

SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM

SUBJECT: ALDERGATE (3760) UTILITY VACATE

DEPARTMENT: Planning & Development DIVISION: Development Review

AUTHORIZED BY: Dan Matthys *(Signature)* CONTACT: Brian Walker *(Signature)* EXT. 7337

Agenda Date 3/14/06	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:

Adopt, and authorize the Chairman to execute, a resolution to vacate and abandon a portion of a platted utility easement as described in the attached Resolution. The easement is located within Lot 21, Howell Creek Park Phase I, recorded in the Public Records of Seminole County Florida, in Plat Book 43, Pages 48 and 49 in Section 23, Township 21, Range 30 East, and further described as 3760 Aldergate Place – Frank and Sharon Cruz, applicant.

District 1 – Commissioner Dallari (Brian Walker, Planner)

BACKGROUND:

The applicant, Frank and Sharon Cruz, is requesting that the county vacate and abandon a 1.12' portion of a 7.5' platted utility easement as described in the attached Resolution, at the rear of Lot 21, Howell Creek Park Phase I, in order to accommodate a screened pool enclosure.

Letters have been provided from all applicable utility providers indicating that there are no objections to the proposed vacate.

STAFF RECOMMENDATION:

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

District 1 – Commissioner Dallari
Attachments: Location Map
Resolution
Sketch of Description

Reviewed by:	<i>(Signature)</i>
Co Atty:	<i>(Signature)</i>
DFS:	
Other:	<i>(Signature)</i>
DCM:	<i>(Signature)</i>
CM:	<i>(Signature)</i>
File No. cpdd05	

RESOLUTION NO.: 2005-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 28th DAY OF MARCH A.D., 2006.

RESOLUTION TO VACATE AND ABANDON A UTILITY EASEMENT

Whereas, a Petition was presented on behalf of
FRANK & SHARON CRUZ

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

COMMENCE AT THE NORTHEAST CORNER OF LOT 21 OF HOWELL CREEK PARK PHASE 1, AS RECORDED IN PLATBOOK 43, PAGES 48 AND 49 OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA; THENCE RUN S74°08'56"W ALONG THE NORTH LINE OF SAID LOT 21, A DISTANCE OF 47.45 FEET; THENCE DEPARTING SAID NORTH LINE RUN S25°49'48"E A DISTANCE OF 6.50 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S25°49'48"E A DISTANCE OF 1.12 FEET; THENCE RUN S74°08'56"W A DISTANCE OF 37.10 FEET; THENCE RUN N25°49'48"W A DISTANCE OF 1.12 FEET; THENCE RUN N74°08'56"E A DISTANCE OF 37.10 FEET TO THE POINT OF BEGINNING. AREA CONTAINS 41 SQ. FT.

Whereas, after due consideration the Board of County Commissioners of Seminole County, Florida, has determined that the abandonment of the above described utility 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 utility 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.

