

SEMINOLE COUNTY GOVERNMENT  
AGENDA MEMORANDUM

**SUBJECT:**          Vacate and Abandon a platted drainage and utility easement for  
Alaqua Lakes Phase 1, Lot 1.

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

**AUTHORIZED BY:** Donald S. Fisher **CONTACT:** Michael Rumer <sup>MR</sup> **EXT.** 7337

Agenda Date <u>05/27/03</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 a 10' platted drainage and utility easement located on lot 1, Alaqua Lakes Phase 1, recorded in the Public Records of Seminole County, Florida in Plat Book 52, Pages 70 - 80 in Section 14, Township 20, Range 29 and further described as 1710 Greystone Court – Tom & Linda Starnes (Applicant)

District 5 – Daryl McLain (Michael Rumer, Planner) *MR*

**BACKGROUND:**

The applicant, Tom & Linda Starnes, is requesting to vacate a portion of a 10' wide platted drainage and utility easement consisting of 5.8 sq. ft. more or less. The easement is located on the east side of lot 1, 1710 Greystone Court in Alaqua Lakes Subdivision, Phase 1. A block screening wall was constructed approximately 1' into the easement, this request seeks to further remove any encroachment into the remaining easement area. The area of the easement vacate does not contain any utilities and the applicant has provided letters from the applicable utility companies stating no objections to the request.

**STAFF RECOMMENDATION:**

Staff recommends adoption of the Resolution to vacate and abandon the subject drainage and utility easement.

District        5 – Daryl McLain  
Attachments: Resolution  
                  Exhibit A: Sketch of description  
                  Exhibit B: Location map  
                  Exhibit C: Lot diagram

Reviewed by:
Co Atty: <u>KCC</u>
DFS: _____
Other: <u>MR</u>
DCM: <u>SS</u>
CM: <u>MR</u>
File No. <u>ph130pdd02</u>

RESOLUTION NO.: 2003-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 27th DAY OF May A.D., 2003.

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

Whereas, a Petition was presented on behalf of  
**TOM & LINDA STARNES**

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 SOUTHERLY MOST CORNER OF LOT 1, ALAQUA LAKES PHASE 1, AS RECORDED IN PLAT BOOK 52, PAGES 70 THRU 80, PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA. RUN NORTHERLY ALONG THE EASTERLY LINE OF SAID LOT 1, AND A PLATTED 10.00 FOOT DRAINAGE AND UTILITY EASEMENT THE FOLLOWING COURSES; N.59°19'58"E. 78.50 FEET; THENCE N.10°11'12"E. 58.12 FEET; THENCE LEAVING SAID EAST LINE RUN N.79°48'48"W 7.68 FEET TO THE POINT OF BEGINNING; THENCE S.66°24'21"W. 2.79 FEET TO THE WESTERLY LINE OF SAID 10.00 FOOT EASEMENT; THENCE RUN N.10°11'12"E. ALONG SAID WESTERLY LINE 5.01 FEET; THENCE LEAVING SAID WESTERLY LINE RUN S.23°35'39"E. 4.17 FEET TO THE POINT OF BEGINNING. CONTAINING 5.82 SQ. FT., MORE OR LESS.

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 27th day of May A.D., 2003

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

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

SKETCH AND DESCRIPTION FOR: *BREVIED HOMES*

SECTIONS 11 & 14, TOWNSHIP 20 SOUTH, RANGE 29 EAST  
SEMINOLE COUNTY, FLORIDA.

DESCRIPTION: PROPOSED VACATING OF A PORTION OF A PLATTED  
10.00 FOOT DRAINAGE AND UTILITY EASEMENT

Commence at the Southerlymost corner of Lot 1, ALAQUA LAKES PHASE I, as recorded in Plat Book 52, Pages 70 thru 80, Public Records of Seminole County, Florida. Run Northerly along the Easterly line of said Lot 1, and a platted 10.00 foot Drainage and Utility Easement the following courses; N.59°19'58"E. 78.50 feet; thence N.10°11'12"E. 58.12 feet; thence leaving said East line run N.79°48'48"W. 7.68 feet to the Point of Beginning; thence S.66°24'21"W. 2.79 feet to the Westerly line of said 10.00 foot easement; thence run N.10°11'12"E. along said Westerly line 5.01 feet; thence leaving said Westerly line run S.23°35'39"E. 4.17 feet to the Point of Beginning.

