

SEMINOLE COUNTY GOVERNMENT  
AGENDA MEMORANDUM

Continued from April 13<sup>th</sup>, 2004

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>05/25/04</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) *MR*

This item was continued from the April 13<sup>th</sup> 2004 BCC meeting when an issue about potential utilities located within the right-of-way came up. The applicant is providing a utility easement over the area of the right-of-way to be vacated.

**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. The applicant is providing a utility easement over the area of the right-of-way to be vacated and providing an agreement for any drainage matters impacted through this vacate.

**STAFF RECOMMENDATION:**

Staff recommends adoption of the resolution to vacate and abandon a portion of the remaining 50 foot Right-of-Way subject to the applicant providing a utility easement over the vacated right-of-way.

District 3 – Van Der Weide

Attachments: Resolution

Exhibit A: Sketch of description

Exhibit B: Location map

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

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.

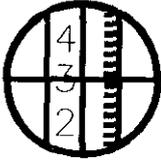
NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Seminole County, Florida, that the above described Right-of-way be, and the same is hereby abandoned, closed and vacated, and that all right in and to the same on behalf of the County and the public be, and the same is hereby disclaimed.

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

ATTEST: BOARD OF COUNTY COMMISSIONERS  
OF SEMINOLE COUNTY, FLORIDA

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

BY: \_\_\_\_\_  
DARYL G. MCLAIN  
CHAIRMAN



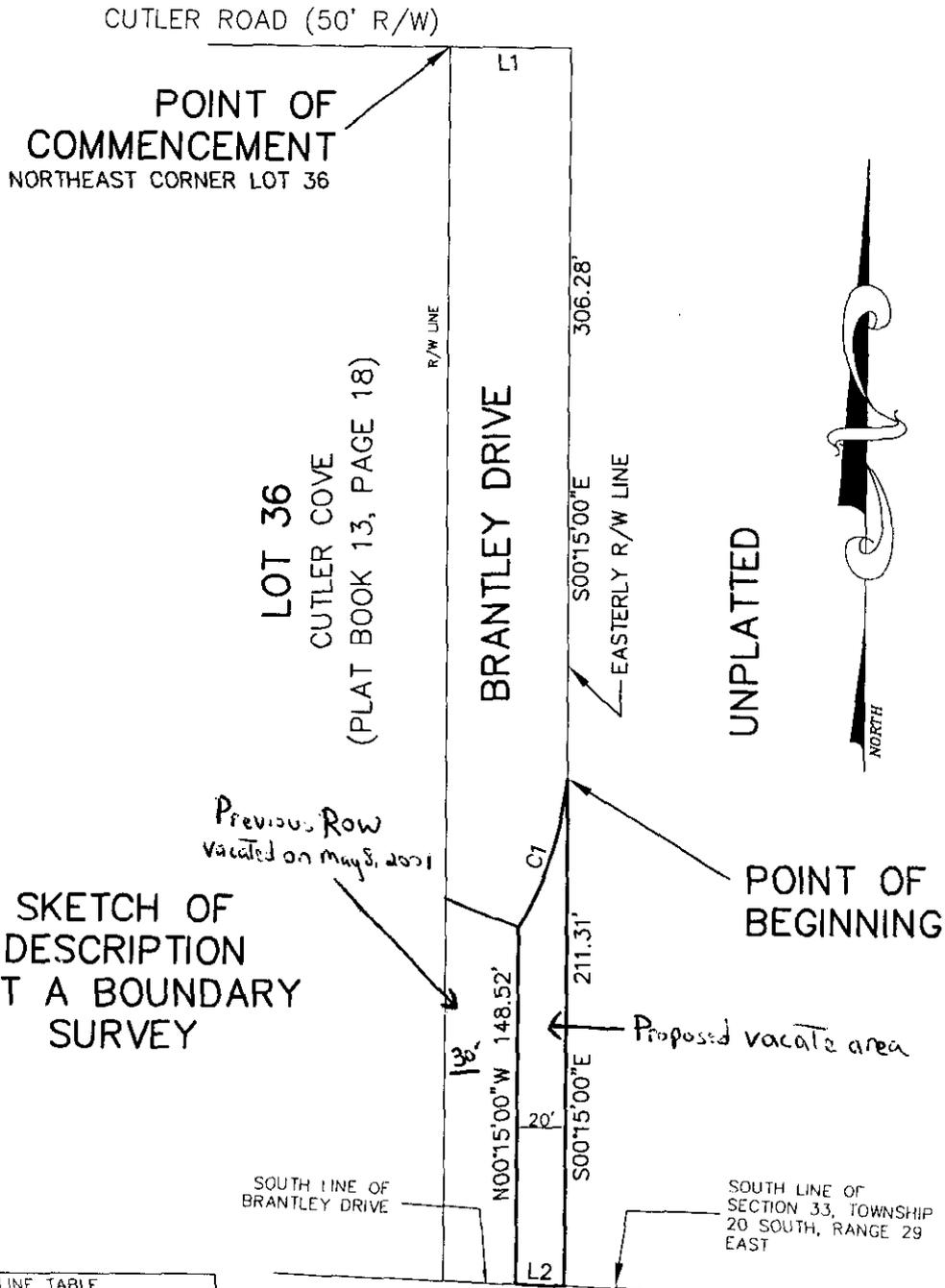
# SLIGER & ASSOCIATES, INC.

