

Item # 78

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: LAKE STREET RIGHT-OF-WAY VACATE

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

AUTHORIZED BY: Dan Matthys **CONTACT:** Brian M. Walker **EXT.** 7337

Agenda Date <u>12/20/05</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, a resolution to vacate and abandon a portion of the unimproved public right-of-way known as Lake Street as recorded in Plat Book 1, Page 4 in Section 36, Township 19 S, Range 29 E.

District 5 – Carey (Brian M. Walker, Planner)

BACKGROUND:

Jean-Abi-Aoun, applicant, is requesting to vacate and abandon a portion of the unimproved public right-of-way known as Lake Street consisting of 0.42+/- acres located in Section 36, Township 19 S, Range 29 E and as recorded in Plat Book 1, Page 4, of the Public Records of Seminole County, Florida.

The subject right-of-way is not needed for public access and vacating the right-of-way will not hinder access to any adjacent properties. The applicant owns property on both sides and vacating the right-of-way is necessary in order to combine several properties into one contiguous building site. Lake Street to the north of Seminole Wekiva Trail was vacated on October 12, 2004. The portion of Lake Street now under consideration is to the south of Seminole Wekiva Trail.

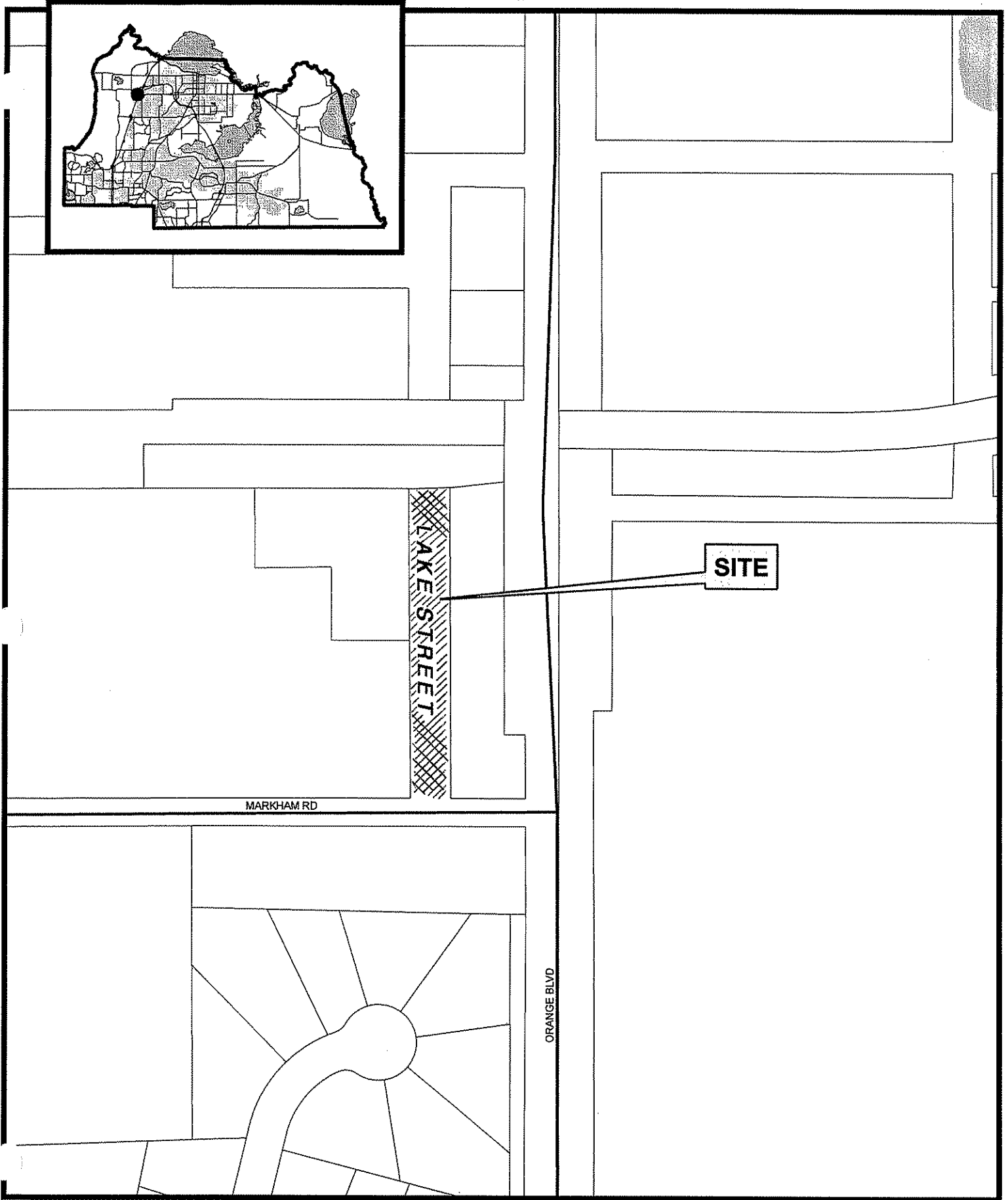
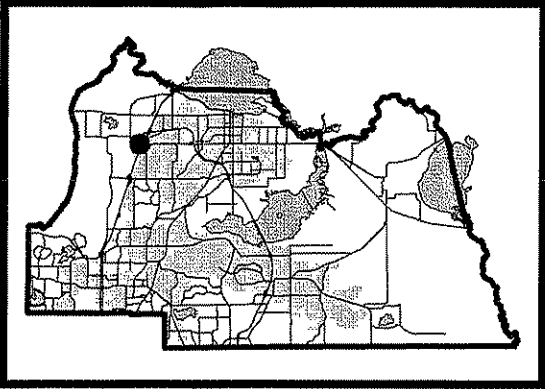
The applicant has provided letters from the applicable utility companies stating "no objections" to the request.

