

SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM

SUBJECT: BRANTLEY DRIVE RIGHT-OF-WAY VACATE

DEPARTMENT: Planning & Development DIVISION: Development Review

AUTHORIZED BY: Donald S. Fisher CONTACT: Michael Rumer EXT. 7337

Agenda Date <u>04/13/04</u>	Regular <input type="checkbox"/>	Consent <input type="checkbox"/>	Work Session <input type="checkbox"/>	Briefing <input type="checkbox"/>
	Public Hearing – 1:30 <input checked="" type="checkbox"/>	Public Hearing – 7:00 <input type="checkbox"/>		

MOTION/RECOMMENDATION:

Adopt the Resolution to Vacate and Abandon a portion of the 50 foot Right-of-Way on Brantley Drive, as described in Exhibit A, lying south of the easterly extension of the northerly line of lot 36, CUTLER COVE, according to the plat thereof as recorded in Plat Book 13 Page 18 of the Public Records of Seminole County, Florida. Jamie Adley, applicant.

District 3 – Van Der Weide (Michael Rumer, Planner)

BACKGROUND:

The applicant, Jamie Adley is requesting to vacate and abandon a remnant portion of a 50 foot Right-of-Way on Brantley Drive lying east of lot 36, Cutler Cove (see Exhibit A).

The original 30 foot portion of the 50 foot Right-of-Way was vacated by this board on May 8, 2001. The purpose of this request is to allow the applicant to have a buffer between his property and a new adjoining subdivision called Tranquility on Lake Brantley. The applicant has provided letters from the appropriate utility companies stating no objection to the vacate. This right-of-way does contain Progress Energy overhead electric facilities. Progress Energy has stated they have no objection to the vacate and Mr. Adley and Progress Energy will execute an easement to cover said facilities.

STAFF RECOMMENDATION:

Staff recommends adoption of the resolution to vacate and abandon a portion of the remaining 50 foot Right-of-Way.

District 3 – Van Der Weide

Attachments: Resolution

Exhibit A: Sketch of description

Exhibit B: Location map

Reviewed by:	_____
Co Atty:	<u>KEC</u>
DFS:	_____
Other:	<u>AS</u>
DCM:	<u>SS</u>
CM:	<u>KD</u>
File No.	ph130pdd01

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 23rd DAY OF March A.D., 2004.

**RESOLUTION TO VACATE AND ABANDON A
RIGHT-OF-WAY**

.....

Whereas, a Petition was presented on behalf of
JAMIE ADLEY

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 to the best interest of the county and the public.

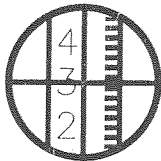
NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Seminole County, Florida, that the above described Right-of-way be, and the same is hereby abandoned, closed and vacated, and that all right in and to the same on behalf of the County and the public be, and the same is hereby disclaimed.

PASSED AND ADOPTED this 23rd day of March A.D., 2004.

ATTEST:

MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA

BOARD OF COUNTY COMMISSIONERS
OF SEMINOLE COUNTY, FLORIDA
BY: _____
DARYL G. MCLAIN
CHAIRMAN



SLIGER & ASSOCIATES, INC.

PROFESSIONAL LAND SURVEYORS

LICENSED BUSINESS CERTIFICATION NO. 3019

3921 NOVA ROAD
PORT ORANGE, FL. 32127
(386) 761-5385

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CUTLER ROAD (50' R/W)
POINT OF COMMENCEMENT
NORTHEAST CORNER LOT 36

LOT 36
CUTLER COVE
(PLAT BOOK 13, PAGE 18)

R/W LINE

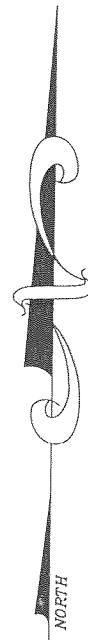
BRANTLEY DRIVE

306.28'

