

RESOLUTION NO. 18-45

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF PINELLAS COUNTY, FLORIDA,
VACATING A PORTION OF A THREE
FOOT WIDE PUBLIC UTILITY EASEMENT ABUTTING
THE ALLEY IN BLOCK 1, GROVE PARK VISTA
SUBDIVISION, AS RECORDED IN PLAT BOOK 12,
PAGE 8, LYING AT THE REAR OF LOTS 11
THROUGH 15, LYING IN SECTION 2-31-16,
PINELLAS COUNTY, FLORIDA;
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Michael D. Mastry, of Haines Road Holdings and Mike's Haines Road Holdings (the Petitioners) have petitioned this Board of County Commissioners to vacate the following described property:

**Lands described in legal description attached hereto
as Exhibit "A" and by this reference made a part hereof; and**

WHEREAS, the Petitioners have affirmed that they own the fee simple title to the tract covered by the portion of the plat sought to be vacated; and

WHEREAS, the Petitioners have shown that the vacation of such portions of the plat will not affect the ownership or right of convenient access of persons owning other parts of the subdivision; and

WHEREAS, Petitioners have agreed to certain conditions as set forth herein and must be met as part of the vacation process; and

WHEREAS, the Petitioners' affidavit, showing compliance with the notice requirements of Chapter §177.101 of the Florida Statutes, has been received by the Board of County Commissioners.

WHEREAS, the Board of County Commissioners previously approved the vacation of a related three foot wide public utility easement abutting the alleys in Block 1, Grove Park Vista Subdivision, as recorded in Plat Book 12, Page 8, lying at the rear of lots 1 through 10 and lots 59 through 63 less any portion of the easements lying north of the southerly right of way of 54th Avenue as shown on the State of Florida Road Department Right of Way Map, Section 15513-2601, lying in Section 2-31-16, Pinellas County, Florida on June 19, 2018.

WHEREAS, the Board of County Commissioners previously approved the vacation of the 15 foot alley lying between lots 1 through 15 and lots 60 through 63, Block 1, Grove Park Vista Subdivision, as recorded in Plat Book 12, Page 8, less any portion of the alley lying north of the southerly right of way of 54th Avenue as shown on the State of Florida Road Department Right of Way Map, Section 15513-2601, lying in Section 2-31-16, Pinellas County, Florida on June 19, 2018.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pinellas County, Florida that the property described in Exhibit A are hereby vacated, insofar as this Board of County Commissioners has the authority to do so, pursuant to §177.101, Florida Statutes, provided, however, that the vacation shall not take effect until the following conditions are met:

1. The Petitioners shall provide the design, permitting and construction required to relocate the existing gravity sewer main that currently is located in the area to be vacated.
2. The Petitioners shall grant the County a 15' easement for the required sewer main relocation and continued operation and maintenance of the sewer main.
3. The gravity sewer main shall be successfully built pursuant to Pinellas County Standards and "Ten States Standards".

EFFECTIVE DATE: This Resolution shall become effective upon adoption as provided by law.

In a regular meeting duly assembled on the 17th day of July, 2018, Commissioner Gerard offered the forgoing Resolution and moved it adoption, which was seconded by Commissioner Justice, and upon roll call the vote was:

AYES: Seel, Beyrouti, Eggers, Gerard, Justice, and Long.

NAYS: None.

Absent and not voting: Welch.

APPROVED AS TO FORM

By: Chester Mandy
Office of the County Attorney

THIS IS NOT A SURVEY.

EXHIBIT A

SEC. 2 , TWP. 31S., RNG. 16E.

PINELLAS COUNTY, FLORIDA

THERE MAY BE ADDITIONAL RESTRICTIONS AFFECTING THIS PROPERTY THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

Reviewed by: CHH SSC
Date: 6-25-18
SFN# 501-1543

LEGAL DESCRIPTION:

A PORTION OF THE THREE FOOT WIDE PUBLIC UTILITY EASEMENTS WITHIN LOTS 11 THROUGH 15, BLOCK 1, GROVE PARK VISTA SUBDIVISION, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 12, PAGES 8 THROUGH 10, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, WHICH LIES IN SECTION 2, TOWNSHIP 31 SOUTH, RANGE 16 EAST, PINELLAS COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THOSE CERTAIN THREE FOOT WIDE PUBLIC UTILITY EASEMENTS ABUTTING THE ALLEY IN BLOCK 1 OF SAID GROVE PARK VISTA SUBDIVISION, LYING AT THE REAR OF THE FOLLOWING LOTS: LOTS 11 THROUGH 15, OF SAID BLOCK 1.



