

Item # 46

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: WILLIAMS AVE RIGHT-OF-WAY VACATE

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

AUTHORIZED BY: Donald S. Fisher **CONTACT:** Denny Gibbs **EXT.** 7359

Agenda Date <u>10/26/04</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"/>
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MOTION/RECOMMENDATION:

Adopt the resolution and authorize the Chairman to execute the resolution to vacate and abandon a 30 ft by 186.50 foot portion of the unimproved Williams Avenue right-of-way Plat Book 10 Page 13 in Section 26, Township 19S, Range 30E.

District 5 – Daryl McLain (Denny Gibbs, Planner) *RT*

BACKGROUND:

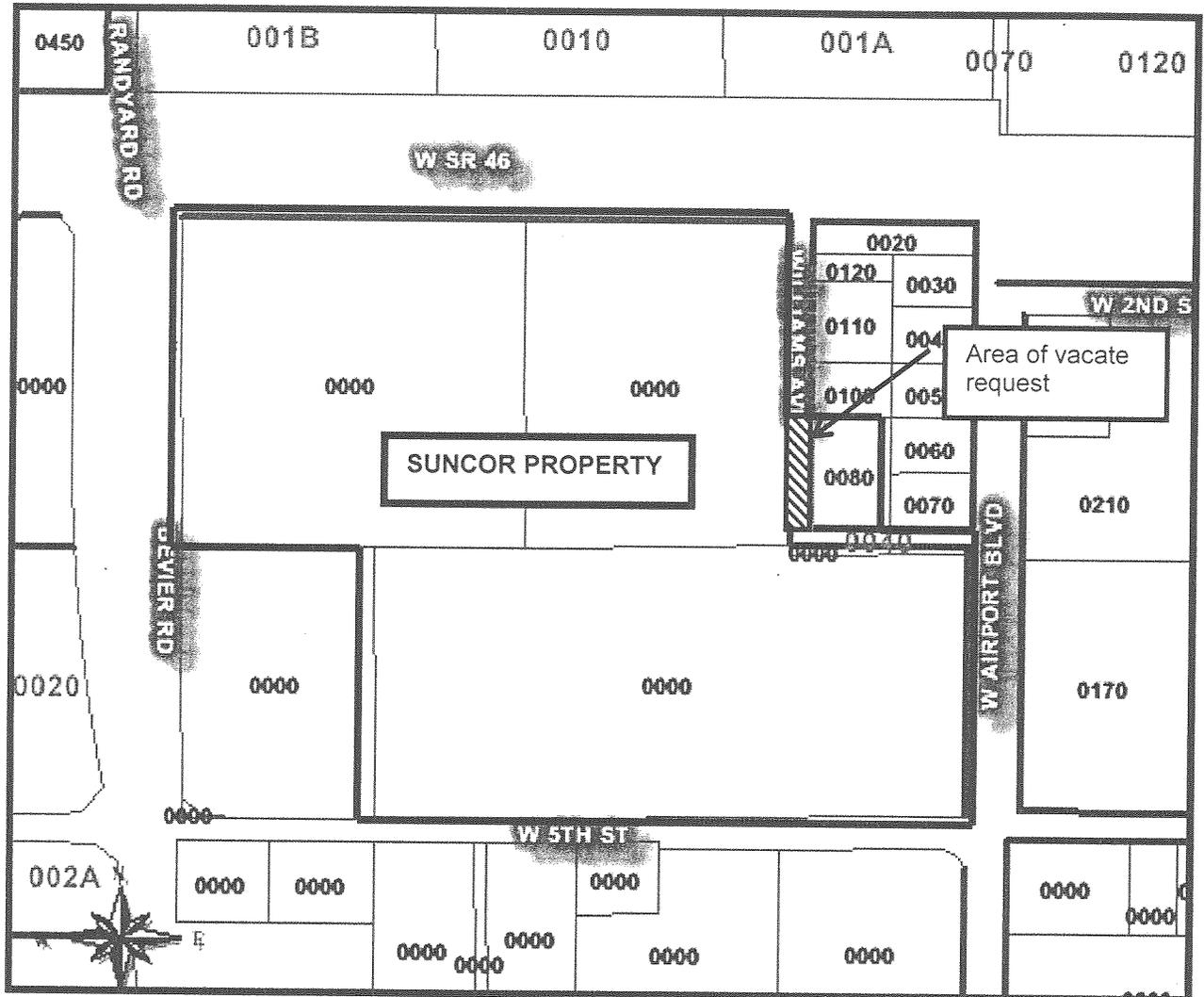
The applicant, Suncor Colonial Properties, LTD., is requesting to vacate an unimproved portion of Williams Avenue adjacent to and between their properties, more specifically that portion lying west of Lot 8 and 9 in Walter Subdivision, in order to create one building site for commercial development. Williams Avenue was created with the Walter Subdivision Plat Book 10 Page 13. With the combination of the Suncor properties, this right-of-way is no longer needed for access and the vacation of this portion will not hinder access to any other parcels. Letters of no objection have been submitted from applicable utility providers.

