

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Vacate and Abandon a platted drainage and utility easement for Heathrow Woods Lots 2 & 3

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

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

Agenda Date <u>11/12/02</u> Regular <input type="checkbox"/> Consent <input type="checkbox"/> Work Session <input type="checkbox"/> Briefing <input type="checkbox"/>
Public Hearing – 1:30 <input type="checkbox"/> Public Hearing – 7:00 <input type="checkbox"/>

MOTION/RECOMMENDATION:

Adopt the Resolution to vacate and abandon a 15' platted drainage and utility easement located on the common lot line between Lots 2 & 3, Heathrow Woods Phase 5, recorded in the Public Records of Seminole County, Florida in Plat Book 58, Pages 1 - 3 in Section 10, Township 20 S, Range 29 E and further described as 1804 and 1810 Bridgewater Drive – Christopher J. & Kristy Z. Baker (Applicant)

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

BACKGROUND:

The applicant is requesting to vacate the 15' platted drainage and utility easement located on the common lot line between Lots 2 & 3, Heathrow Woods Phase 5, in order to build one house across the two lots. The area of the easement vacate does not contain any utilities and the applicant has provided letters from the applicable utility companies stating no objections to the request.

STAFF RECOMMENDATION:

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

- District 5 – Daryl McLain
- Attachments: Resolution
- Exhibit A: Sketch of description
- Exhibit B: Location map

Reviewed by: Co Atty: <u>RZC</u> DFS: _____ Other: <u>AS</u> DCM: <u>DS</u> CM: <u>KG</u> File No. <u>ph130pdd01</u>

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 12th DAY OF November A.D., 2002.

RESOLUTION TO VACATE AND ABANDON A DRAINAGE & UTILITY EASEMENT

Whereas, a Petition was presented on behalf of

CHRISTOPHER J. & KRISTY Z. BAKER

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

That certain platted 15.00 foot Drainage and Utility Easement lying between lots 2 & 3, the centerline of said easement being the lot line common to said lots 2 & 3, HEATHROW WOODS PHASE 5, as recorded in Plat Book 58, Pages 1 through 3, Public Records of Seminole County, Florida, less that part lying within the platted 20.00 foot drainage, utility, and sidewalk easement abutting the Northerly right-of-way line of Bridgewater Drive (50.00 foot right-of-way), and;

LESS: The 15.00 foot drainage easement abutting the Northwesterly lines of said Lots 2 & 3, also

LESS: the 20.00 foot drainage & utility easement lying 15.00 foot Southeasterly of the Northwesterly line of Lots 2 and 3 and abutting said 15.00 foot drainage easement.

Whereas, after due consideration the Board of County Commissioners of Seminole County, Florida, has determined that the abandonment of the above described drainage and utility easement is in 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 drainage and 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 is hereby disclaimed.

PASSED AND ADOPTED this 12th day of November A.D., 2002

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA

MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA

BY: **DARYL G. MCLAIN**
CHAIRMAN

SKETCH AND DESCRIPTION FOR: BREWER HOMES *Page 1 of 2*
SECTION 10, TOWNSHIP 20 SOUTH, RANGE 29 EAST

DESCRIPTION OF EASEMENT TO BE VACATED:

That certain platted 15.00 foot Drainage and Utility Easement lying between lots 2 & 3, the centerline of said easement being the lot line common to **said** lots 2 and 3, HEATHROW WOODS PHASE 5, as recorded in **Plat Book 58**, Pages 1 through 3, Public Records of Seminole County, Florida, less that part lying within the platted 20.00 foot drainage, utility, and sidewalk easement abutting the Northerly right-of-way line of Bridgewater Drive (50.00 foot right-of-way), and;

LESS:

The 15.00 foot drainage easement abutting the Northwesterly lines of said Lots 2 and 3, also

LESS:

the 20.00 foot drainage & utility easement lying 15.00 foot Southeasterly of the Northwesterly line of Lots 2 and 3 and abutting said 15.00 foot drainage easement.

