

SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM

SUBJECT: Vacate and Abandonment of the unnamed public alleys contained in the limits of Block 4, Whitcomb's First Addition to Geneva

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

AUTHORIZED BY: Dan Matthys **CONTACT:** Cynthia Sweet **EXT.** 7443

Agenda Date <u>9/13/2005</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 and authorize the Chairman to execute the resolution to vacate and abandon the unnamed public alleys contained in Block 4, Whitcomb's First Addition to Geneva as recorded in Plat Book 2, Page 50, of the Public Records of Seminole County, Florida; in Section 21, Township 20 S, Range 32 E (135 Pine Street) as requested by Thomas Alvarado and Livelle Leon, applicants.

District 2 – Morris (Cynthia Sweet, Planner) *RH*

BACKGROUND:

The applicants, Thomas Alvarado and Livelle Leon, are requesting to vacate and abandon the public alleys that lie between Lots 1 through 20, Block 4, Whitcomb's First Addition to Geneva, as recorded in the Public Records of Seminole County, Florida, in Plat Book 2, Page 50. The alleys run parallel between First and Second Streets and Pine and Oak Streets (approximately 12,439 square feet).

The applicants request to vacate the alleys is consistent with the character of the area as the alleys in Block 3 of the same plat have also been vacated. The alleys are not opened for any public access and will not prohibit access to any parcel. The existing single family residence located at 135 Pine Street (Lot 7) encroaches approximately 4.4 feet into the 13.6 feet wide alley. Additionally, the other property owners are presently utilizing the alleys as part of their properties. The alleyways are not being used for ingress or egress. The applicants have obtained consent from the adjacent property owners and have provided letters from all applicable utility companies stating no objections to the request.

Reviewed by:	<i>KR</i>
Co Atty:	_____
DFS:	_____
Other:	_____
DCM:	<i>ASB</i>
CM:	_____
File No.	<u>ph130pdd01</u>

STAFF RECOMMENDATION:

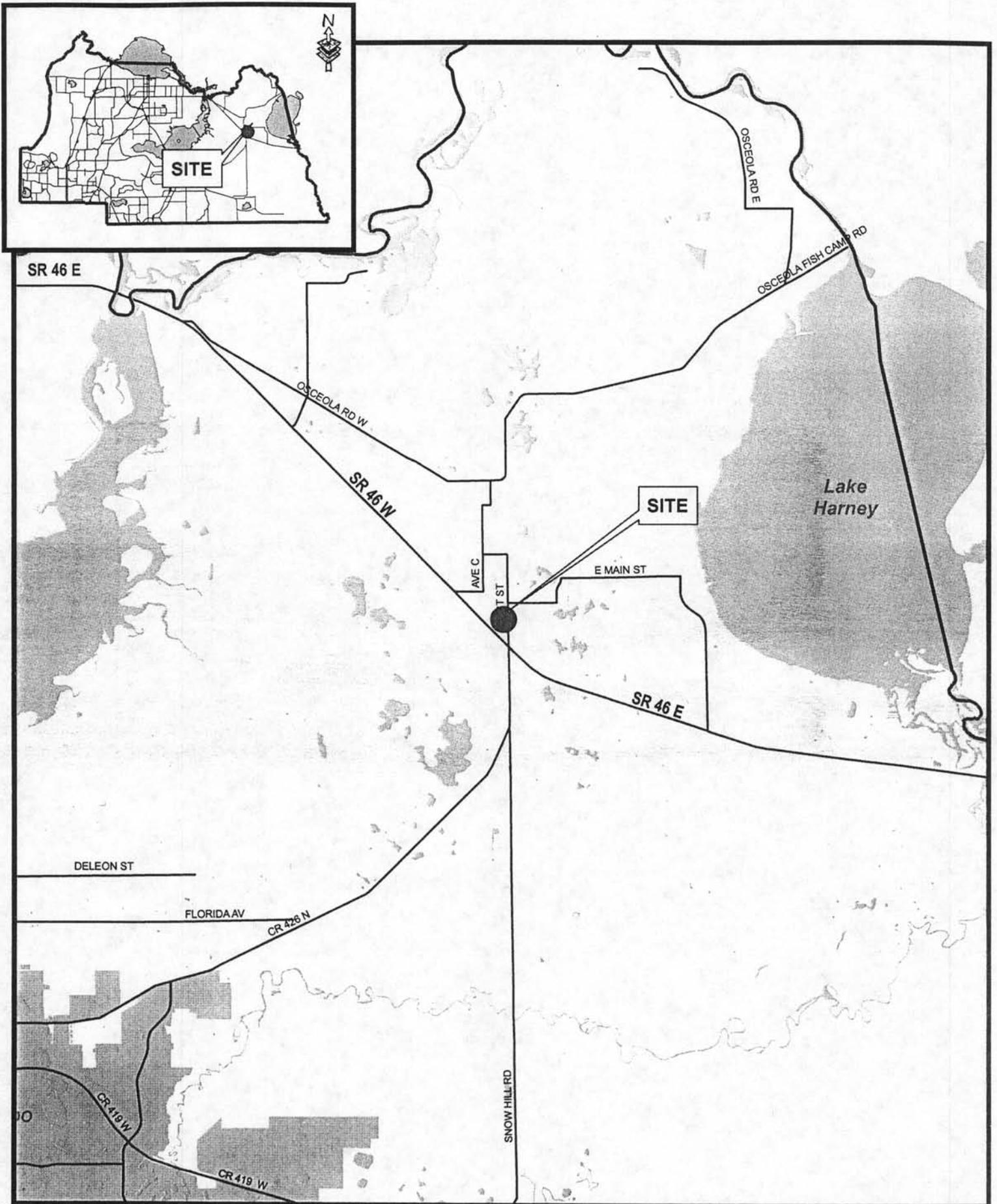
Staff recommends adoption of the resolution to vacate and abandon the alleys as requested by the applicants.