STAFF RECOMMENDATION:

Staff recommends approval of the vacate of this portion of Williams Avenue.

District 5 – Daryl McLain
Attachments: Location Map
Resolution with Exhibit A: Sketch of description

Reviewed by: Co Atty: <i>RL</i> DFS: _____ Other: _____ DCM: <i>DF</i> CM: <i>DF</i> File No. <u>ph130pdd01</u>
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LOCATION MAP
Williams Avenue Right-of-way Vacate
for
Suncor Colonial Properties Ltd

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 26TH DAY OF OCTOBER A.D., 2004.

RESOLUTION TO VACATE AND ABANDON A RIGHT-OF-WAY

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Whereas, a Petition was presented on behalf of
SUNCOR COLONIAL PROPERTIES LIMITED

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:

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 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 26TH day of OCTOBER A.D., 2004.

ATTEST:

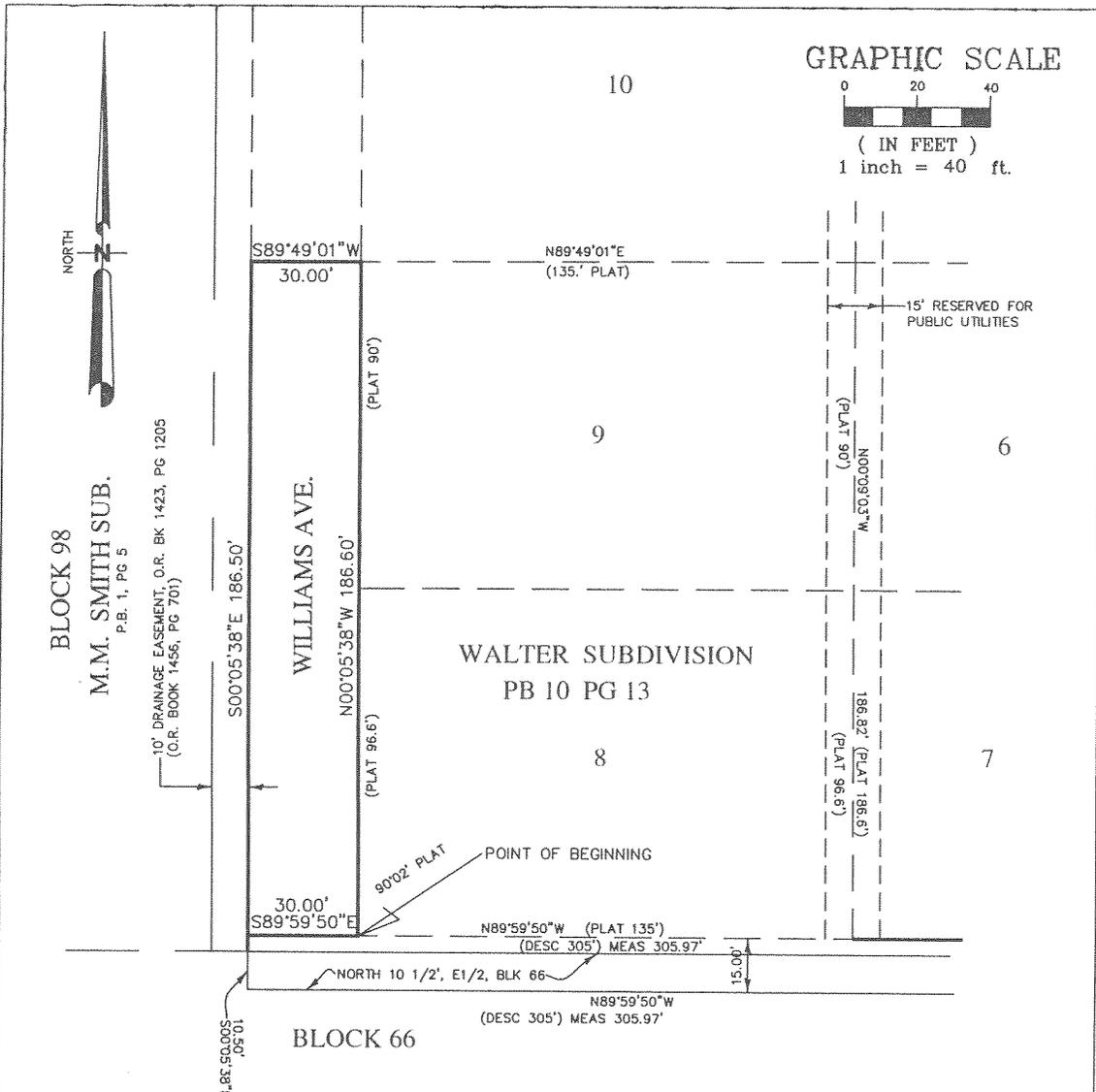
**BOARD OF COUNTY COMMISSIONERS
OF SEMINOLE COUNTY, FLORIDA**

BY:

MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA

DARYL G. MCLAIN
CHAIRMAN

EXHIBIT A



NOTES:

- 1.) BEARING STRUCTURE BASED ON CENTERLINE OF SECTION 27 BEING S89°59'50"E PER SEMINOLE COUNTY RIGHT-OF-WAY CONTROL SURVEY DRAWING FILE NAME 44797029, SHEET 3 OF 28 AIRPORT BOULEVARD PHASE III, LAST REVISION APRIL 2001
- 2.) THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT SHOWN ON THIS SURVEY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA.
- 3.) THIS SKETCH IS CERTIFIED TO: SUNCOR PROPERTIES, INC.

LEGAL DESCRIPTION:

THAT PORTION OF WILLIAMS AVE. LYING WESTERLY OF LOTS 8 AND 9, WALTER SUBDIVISION, AS RECORDED IN PLAT BOOK 10, PAGE 13, PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA.

MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FROM THE SOUTHWEST CORNER OF SAID LOT 8 RUN N00°05'38"W ALONG THE WEST LINE OF SAID LOTS 8 AND 9 A DISTANCE OF 186.6 FEET TO THE NORTHWEST CORNER OF SAID LOT 9; RUN THENCE S89°49'01"W ON A WESTERLY PROJECTION OF THE NORTH LINE OF SAID LOT 9 A DISTANCE OF 30.00 FEET TO AN INTERSECTION WITH THE WEST LINE OF WILLIAMS AVE. AS SHOWN ON THE PLAT OF SAID, WALTER SUBDIVISION; RUN THENCE S00°05'38"E ALONG THE WEST LINE OF SAID WILLIAMS AVE. A DISTANCE OF 186.50 FEET TO THE SOUTHWEST CORNER OF SAID WALTER SUBDIVISION; RUN THENCE S89°59'50"E ALONG THE SOUTH LINE OF SAID WALTER SUBDIVISION A DISTANCE OF 30.00 FEET THE POINT OF BEGINNING.

CONTAINING 0.13 ACRES

ABBREVIATIONS:

- PB = PLAT BOOK
- O.R. = OFFICIAL RECORDS
- BK = BOOK
- S = SOUTH
- E = EAST
- W = WEST
- N = NORTH
- R/W = RIGHT-OF-WAY
- PG = PAGE

NOTE: THIS IS NOT A BOUNDARY SURVEY

SKETCH OF DESCRIPTION FOR:

SUNCOR PROPERTIES, INC.
 SEC 27, T19S, R30E
 SEMINOLE COUNTY, FLORIDA

DATE: 14 JUN 04
 SCALE: 1"=40'
 DWG NO. M0404VAC

PREPARED BY:
 MIMS SURVEYING & MAPPING, INC. ~ LB7076
 8238 FORT THOMAS WAY
 ORLANDO, FLORIDA 32822
 PH (407) 275-6691

UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER THIS DRAWING IS FOR INFORMATIONAL PURPOSES AND IS NOT VALID.

I HEREBY CERTIFY THAT THIS SKETCH IS IN ACCORDANCE WITH THE MINIMUM TECHNICAL STANDARDS ESTABLISHED BY RULE 61G17-6, FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027, FLORIDA STATUTES

Walter T. Mims
 WALTER T. MIMS, LS2494