

Item # 34

**SEMINOLE COUNTY GOVERNMENT  
AGENDA MEMORANDUM**

**SUBJECT:** PALMER CT. (725) UTILITY VACATE

**DEPARTMENT:** Planning & Development **DIVISION:** Development Review

**AUTHORIZED BY:** Dori L. DeBord **CONTACT:** Alan Willis **EXT.** 7332

Agenda Date <u>01/9/07</u>	Regular <input type="checkbox"/>	Consent <input checked="" type="checkbox"/>	Work Session <input type="checkbox"/>	Briefing <input type="checkbox"/>
	Public Hearing – 1:30 <input type="checkbox"/>		Public Hearing – 7:00 <input type="checkbox"/>	

**MOTION/RECOMMENDATION:**

Approve and authorize the Chairman to execute a resolution to vacate and abandon a platted utility easement on Lot 5, Lakewood at The Crossings Unit Six, as recorded in Public records of Seminole County, Florida, in Plat Book 39, Page 53 in Section 20, Township 20 South, Range 30 East and further described as 725 Palmer Court – Judith Easton, applicant.

District 4 – Commissioner Henley

(Alan Willis, Planner)

**BACKGROUND:**

The applicant, Judith Easton, is requesting to vacate and abandon a 5-foot platted utility easement on the south side of Lot 5, Lakewood at the Crossings Unit Six, to correct an encroachment of an existing pool deck and to accommodate a small retaining wall to stop erosion of the yard into the Green Belt.

The applicant has submitted letters from all applicable utility providers stating no objection to the request.

The applicant has applied for a variance from the 5-foot setback requirements in the Lakewood at The Crossings Unit Six PUD with the Planning Division. This would resolve the encroachment of the pool deck in the set back and allow for the small retaining wall.

Reviewed by:	<u>ker</u>
Co Atty:	
DFS:	
Other:	<u>[Signature]</u>
DCM:	<u>[Signature]</u>
CM:	<u>Coc</u>
File No.	<u>cpdd01</u>

**STAFF RECOMMENDATION:**

Staff recommends adoption of a Resolution to vacate and abandon the platted utility easement as requested.

