

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM****SUBJECT:** Vacate and Abandon a platted drainage and utility easement for Heathrow Woods Lots 4 & 5**DEPARTMENT:** Planning & Development **DIVISION:** Development Review**AUTHORIZED BY:** Donald S. Fisher **CONTACT:** Denny H. Gibbs E X T. 7359**Agenda Date** 11/26/02 **Regular** ☐ **Consent** ☐ **Work Session** ☐ **Briefing** ☐
Public Hearing – 1:30 ☐ **Public Hearing – 7:00** ☐**MOTION/RECOMMENDATION:**

Adopt the Resolution to vacate and abandon a 15' platted drainage and utility easement located on the common lot line between Lots 4 & 5, 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 1792 and 1798 Bridgewater Drive – Thomas A. & Kerry A. Barnard (Applicant)

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

BACKGROUND:

The applicant is requesting to vacate the 15' platted drainage and utility easement located on the common lot line between Lots 4 & 5, 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: <i>RCC</i>
DFS: _____
Other: <i>SK</i>
DCM: <i>SK</i>
CM: <i>RCC</i>
File No. <u>ph130pdd02</u>

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 26th DAY OF November A.D., 2002.

RESOLUTION TO VACATE AND ABANDON A DRAINAGE EASEMENT

Whereas, a Petition was presented on behalf of

THOMAS A. & KERRY A. BARNARD

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

That certain platted 15.00 foot Drainage and Utility Easement lying between lots 4 & 5, the centerline of said easement being the lot line common to said lots 4 & 5, 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 4 & 5, also

LESS: the 20.00 foot drainage & utility easement lying 15.00 foot Southeasterly of the Northwesterly line of Lots 4 and 5 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 26th day of November A.D., 2002

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF SEMINOLE COUNTY, FLORIDA

BY:

MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA

DARYL G. MCLAIN
CHAIRMAN

DESCRIPTION OF EASEMENT TO BE VACATED:

That certain platted 15.00 foot Drainage and Utility Easement lying between lots 4 & 5, the centerline of said easement being the lot line common to said lots 4 and 5, 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 4 and 5, also

LESS:

the 20.00 foot drainage & utility easement lying 15.00 foot Southeasterly of the Northwesterly line of Lots 4 and 5 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: 8-12-02

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. 2866

(11) 121-02

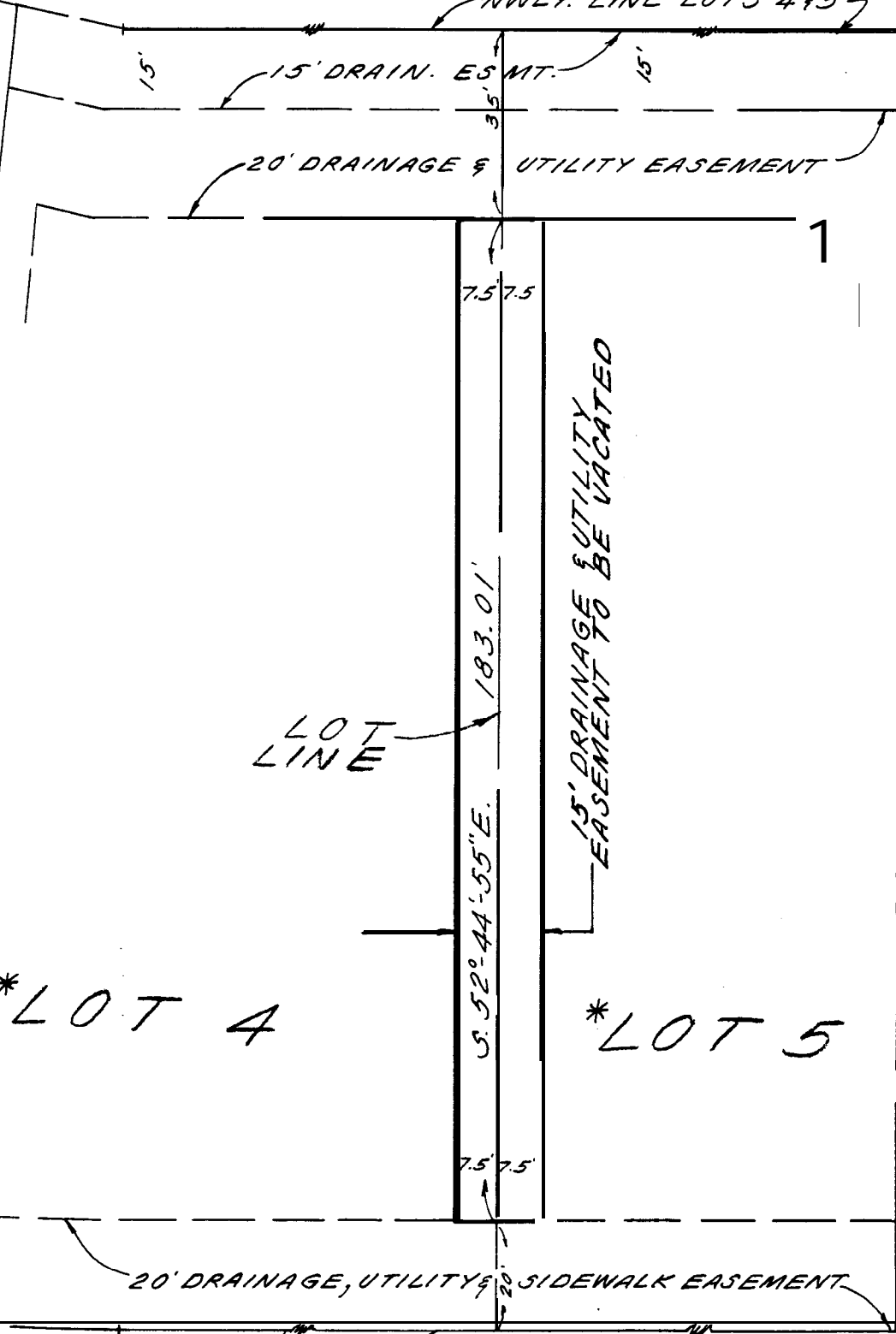
SKETCH AND DESCRIPTION FOR: BREWER HOMES