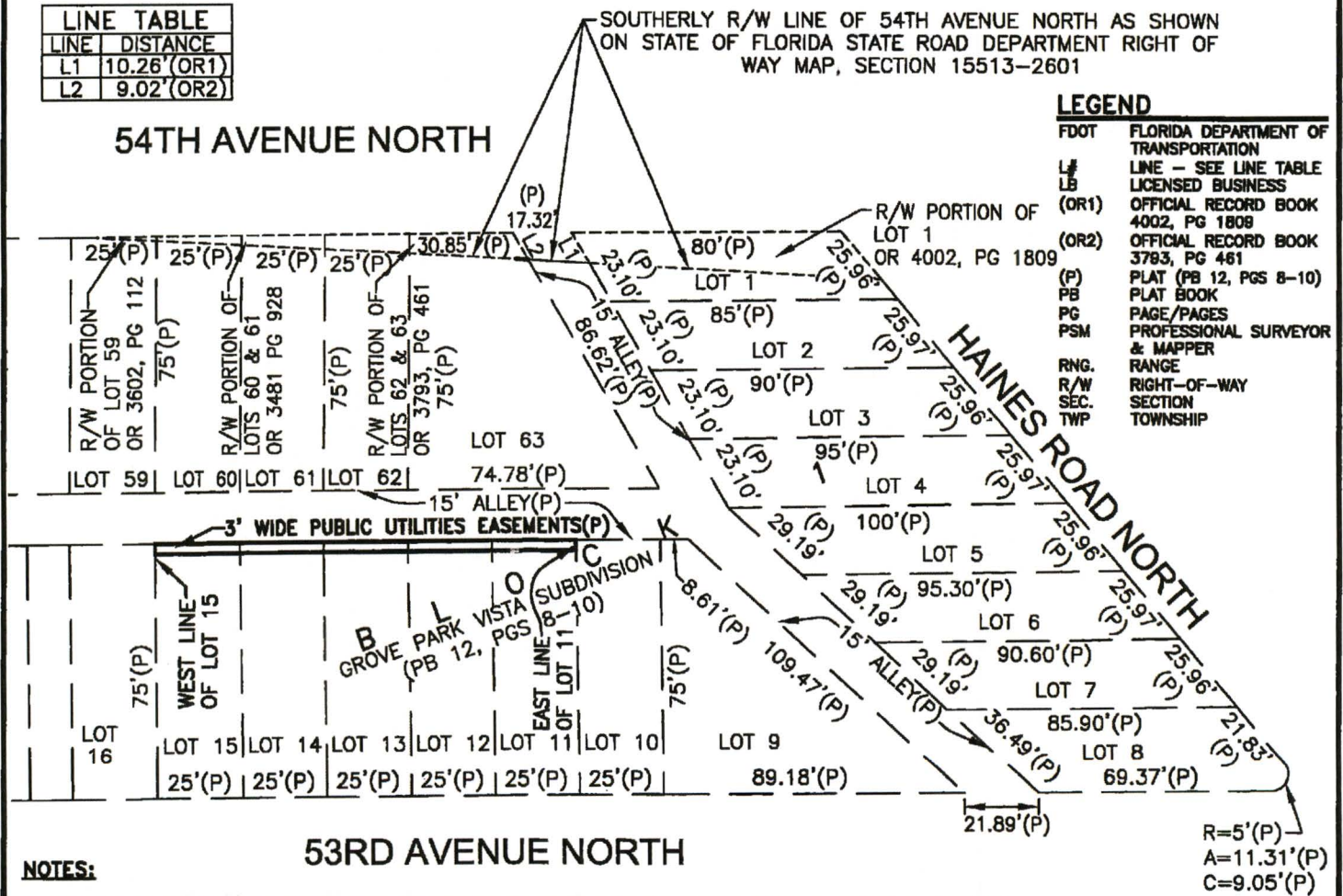
LINE TABLE	
LINE	DISTANCE
L1	10.26'(OR1)
L2	9.02'(OR2)

SOUTHERLY R/W LINE OF 54TH AVENUE NORTH AS SHOWN ON STATE OF FLORIDA STATE ROAD DEPARTMENT RIGHT OF WAY MAP, SECTION 15513-2601

54TH AVENUE NORTH

LEGEND

FDOT	FLORIDA DEPARTMENT OF TRANSPORTATION
L#	LINE - SEE LINE TABLE
LB	LICENSED BUSINESS
(OR1)	OFFICIAL RECORD BOOK 4002, PG 1808
(OR2)	OFFICIAL RECORD BOOK 3783, PG 461
(P)	PLAT (PB 12, PGS 8-10)
PB	PLAT BOOK
PG	PAGE/PAGES
PSM	PROFESSIONAL SURVEYOR & MAPPER
RNG.	RANGE
R/W	RIGHT-OF-WAY
SEC.	SECTION
TWP	TOWNSHIP



53RD AVENUE NORTH

NOTES:

1. ADDITIONS OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED.
2. THIS SKETCH & DESCRIPTION IS BASED ON U.S. SURVEY FEET.
3. THIS LEGAL DESCRIPTION AND SKETCH WAS PREPARED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND MAY BE SUBJECT TO EASEMENTS, RESTRICTIONS, RIGHTS-OF-WAY AND OTHER MATTERS OF RECORD. THE GEOMETRY AS DESCRIBED ON THE RECORDED DOCUMENTS AS NOTED HEREIN AND IS SUBJECT TO AN ACCURATE FIELD BOUNDARY SURVEY.
4. THIS MAP IS INTENDED TO BE DISPLAYED AT A SCALE OF 1/50 OR SMALLER.

