

Item # 63

**SEMINOLE COUNTY GOVERNMENT  
AGENDA MEMORANDUM**

**SUBJECT:** ALAQUA LAKES, PH 5B LOTS 14 AND 15 DRAINAGE EASEMENT  
VACATE

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

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

<b>Agenda Date</b> <u>11/18/03</u>	<b>Regular</b> <input type="checkbox"/>	<b>Consent</b> <input type="checkbox"/>	<b>Work Session</b> <input type="checkbox"/>	<b>Briefing</b> <input type="checkbox"/>
	<b>Public Hearing – 1:30</b> <input checked="" type="checkbox"/>	<b>Public Hearing – 7:00</b> <input type="checkbox"/>		

**MOTION/RECOMMENDATION:**

Adopt the Resolution to vacate and abandon a portion of a 10' platted drainage easement located between Lots 14 and 15, Alaqua Lakes Phase 5B, recorded in the Public Records of Seminole County, Florida in Plat Book 59, Pages 42 - 43 in Section 10, Township 20S, Range 29E and further described as 3540 Legacy Hills Court – Jeff Moskowitz (Applicant)

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

**BACKGROUND:**

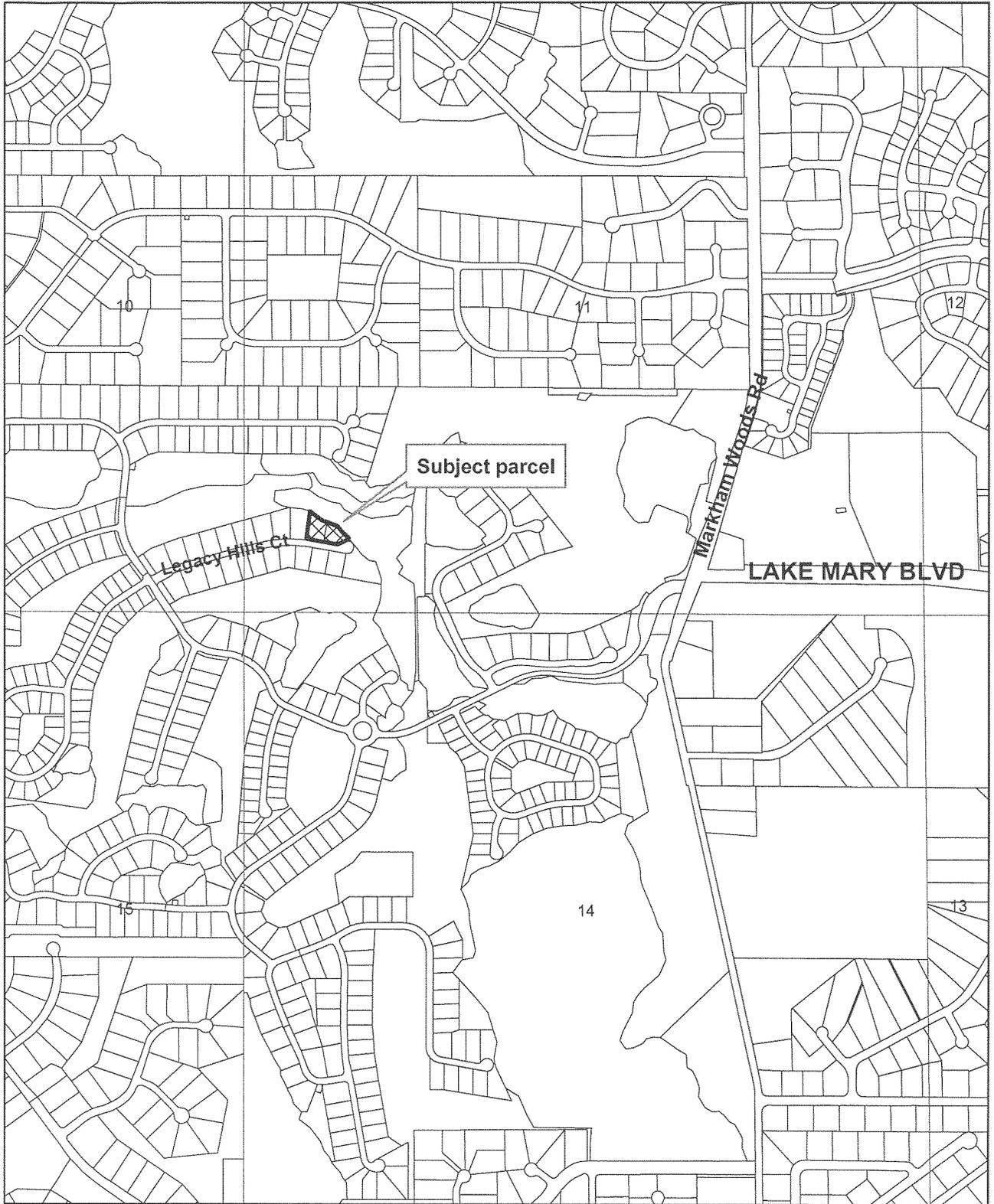
The applicant is requesting to vacate the 10' platted drainage easement located on the common lot line between Lots 14 & 15, Alaqua Lakes Phase 5B, in order to combine two lots to build one house. The area of the requested vacate contains no utilities; does not affect the drainage system for the subdivision; and there are no objections to the request.

**STAFF RECOMMENDATION:**

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

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

<b>Reviewed by:</b>	<u>[Signature]</u>
<b>Co Atty:</b>	<u>[Signature]</u>
<b>DFS:</b>	<u>                    </u>
<b>Other:</b>	<u>                    </u>
<b>DCM:</b>	<u>                    </u>
<b>CM:</b>	<u>[Signature]</u>
<b>File No.</b>	<u>ph130pdd01</u>



**LOCATION MAP**  
Alaqua Lakes Phase 5B  
Drainage Easement Vacate





RESOLUTION NO.: 2003-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 18<sup>TH</sup> DAY OF November A.D., 2003.

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

Whereas, a Petition was presented on behalf of

**JEFF MOSKOWITZ**

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

A portion of Lots 14 and 15, Alaqua Lakes Phase 5B, as recorded in Plat Book 59, Pages 42 and 43 of the Public Records of Seminole County, Florida, more particularly described as follows:

Commence at the Southwest corner of aforesaid Lot 14, Alaqua Lakes Phase 5B; thence run N.10°25'12"E. along the Westerly line of said Lot 14 a distance of 10.00 feet for a point of beginning; thence run N.79°34'48"W. a distance of 5.00 feet; thence N.10°25'12"E. along a line parallel with and 5.00 feet Westerly of aforesaid West line of Lot 14 a distance of 149.48 feet; thence S.60°01'30"E. a distance of 10.61 feet; thence S.10°25'12"W. along a line parallel with and 5.00 feet Easterly of aforesaid West line of Lot 14 a distance of 145.93 feet; thence N.79°34'48"W. a distance of 5.00 feet to the point of beginning.

Containing 1477 square feet more or less.

Whereas, after due consideration the Board of County Commissioners of Seminole County, Florida, has determined that the abandonment of the above described drainage 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 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 18<sup>TH</sup> day of November A.D., 2003

ATTEST:

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

MARYANNE MORSE  
CLERK OF THE CIRCUIT COURT  
SEMINOLE COUNTY, FLORIDA

BY: DARYL G. MCLAIN  
CHAIRMAN