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SECTION 10, TOWNSHIP 20 SOUTH, RANGE 29 EAST

NWLY. LINE LOTS 4 & 5

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



SCALE: 1"=30'

BEARINGS BASED ON & OF
BRIDGEWATER DRIVE BEING
S. 37° 15' 05" W. (PER PLAT)

"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

BRIDGEWATER DRIVE (50' R/W)

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

DATE: 8-12-02

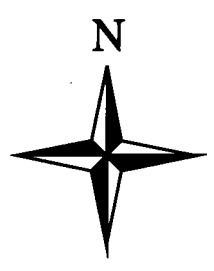
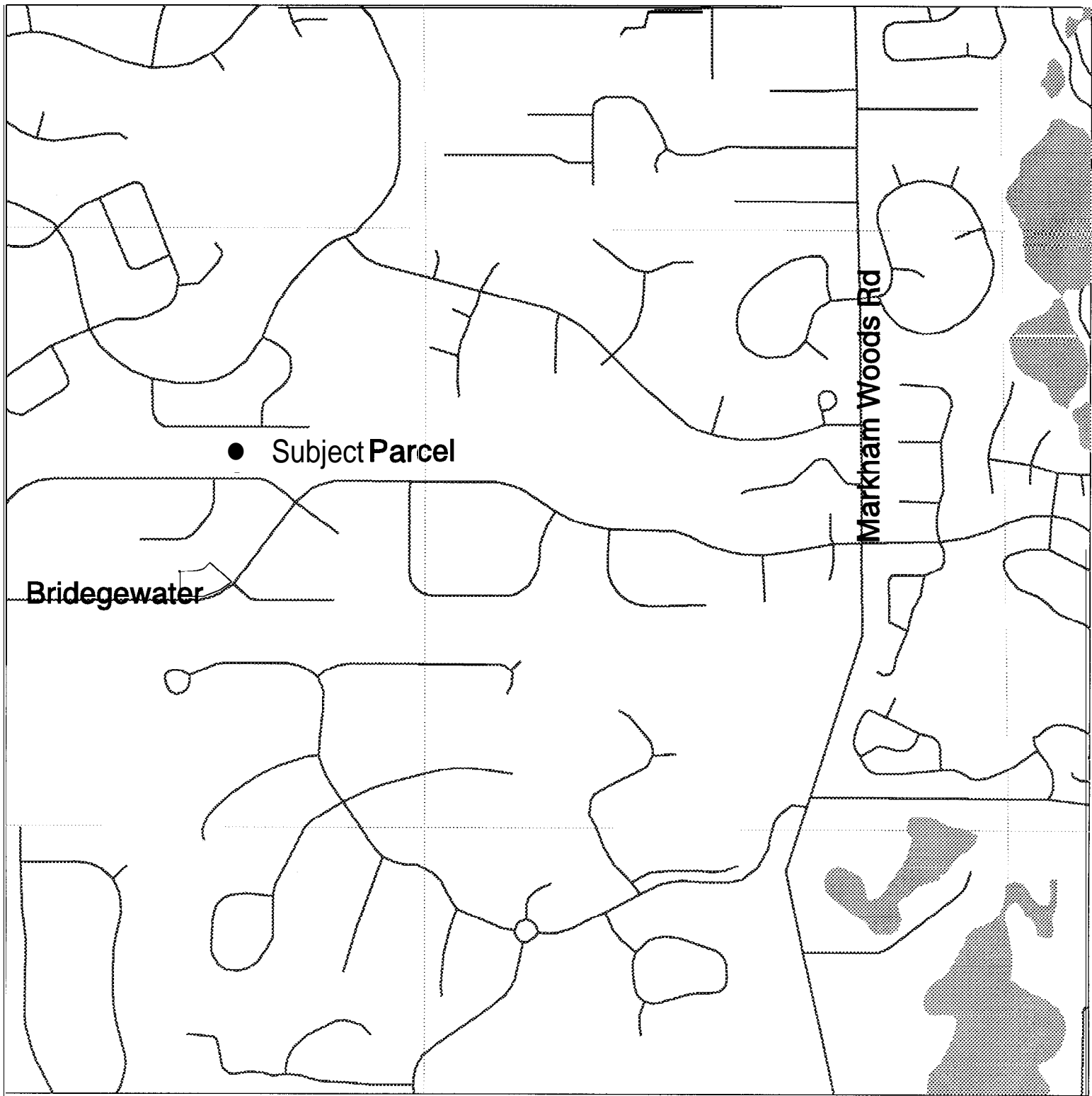
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PREPARED BY: G.L. CARTER

G.L. Carter

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

M



LOCATION MAP

Heathrow Woods Lot 4 & 5

Vacate

500 0 500 1000 Feet