S00°15'00"E

EASTERLY R/W LINE

UNPLATTED



Previous Row vacated on May 8, 2001

SKETCH OF DESCRIPTION
NOT A BOUNDARY SURVEY

POINT OF BEGINNING

Proposed vacate area

30°

N00°15'00"W 148.52'

S00°15'00"E

20'

211.31'

SOUTH LINE OF BRANTLEY DRIVE

SOUTH LINE OF SECTION 33, TOWNSHIP 20 SOUTH, RANGE 29 EAST

UNPLATTED

LINE TABLE		
LINE	BEARING	LENGTH
L1	S89°56'10"E	50.00
L2	N87°54'59"W	20.02

CURVE TABLE				
CURVE	DELTA	RADIUS	LENGTH	CHORD BEARING
C1	25°13'07"	149.16	65.65	N17°38'16"E

FOR: JAMES ALAN ADLEY

DESCRIPTION: PART OF THE EASTERLY 20.00 FEET OF BRANTLEY DRIVE. SEE SHEET 2 OF 2 FOR COMPLETE DESCRIPTION

SCALE 1" = 60' FIELD BOOK N/A PAGE

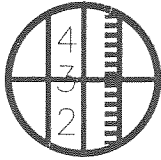
ABBREVIATIONS

- (P) PLATTED DIMENSION
- (D) DEEDED DIMENSION
- (M) MEASURED DIMENSION
- (C) CALCULATED DIMENSION
- ID IDENTIFICATION
- A/C AIR CONDITIONER
- R/W RIGHT OF WAY
- CL CENTERLINE
- CA CENTRAL ANGLE
- R RADIUS
- L ARC LENGTH
- CB CHORD BEARING
- FP&L CO. FLORIDA POWER & LIGHT COMPANY
- N.G.V.D. NATIONAL GEODETIC VERTICAL DATUM
- U.S.C. & G.S. UNITED STATES COAST AND GEODETIC SURVEY

SHEET 1 OF 2

LEGEND

- IRON ROD WITH CAP
- IRON PIPE
- CONCRETE MONUMENT
- PERMANENT REFERENCE MONUMENT
- △ PERMANENT CONTROL POINT
- (R) RADIAL LINE
- (NR) NON-RADIAL LINE
- EXISTING ELEVATION
- PROPOSED ELEVATION



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SURVEYORS NOTES

1. NOTICE: THERE MAY BE ADDITIONAL RESTRICTIONS AND/OR OTHER MATTERS THAT ARE NOT SHOWN ON THIS PLAT OF SURVEY/SKETCH OF DESCRIPTION THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY. THIS SURVEY/SKETCH OF DESCRIPTION PREPARED WITHOUT BENEFIT OF AN ABSTRACT.
2. DIMENSIONS ARE SHOWN IN FEET AND DECIMALS THEREOF.
3. BEARING STRUCTURE BASED ON RECORD PLAT WITH THE BEARING ON SOUTH LINE OF SECTION 33--20--29 BEING N87°54'59"W.
4. "NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER."
5. DESCRIPTION PREPARED BY SLIGER & ASSOCIATES, INC.

DESCRIPTION

A PORTION OF THE EASTERLY 20.00 FEET OF BRANTLEY DRIVE LYING SOUTH OF THE EASTERLY EXTENSION OF THE NORTHERLY LINE OF LOT 36, CUTLER COVE, AS RECORDED IN PLAT BOOK 13, PAGE 18, PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA, LYING WITHIN THE SOUTHWEST 1/4 OF SECTION 33, TOWNSHIP 20 SOUTH, RANGE 29 EAST, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 36, SAID CUTLER COVE, RUN S89°56'10"E, ALONG THE EASTERLY EXTENSION OF THE NORTHERLY LINE OF SAID LOT 36, A DISTANCE OF 50.00 FEET TO A POINT ON THE EASTERLY RIGHT OF WAY LINE OF BRANTLEY DRIVE; THENCE S00°15'00"E, ALONG SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 306.28 FEET TO THE POINT OF BEGINNING.

