

Item # 29

**SEMINOLE COUNTY GOVERNMENT  
AGENDA MEMORANDUM**

**SUBJECT:** GLASTONBERRY RD (1351) UTILITY VACATE

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

**AUTHORIZED BY:** Donald S. Fisher **CONTACT:** Rebecca Hammock **EXT.** 7438

<b>Agenda Date:</b> <u>7/27/04</u>	<b>Regular</b> <input type="checkbox"/>	<b>Consent</b> <input checked="" type="checkbox"/>	<b>Work Session</b> <input type="checkbox"/>	<b>Briefing</b> <input type="checkbox"/>
	<b>Public Hearing - 1:30</b> <input type="checkbox"/>		<b>Public Hearing - 7:00</b> <input type="checkbox"/>	

**MOTION/RECOMMENDATION:**

Adopt Resolution to vacate and abandon the East 7 feet of the platted 14 foot public utility easement lying along the west property line of lots 5 and 6, Block A, English Estates Unit One, according to the plat thereof, as recorded in Plat Book 13, Page 1, Public Records of Seminole County, Florida, Section 20, Township 21 South, Range 30 East.

District 4- Carlton Henley (Rebecca Hammock, Principal Planner)

**BACKGROUND:**

The subject property is located SE of 17-92 on the west side of Glastonberry Road between Sunderland Road and Falmouth Road, at 1351 Glastonberry Road, Maitland. A single family home built in 1960 and a swimming pool built in 1979 exist on site.

The applicants, Angela and Kevin McCollum, are requesting to vacate the east 7' (560 sq. ft.) of a 14' platted utility easement in order to eliminate the encroachment of an existing pool deck and remove a potential cloud of title. The applicants have provided letters from the appropriate utility companies stating no objection to the request.

