

Item # 34

SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM

SUBJECT: MYRTLE LAKE HILLS LOT 90 UTILITY VACATE

DEPARTMENT: Planning & Development DIVISION: Development Review

AUTHORIZED BY: Donald S. Fisher CONTACT: Alan Willis *(Signature)* EXT. 7332

Agenda Date 07/25/06 Regular Consent Work Session Briefing
Public Hearing – 1:30 Public Hearing – 7:00

MOTION/RECOMMENDATION:

Adopt, and authorize the Chairman to execute, a resolution to vacate and abandon a portion of a platted utility easement on Lot 90, Myrtle Lake Hills, as recorded in Public Records of Seminole County, Florida, in Plat Book 13, Page 8 in section 25, Township 20 South, Range 29 East and further described as 1311 Myrtle Drive – Roger and Gail O’Conner, applicant.

District 4 – Commissioner Henley

(Alan Willis, Planner)

BACKGROUND:

The applicant, Roger and Gail O’Conner, is requesting to vacate and abandon a seven (7) foot Utility easement on the Southwest side of the lot to allow construction of a drain field for a new septic tank. The proposed vacate is needed to meet required set backs from the existing well.

The applicant has submitted letters from all applicable utility Providers stating “no objection” to the proposed vacate.

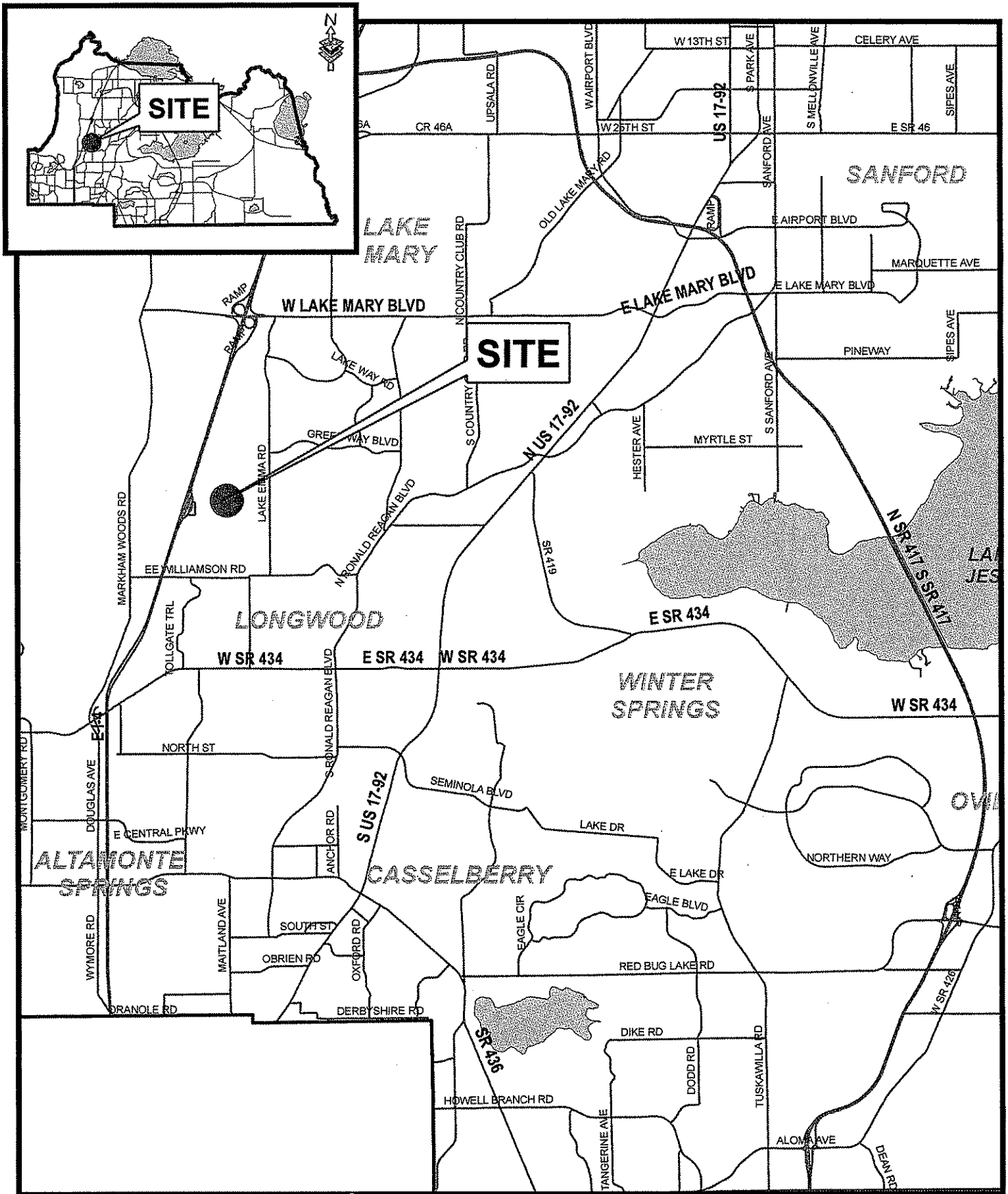
STAFF RECOMMENDATION:

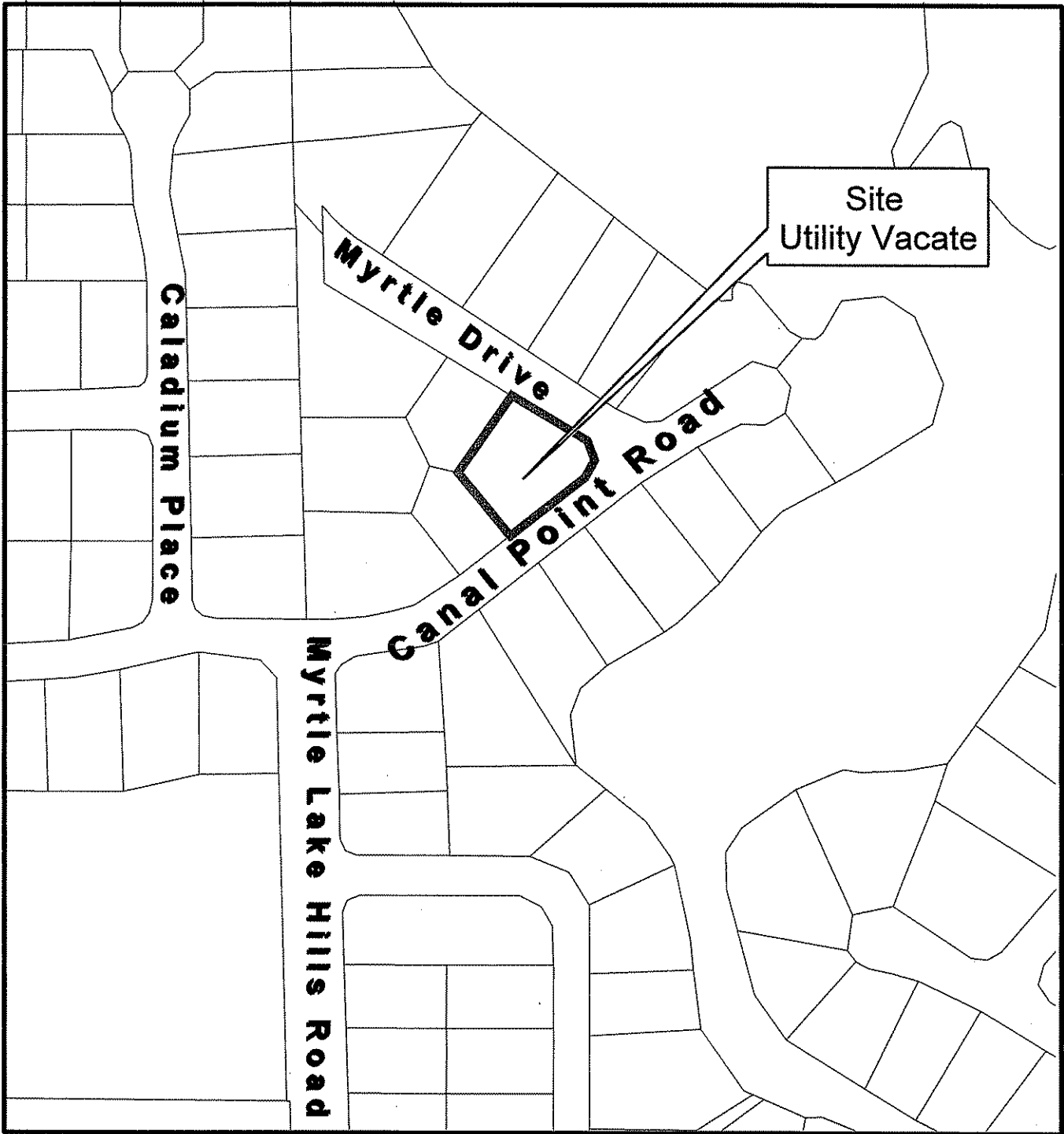
Staff recommends adoption of a Resolution to vacate and abandon a portion of the platted utility easement as requested.