FROM THE POINT CONTINUE S00°15'00"E, ALONG SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 211.31 FEET TO A POINT ON THE SOUTH LINE OF SAID SOUTHWEST ONE-QUARTER (SW 1/4) OF SECTION 33; THENCE N87°54'59"W, ALONG SAID SOUTH LINE OF THE SOUTHWEST ONE-QUARTER (SW 1/4) OF SECTION 33, A DISTANCE OF 20.02 FEET; THENCE, DEPARTING SAID LINE, N00°15'00"W, A DISTANCE OF 148.52 FEET TO THE BEGINNING OF A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 149.16 FEET, A CENTRAL ANGLE OF 25°13'07" AND A CHORD BEARING OF N17°38'16"E; THENCE NORTHEASTERLY ALONG THE ARC OF SAID CURVE A DISTANCE OF 65.65 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 3,442 SQUARE FEET OR 0.0790 ACRES, MORE OR LESS.

NOTE:

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

REFERENCE: PART OF THE SOUTHWEST 1/4 OF SECTION 33, TOWNSHIP 20 SOUTH, RANGE 29 EAST

PLAT PREPARED FOR THE FOLLOWING: (ONLY THE LAST DATE IS CERTIFIED ON SEALED COPY)

THIS PLAT OF SURVEY IS CERTIFIED TO AND PREPARED FOR THE SOLE AND EXCLUSIVE BENEFIT OF THE ENTITIES AND/OR INDIVIDUALS LISTED BELOW, ON THE MOST CURRENT DATE, AND SHALL NOT BE RELIED UPON BY ANY OTHER ENTITY OR INDIVIDUAL WHOMSOEVER.

TYPE OF SURVEY	CERTIFIED TO	DATE	JOB NUMBER
SKETCH OF DESCRIPTION	JAMES ALAN ADLEY	MARCH 9, 2004	04-0668
	NOT CERTIFIED TO ANY ENTITIES AND/OR INDIVIDUALS OTHER THAN THOSE LISTED ABOVE.		

SHEET 2 OF 2

VALID WITH SIGNATURE & EMBOSSED SEAL ONLY

FOR: JAMES ALAN ADLEY

	DATE	JOB NO.	P.C.	DRW.	CHECKED BY
SKETCH OF DESCRIPTION	MARCH 9, 2004	04-0668	N/A	STK	STK
BOUNDARY SURVEY					
TOPOGRAPHIC SURVEY					
FOUNDATION LOCATED					
FINAL IMPROVEMENTS					
RECERTIFICATION					
PROPOSED HOUSE LOCATION					