EXHIBIT A

**HENRICH, TROTTER,  
CARTER, & AYERS, INC.**  
SURVEYORS & MAPPERS

DATE: 2-12-03

723 EXECUTIVE DRIVE  
WINTER PARK, FLORIDA 32789  
(407) 647-7346

THIS SKETCH MEETS THE MINIMUM TECHNICAL  
STANDARD SET FORTH BY THE FLORIDA BOARD  
OF LAND SURVEYORS PURSUANT TO CHAPTERS  
472.027 & 61G17-8 FLORIDA STATUTES

PREPARED BY:  
G.L. CARTER

*G.L. Carter*  
REG. LAND SURVEYOR NO. 2435  
LICENSED BUSINESS NO. 2864

10-03

**SKETCH AND DESCRIPTION FOR: BREWER HOMES**

SECTIONS 11 & 14, TOWNSHIP 20 SOUTH, RANGE 29 EAST  
SEMINOLE COUNTY, FLORIDA

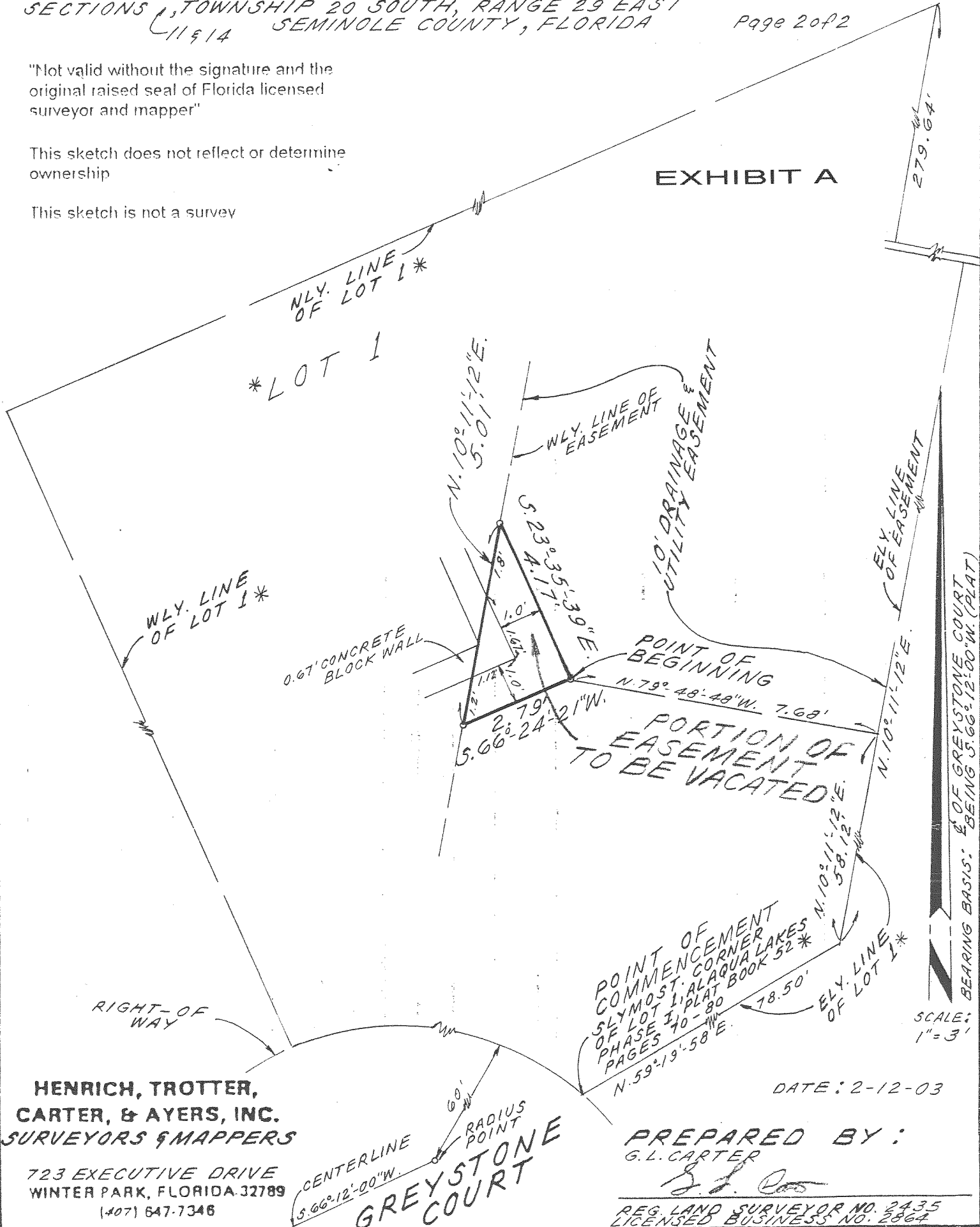
Page 2 of 2

"Not valid without the signature and the original raised seal of Florida licensed surveyor and mapper"