**HENRICH, TROTTER,
CARTER, & AYERS, INC.**
SURVEYORS & MAPPERS

723 EXECUTIVE DRIVE
WINTER PARK, FLORIDA 32789
(407) 647-7346

DATE: 8-15-02

THIS SKETCH MEETS THE MINIMUM TECHNICAL
STANDARD SET FORTH BY THE FLORIDA BOARD
OF LAND SURVEYORS PURSUANT TO CHAPTERS
472.027 & 61G17-6 FLORIDA STATUTES

PREPARED BY:
G.L. CARTER

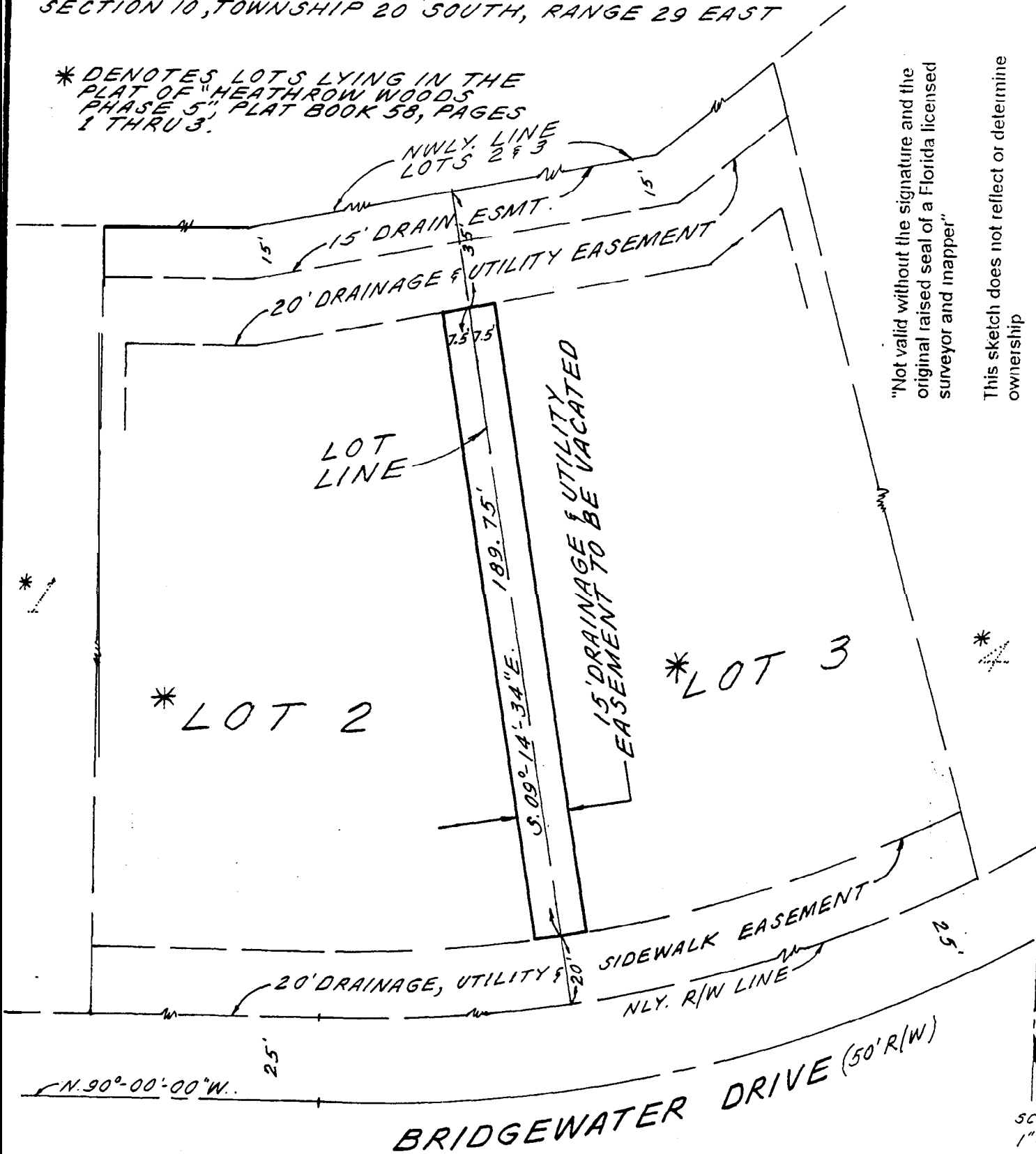


REG. LAND SURVEYOR NO. 2435
LICENSED BUSINESS NO. 2864

FW: 100-02

SKETCH AND DESCRIPTION FOR: **BREWER HOMES** Page 2 of 2
 SECTION 10, TOWNSHIP 20 SOUTH, RANGE 29 EAST

* DENOTES LOTS LYING IN THE
 PLAT OF "HEATHROW WOODS
 PHASE 5" PLAT BOOK 58, PAGES
 1 THRU 3.



