

**SUMTER COUNTY BOARD OF COMMISSIONERS  
EXECUTIVE SUMMARY**

**SUBJECT:** CR 542W Maintained Right-Of-Way Survey Map (Staff recommends approval).

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**REQUESTED ACTION:** Approve

Work Session (Report Only)  
 Regular Meeting

**DATE OF MEETING:** 8/14/2012

Special Meeting

**CONTRACT:**  N/A

Effective Date: —

Managing Division / Dept:

Vendor/Entity: \_\_\_\_\_

Termination Date: \_\_\_\_\_

Public Works Division / Engineering Department

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**BUDGET IMPACT:** N/A

Annual

Capital

N/A

**FUNDING SOURCE:** \_\_\_\_\_

**EXPENDITURE ACCOUNT:** \_\_\_\_\_

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**HISTORY/FACTS/ISSUES:**

A section of County Road 542W is a East-West collector road that runs from SR 301 to C-475S. The surface conditions, minimal right-of-way, and lack of paved shoulders, necessitate that County Road 542W be improved. A FDOT SCRAP grant to fund for roadway improvements to County Road 542W will be presented to the BOCC for approval. CR 542 roadway improvements are being designed by Public Works using a consulting engineering firm (Kimley-Horn and Associates).

In accordance with Florida Statute 95.361, when a road constructed by the County has been maintained or repaired continuously and without interruption for four (4) years by the County, the road shall be deemed to be dedicated to the public to the extent in width that has actually maintained. The Statute further states that when a road was not constructed by the County, or cannot be determined who constructed the road, and the road has been regularly maintained and repaired for the immediate past seven (7) years by the County, the road shall be deemed to be dedicated to the public to the extent in width that actually has been continuously maintained or repaired by the County. Subsequent to the following: (1) survey of the maintained right-of-way, (2) certification of continuous maintenance, (3) acceptance by the Board of County Commissioners, and (4) filing of the approved survey with the Clerk of the Circuit Court, the maintained right-of-way shall be deemed dedicated to the public.

Hunts Surveying of Bushnell prepared the attached Maintained right-of-way survey. Per the survey, and in accordance with Florida Statute 95.361, the County has constructed and has been continuously maintaining the right of way on CR 542W continuously for over 4 years. Accordingly, the maintained right-of-way on County Road 542W should be considered dedicated to the public.

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