District 4 – Commissioner Henley

- Attachments: Location Map
Site Map
Aerial
Resolution
Sketch of description

Reviewed by:	<i>(Signature)</i>
Co Atty:	
DFS:	
Other:	
DCM:	<i>(Signature)</i>
CM:	<i>(Signature)</i>
File No.	cpdd03







Myrtle Lake Hills Lot 90
Utility Vacate





Myrtle Lake Hills Lot 84
Utility Vacate

-  Parcel
-  Subject Property



January 2004 Color Aerials

RESOLUTION NO.: 2006-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 25th DAY OF July A.D., 2006.

RESOLUTION TO VACATE AND ABANDON A UTILITY EASEMENT

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Whereas, a Petition was presented on behalf of

ROGER & GAIL O'CONNER

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

Exhibit A and B

Whereas, after due consideration the Board of County Commissioners of Seminole County, Florida, having determined that the abandonment of the above described utility easement is to the best interest of the County and the public in that the area in question is not needed for utility purposes and not necessary for public need.

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 be, and the same is hereby disclaimed.

PASSED AND ADOPTED this 25th day of July A.D., 2006.

ATTEST:

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

MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA

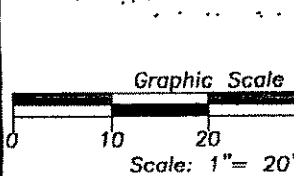
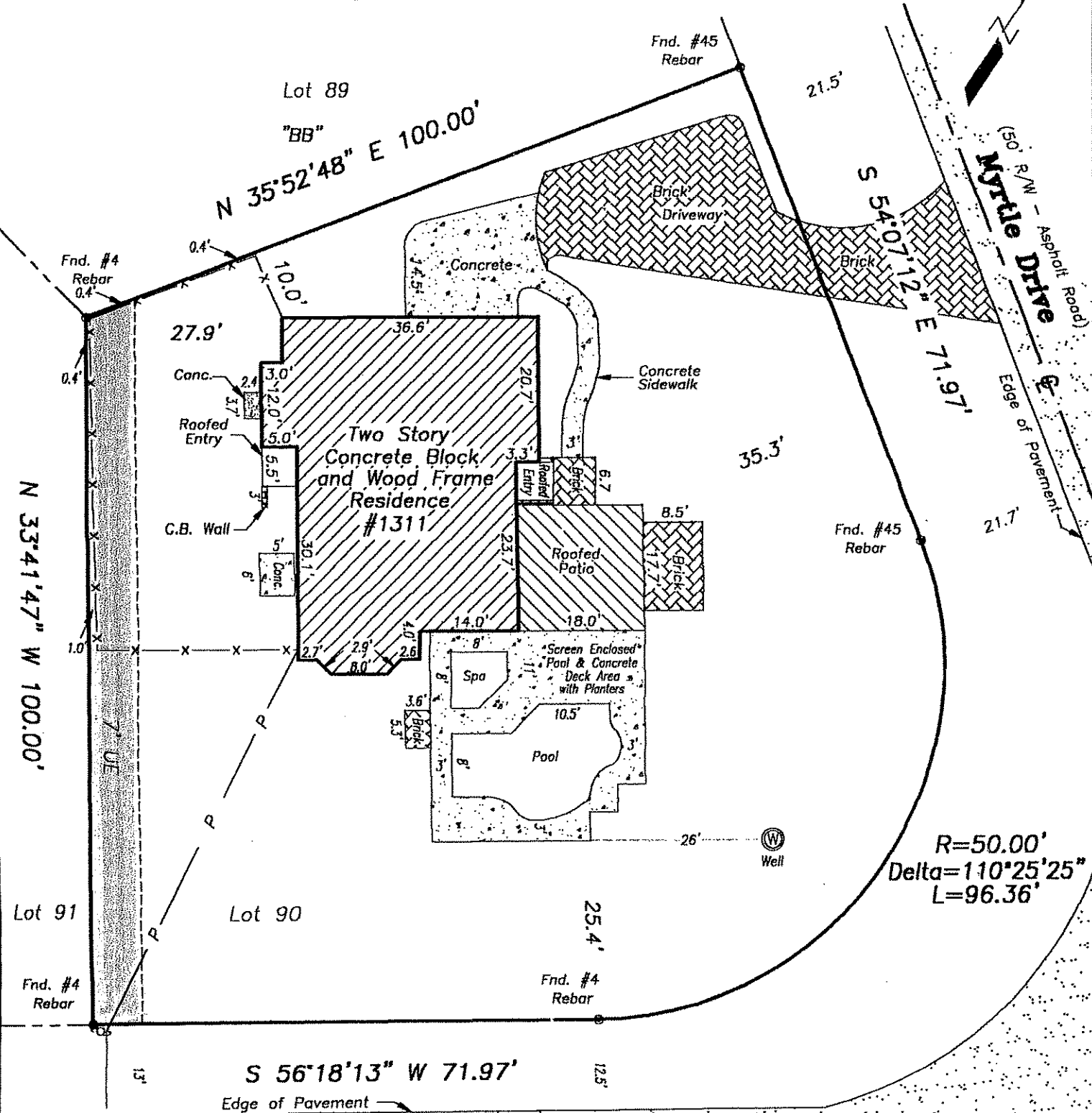
BY: **CARLTON D. HENLEY**
CHAIRMAN

EXHIBIT A

Boundary Survey

