

**RESOLUTION 2024-82
SURPLUS PROPERTY**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM COAST, FLORIDA, DESIGNATING SURPLUS REAL PROPERTY LOCATED WEST OF US 1, A PORTION OF PARCEL 28-10-30-4290-00000-00B0, TO ENABLE THE SALE OF SAID PROPERTY; PROVIDING FOR RECISSION IF THE PROPERTY IS NOT CONVEYED; PROVIDING FOR SEVERABILITY, PROVIDING FOR CONFLICTS, PROVIDING FOR IMPLEMENTING ACTIONS, AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City desires to declare that a portion of City-owned real property located west of US 1 as more particularly described in Exhibit “A,” as surplus in order to sell said real property.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE CITY OF PALM COAST, FLORIDA:

SECTION 1. LEGISLATIVE AND ADMINISTRATIVE FINDINGS. The above recitals (whereas clauses) are hereby adopted as the findings of the City Council of the City of Palm Coast.

SECTION 2. SURPLUS LAND DESIGNATION.

A. The City Council of the City of Palm Coast hereby approves designating a portion of Parcel 28-10-30-4290-00000-00B0 located west of US 1, as described in Exhibit “A,” as surplus real property to enable the sale of said property to Byrndog PCP, LLC.

B. However, should the aforementioned land not be conveyed to Byrndog PCP, LLC within six (6) months of the date of this Resolution, this Resolution will be deemed automatically rescinded without further action of the City Council.

SECTION 3. SEVERABILITY. If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to invalidate or impart the validity, force or effect of any other section or part of the Resolution.

SECTION 4. CONFLICTS. All resolutions or parts of resolutions in conflict with this Resolution are hereby repealed.

SECTION 5. DIRECTIONS TO THE CITY CLERK. City Council hereby directs the City Clerk to record this Resolution in the Public Records of Flagler County, Florida.

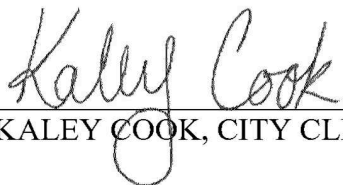
SECTION 6. IMPLEMENTING ACTIONS. The City Manager is hereby authorized to take any actions necessary to implement the action taken in this Resolution.

SECTION 7. EFFECTIVE DATE/RECISSION DATE. This Resolution shall become effective immediately upon its adoption by the City Council. This Resolution will be deemed rescinded on 31st day of December 2024 if the referenced conveyance does not occur.

DULY PASSED AND ADOPTED by the City Council of the City of Palm Coast, Florida, on the 18th day of June 2024.

ATTEST:

CITY OF PALM COAST


KALEY COOK, CITY CLERK


DAVID ALFIN, MAYOR

APPROVED AS TO FORM AND LEGALITY

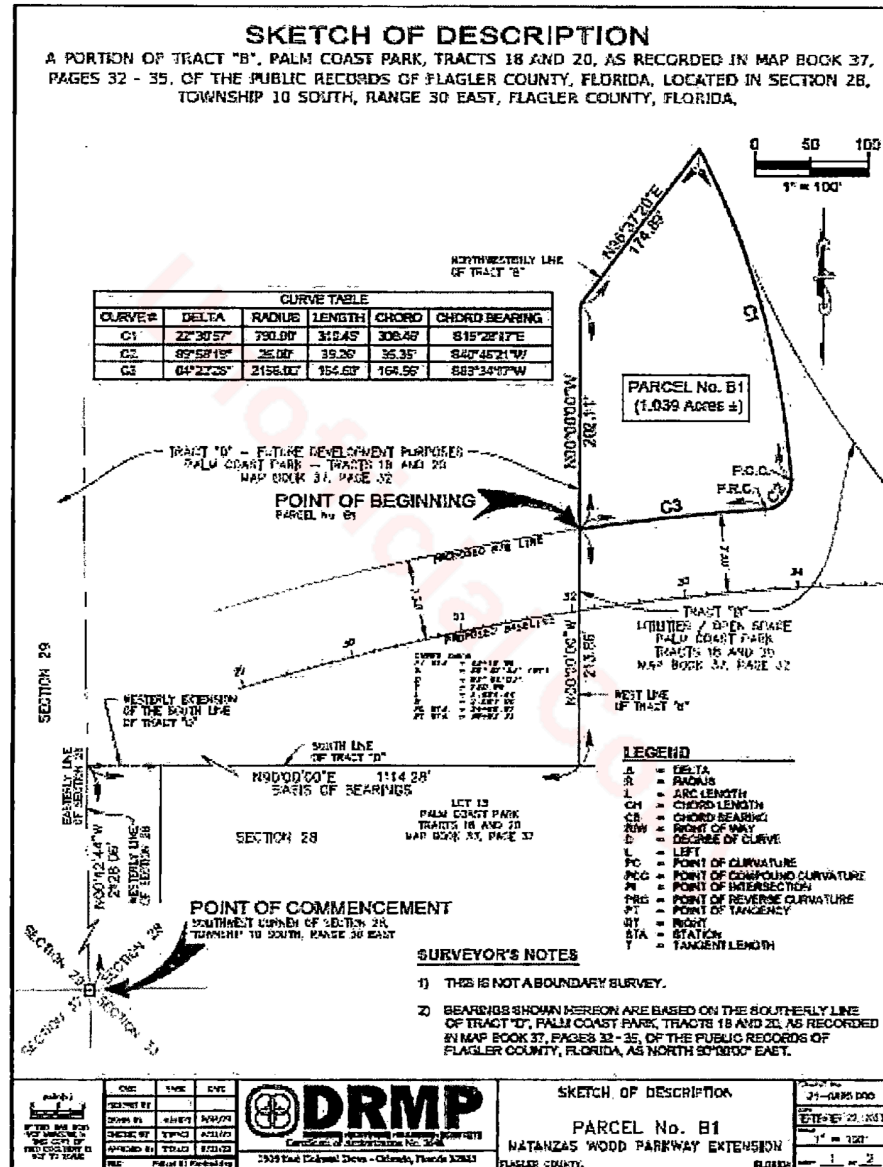

MARCUS DUFFY, CITY ATTORNEY

Attachment: Exhibit "A" - Legal Description of Surplus Property



EXHIBIT "A"

[LEGAL DESCRIPTION]



SKETCH OF DESCRIPTION

A PORTION OF TRACT "B", PALM COAST PARK, TRACTS 18 AND 20, AS RECORDED IN MAP BOOK 37, PAGES 32 - 35, OF THE PUBLIC RECORDS OF FLAGLER COUNTY, FLORIDA, LOCATED IN SECTION 28, TOWNSHIP 10 SOUTH, RANGE 30 EAST, FLAGLER COUNTY, FLORIDA.

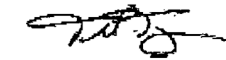
DESCRIPTION

PARCEL No. B1

A Portion Of Tract "B", Palm Coast Park, Tracts 18 And 20, As Recorded In Map Book 37, Pages 32 - 35, Of The Public Records Of Flagler County, Florida, Located In Section 28, Township 10 South, Range 30 East, Said Flagler County, Florida, Being More Particularly Described As Follows:

Commence At The Southwest Corner Of Said Section 28; Thence North $00^{\circ}42'44''$ West, Along The Westerly Line Of Said Section 28, A Distance Of 2,126.08 Feet To The Westerly Extension Of The South Line Of Said Tract "D", Palm Coast Park, Tracts 18 And 20, As Recorded In Map Book 37, Pages 32 Through 35, Of The Public Records Of Flagler County, Florida; Thence North $00^{\circ}00'00''$ East, Along Said Westerly Extension, And Along Said South Line Of Tract "D", A Distance Of 1114.28 Feet To The Westerly Line Of Tract "B" Of Said Palm Coast Park; Thence North $00^{\circ}00'00''$ West, Along Said Westerly Line Of Tract "B", A Distance Of 213.86 Feet To The Point Of Beginning; Thence Continue North $00^{\circ}00'00''$ West, Along Said Westerly Line Of Tract "B", A Distance Of 202.11 Feet To The Northwestern Line Of Said Tract "B"; Thence North $36^{\circ}37'20''$ East, Along Said Northwestern Line, A Distance Of 174.89 Feet To A Point On A Non Tangent Curve; Thence Southeasterly Along The Arc Of Said Curve, Concave Southerly, Having A Radius Of 790.00 Feet, Through A Central Angle Of $22^{\circ}30'57''$, An Arc Length Of 310.45 Feet, Said Arc Being Subtended By A Chord Bearing And Distance Of South $15^{\circ}28'17''$ East, 308.46 Feet To A Point Of Compound Curvature; Thence Southwesterly Along The Arc Of A Curve, Concave Northwesterly, Having A Radius Of 25.00 Feet, Through A Central Angle Of $85^{\circ}56'16''$, An Arc Distance Of 39.26 Feet, Said Arc Being Subtended By A Chord Bearing And Distance Of South $40^{\circ}46'21''$ West, 35.35 Feet To A Point Of Reverse Curvature; Thence Southwesterly Along The Arc Of A Curve, Concave Southeasterly, Having A Radius Of 2158.00 Feet, Through A Central Angle Of $04^{\circ}22'26''$, An Arc Distance Of 184.60 Feet, Said Arc Being Subtended By A Chord Bearing And Distance Of South $83^{\circ}34'17''$ West, 184.56 Feet To The Point Of Beginning.

Containing 1.038 Acres, More, Or Less.



Thomas P. Tracz
Florida Professional Surveyor And Mapper No. 8039
8001 Belfort Parkway, Suite 200
Jacksonville, Florida, 32256
(904) 841-0123



This Description And Copies Thereof Are Not Valid Without The Surveyor's Signature And Original Seal.

 FLORIDA PROFESSIONAL SURVEYORS AND MAPPERS ASSOCIATION, INC. MEMBER SINCE 1988 1001 West Colonial Drive - Orlando, Florida 32803	DATE 10/2/2011	FILE 10/2/2011	TYPE SKETCH OF DESCRIPTION	SKETCH OF DESCRIPTION PARCEL No. B1 MATANZAS WOOD PARKWAY EXTENSION FLAGLER COUNTY, FLORIDA	21-0885-000 ETB-03-21-2011 N/A 2 - 2
	DRMP FLORIDA PROFESSIONAL SURVEYORS AND MAPPERS ASSOCIATION, INC. 1001 West Colonial Drive - Orlando, Florida 32803	10/2/2011	10/2/2011	SKETCH OF DESCRIPTION	PARCEL No. B1 MATANZAS WOOD PARKWAY EXTENSION FLAGLER COUNTY, FLORIDA