DEUEL & ASSOCIATES
CONSULTING ENGINEERS LAND SURVEYORS LAND PLANNERS

565 SOUTH HERCULES AVENUE
CLEARWATER, FL 33764
PHONE 727.822.4151
WWW.DEUELENGINEERING.COM
CERTIFICATE OF AUTHORIZATION NUMBER 26320
LICENSED BUSINESS NUMBER 107

THIS DOCUMENT IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
REVISIONS: REVISED N. BOUNDARY 1/23/2018
REVISED TO LOTS 11-15 6/21/2018

Albert P. Carrier
ALBERT P. CARRIER, PSM, LS#6488

SKETCH OF DESCRIPTION
54TH AVENUE N & HAINES ROAD
ST. PETERSBURG, FL

WORK ORDER	2017-45
DATE:	2/14/2018
DRAWN:	LKC
SCALE:	1" = 50'
SHEET NO.	1 OF 1

CITY OF ST. PETERSBURG FLORIDA

Serial Number
18-03701N

Business Observer

Published Weekly
Clearwater, Pinellas County, Florida

COUNTY OF PINELLAS

S.S.

STATE OF FLORIDA

Before the undersigned authority personally appeared Kelly Martin who on oath says that he/she is Publisher's Representative of the Business Observer a weekly newspaper published at Clearwater, Pinellas County, Florida; that the attached copy of advertisement,

being a Notice of Public Hearing

in the matter of Public Hearing on July 17, 2018 at 6:00 pm

in the Court, was published in said newspaper in the

issues of 7/6/2018, 7/13/2018

Affiant further says that the said Business Observer is a newspaper published at Clearwater, Pinellas County, Florida, and that said newspaper has heretofore been continuously published and has been entered as periodicals matter at the Post Office in Clearwater in said Pinellas County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper.

*This Notice was placed on the newspaper's website and floridapublicnotices.com on the same day the notice appeared in the newspaper.

NOTICE OF PUBLIC HEARING

Notice is hereby given that on July 17, 2018, beginning at 6:00P.M., a public hearing will be held by the Board of County Commissioners in the County Commission Assembly Room, Fifth Floor, Pinellas County Courthouse, 315 Court Street Clearwater, Florida 33756, to consider the petition of Haines Road Holdings LLC to vacate, abandon and/or close the following:

The three foot utility easement in Lots 11 through 15,
Block 1, Grove Park Vista Subdivision, Plat Book 12, Page 8,
lying in Section 2, Township 31, Range 16, Pinellas County, Florida.

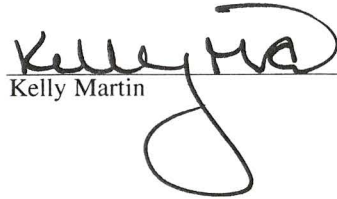
Persons are advised that, if they decide to appeal any decision made at this meeting hearing, they will need to ensure that a verbatim record of the proceedings is made which record includes the testimony and evidence upon which the appeal is to be based.

IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS AN ACCOMMODATION IN ORDER TO PARTICIPATE IN THIS PROCEEDING YOU ARE ENTITLED, AT NO COST TO YOU, TO THE PROVISION OF CERTAIN ASSISTANCE. WITHIN TWO (2) WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE, PLEASE CONTACT THE OFFICE OF HUMAN RIGHTS, 400 SOUTH FORT HARRISON AVENUE, SUITE 500, CLEARWATER FLORIDA 33756, (727) 464-4880 (VOICE), (727) 464-4062 (TDD).

KEN BURKE, CLERK TO
THE BOARD OF COUNTY COMMISSIONERS
By: Norman D. Loy, Deputy Clerk

July 6, 13, 2018


18-037011


Kelly Martin

Sworn to and subscribed before me this

13th day of July, 2018 A.D.

by Kelly Martin who is personally known to me.



Notary Public, State of Florida
(SEAL)



Anne H. Shumate
Commission # GG120745
Expires: July 2, 2021
Bonded thru Aaron Notary

RECEIVED
BOARD OF
PINELLAS COUNTY FLORIDA
2018 JUL 13 AM 8:29
BOARD OF COUNTY
COMMISSIONERS
PINELLAS COUNTY FLORIDA

I, KENNETH P. BURKE, Clerk of the Circuit Court and Clerk Ex-Officio, Board of County Commissioners, do hereby certify that the above and foregoing is a true and correct copy of the original as it appears in the official files of the Board of County Commissioners of Pinellas County, Florida. Witness my hand and seal of said County FL this 14 day of May A.D. 2018

KENNETH P. BURKE, Clerk of the Circuit Court Ex-Officio Clerk of the Board of County Commissioners, Pinellas County, Florida

By [Signature]
Deputy Clerk