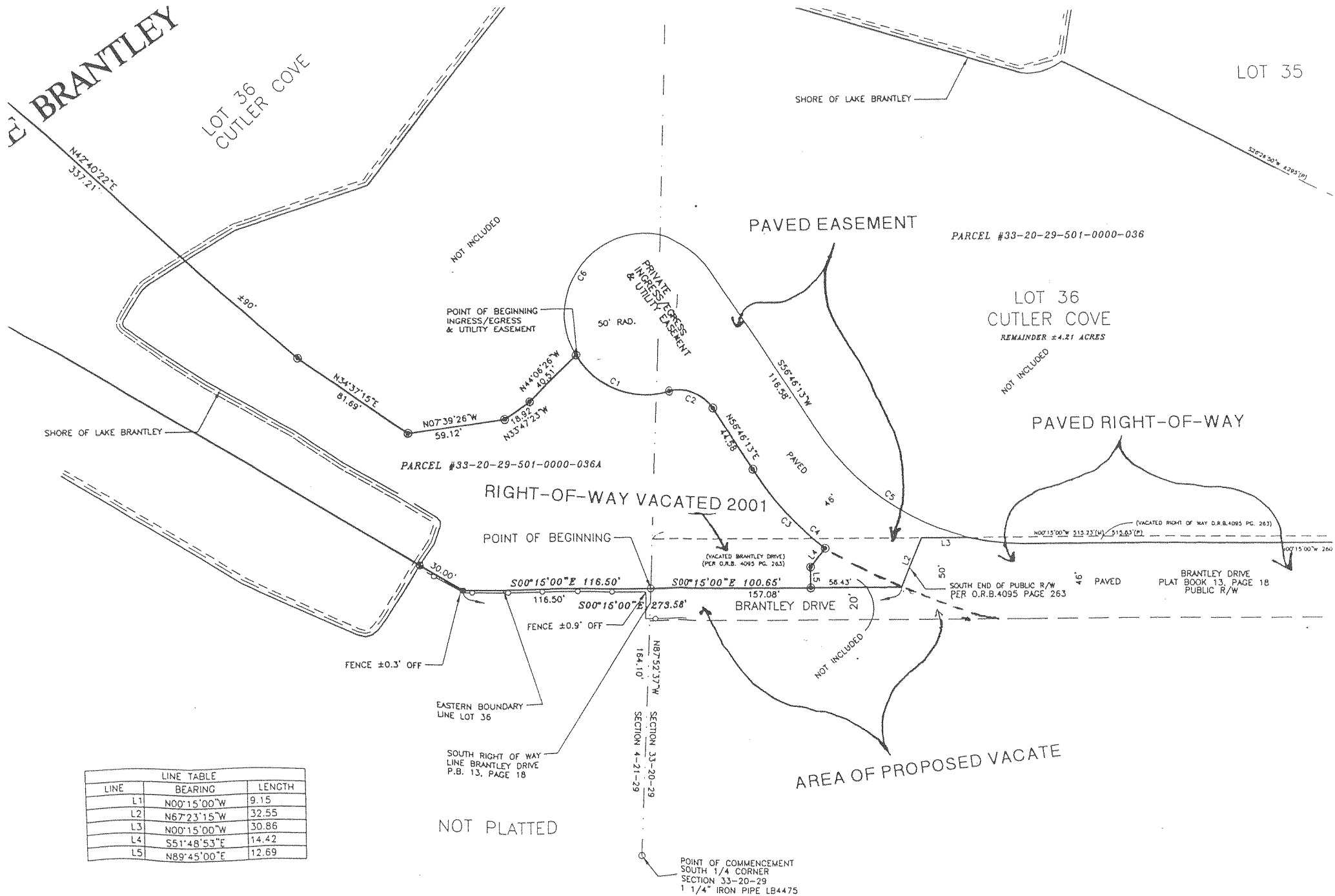
I HEREBY CERTIFY THAT THIS PLAT MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN CHAPTER 61G17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.021, FLORIDA STATUTES.