This sketch does not reflect or determine ownership

This sketch is not a survey

**EXHIBIT A**



**HENRICH, TROTTER,  
CARTER, & AYERS, INC.**  
SURVEYORS & MAPPERS  
723 EXECUTIVE DRIVE  
WINTER PARK, FLORIDA 32789  
(407) 647-7346

**GREYSTONE COURT**

**PREPARED BY:**  
G.L. CARTER

REG. LAND SURVEYOR NO. 2435  
LICENSED BUSINESS NO. 2864

LOCATION MAP

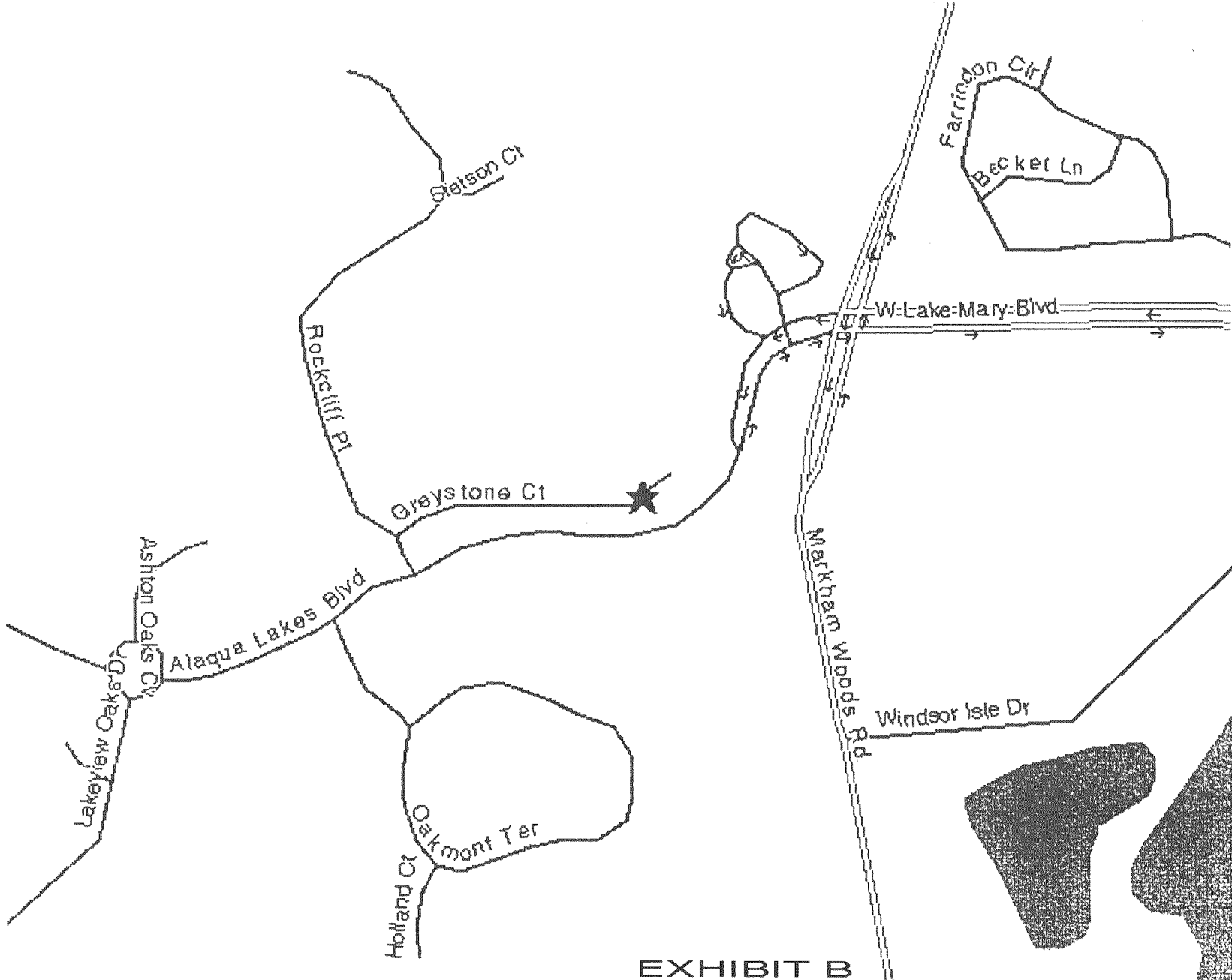


EXHIBIT B

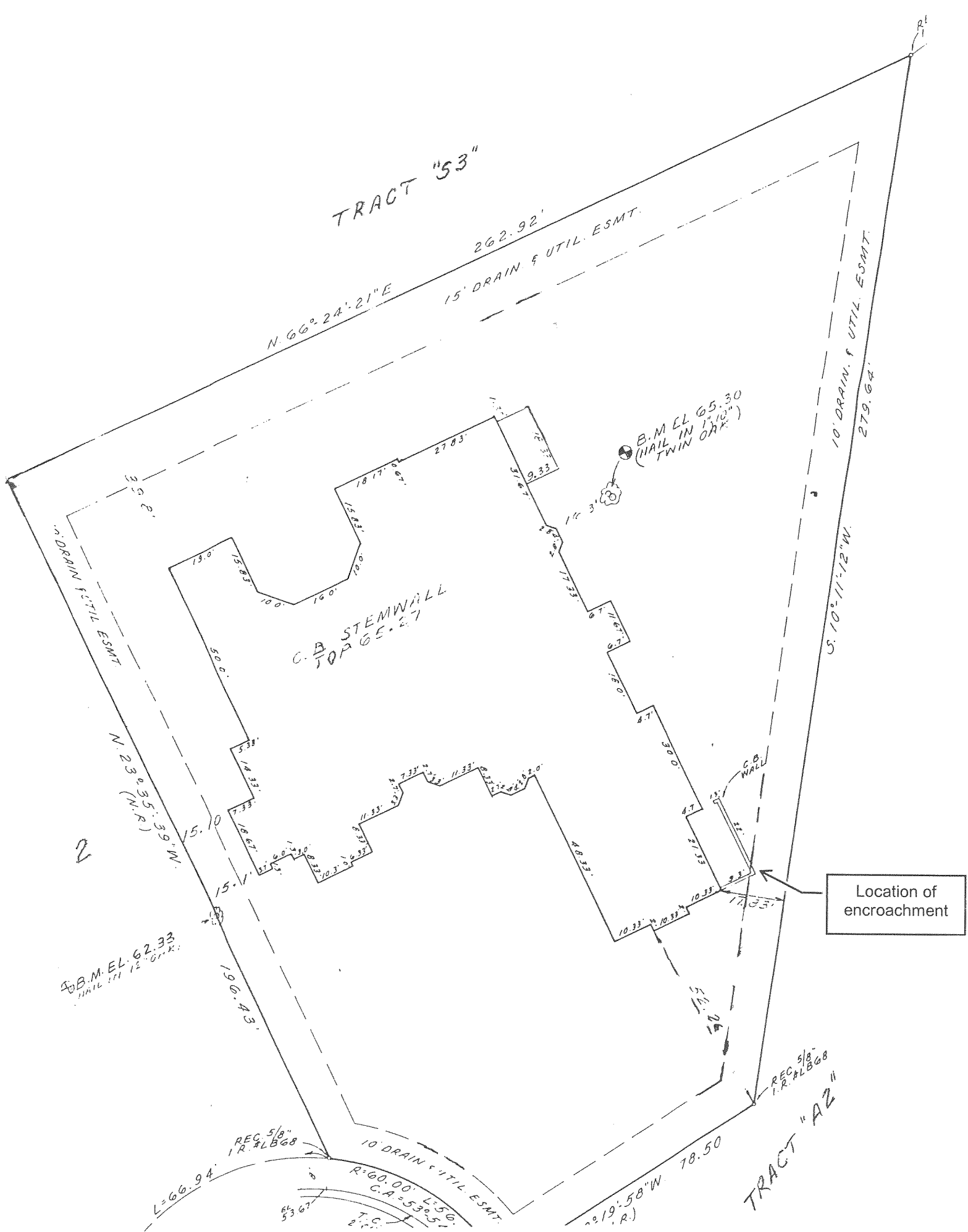


EXHIBIT C