

STAFF RECOMMENDATION:

Staff recommends adoption of the resolution to vacate and abandon that portion of the public right of way as requested by the applicant subject to the following condition:

1. The property owner dedicates a drainage easement over the existing ditch to the City of Sanford to ensure drainage from SR 46 can be conveyed through the site in an adequate manner and allow for maintenance access.

District 5 - McLain
Attachments: Resolution
 Sketch of Description
 Location Map

RESOLUTION NO.: 2004-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 13th DAY OF January A.D., 2004.

RESOLUTION TO VACATE AND ABANDON AN UNNAMED RIGHT-OF-WAY

.....

Whereas, a Petition was presented on behalf of

MEREDITH PICKENS, ESQUIRE

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

See Attached Exhibit "A"

Whereas, after due consideration the Board of County Commissioners of Seminole County, Florida, having determined that the abandonment of the above described right-of-way 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 Right-of-Way 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 be, and the same is hereby disclaimed.

PASSED AND ADOPTED this 13TH day of January, 2004, A.D.

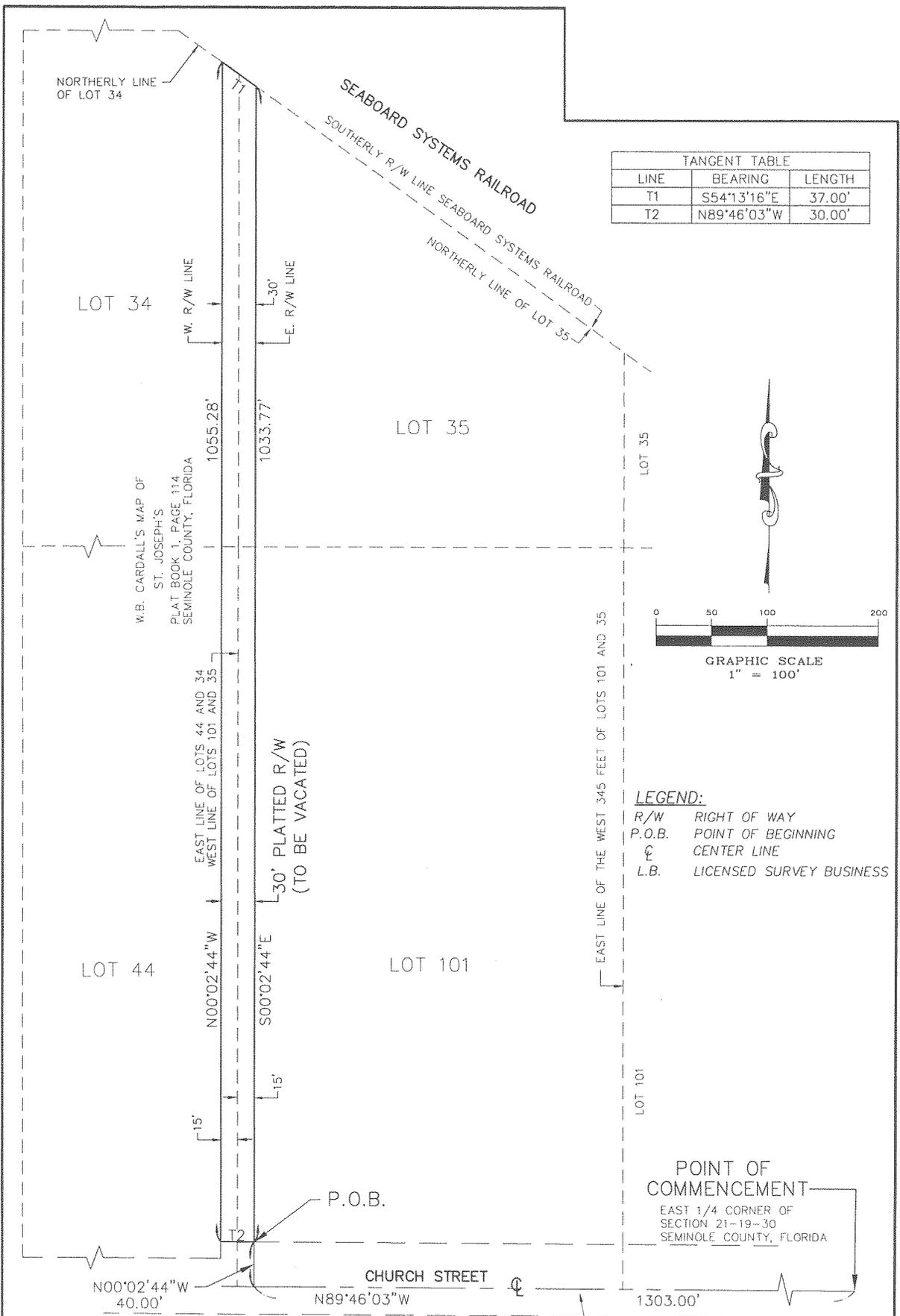
ATTEST:

BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA

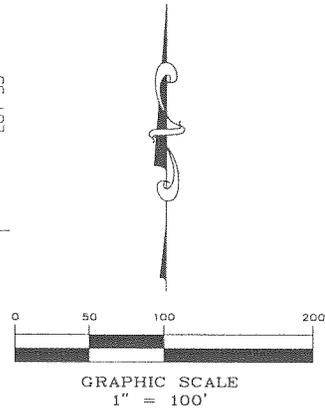
BY: _____

MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA

DARYL G. MCLAIN
CHAIRMAN



TANGENT TABLE		
LINE	BEARING	LENGTH
T1	S54°13'16"E	37.00'
T2	N89°46'03"W	30.00'



LEGEND:
 R/W RIGHT OF WAY
 P.O.B. POINT OF BEGINNING
 CL CENTER LINE
 L.B. LICENSED SURVEY BUSINESS

SKETCH OF DESCRIPTION

THIS IS NOT A SURVEY

SOUTH LINE OF LOT 101 SHEET 1 OF 2

DESCRIPTION ON SHEET 2 OF 2

PREPARED FOR:
 COX LUMBER CO.
 DATE: DECEMBER 23, 2003
 SCALE: 1"=100'
 PROJECT #: 97-0206.004
 DESIGN: BC/SS CHECKED: DRH

THIS MAP OF DESCRIPTION IS NOT VALID WITHOUT THE SURVEYOR'S SIGNATURE & ORIGINAL RAISED SEAL.

 DAINEL RAY HOLT DATE 1.6.04
 PROFESSIONAL SURVEYOR AND MAPPER #5775
 STATE OF FLORIDA



DRMP
 ENGINEERS • SURVEYORS • PLANNERS • SCIENTISTS
 Phone: (407) 896-0594
 L.B. #2648
 1505 East Colonial Drive - Orlando, Florida 32803

LEGAL DESCRIPTION (COX LUMBER):

LEGAL DESCRIPTION (COX LUMBER)

RIGHT OF WAY TO BE VACATED

THAT PART OF THAT UNNAMED RIGHT OF WAY, COMPRISING THE WEST 15.00 FEET OF LOT 101 AND LOT 35, AND COMPRISING THE EAST 15.00 FEET OF LOT 44 AND LOT 34, AS SHOWN ON THE PLAT OF W.B. CARDALL'S MAP OF ST. JOSEPH'S AS RECORDED IN PLAT BOOK 1, PAGE 114 OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE EAST 1/4 CORNER OF SECTION 21, TOWNSHIP 19 SOUTH, RANGE 30 EAST, SAID CORNER ALSO BEING A POINT ON THE CENTERLINE OF CHURCH STREET; THENCE RUN N.89° 46'03"W. ALONG SAID CENTERLINE A DISTANCE OF 1,303.00 FEET; THENCE DEPARTING SAID CENTERLINE RUN N.00°02'44"W. 40.00 FEET FOR A POINT OF BEGINNING, SAID POINT ALSO BEING A POINT ON A LINE LYING 15.00 FEET EAST OF AND PARALLEL WITH, WHEN MEASURED PERPENDICULARLY TO, THE WEST LINE OF SAID LOT 101 AND SAID LOT 35 (EAST LINE OF SAID LOT 44 AND SAID LOT 34); THENCE DEPARTING SAID PARALLEL LINE, RUN N.89°46'03"W. 30.00 FEET TO AN INTERSECTION WITH A LINE LYING 15.00 FEET WEST OF AND PARALLEL WITH, WHEN MEASURED PERPENDICULARLY TO, THE EAST LINE OF SAID LOT 44 AND SAID LOT 34 (WEST LINE OF SAID LOT 101 AND SAID LOT 35); THENCE RUN ALONG SAID PARALLEL LINE N.00°02'44"W 1055.28 FEET TO A POINT ON THE NORTHERLY LINE OF THE AFOREMENTIONED LOT 34, SAID LINE ALSO BEING THE SOUTHERLY RIGHT OF WAY LINE OF SEABOARD SYSTEMS RAILROAD; THENCE DEPARTING SAID PARALLEL LINE RUN ALONG SAID NORTHERLY LINE OF LOT 34 AND THE NORTHERLY LINE OF THE AFOREMENTIONED LOT 35, AND SAID SOUTHERLY RIGHT OF WAY LINE S.54°13'16"E. 37.00 FEET TO AN INTERSECTION WITH THE AFORESAID LINE LYING 15.00 FEET EAST OF AND PARALLEL WITH, WHEN MEASURED PERPENDICULARLY TO, THE WEST LINE OF LOT 101 AND LOT 35; THENCE DEPARTING SAID NORTHERLY LINE OF LOT 35 AND SAID SOUTHERLY RIGHT OF WAY LINE RUN S.00°02'44"E. ALONG SAID PARALLEL LINE 1033.77 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.719 ACRES, MORE OR LESS.