District 4 – Commissioner Henley

Attachments: Location Map

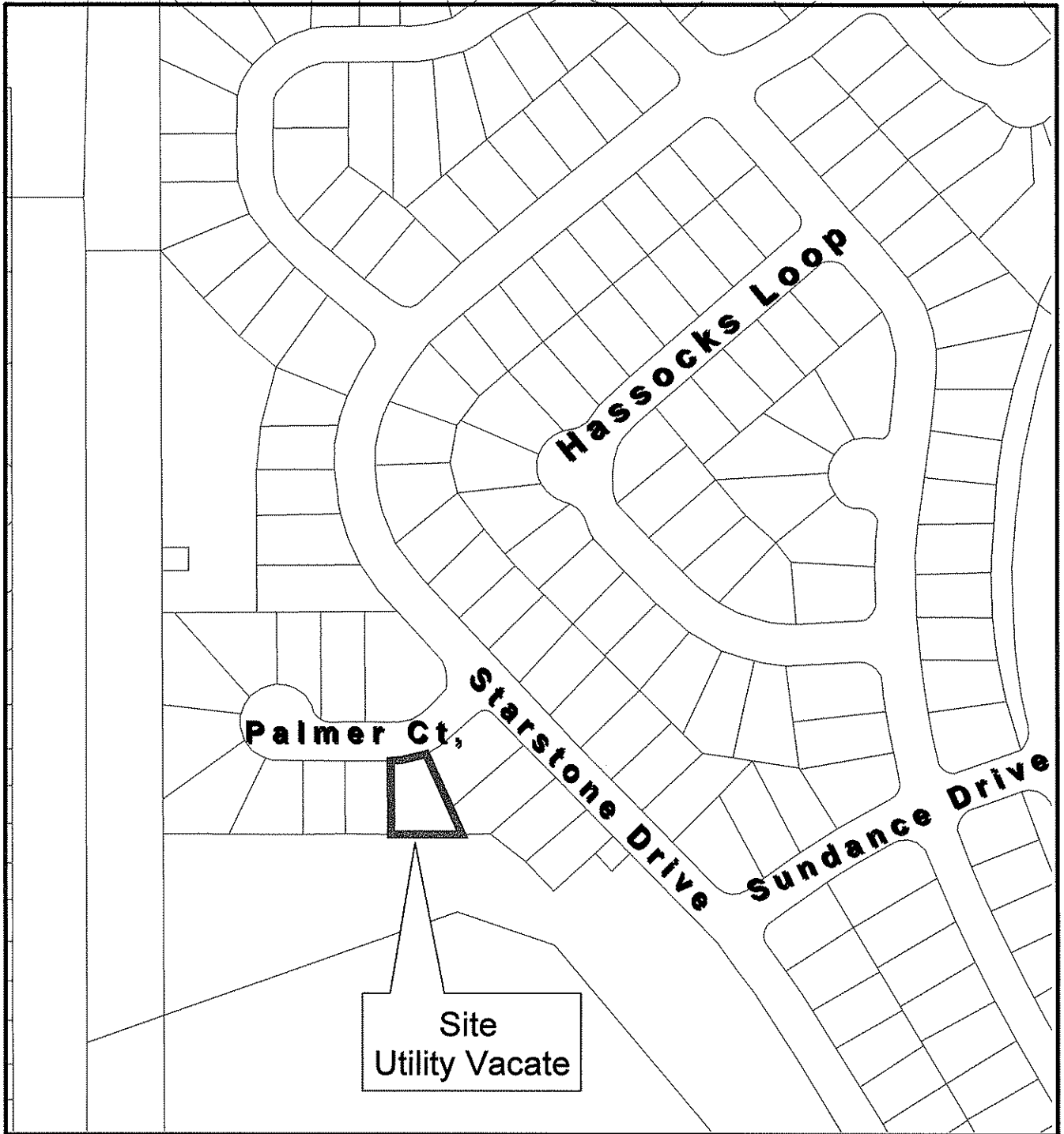
Site Map

Aerial

Resolution

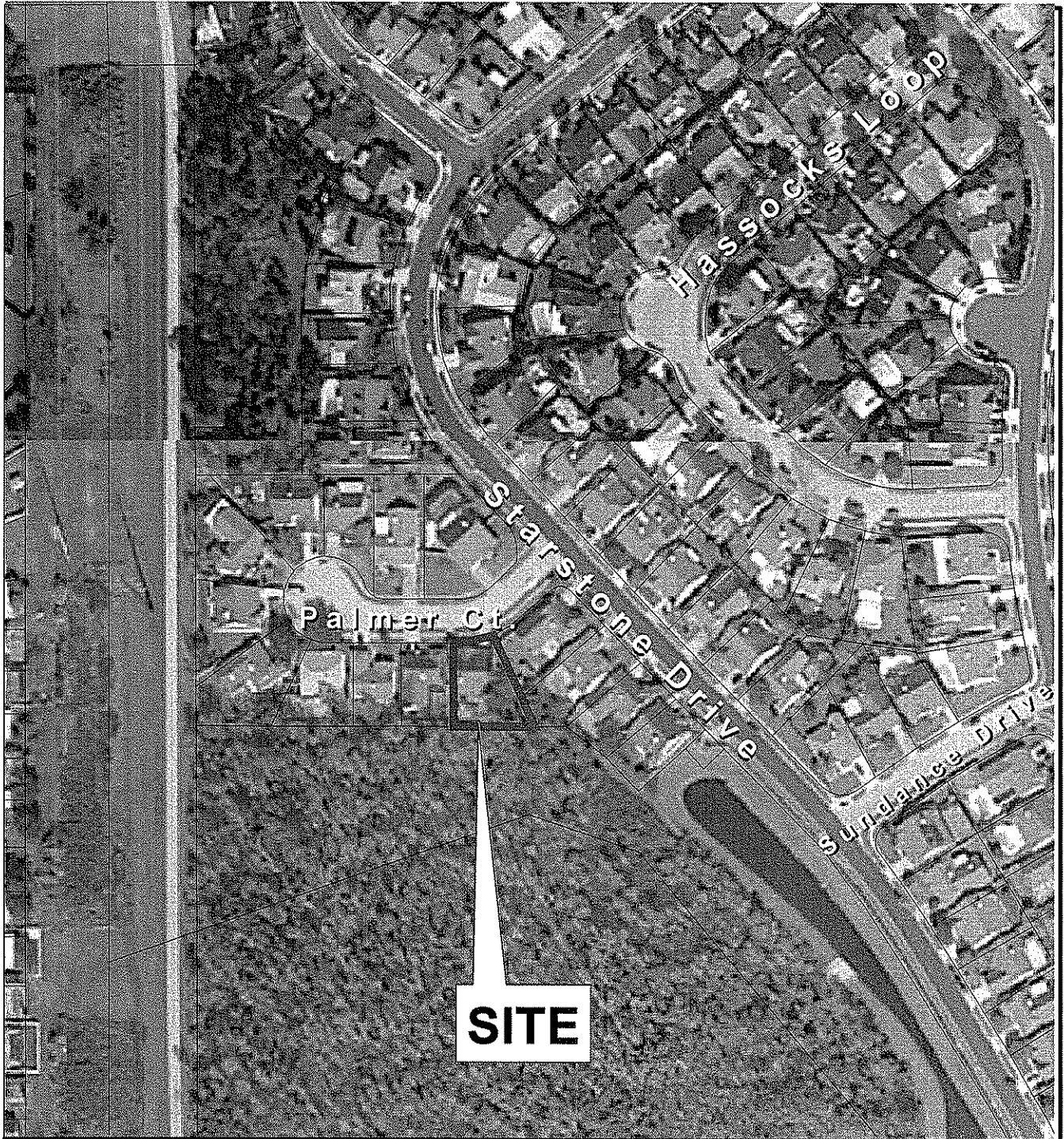
Sketch of description *(record with resolution)*