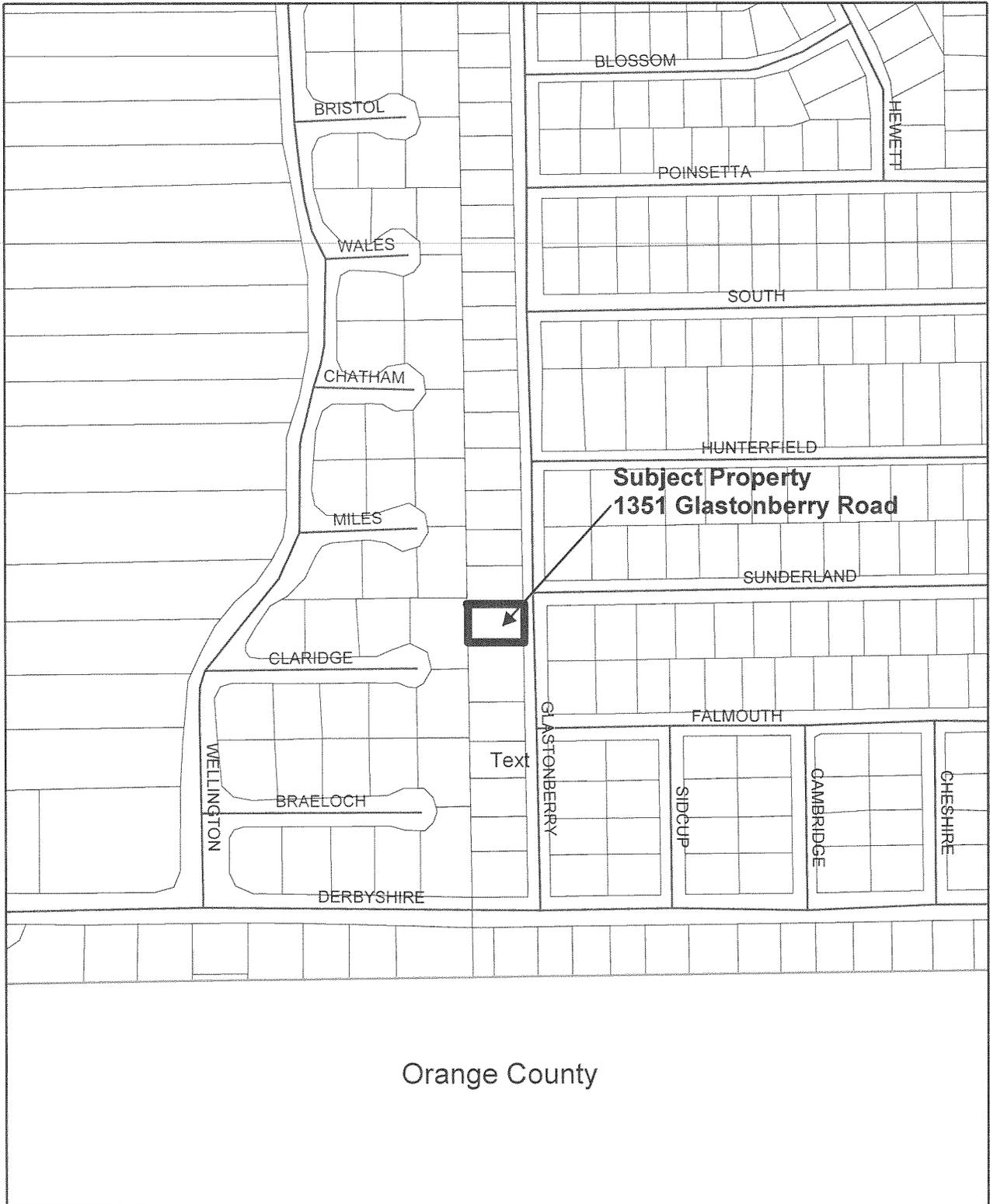
**STAFF RECOMMENDATION:**

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

District 4- Henley  
Attachments: Location Map  
Plat  
Resolution w/ Attachment

<b>Reviewed by:</b>	<u>ATC</u>
<b>Co Atty:</b>	<u>ATC</u>
<b>DFS:</b>	<u>                    </u>
<b>Other:</b>	<u>                    </u>
<b>DCM:</b>	<u>SS</u>
<b>CM:</b>	<u>                    </u>
<b>File No.</b>	<u>cpdd01</u>

# LOCATION MAP



Orange County

1351 Glastonberry Road

Utility Vacate



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 27th DAY OF JULY A.D., 2004.

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

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Whereas, a Petition was presented on behalf of  
**KEVIN & ANGELA MCCOLLUM**

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

**DESCRIBED IN 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 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 27th day of July 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



# Sketch of Description

Sheet 1 of 2

## Legal Description:

A Parcel of Land in the Southeast ¼ of Section 20, Township 21 South, Range 30 East, Seminole County, Florida, being a Portion of Lots 5 and 6, Block "A", ENGLISH ESTATES UNIT ONE, according to the Plat thereof, as recorded in Plat Book 13, Page 1, Public Records of Seminole County, Florida, more particularly described as follows:

Commencing at the Northwest Corner of Lot 5, Block "A", ENGLISH ESTATES UNIT ONE, according to the Plat thereof, as recorded in Plat Book 13, Page 1, Public Records of Seminole County, Florida, run thence along the North Line of said Lot 5, South 89°47'30" East, a distance of 14.00 feet to a point on the East line of a Platted 14 feet Utilities Easement; thence departing said North line, South 00°45'45" East, along said East Easement line, a distance of 13.00 feet to a point, said point being the POINT OF BEGINNING of the herein described Property; thence continue along said East Easement line, South 00°45'45" East, a distance of 80.00 feet to a point; thence North 89°47'30" West, a distance of 7.00 feet to a point; thence North 00°45'45" West, a distance of 80.00 feet to a point; thence South 89°47'30" East, a distance of 7.00 feet to the above described POINT OF BEGINNING.

Said Property containing 560.0 square feet, 0.013 acres more or less.

The intent of the above Legal Description is to encompass the East 7 feet of that portion of the Platted 14 feet Public Utilities Easement lying along the West Property of line of Lots 5 and 6, Block "A", ENGLISH ESTATES UNIT ONE, according to the Plat thereof, as recorded in Plat Book 13, Page 1, Public Records of Seminole County, Florida.

