

Item # 54

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Adopt Resolution to vacate and abandon a portion of the unimproved public right-of-way known as Oak Avenue

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 that portion of the unimproved public right-of-way known as Oak Avenue, as recorded in Plat Book 8, Page 55, Block A, Replat of Lake Mobile Shores, in Section 07, Township 21 S, Range 30 E, Altamonte Springs, Florida as requested by the applicant, Sharon Grant.

District 4 – Henley (Cynthia Sweet, Planner) *PH*

BACKGROUND:

The applicant, Sharon Grant is requesting to vacate and abandon a portion of the 30-ft. wide unimproved public right-of-way known as Oak Avenue consisting of approximately 4,956 square feet located south of S. Ronald Reagan Blvd. and north of Lake Mobile Drive in Section 07, Township 21 S, Range 30 E and as recorded in Plat Book 8, Page 55, Block A, Replat of Lake Mobile Shores of the Public Records of Seminole County, Florida.

The existing unimproved right-of-way of Oak Avenue is not needed for public access to Lake Mobile Drive from S. Ronald Reagan Blvd. since the county has constructed and redirected Oak Avenue within Lot 3 of the plat of Lake Mobile Shores from S. Ronald Reagan Blvd. to Lake Mobile Drive. The applicant has provided letters from the applicable utility companies stating that there are no objections to the request. In addition, the applicant has voluntarily agreed to dedicate a 19.43' drainage and utility easement to the City of Altamonte Springs and Bright House Networks over the most westerly portion of the existing right-of-way to accommodate the existing services, and to reserve a 10' drainage easement to the county over the most northerly portion of the existing road.

Reviewed by:	<u>KR</u>
Co Atty:	<u>KR</u>
DFS:	<u> </u>
Other:	<u> </u>
DCM:	<u> </u>
CM:	<u> </u>
File No. <u>ph130pdd03</u>	

These easements have been prepared and executed and shall be held in escrow until such time as the Board executes this resolution to vacate and abandon the subject portion of the unimproved right-of-way. The vacate and easements shall subsequently be recorded in the Land Records of Seminole County.

STAFF RECOMMENDATION:

Staff recommends adoption of the resolution to vacate and abandon the public right-of-way as requested by the applicant.

District 4 - Henley

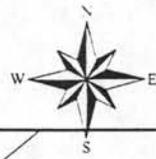
Attachments: Location Maps

Aerial

Resolution

Sketch of Description

OAK AVENUE R/W VACATE



LOCATION MAP

Aerial



Area to be vacated

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**

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Whereas, a Petition was presented on behalf of

SHARON GRANT

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 "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**

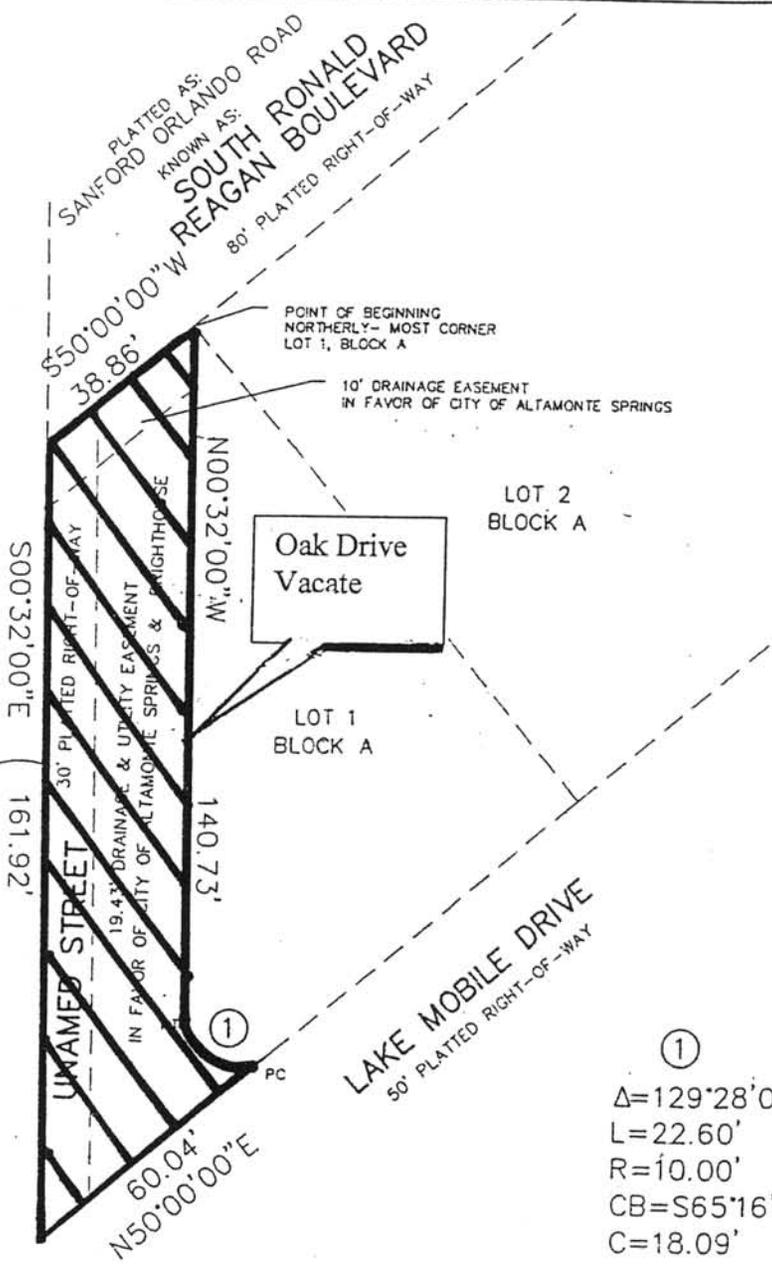
BY:

**MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA**

**CARLTON D. HENLEY
CHAIRMAN**

SKETCH OF DESCRIPTION

BEGIN AT THE NORTHERLY MOST CORNER OF LOT 1, BLOCK A, A REPLAT OF LAKE MOBILE SHORES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 8, PAGE 55, OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA, AND A POINT ON THE SOUTH RIGHT OF WAY OF SANFORD-ORLANDO ROAD, RUN THENCE S50°00'00"W, ALONG THE SAID SOUTH RIGHT OF WAY 38.56 FEET, TO A POINT OF INTERSECTION OF SAID SOUTH RIGHT OF WAY AND THE WEST LINE OF THE NORTHWEST ¼, OF SECTION 7, TOWNSHIP 21 SOUTH, RANGE 30 EAST, RUN THENCE S00°32'00"E, ALONG SAID WEST LINE, 161.92 FEET, TO THE INTERSECTION OF SAID WEST LINE AND THE NORTH RIGHT OF WAY OF LAKE MOBILE DRIVE, THENCE LEAVING SAID WEST LINE RUN THENCE N50°00'00"E, ALONG SAID NORTH RIGHT OF WAY 60.04 FEET, TO THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHEAST, WITH A RADIUS OF 10 FEET, A CENTRAL ANGLE OF 129°28'00", A CHORD BEARING OF N65°16'00"W, A CHORD DISTANCE OF 18.09 FEET, RUN THENCE NORTHWESTERLY ALONG THE ARC OF SAID CURVE 22.60 FEET TO THE POINT OF TANGENCY OF SAID CURVE, RUN THENCE N00°32'00"W, ALONG THE WEST LINE OF SAID LOT 1, 140.73 FEET, TO THE POINT OF BEGINNING, CONTAINING 4956.3 SQUARE FEET.



①
 $\Delta = 129^{\circ}28'00''$
 $L = 22.60'$
 $R = 10.00'$
 $CB = S65^{\circ}16'00''E$
 $C = 18.09'$

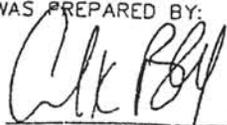
CERTIFIED TO:
 TONY GRANT

THIS IS NOT A SURVEY
 THIS IS A LEGAL DESCRIPTION ONLY



AMERICAN SURVEYING & MAPPING
 CERTIFICATION OF AUTHORIZATION NUMBER LB#6393
 320 EAST SOUTH STREET, SUITE 180
 ORLANDO, FLORIDA
 32801 (407) 426-7979

1. THE SURVEYOR HAS NOT ABSTRACTED THE LAND SHOWN HEREON FOR EASEMENTS, RIGHT OF WAY, RESTRICTIONS OF RECORD WHICH MAY AFFECT THE TITLE OR USE OF THE LAND
2. NO UNDERGROUND IMPROVEMENTS HAVE BEEN LOCATED EXCEPT AS SHOWN.
3. NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

THE LEGAL DESCRIPTION SHOWN WAS PREPARED BY:

 GALEN K. BELL, PSM #4224
 DATE: 06/15/05

DATE: 1/10/96	REVISED: 1
SCALE: 1" = 40 FEET	06/15/05-ADD EASEMENTS GKB
APPROVED BY: GKB	
JOB NO. ASM44804	
DRAWN BY: GKB	