Lakewood at the Crossings Unit 6 Lot 5  
Utility Vacate





Lakewood at the Crossings  
Unit 6 Lot 5  
Utility Vacate

-  Parcel
-  Subject Property



January 2004 Color Aerials

RESOLUTION NO.: 2007-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 9<sup>th</sup> DAY OF January A.D., 2007.

**RESOLUTION TO VACATE AND ABANDON A UTILITY EASEMENT**

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Whereas, a Petition was presented on behalf of  
**EASTON JUDITH H TRUSTEE**

to the Board of County Commissioners of Seminole County, Florida, requesting the closing, vacating and abandoning of the following described drainage easement to-wit:

the five (5) foot Utility Easement at the rear line of Lot 5, Lakewood At The Crossings, Unit Six, in Plat Book 39, Page 52 of the Public Records of Seminole county, Florida.

Whereas, after due consideration the Board of County Commissioners of Seminole County, Florida, has determined that the abandonment of the above described drainage easement is in the best interest of the County and the public.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Seminole County, Florida, that the above described drainage easement be, and the same is hereby abandoned, closed and vacated, and that all right in and to the same on behalf of the County and the public is hereby disclaimed.

PASSED AND ADOPTED this 9th day of January A.D., 2007

ATTEST:

**BOARD OF COUNTY COMMISSIONERS  
OF SEMINOLE COUNTY, FLORIDA**

\_\_\_\_\_  
**MARYANNE MORSE**  
CLERK OF THE CIRCUIT COURT  
SEMINOLE COUNTY, FLORIDA

BY: \_\_\_\_\_  
**CARLTON D. HENLEY**  
CHAIRMAN

**LEGEND:**

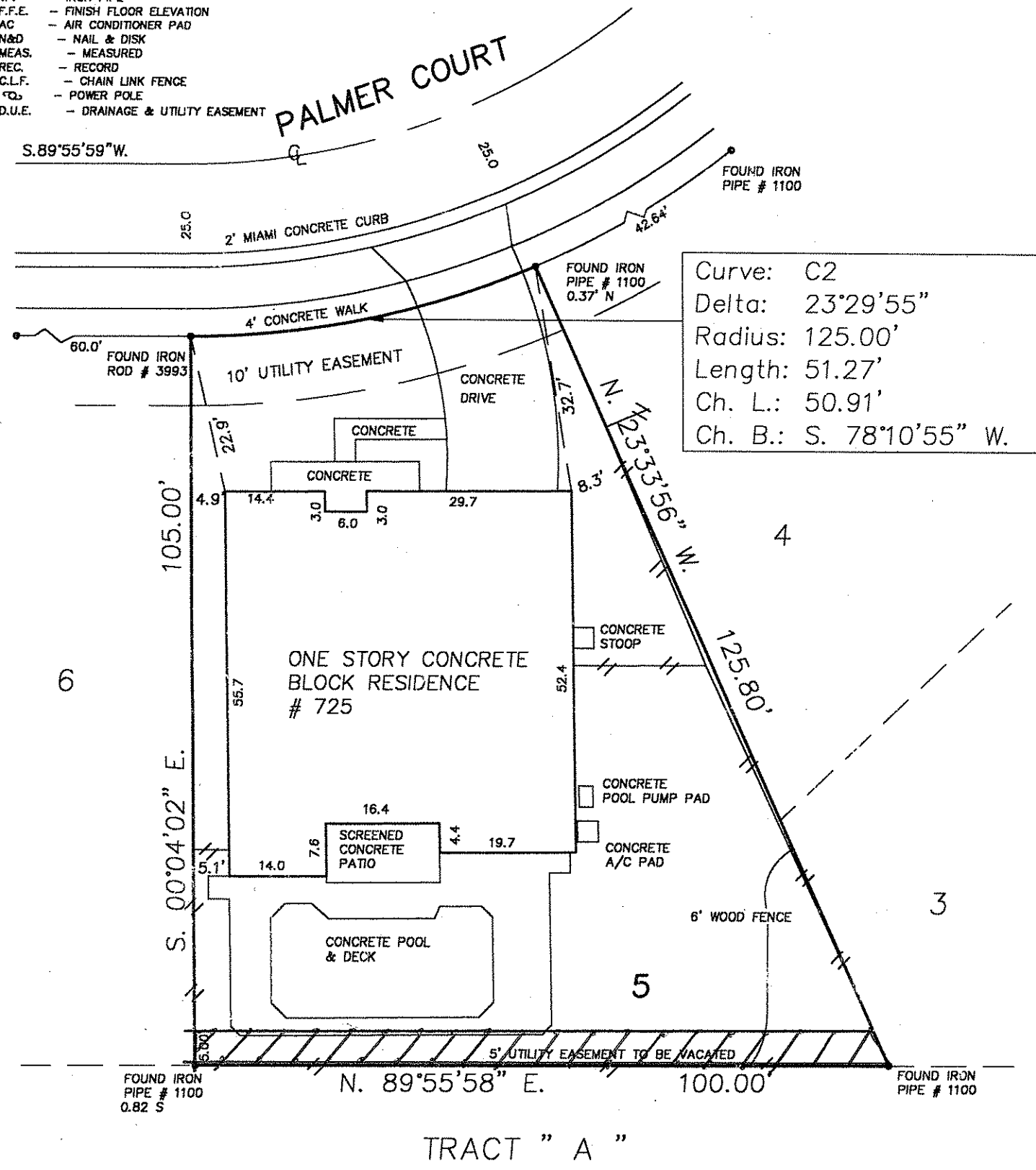
- P.B., PG. - PLAT BOOK, PAGE