STAFF RECOMMENDATION:

Staff recommends the Board adopt, and authorize the Chairman to execute, a resolution to vacate and abandon the portion of the unimproved public right-of-way as requested by the applicant.

District 5 - Carey
Attachments: Location Map
Resolution
Sketch of description

Reviewed by: _____ Co Atty: <u>K2</u> DFS: _____ Other: _____ DCM: _____ CM: _____ File No. <u>ph130pdd03</u>
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Site Map

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 20th DAY OF December A.D. ,2005.

**RESOLUTION TO VACATE AND ABANDON A
RIGHT-OF-WAY**

Whereas, a Petition was presented on behalf of
SAM REALTY INC.

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:

COMMENCE AT THE SOUTHEAST CORNER LOT 7, BLOCK H, TOWN OF PAYOLA, AS RECORDED IN PLAT BOOK 1, PAGE 4, PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA; THENCE N00°15'08" E ALONG THE EAST LINE OF LOTS 1, 3, 4, 5, 6 & 7, BLOCK H, SAID TOWN OF PAYOLA A DISTANCE OF 20.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N00°15'08"E ALONG SAID EAST LINE A DISTANCE OF 384.50 FEET TO THE NORTHEAST CORNER OF SAID LOT 1, THENCE S89°33'33"E A DISTANCE OF 45.00 FEET TO THE NORTHWEST, CORNER OF BLOCK G, SAID TOWN OF PAYOLA; THENCE S00°15'08" W ALONG THE WEST LINE OF SAID BLOCK G A DISTANCE OF 384.50 FEET; THENCE N89°33'33"W A DISTANCE OF 45.00 FEET TO THE POINT OF BEGINNING.

CONTAINS 18,203 SQUARE FEET OR 0.4179 ACRES MORE OR LESS.

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 20th day of December A.D., 2005.

ATTEST:

MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA

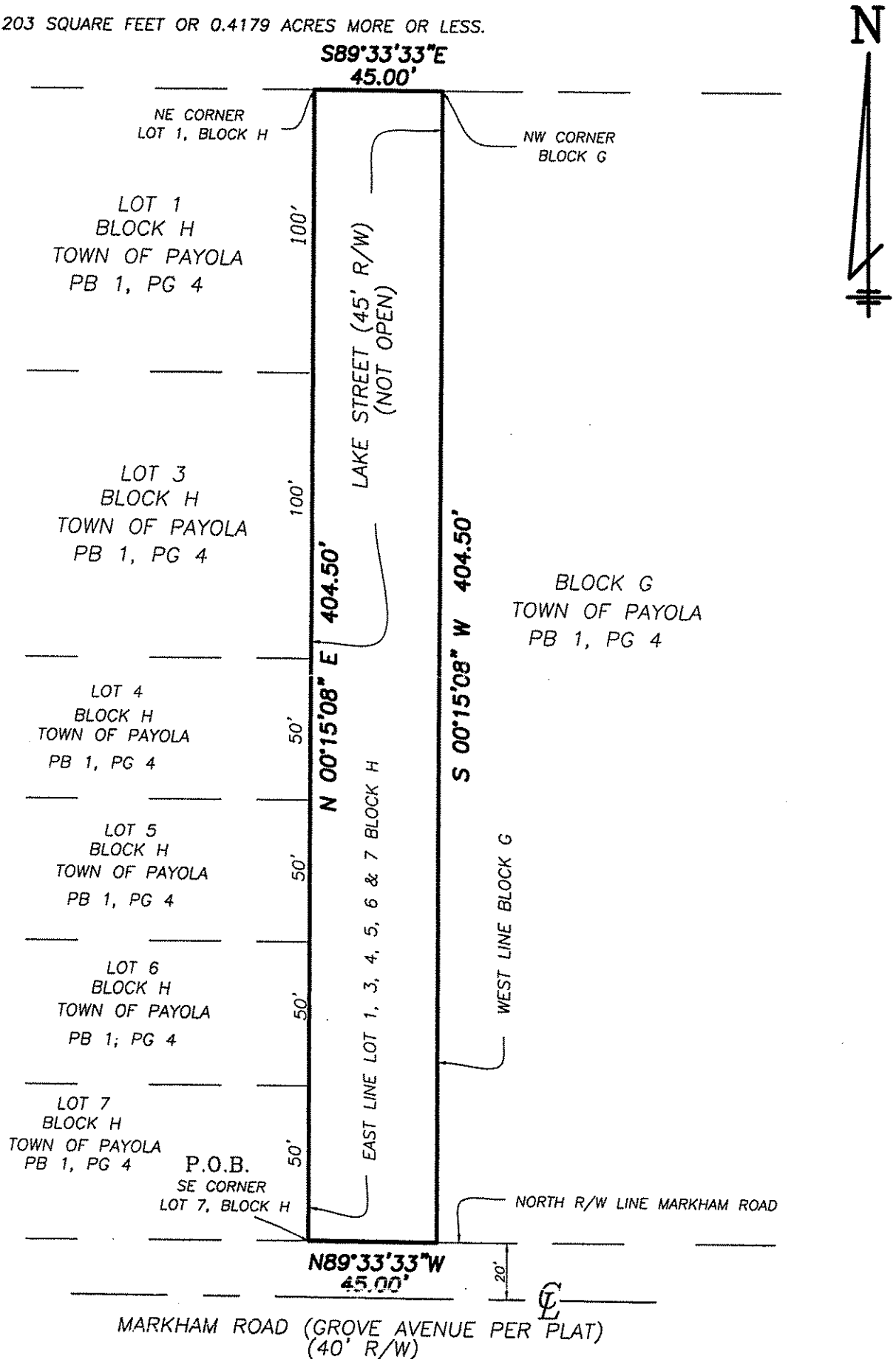
BOARD OF COUNTY COMMISSIONERS
OF SEMINOLE COUNTY, FLORIDA
BY: _____
CARLTON D. HENLEY
CHAIRMAN