Legal Description:

Lot 90, Myrtle Lake Hills
as recorded in Plat Book 8, Pages 7-9, Public Records of Seminole County, Florida.



Boundary Survey Prepared For: Roger G. J. O'Connor and Gail E. O'Connor
 Boundary Survey Certified To: Roger G. J. O'Connor and Gail E. O'Connor
 Miller, South & Milhausen, P.A.; The Money Source;
 American Pioneer Title Insurance Company

Field Date: 10-07-02
 Drawn By: SS
 Approved By: JPI
 Field: P.I. and B.T.

Ireland Surveying, Inc.
 6001 Brick Court
 Suite 117
 Winter Park, Florida
 32792
 Office-407.678.3366
 Fax-407.671.6678

Notes
 >Survey is Based upon the Legal Description Supplied by Client.
 >Underground Utilities and Footers have NOT been located UNLESS otherwise noted.
 >Subject to any Easements and/or Restrictions of Record.
 >Bearing Beams shown hereon, is Assumed and Based upon the Line Denoted with a "BB".
 >Building Ties are NOT to be used to reconstruct Property Lines.
 >Fence Lines if shown hereon this Survey, are Diameters of Trees measured at Breast Height.
 >Abutting Properties Deeds have NOT been Researched for Caps, Overlaps and/or Notus.
 >Survey is NOT VALID for any other Transaction AFTER 90 days from the Latest Date shown hereon.
 >Use of This Survey for Purposes other than Intended, Without Written Verification, Will be at the User's Sole Risk and Without Liability to the Surveyor. Nothing Hereon shall be Constructed to Give ANY Rights or Benefits to Anyone Other than those Certified.