PROFESSIONAL LAND SURVEYORS

LICENSED BUSINESS CERTIFICATION NO. 3019

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

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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

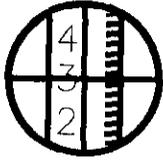
ABBREVIATIONS

(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
D	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	JAMES ALAN ADLEY	MARCH 9, 2004	04-0668
DESCRIPTION	NOT CERTIFIED TO ANY ENTITIES AND/OR INDIVIDUALS		
	OTHER THAN THOSE LISTED ABOVE.		

SHEET 2 OF 2

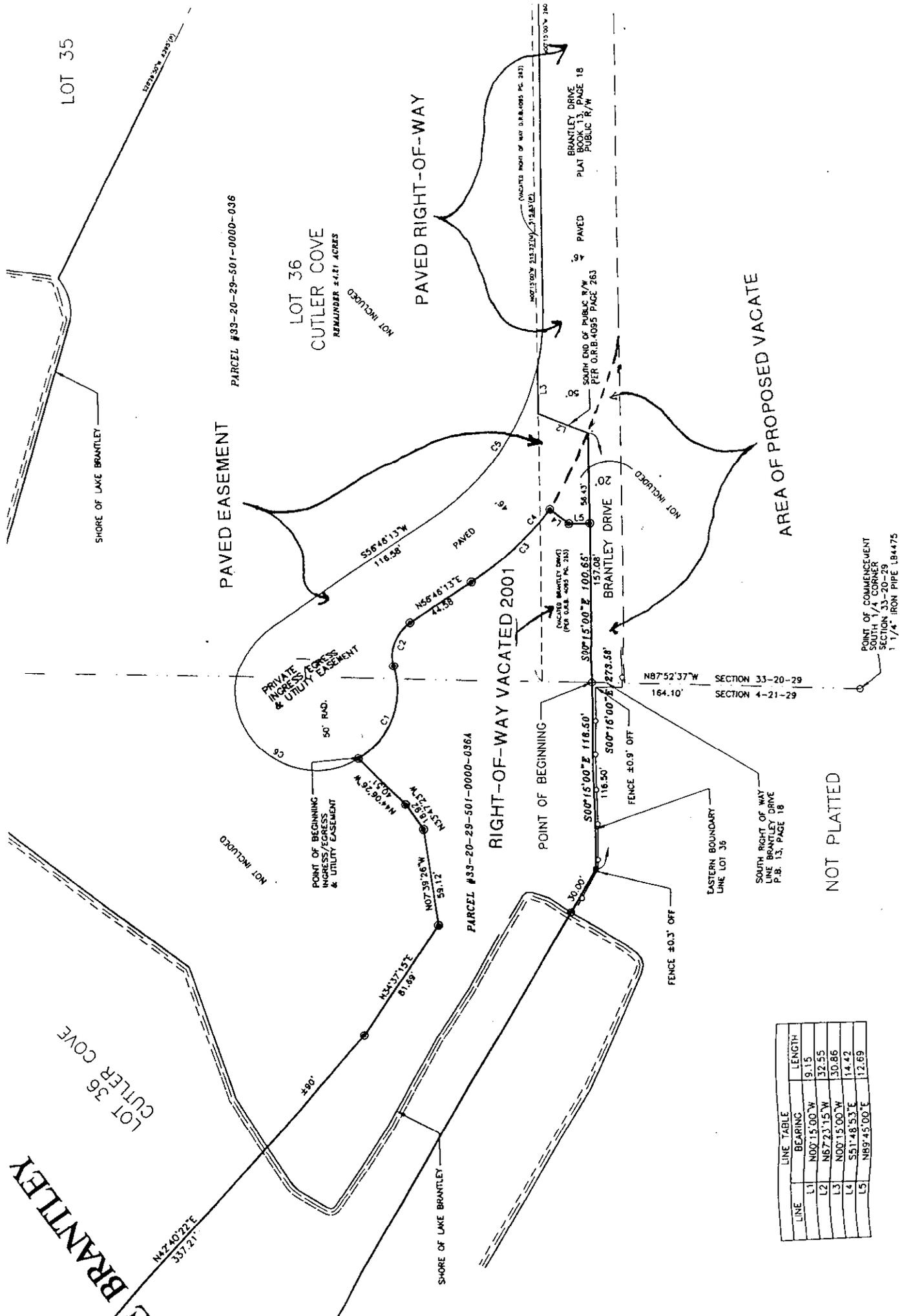
VALID WITH SIGNATURE & EMBOSSED SEAL ONLY

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					
RE-CERTIFICATION					
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 472.022, FLORIDA STATUTES.