"Not valid without the signature and the
 original raised seal of a Florida licensed
 surveyor and mapper"
 This sketch does not reflect or determine
 ownership
 This sketch is not a survey

BEARING BASIS: E OF BRIDGEWATER DRIVE
 BEING A 20' WIDE DEED PLAT

SCALE:
 1" = 40'

NO-071 (N-1)

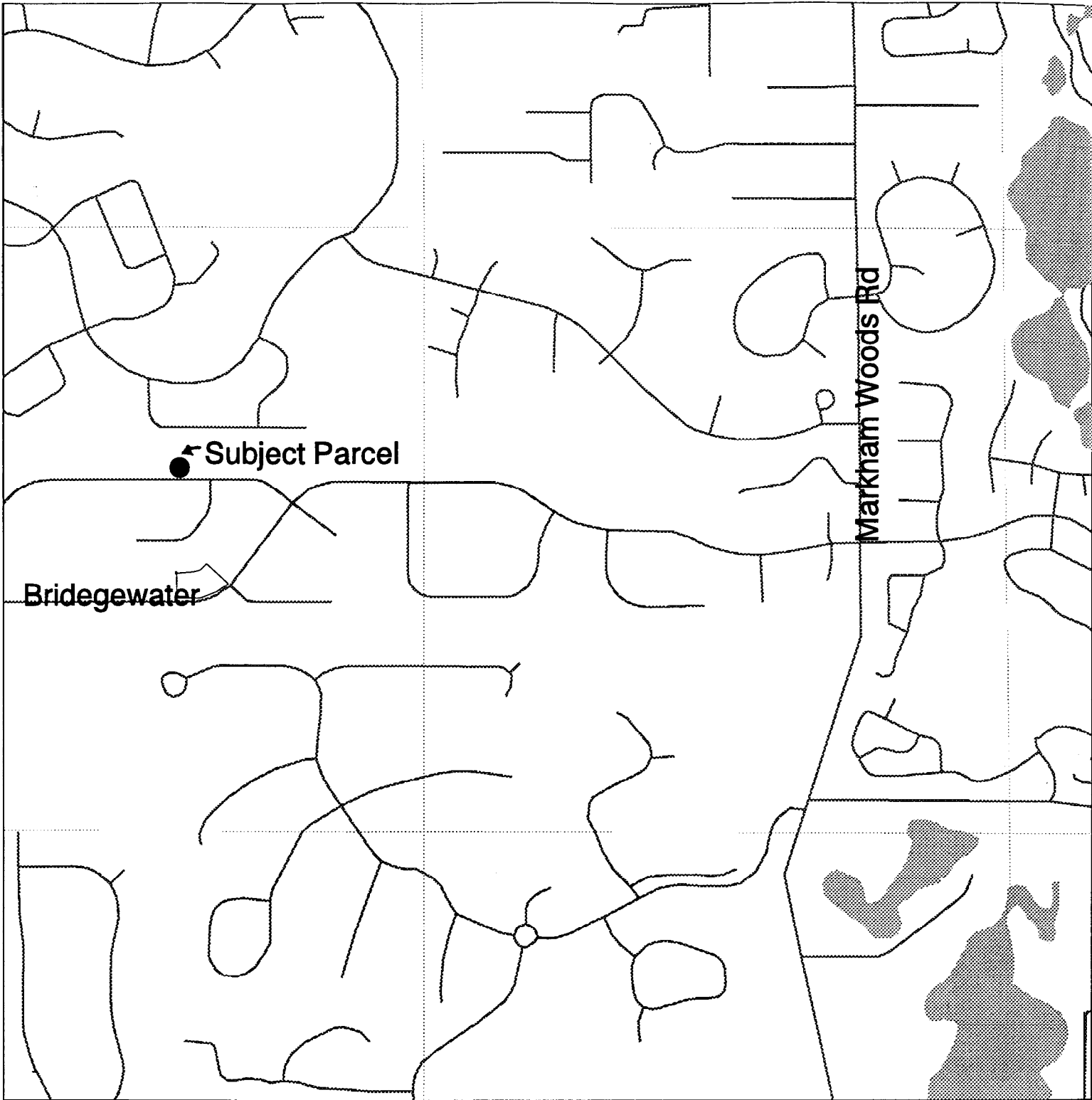
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PREPARED BY:
 G.L. CARTER

G.L. Carter

REG. LAND SURVEYOR NO. 2435
 LICENSED BUSINESS NO. 3868



LOCATION MAP

Heathrow Woods Lot 2 & 3

Vacate

500 0 500 1000 Feet
I