Legend

C	- Calculated	PC	- Point of Curvature
CB	- Centerline	Pg	- Page
GB	- Concrete Block	PI	- Point of Intersection
CM	- Concrete Monument	P.O.B.	- Point of Beginning
Conc.	- Concrete	P.O.L.	- Point on Line
D	- Description	PP	- Power Pole
DE	- Drainage Easement	PRM	- Permanent Reference Monument
Easmt.	- Easement	PT	- Point of Tangency
F.E.M.A.	- Federal Emergency Management Agency	R	- Radius
FFE	- Finished Floor Elevation	R&C	- Rebar & Cap
Fnd.	- Found	Rec.	- Recovered
IP	- Iron Pipe	Rfd.	- Roofed
L	- Length (Arc)	Set	- Set 5/8" Rebar & Cap "PLS 4200"
M	- Measured	Typ.	- Typical
N&D	- Nail & Disk	UE	- Utility Easement
N.R.	- Non-Rooted	WM	- Water Meter
ORB	- Official Records Book	Δ	- Delta (Central Angle)
P	- Plat	X	- Chubby Link Fence
P.B.	- Plat Book		
W	- Wood Fences		

I hereby Certify that this Boundary Survey of the above Described Property is True and Correct to the Best of my Knowledge and Belief as reasonably Surveyed under my Direction on the Date Shown, Based on Information Furnished to me as Noted and Conforms to the Minimum Technical Standards for Land Surveying in the State of Florida in accordance with Chapter 61017-8 Florida Administrative Code, Pursuant to Section 472.027 Florida Statutes.

James P. Ireland PLS 4200 LB 5687
 This Survey is Intended ONLY for the use of Said Certified Parties. This Survey NOT VALID UNLESS Signed and Embossed with Surveyor's Seal.
 File No. 1236-92

SKETCH OF DESCRIPTION

"ROGER G. J. & GAIL E. O'CONNOR PROPERTY"

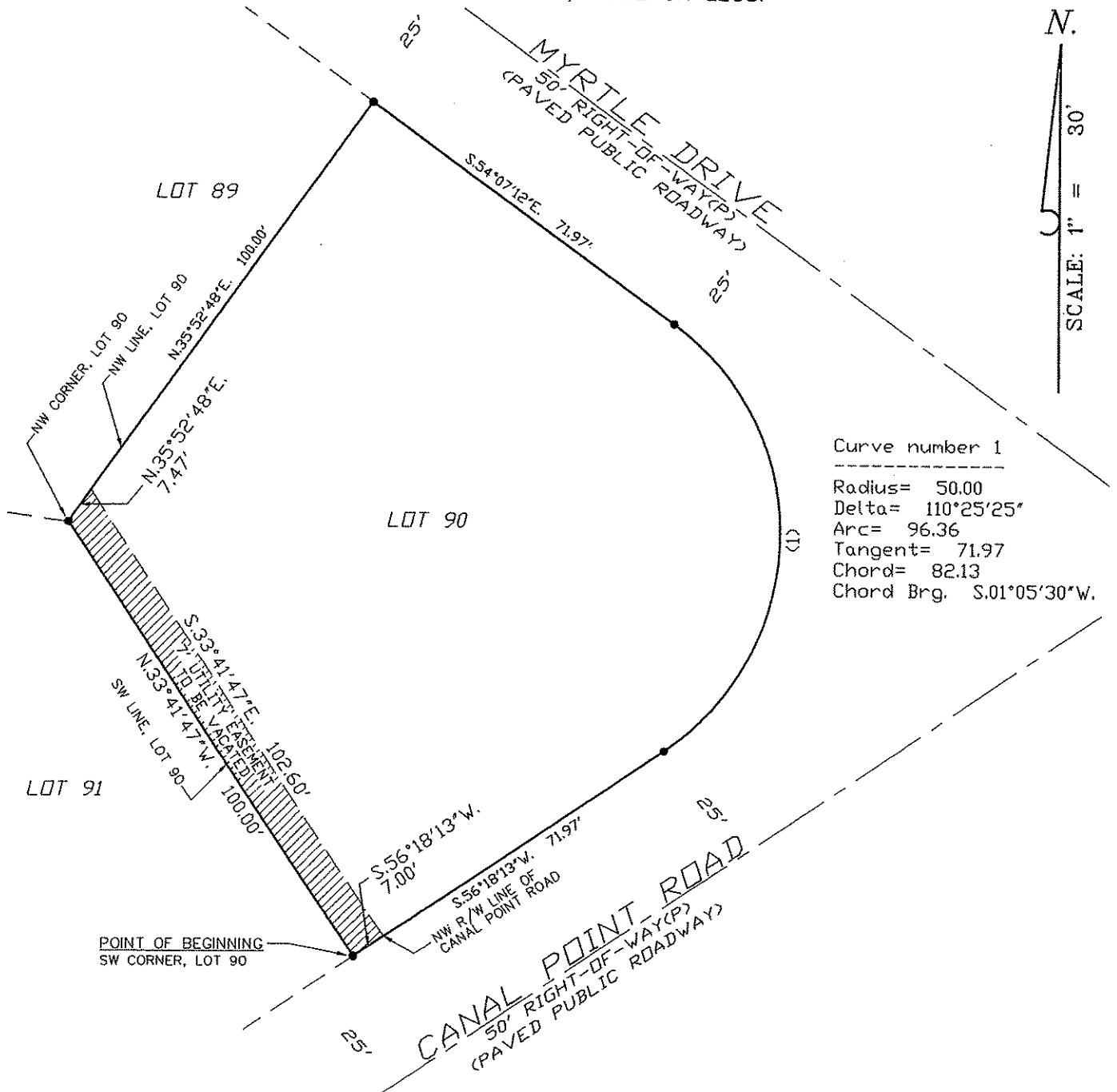
1311 MYRTLE DRIVE, SEMINOLE COUNTY, FLORIDA