*[Signature]*  
STEPHEN B. SLIGER, P.L.S. NO. 3794  
J.E. ZAPERT, P.L.S. NO. 4046  
STEVEN I. KRUGER, P.L.S. NO. 4722  
P.O. MAIL BOX 10, PORT ORANGE, FL 32127



BRANTLEY  
 N47°40'22"E  
 337.21'

LOT 36  
 CUTLER COVE

LOT 35

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

LOT 36  
 CUTLER COVE  
 REMAINDER 4.41 ACRES  
 NOT INCLUDED

PAVED RIGHT-OF-WAY

RIGHT-OF-WAY VACATED 2001

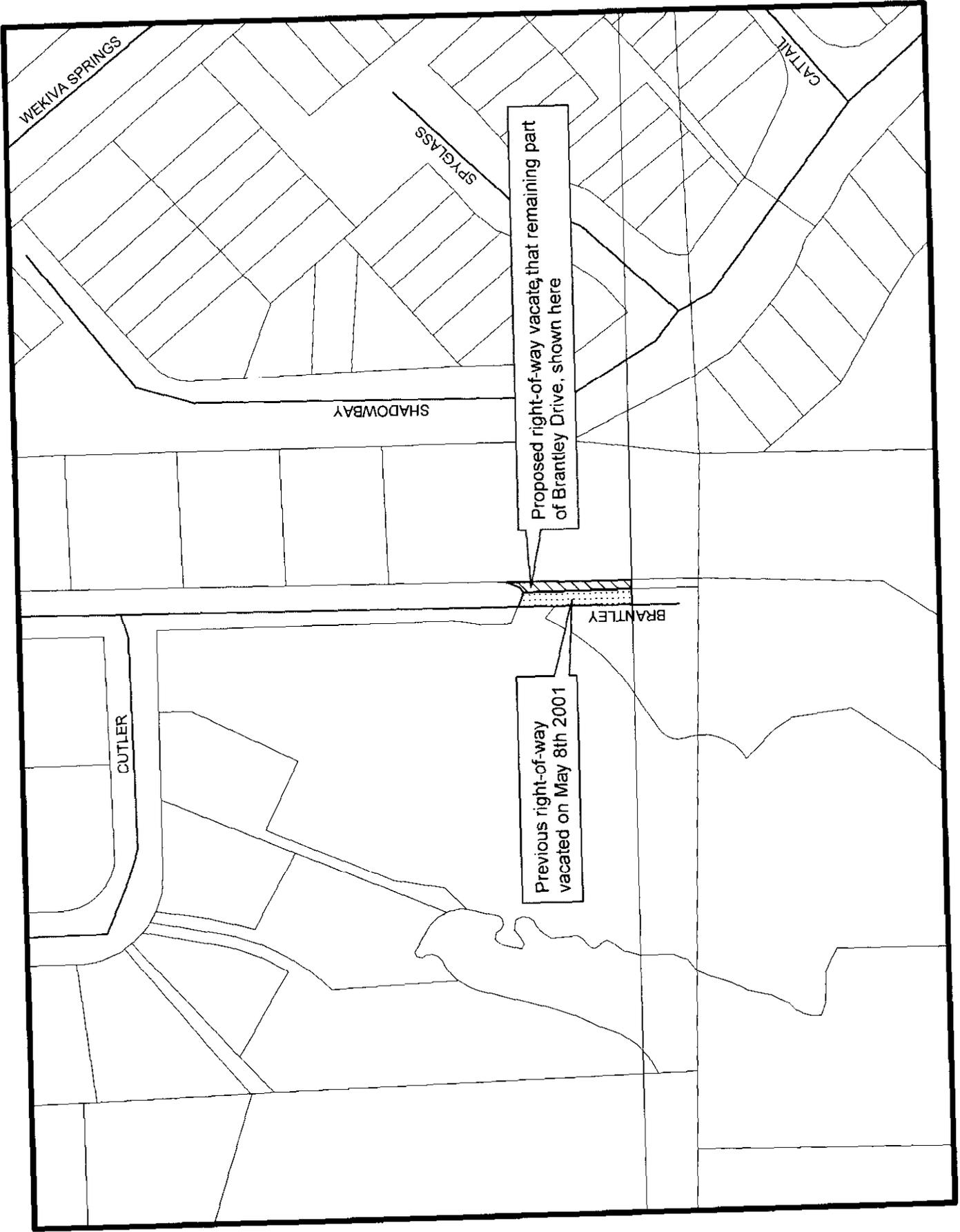
AREA OF PROPOSED VACATE

NOT PLATTED

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

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

EXHIBIT B



# Brantley Drive Vacate