

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: Garda Park Home Sites Right-Of-Way Vacates

DEPARTMENT: Planning and Development **DIVISION:** Development Review

AUTHORIZED BY: Alison Stettner **CONTACT:** Alan Willis **EXT:** 7332

MOTION/RECOMMENDATION:

1. ADOPT and authorize the Chairman to execute the Resolution to vacate and abandon all or portions of the right-of-ways all lying in Garda Park Home Sites as described in staff findings. (GPI Southeast)

2. DENY the request to vacate and abandon all or portions of the right-of-ways all lying in Garda Park Home Sites. (GPI Southeast)

3. Continue the public hearing until a time and date certain.

District 5 Brenda Carey

Alan Willis

BACKGROUND:

The applicant, GPI Southeast, is requesting to vacate and abandon all or portions of the right-of-ways all lying in Garda Park Home Sites located west of Markham Woods Road and south of Markham Road, in Section 34, Township 19 S, Range 29 E, and as recorded in Plat Book 4, Page 10, of the Public Records of Seminole County, Florida. The applicant, on behalf of Florida Department of Environmental Protection (FDEP), is requesting to vacate to incorporate the right-of-ways into existing property that is owned by FDEP. FDEP owns all of the lots except lots 1-7 and 68 as shown in Plat Book 4, Page 10, of the public records of Seminole County, Florida. The subject portion of the right-of-way is not needed for public access and the proposed vacate will not hinder access to any adjacent properties. The applicant has provided letters from all applicable utility companies stating "no objections" to the requested vacates. This request complies with the requirements and under the authority for vacating a right-of-way of Chapter 336.09 and 336.10, Florida Statutes.

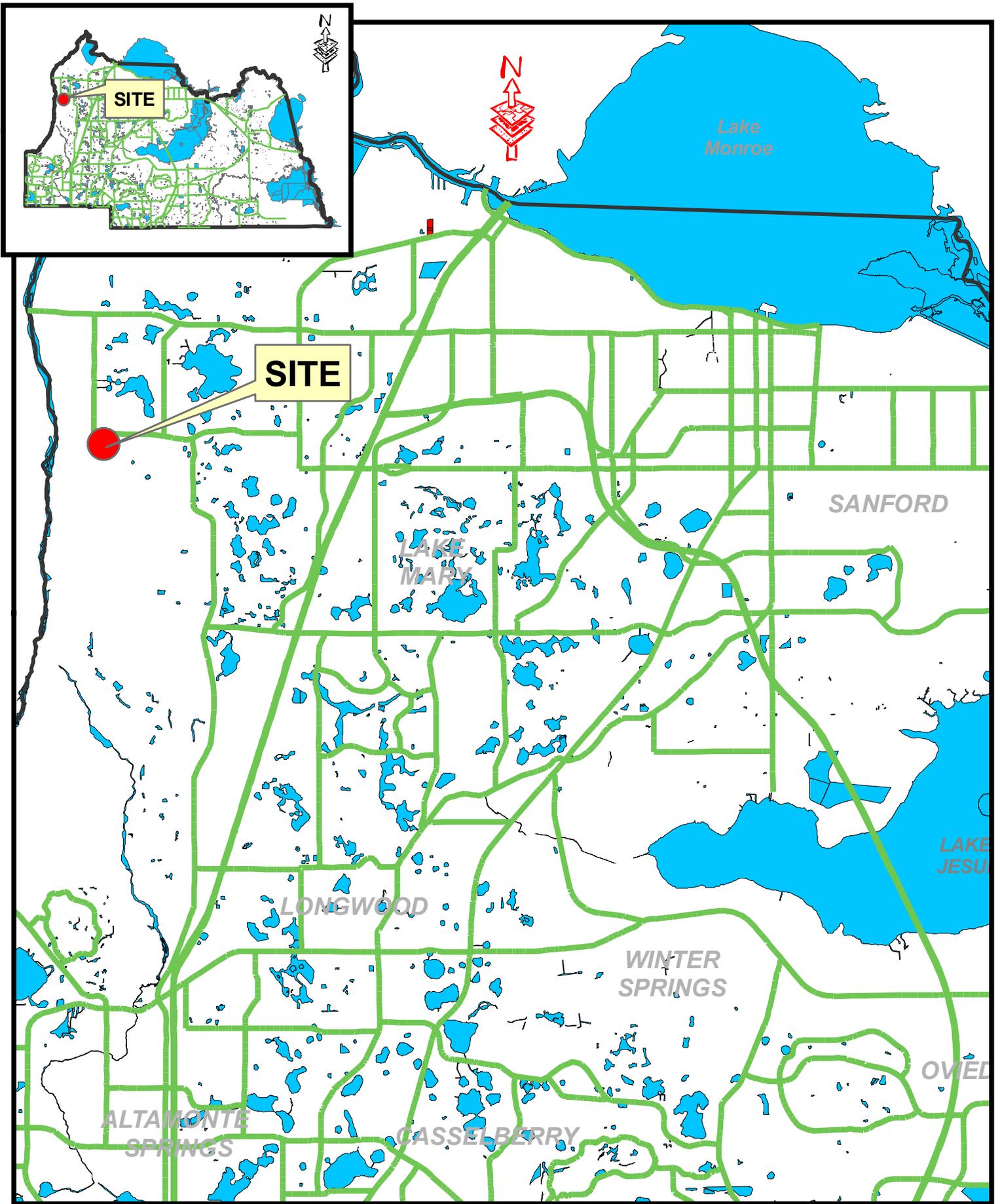
STAFF RECOMMENDATION:

Staff recommends that the Board adopt and authorize the Chairman to execute the Resolution to vacate and abandon all or portions of the right-of-ways all lying in Garda Park Home Sites as described in staff findings. (GPI Southeast)

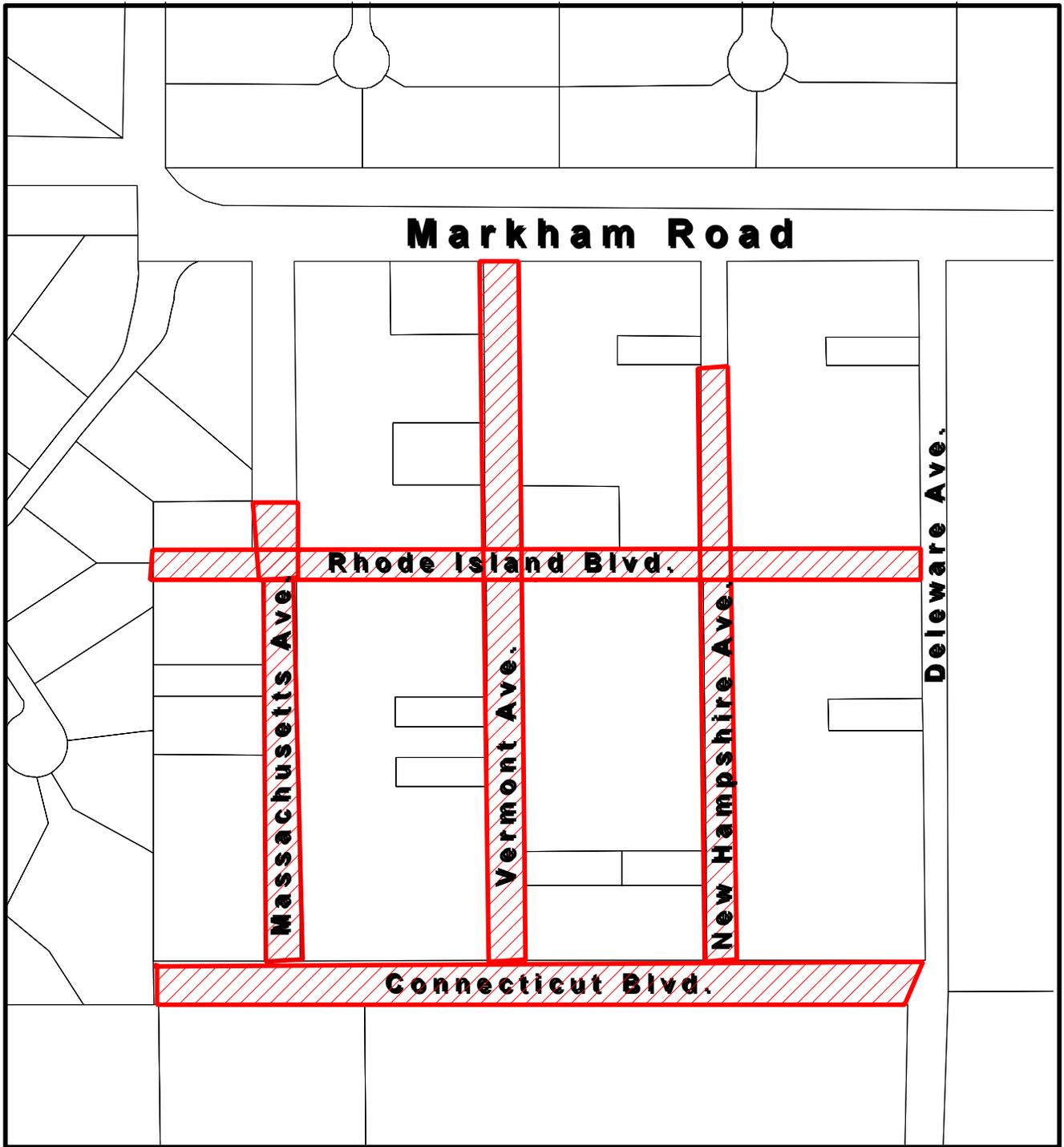
ATTACHMENTS:

1. Maps and Aerials
2. Maps and Aerials
3. Maps and Aerials
4. Resolution
5. Sketch of Description

<p>Additionally Reviewed By:</p> <p>■ County Attorney Review (Kathleen Furey-Tran)</p>



**Garda Park Home Sites
ROW Vacate**



Gardapark Home Sites
ROW Vacate





Garda Park Home Sites
ROW Vacate



RESOLUTION NO.: 2010-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 12th DAY OF January A.D., 2010.

RESOLUTION TO VACATE AND ABANDON A RIGHT-OF-WAY

Whereas, a Petition was presented on behalf of

GPI SOUTHEAST, 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:

LEGAL DESCRIPTION

ALL OF VERMONT AVENUE AND RHODE ISLAND BOULEVARD; THAT PORTION OF CONNECTICUT BOULEVARD LYING WEST OF A SOUTHERLY PROJECTION OF THE EAST LINE OF LOT 112; THAT PORTION OF MASSACHUSETTS AVENUE LYING SOUTH OF AN EASTERLY PROJECTION OF THE NORTH LINE OF LOT B; THAT PORTION OF NEW HAMPSHIRE AVENUE LYING SOUTH OF AN EASTERLY PROJECTION OF THE NORTH LINE OF LOT 69; ALL LYING IN GARDA PARK HOME SITES AS RECORDED IN PLAT BOOK 4, PAGE 10 OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA.

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 12th day of January A.D., 2010.

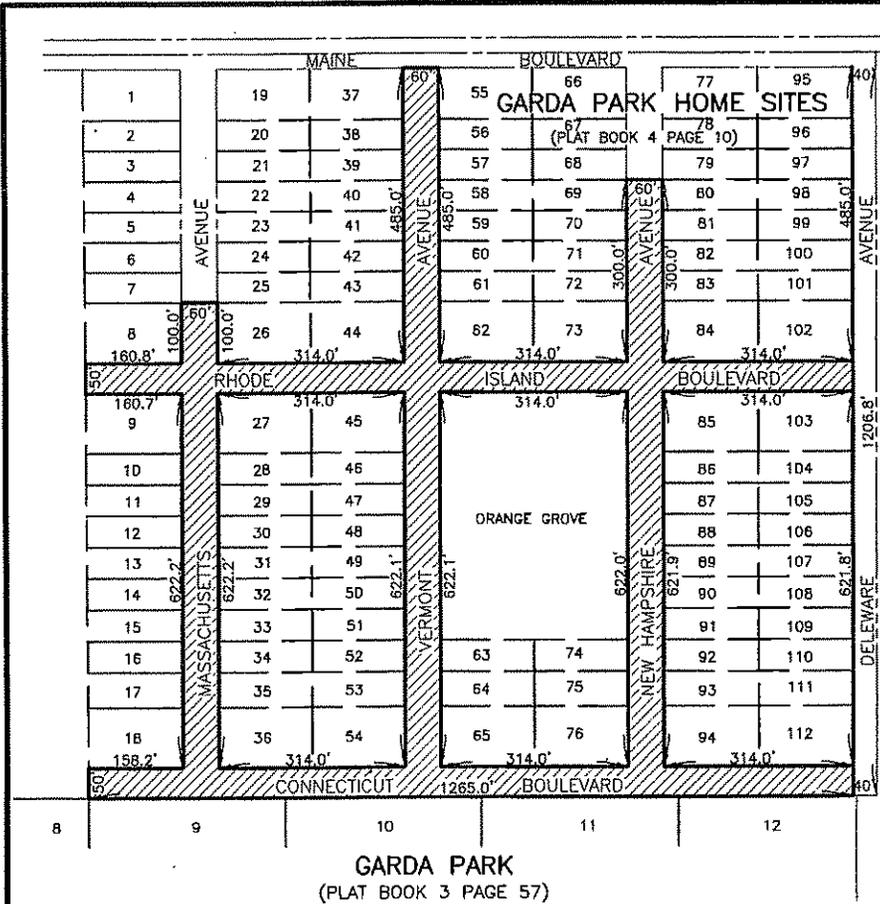
ATTEST:

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

BY:

**MARYANNE MORSE
CLERK OF THE CIRCUIT COURT
SEMINOLE COUNTY, FLORIDA**

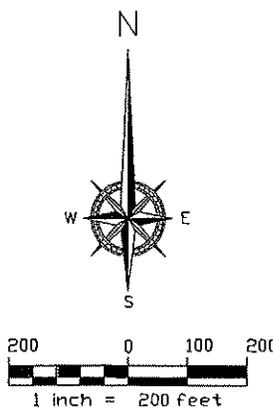
**BOB DALLARI
CHAIRMAN**



LEGEND:

LB = LICENSED BUSINESS

= RIGHT-OF-WAY TO BE VACATED



DESCRIPTION:

All OF VERMONT AVENUE AND RHODE ISLAND BOULEVARD; THAT PORTION OF CONNECTICUT BOULEVARD LYING WEST OF A SOUTHERLY PROJECTION OF THE EAST LINE OF LOT 112; THAT PORTION OF MASSACHUSETTS AVENUE LYING SOUTH OF AN EASTERLY PROJECTION OF THE NORTH LINE OF LOT 8; THAT PORTION OF NEW HAMPSHIRE AVENUE LYING SOUTH OF AN EASTERLY PROJECTION OF THE NORTH LINE OF LOT 69; ALL LYING IN GARDA PARK HOME SITES AS RECORDED IN PLAT BOOK 4, PAGE 10 OF THE PUBLIC RECORDS OF SEMINOLE COUNTY, FLORIDA.

- NOTES:**
1. THIS DRAWING REPRESENTS A SKETCH OF DESCRIPTION AND DOES NOT REPRESENT A CURRENT OR COMPLETE BOUNDARY SURVEY BY THIS FIRM.
 2. DIMENSIONS AND AREA ARE BASED ON INFORMATION IN THE RECORD PLAT. THE AREA OF THE RIGHT-OF-WAY TO BE VACATED IS APPROXIMATELY 6.7 ACRES, MORE OR LESS.
 3. THIS SKETCH HAS BEEN PREPARED WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT OR ABSTRACT AND MAY NOT INDICATE CURRENT OWNERSHIP, ENCUMBRANCES, OR OTHER MATTERS OF RECORD.
 4. COPIES OF THIS SKETCH ARE NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND RAISED SEAL OF THE FLORIDA LICENSED PROFESSIONAL SURVEYOR AND MAPPER LISTED HEREON.

SURVEYOR'S CERTIFICATE:

I HEREBY CERTIFY THAT THIS SKETCH OF DESCRIPTION IS TRUE AND CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF AND THAT IT CONFORMS TO THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 61G17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

DATE SIGNED: 3-11-09

LAWRENCE E. BLAND,
PROFESSIONAL SURVEYOR & MAPPER #4934
STATE OF FLORIDA

SKETCH OF DESCRIPTION FOR FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION		 FLORIDA
SEMINOLE COUNTY, FLORIDA SECTION 34, TOWNSHIP 19 SOUTH, RANGE 29 EAST		
 GPI	GPI Southeast, Inc. 1414 S.W. MARTIN LUTHER KING AVE. OCALA, FLORIDA 34471, (352) 368-5055 (LICENSED BUSINESS # 7360)	
DATE OF SKETCH: APRIL 12, 2007		SHEET 1 OF 1
CHECKED BY: L.E.B. DRAWN BY: V.P.B. SCALE: 1" = 200'		DISK: _____ DISK COGO FILE: _____ COGO FILE FIELD BOOK & PAGE: _____ N/A JOB NO.: FOC-0900039.00 FILE NO.: 3M/1363