STEPHEN B. SLIGER, P.L.S. NO. 3794
J.E. ZAPERT, P.L.S. NO. 4046
STEVEN T. KRUGER, P.L.S. NO. 4722

BRANTLEY

LOT 36
CUTLER COVE

LOT 35



PARCEL #33-20-29-501-0000-036

LOT 36
CUTLER COVE
REMAINDER ±4.21 ACRES

PARCEL #33-20-29-501-0000-036A

RIGHT-OF-WAY VACATED 2001

PAVED RIGHT-OF-WAY

AREA OF PROPOSED VACATE

POINT OF BEGINNING

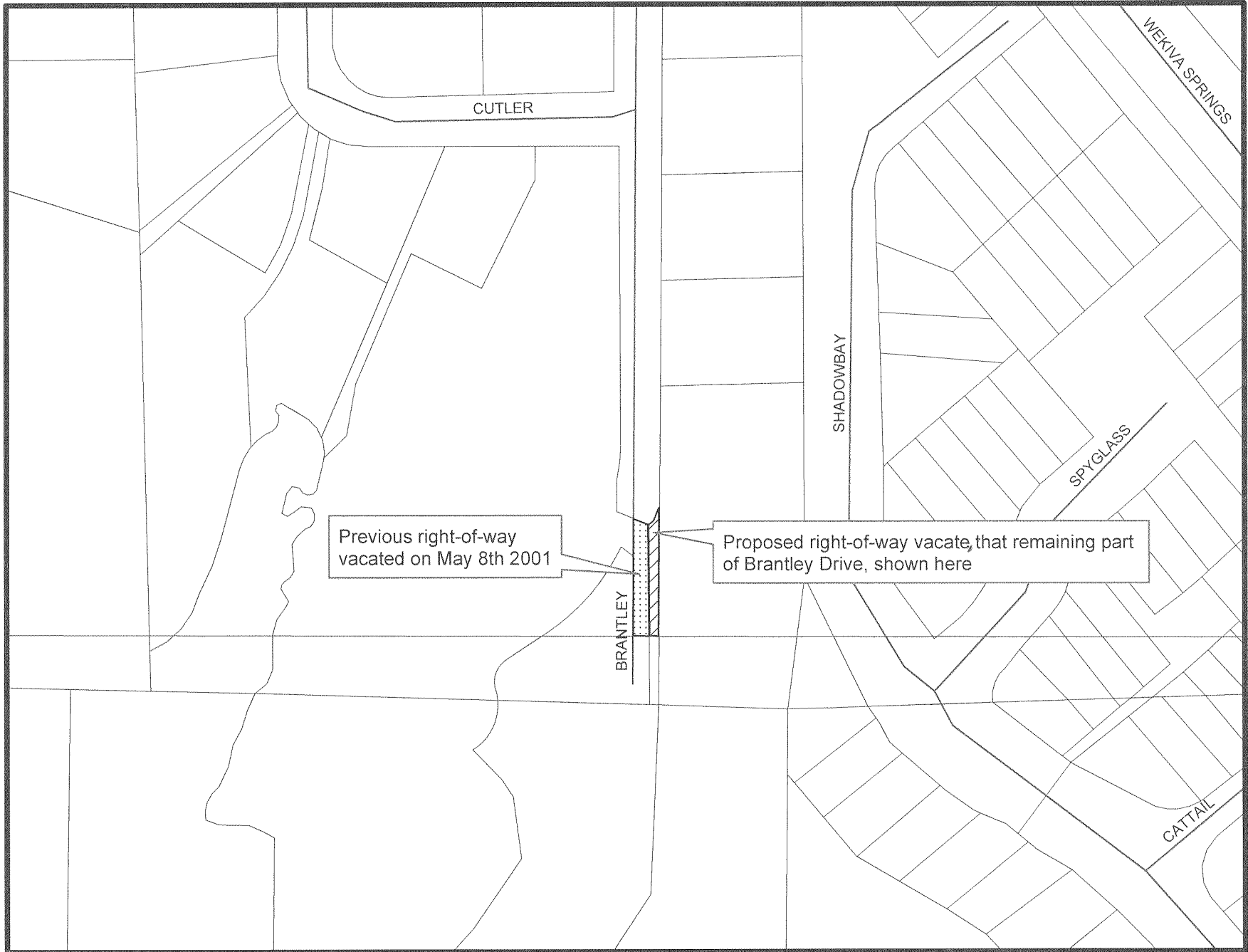
BRANTLEY DRIVE

BRANTLEY DRIVE
PLAT BOOK 13, PAGE 18
PUBLIC R/W

NOT PLATTED

POINT OF COMMENCEMENT
SOUTH 1/4 CORNER
SECTION 33-20-29
1 1/4" IRON PIPE LB4475

LINE TABLE		
LINE	BEARING	LENGTH
L1	N00°15'00"W	9.15
L2	N67°23'15"W	32.55
L3	N00°15'00"W	30.86
L4	S51°48'53"E	14.42
L5	N89°45'00"E	12.69



Brantley Drive Vacate