SURVEYOR'S NOTES:

1. NO UNDERGROUND INSTALLATIONS OR IMPROVEMENTS OR SUB-SERVICE UTILITIES HAVE BEEN LOCATED.
2. NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHT OF WAY, AND/OR OWNERSHIP WERE FURNISHED THIS SURVEYOR, NOR DID THIS SURVEYOR ABSTRACT THESE LANDS.
3. BEARINGS ARE BASED ON THE CENTERLINE OF CHURCH STREET AS BEING N.89°46'03"W., ASSUMED.
4. SUBJECT OT EASEMENTS, ENCUMBRANCES, AND RESTRICTIONS, IF ANY, OF RECORD.
5. THE SURVEY INFORMATION SHOWN ON THIS SKETCH OF DESCRIPTION IS BASED ON BOUNDARY AND TOPOGRAPHIC SURVEY PREPARED BY SWAGGERTY LAND SURVEYING, INC. FILE NO. 782 AND DATED 3-13-1995
6. THIS IS A SKETCH OF DESCRIPTION ONLY. THIS IS NOT A BOUNDARY SURVEY. NO BOUNDARY CORNERS WERE SET OR RECOVERED IN THE FIELD BY DRMP FOR THE PURPOSE OF PREPARING THIS SKETCH.

SKETCH ON SHEET 1 OF 2

SHEET 2 OF 2

PREPARED FOR:
COX LUMBER CO.

DATE: DECEMBER 23, 2003

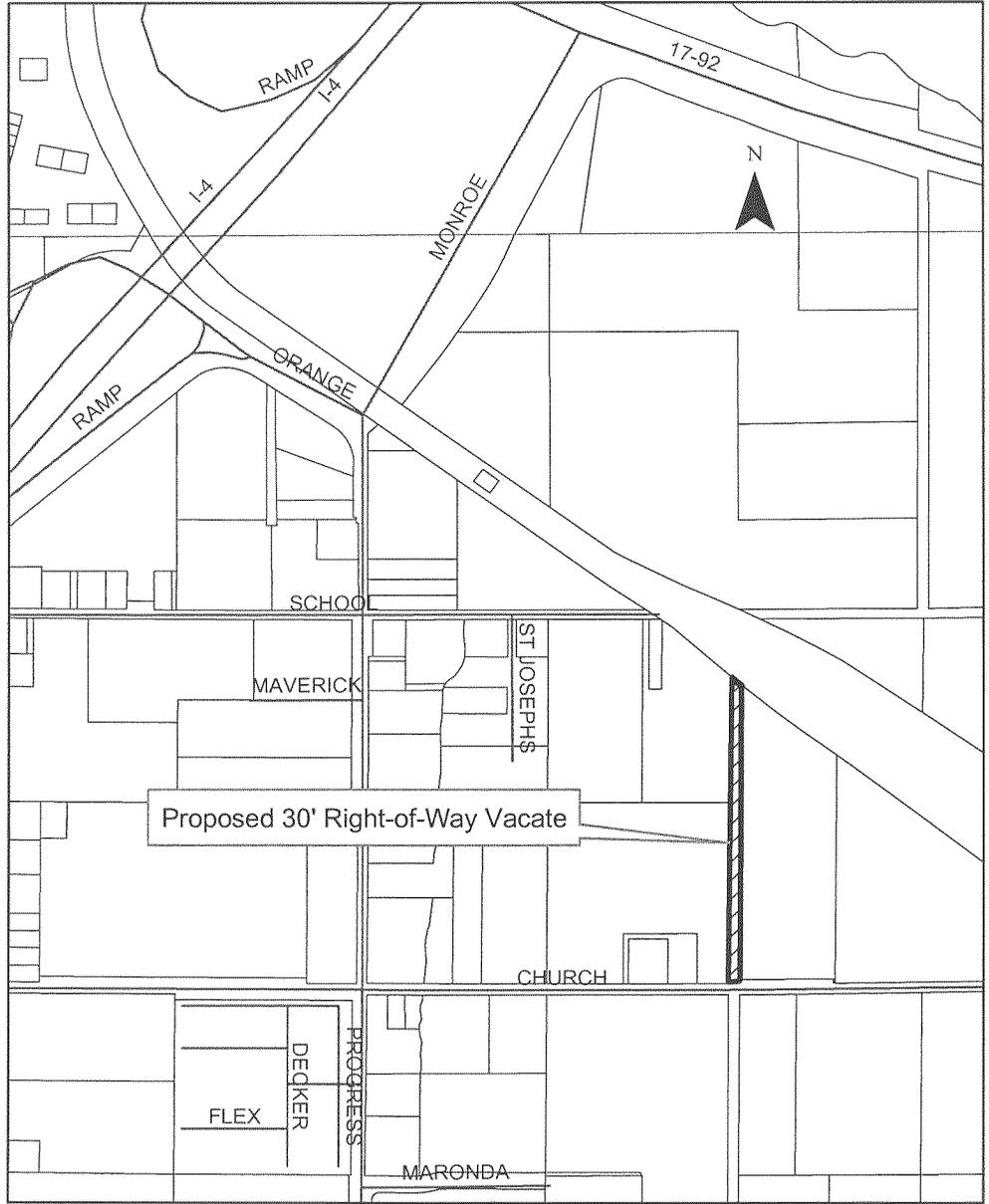
PROJECT #: 97-0206.004

DESIGN: RC/SS CHECKED: DRH

DATE	REVISIONS



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LOCATION MAP

TIBBETTS PROPERTY UNNAMED ROW VACATE