OCALA 40TH AVENUE LLC  
PLAT BOOK T, PAGE 11



**TEMPORARY CONSTRUCTION BASEMENT**  
0.21 ACRES MORE OR LESS  
(9,289 SQ. FT MORE OR LESS)

#38

REMAINDER LOT 14  
PARCEL NO. 2390-014-000  
OWNER: MARIA ACCETTURO  
PLAT BOOK T, PAGE 11

L=63.49'  
R=2213.24'  
Δ=01°38'37"  
CB=N.00°20'59"E.  
CHORD=63.49'

L=62.79'  
R=2183.24'  
Δ=01°38'52"  
CB=S.00°21'20"W.  
CHORD=62.78'

L=50.43'  
R=2183.24'  
Δ=01°19'24"  
CB=N.01°07'48"W  
CHORD=50.43'

**SEE SHEET 1 OF 2  
FOR DESCRIPTION, NOTES &  
SURVEYOR'S CERTIFICATION**

**SHEET 2 OF 2**

**ONE IS NOT COMPLETE WITHOUT THE OTHER**

LOT 13  
PARCEL NO. 2390-013-000  
OWNER: NEW OCALA LLC  
PLAT BOOK T, PAGE 11

**R.M. BARRINEAU AND ASSOCIATES**  
PROFESSIONAL SURVEYORS & MAPPERS  
Goldturn Professional Park • 1309 S.E. 25th Loop • Suite 103 • Ocala, Florida 34471  
PHONE (352) 622-3133 • FAX (352) 389-3771 • www.rmBarrineau.com  
REGINALD M. BARRINEAU, P.S.M. - FOUNDER • CERTIFICATE OF AUTHORIZATION NO. 19 5981  
TRAVIS P. BARRINEAU, P.S.M. - LS 0287

DRAWN:	T.P.B.	J.O.# 15056
REVISED:		DWG.# 15056 SK TAKING
CHECKED:	T.P.B.	T-C-E LOT 14
APPROVED:	T.P.B.	SHEET 2 OF 2
SCALE:	1" = 40'	COPYRIGHT © JANUARY, 2023

SECTION 34, TOWNSHIP 15 SOUTH, RANGE 21 EAST