District 2 - Morris

Attachments: Location Map

Resolution

Sketch of Description



LOCATION MAP

RESOLUTION NO.: 2005-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 13TH DAY OF SEPTEMBER A.D., 2005.

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

.....
Whereas, a Petition was presented on behalf of
ALVARADO THOMAS & LIVELLE LEON

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:

All of those certain alleys contained within the limits of Block 4, WHITCOMB'S FIRST ADDITION TO GENEVA, according to the plat thereof as recorded in Plat Book 2, Page 50, of the Public Records of Seminole County, Florida. See attached "Sketch of Description"

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 13th day of September A.D., 2005.

ATTEST: **BOARD OF COUNTY COMMISSIONERS
OF SEMINOLE COUNTY, FLORIDA**
BY:

MARYANNE MORSE **CARLTON D. HENLEY**
CLERK OF THE CIRCUIT COURT CHAIRMAN
SEMINOLE COUNTY, FLORIDA

SKETCH OF DESCRIPTION
of
PROPOSED ALLEYS TO BE VACATED

Legal Description

All of those certain alleys contained within the limits of Block 4, WHITCOMB'S FIRST ADDITION TO GENEVA, according to the plat thereof as recorded in Plat Book 2, Page 50, of the Public Records of Seminole County, Florida.

SURVEY NOTES:

- 1) This is not a Boundary Survey, only a "Sketch" of the above Legal Description.

SURVEYOR'S CERTIFICATE

This is to certify that this "SKETCH OF DESCRIPTION" of the above-described property and the plat hereon delineated is an accurate representation of the same. I further certify that this survey meets the Minimum Technical standards set forth by the Florida Board of Surveyors and Mappers pursuant to Chapter 61G17-06 of the Florida Administrative Code pursuant to Section 472.027 of the Florida Statutes.

R. Blair Kitner
KITNER SURVEYING

R. BLAIR KITNER - P.S.M. No. 3382

P. O. Box 823 - Sanford, Florida 32772- (407) 322-2000

Prepared on: 13 June 2005

Not valid without raised seal of Surveyor