SKETCH OF DESCRIPTION

DESCRIPTION

BEGIN AT THE SOUTHEAST CORNER LOT 7, BLOCK H, TOWN OF PAYOLA, AS RECORDED IN PLAT BOOK 1, PAGE 4, PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA; THENCE N00°15'08" E A DISTANCE OF 404.50 FEET ALONG THE EAST LINE OF LOTS 1, 3, 4, 5, 6 & 7, BLOCK H, SAID TOWN OF PAYOLA TO THE NORTHEAST CORNER OF SAID LOT 1, THENCE S89°33'33"E A DISTANCE OF 45.00 FEET TO THE NORTHWEST CORNER OF BLOCK G, SAID TOWN OF PAYOLA; THENCE S00°15'08" W ALONG THE WEST LINE OF BLOCK G A DISTANCE OF 404.50 FEET TO THE NORTH R/W LINE OF MARKHAM ROAD; THENCE N89°33'33"W ALONG THE NORTH R/W LINE A DISTANCE OF 45.00 FEET TO THE POINT OF BEGINNING.

CONTAINS 18,203 SQUARE FEET OR 0.4179 ACRES MORE OR LESS.



MARKHAM ROAD (GROVE AVENUE PER PLAT)
(40' R/W)

THIS SKETCH IS NOT A BOUNDARY SURVEY.

CF# 36-19-29SKETCH
DATE: 7/25/05
SCALE: 1" = 50'
DRAWN BY: KB

PREPARED FOR: FLORIDA ENGINEERING GROUP
BEARING STRUCTURE BASED ON: NORTH R/W LINE OF MARKHAM ROAD

REVISIONS:

THIS SKETCH MEETS THE "MINIMUM TECHNICAL STANDARDS" AS REQUIRED BY CHAPTER 61G17-6, FLORIDA BOARD OF LAND SURVEYORS, PURSUANT TO SECTION 472.027 OF THE FLORIDA STATUTES.

Frank A. Raymond III
FRANK A. RAYMOND III PLS 5325

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF THIS FLORIDA LICENSED SURVEYOR AND MAPPER.

ACCURIGHT SURVEYS
of Orlando Inc., LB 4475
2012 E. Robinson St.
Orlando, Florida 32803
(407) 894-6314

LEGEND	
CALC - CALCULATED	CBW - CONCRETE BLOCK WALL
CLF - CHAIN LINK FENCE	CM - CONCRETE MONUMENT
CONC - CONCRETE	COVD - COVERED
CP - CONCRETE PAD	CW - CONCRETE WALKWAY
Δ - CENTRAL ANGLE	DE - DRAINAGE EASEMENT
DW - DRIVEWAY	ESMT - EASEMENT
E/P - EDGE OF PAVEMENT	FFE - FINISHED FLOOR ELEVATION
FND - FOUND	IP - IRON PIPE
IR - IRON ROD	L - ARC LENGTH
MEAS - MEASURED	MS - METAL SHED
N&D - NAIL & DISK	OL - ON LINE
PC - POINT OF CURVATURE	P&M - PLAT & MEASURED
POB - POINT OF BEGINNING	POC - POINT OF COMMENCEMENT
R - RADIUS	R/W - RIGHT OF WAY
TYP - TYPICAL	UB - UTILITY BOX
UE - UTILITY EASEMENT	WF - WOOD FENCE