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**SEMINOLE COUNTY GOVERNMENT  
AGENDA MEMORANDUM****SUBJECT:** Copperfield Terrace (867) Utility Vacate**DEPARTMENT:** Planning and Development      **DIVISION:** Development Review**AUTHORIZED BY:** Dori DeBord**CONTACT:** Alan Willis**EXT:** 7332**MOTION/RECOMMENDATION:**

Approve and authorize the Chairman to execute a Resolution to vacate and abandon the west 1.5 feet portion of the platted utility easement located at the east property line of lot 44, Copperfield, recorded in the Public Records of Seminole County, Florida in Plat Book 43, Pages 93 and 94 in Section 22, Township 21 S, Range 30 E, and further described as 867 Copperfield Terrace, Jason Aspinwall, applicant.

District 1 Bob Dallari

Alan Willis

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**BACKGROUND:**

The applicant, Jason Aspinwall, is requesting to vacate and abandon the west 1.5 feet portion of the platted utility easement located at the east property line of lot 44, Copperfield, recorded in the Public Records of Seminole County, Florida in Plat Book 43, Pages 93 and 94 in Section 22, Township 21 S, Range 30 E. The applicant is requesting to vacate and abandon the described portion of the utility easement to cure an encroachment of an existing pool in the utility easement. Originally five feet of the utility easement was vacated to make room for the pool. The builder encroached an additional 1 foot into the remaining utility easement, so the applicant needed to vacate an additional 1.5 feet. The application has provided letters from the applicable utility companies stating "no objections" to the request.

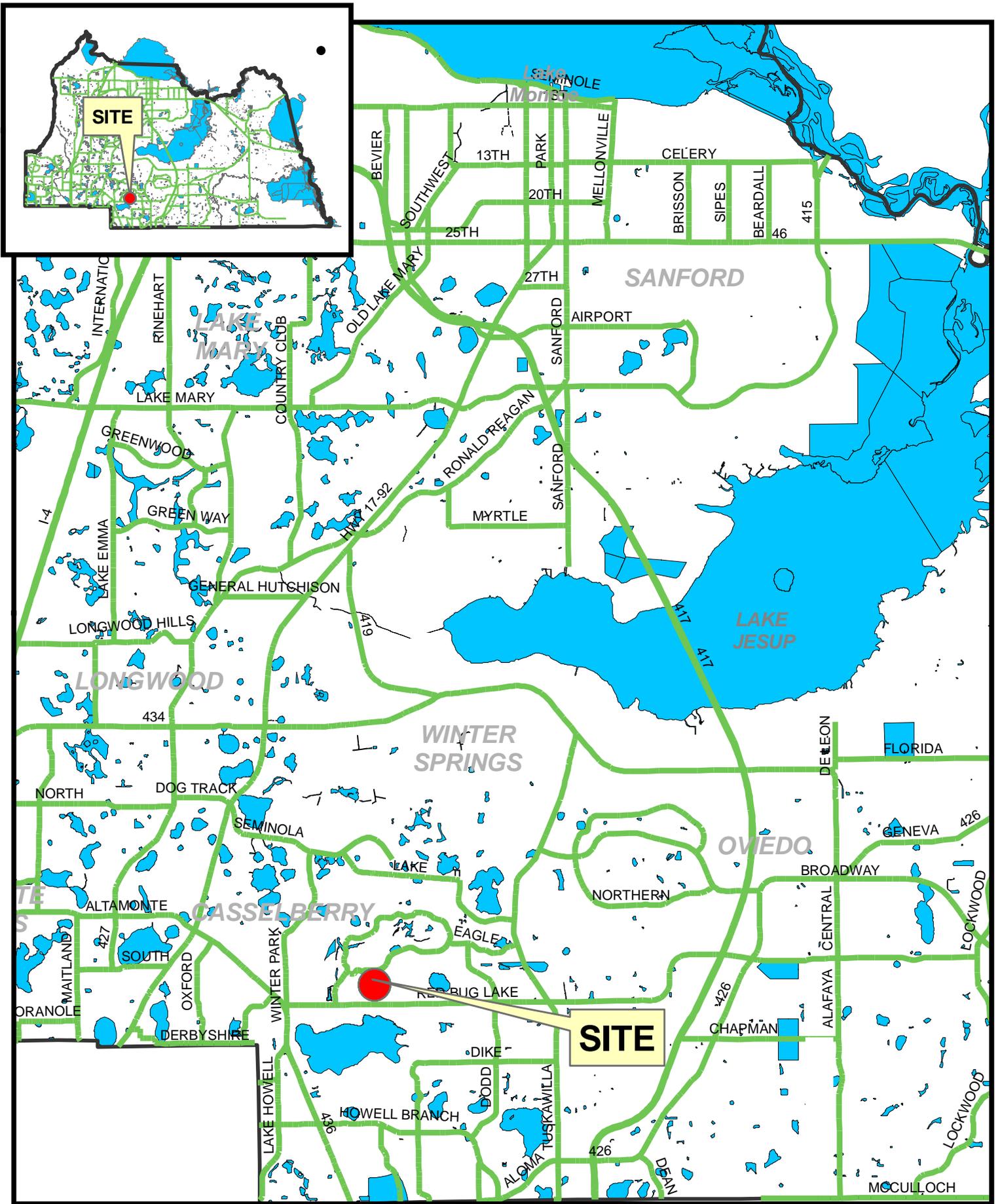
**STAFF RECOMMENDATION:**

Staff recommends that the Board adopt a Resolution to vacate and abandon the west 1.5 feet portion of the platted utility easement located at the east property line of lot 44, Copperfield, recorded in the Public Records of Seminole County, Florida in Plat Book 43, Pages 93 and 94 in Section 22, Township 21 S, Range 30 E, and further described as 867 Copperfield Terrace.

**ATTACHMENTS:**

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

**Additionally Reviewed By:** County Attorney Review ( Kathleen Furey-Tran )



**Copperfield Terrace (870)  
Utility Vacate**

RESOLUTION NO.: 2008-R-

THE FOLLOWING RESOLUTION WAS ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA ON THE 23<sup>rd</sup> DAY OF September A.D., 2008.

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

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Whereas, a Petition was presented on behalf of

**JASON A. ASPINWALL**

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

**SEE ATTACHED SKETCH OF DESCRIPTION "EXHIBIT C"**

Whereas, after due consideration the Board of County Commissioners of Seminole County, Florida, having determined that the abandonment of the above described utility easement is to the best interest of the County and the public in that the area in question is not needed for utility purposes and not necessary for public need.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners of Seminole County, Florida, that the above described 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 be, and the same is hereby disclaimed.

PASSED AND ADOPTED this 23<sup>rd</sup> day of September A.D., 2008.

ATTEST:

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

BY:

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

**BRENDA CAREY**  
CHAIRMAN