- P.O.B. - POINT OF BEGINNING
- P.O.C. - POINT OF COMMENCEMENT
- FND. - FOUND
- C.M. - CONCRETE MONUMENT
- SEC. - SECTION
- R - RADIUS
- L - LENGTH OF ARC
- D - DELTA ANGLE
- C.B. - CHORD BEARING
- O.R.B., PG. - OFFICIAL RECORD BOOK, PAGE
- I.R. - IRON ROD
- I.P. - IRON PIPE
- F.F.E. - FINISH FLOOR ELEVATION
- AC - AIR CONDITIONER PAD
- N&D - NAIL & DISK
- MEAS. - MEASURED
- REC. - RECORD
- C.L.F. - CHAIN LINK FENCE
- ☉ - POWER POLE
- D.U.E. - DRAINAGE & UTILITY EASEMENT

# BOUNDARY SURVEY

CERTIFIED TO:

JUDITH H. SOUTHARD  
COUNTRYWIDE FUNDING CORPORATION  
FIDELITY NATIONAL TITLE

ORDER No. 88200-005
DISK #
REVISIONS
RESURVEY MARCH 10, 1994
11/02/08: EASEMENT VACATION DESCRIPTION



LEGAL DESCRIPTION: LOT 5 LAKEWOOD AT THE CROSSINGS UNIT SIX  
PLAT 39 , PAGE 52-55 SEMINOLE COUNTY, FLORIDA

PROPOSED VACATION LEGAL: THE 5.00 FOOT UTILITY EASEMENT AT THE REAR LINE OF LOT 5,  
LAKEWOOD AT THE CROSSING, UNIT SIX, PLAT 39 , PAGE 52-55 SEMINOLE COUNTY, FLORIDA

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

DATE OF SURVEY
PLOT PLAN:
BOUNDARY: OCTOBER 1, 1988
FOUNDATION: OCTOBER 11, 1988
FINAL: JANUARY 4, 1989
<b>LEWIS SURVEYING, INC.</b>
115 WEST SECOND STREET APOPKA, FLORIDA 32703
407-886-7772 * FAX 407-886-9262

*Dennis J. Lewis*  
DENNIS J. LEWIS, P.S.M. # LS 3993  
CERTIFICATE OF AUTHORIZATION # LB 6732  
FLORIDA REGISTERED SURVEYOR & MAPPER

This property is in Flood Zone "X" as shown on Community Panel Number \_\_\_\_\_ County, Florida

dated \_\_\_\_\_  
Elevations shown hereon are based on \_\_\_\_\_ County datum.

Basis of Bearings:  
PALMER COURT BEING S 89°55'59" W PER PLAT SECTION 20 TOWNSHIP 20 SOUTH RANGE 30 EAST F.B. 46 PG.37

NORTH

SCALE: 1" = 20'