LEGAL DESCRIPTION

A PORTION OF LOT 90, MYRTLE LAKE HILLS, AS RECORDED IN PLAT BOOK 8, PAGES 7-9, PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWESTERLY CORNER OF AFORESAID LOT 90, THENCE RUN N.33°41'47"W. FOR A DISTANCE OF 100.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 90; THENCE N.35°52'48"E. ALONG THE NORTHWEST LINE OF SAID LOT 90 FOR A DISTANCE OF 7.47 FEET; THENCE S.33°41'47"E. FOR A DISTANCE OF 102.60 FEET TO THE NORTHWEST RIGHT-OF-WAY LINE OF CANAL POINT ROAD; THENCE S.56°18'13"W. FOR A DISTANCE OF 7.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 709 SQUARE FEET OR 0.0163 ACRES, MORE OR LESS.



SURVEYOR'S NOTES:

- 1.) BEARINGS ARE BASED ON THE CENTERLINE OF CANAL POINT ROAD AS BEING S.56°18'13"W., PER PLAT.
- 2.) UNDERGROUND/OVERHEAD UTILITIES AND OTHER IMPROVEMENTS ARE NOT SHOWN AS A PART OF THIS SKETCH, UNLESS NOTED OTHERWISE.

LEGEND

- = CONCRETE
- (P) = AS PER PLAT
- (M) = AS PER FIELD MEASUREMENT
- = WOOD FENCE
- = CHAIN LINK FENCE
- = WIRE FENCE
- = RECOVERED MONUMENTATION

Proj. #: -	<p style="text-align: center;">SURVEYING, MAPPING AND REPROGRAPHICS TECHNOLOGY</p> <p style="text-align: center;">SERVICES & SUPPLIES</p>	<p style="text-align: center;">LINO T. SANFT, P.S.M.</p> <p style="text-align: center;">110 Old Hickory Court Longwood, Florida 32750 Phone: 407-786-9456 Fax: 407-786-0659 Email: PLS5792@aol.com</p>	<p>Unless it bears the signature and the original raised seal of a Florida Licensed Surveyor and Mapper this drawing, sketch, plat or map is for informational purposes only and is not valid.</p> <p style="text-align: center;"></p> <p style="text-align: right;">06/005/06 Date</p> <p>Lino T. Sanft, Professional Land Surveyor & Mapper. Florida Registration #5792</p>
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