This is NOT a Survey.  
This is ONLY a Sketch.

\*Revised Sketch Date: 06-18-04

Sketch of Description Prepared For: Jon Gaskins

Sketch of Description Certified To: First American Title Insurance Company  
Jon Gaskins

Sketch Date: 05-25-04\*

Drawn By: SP

Approved By: JPI

Field: None

\*This Property is NOT in a Flood Prone Area, Zone "X", based on the F.I.R.M. (Flood Insurance Rate Map) Community Number 12117C Parcel Number 0140 E Dated 04-17-95.  
Flood Zone Determination Shown Herein is Given as a Courtesy, and is Subject to Final Approval by F.E.M.A. This Determination may be affected by Flood Factors and/or other information NOTER: Known by NOR other than Surveying Company of the Date of this Engineer's Initial Services, Inc. and the Surveyor assumes NO Liability for the Accuracy of this Determination.

### NOTES

- > Sketch is Based upon the Legal Information Supplied by Client.
- > Underground Utilities and Features have NOT been located UNLESS otherwise noted.
- > Subject to any Easements and/or Restrictions of Record.
- > Bearing Single angles, hereon, is assumed and based upon the Line Denoted with a "BB".
- > Building Ties are NOT to be used to Reconstruct Property Lines.
- > Ownership of Fences, if any shown hereon this Sketch, is NOT determined.
- > Tree Sizes, if shown hereon this Sketch, are Dimensions of Trees measured at Breast Height.
- > Any Utility Property Deeds have NOT been Researched for Easements, Overlaps and/or Notes.
- > Sketch is NOT valid for any other transaction other than that shown on the Latest Data shown hereon.
- > Use of this Sketch for Purposes other than intended, WITHOUT Written Verification, will be at the User's Sole Risk and Without Liability to the Surveyor. Holding Hereon shall be Constructed to Give ANY Rights or Benefits to Anyone Other than those Certified.

Legend	
C	- Calculated
E	- Centerline
CB	- Concrete Block
CM	- Concrete Monument
Conc.	- Concrete
Dr.	- Driveway
EE	- Easement
EM	- Easement
F.E.M.A.	- Federal Emergency Management Agency
FFE	- Finished Floor Elevation
Fnd.	- Found
IP	- Iron Pipe
L	- Length (Arc)
M	- Measured
M&D	- Mail & Dist.
NR	- Non-Radiol
ORB	- Official Record Book
P	- Plat
P.B.	- Plat Book
W.F.	- Wood Fence
PC	- Point of Curvature
Pg.	- Page
PI	- Point of Intersection
P.O.B.	- Point of Beginning
P.O.C.	- Point of Commencement
PP	- Power Pole
PRM	- Permanent Reference Monument
PT	- Point of Termination
R	- Radius
Rad.	- Radial
R&C	- Recover or Cap
R&C	- Recovered
Rd.	- Road
Set	- Set 5/8" Rebar & Cap PLS 4200*
None	- None
Typ.	- Typical
UE	- Utility Easement
WH	- Water Meter
Δ	- Delta (Central Angle)
X	- Chain Link Fence

I hereby certify that this Sketch of the above described Property is TRUE and CORRECT to the Best of my Knowledge and Belief as recently Sketched under my Direction on the Data Shown, based on information furnished to me by the Client and conforming to the Minimum Technical Standards for Land Surveying in the State of Florida in accordance with Chapter 6107-8 Florida Administrative Code, Part 6107-8.01 Florida Statutes.

James P. Ireland PLS 4200 LB 5087  
This Sketch is intended ONLY for the use of the Client and is NOT to be used for any other purpose without the written consent of the Surveyor. This Sketch NOT VALID UNLESS Signed and Unbossed with Surveyor's Seal.  
File No. RLS714(04)SKETCH  
CAD File: \\TheData\04-Ireland-4\001\Drawings\Drawings\Map\ENGLISH ESTATES-RLS714(04)SKETCH

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