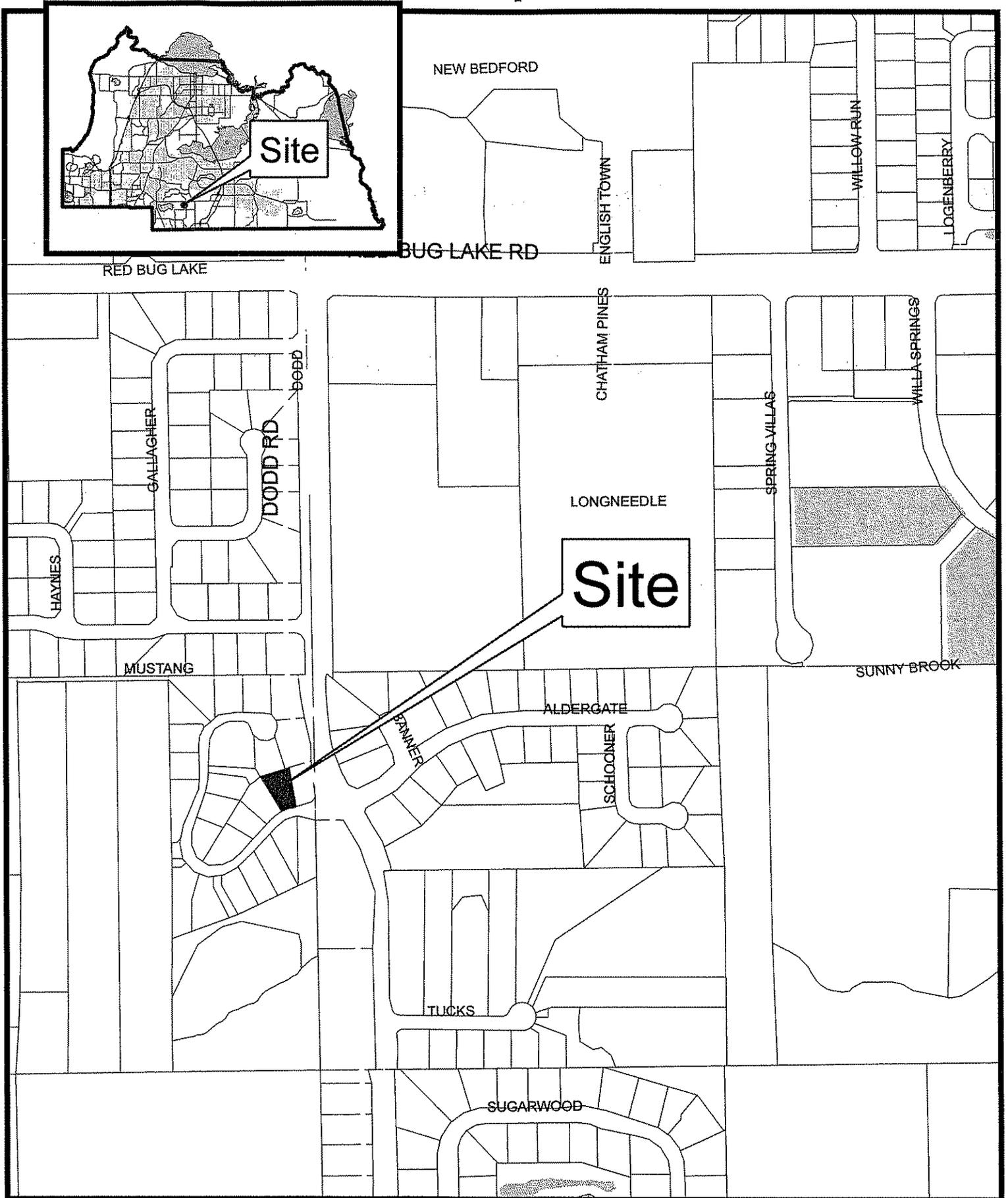
PASSED AND ADOPTED this 28TH day of MARCH A.D., 2006

ATTEST:

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

MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA

BY: CARLTON D. HENLEY
CHAIRMAN



Aldergate (3760) Utility Vacate

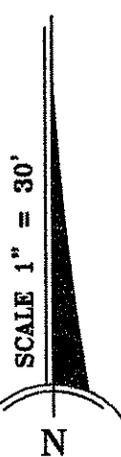
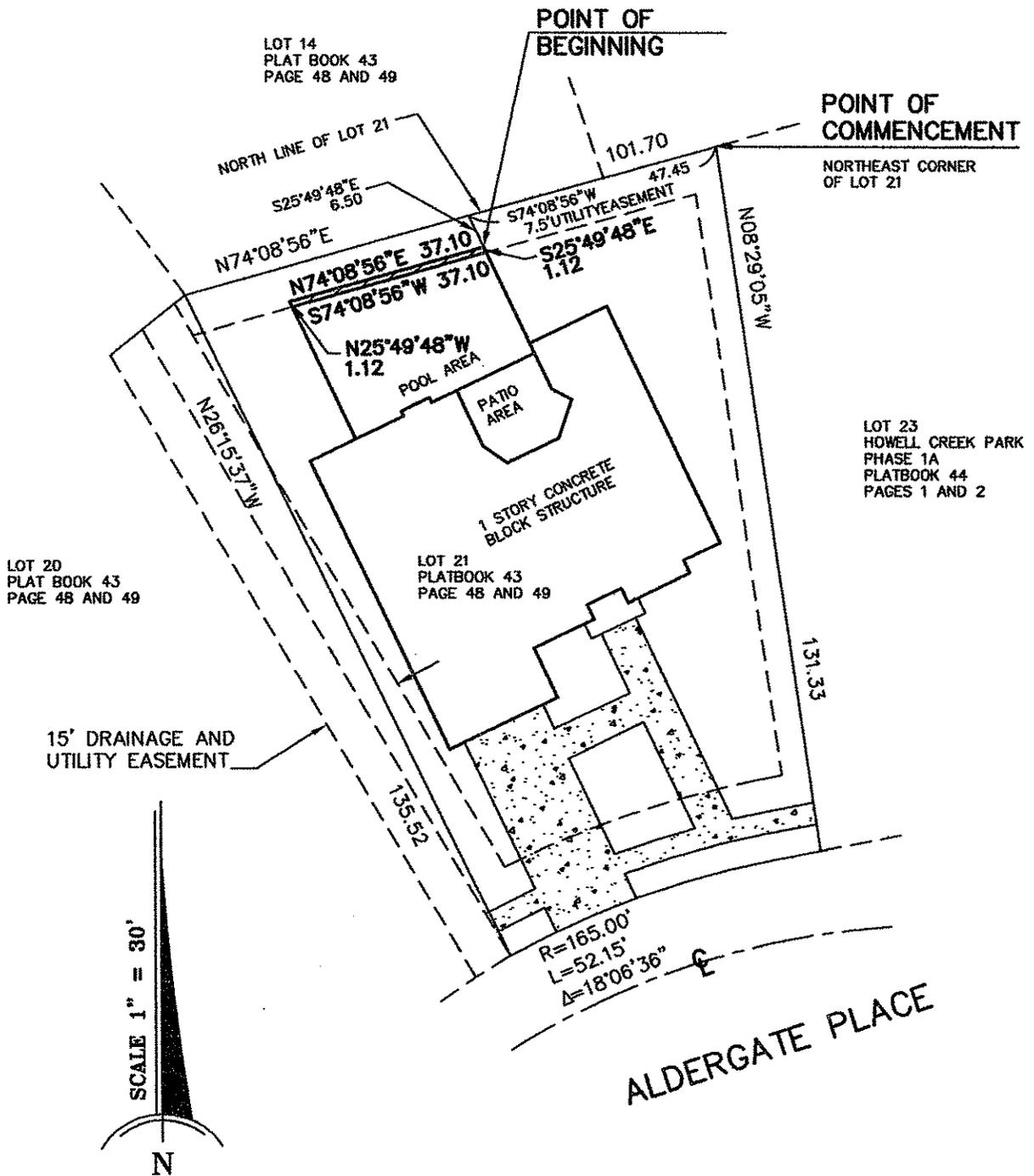
Site Map

SKETCH OF DESCRIPTION

FEB

DESCRIPTION:

COMMENCE AT THE NORTHEAST CORNER OF LOT 21 OF HOWELL CREEK PARK PHASE 1, AS RECORDED IN PLATBOOK 43, PAGES 48 AND 49 OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA; THENCE RUN S74°08'56"W ALONG THE NORTH LINE OF SAID LOT 21, A DISTANCE OF 47.45 FEET; THENCE DEPARTING SAID NORTH LINE RUN S25°49'48"E A DISTANCE OF 6.50 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S25°49'48"E A DISTANCE OF 1.12 FEET; THENCE RUN S74°08'56"W A DISTANCE OF 37.10 FEET; THENCE RUN N25°49'48"W A DISTANCE OF 1.12 FEET; THENCE RUN N74°08'56"E A DISTANCE OF 37.10 FEET TO THE POINT OF BEGINNING. AREA CONTAINS 41 SQ. FT.



NOTES:

- BEARING BASED ON THE NORTHEAST PROPERTY LINE OF LOT 21 AS BEING N08°29'05"W
- THIS IS NOT A BOUNDARY SURVEY

[Signature]
 JAMES R. SHANNON JR., P.L.S. #4671
 NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

SHANNON SURVEYING, INC.
 499 NORTH S.R. 434 - SUITE 2153
 ALTAMONTE SPRINGS, FLORIDA, 32714
 (407) 774-8372 - LB#6898
 DATE OF SURVEY: 11-29-05
 FIELD BY: M.T. SCALE: 1" = 30'
 FILE NUMBER: PB43PG48LOT21EASE(SKETCH)