

RESOLUTION NO. 16-75

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF PINELLAS COUNTY, FLORIDA;
RESOLUTION VACATING A PORTION OF
HARBOR VIEW #1 BEACH PARKWAY RIGHT OF WAY,
AS RECORDED IN PLAT BOOK 6, PAGE 4, IN SECTION
29-30-15, PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Joseph & Eva Fuchs, petitioned this Board of County Commissioners to vacate the following described property:

**Lands described in the legal description attached hereto
and by this reference made a part hereof; and**

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

WHEREAS, the publisher's affidavit, showing compliance with the notice requirements of Chapter 336.10 of the Florida Statutes, has been received by the Board of County Commissioners.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pinellas County, Florida that the above described property and plat be, and the same are hereby vacated, insofar as this Board of County Commissioners has the authority to do so, pursuant to 336.09, Florida Statutes.

NOW BE IT FURTHER RESOLVED that this Board of County Commissioners shall adopt this resolution with authorization for the Clerk to record in the Public Records of Pinellas County, Florida.

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

In a regular meeting duly assembled on the 11th day of October, 2016, Commissioner Welch offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner Seel, and upon roll call the vote was:

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

NAYS: None.

Absent and not voting: Morrioni.

APPROVED AS TO FORM

By: Chelsea Waudy
Office of the County Attorney

PROPOSED VACATION OF BEACH PARKWAY

LEGAL DESCRIPTION:

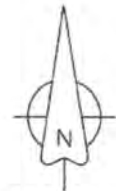
THAT PORTION OF BEACH PARKWAY (A 100 FOOT RIGHT-OF-WAY) AS SHOWN ON THE PLAT OF HARBOR VIEW #1, AS RECORDED IN PLAT BOOK 6, PAGE 4, PUBLIC RECORDS OF HILLSBOROUGH COUNTY, FLORIDA OF WHICH PINELLAS COUNTY WAS FORMERLY A PART LYING SOUTH OF THE EAST 20 FEET OF LOT 37 AND SOUTH OF LOTS 38 AND 39 AND SOUTH OF THE 60 FOOT WIDE UN-NAMED RIGHT-OF-WAY NOW KNOWN AS 129TH STREET, BEING BOUNDED ON THE WEST BY THE SOUTHERLY EXTENSION OF THE WEST LINE OF THE EAST 20 FEET OF SAID LOT 37 AND BOUNDED ON THE EAST BY THE SOUTHERLY EXTENSION OF A LINE BEING 39 FEET WEST OF AND PARALLEL TO THE WEST LINE OF LOT 40, ALL LYING WITHIN SECTION 29, TOWNSHIP 30 SOUTH, RANGE 15 EAST.

JOB NO. 2015-0304



NOT VALID UNLESS
SIGNED & SEALED

L.R. PENNY AND ASSOCIATES, INC.
10730 102nd AVE. N., UNIT A
SEMINOLE, FLORIDA 33778
PHONE: (727) 398-4360
FAX: (727) 319-6051
FLORIDA P.S.M. # 4931



SCALE: 1" = 40'

THE EAST
20 FEET
OF LOT 37

LOT 37 LOT 38 LOT 39

HARBOR VIEW #1

129TH STREET NORTH(F)
UN-NAMED RIGHT-OF-WAY PER PLAT
60' RIGHT-OF-WAY

LOT 40

SOUTHEAST CORNER,
LOT 39,
HARBOR VIEW #1

WEST LINE,
LOT 40

SOUTHWEST CORNER,
LOT 40,
HARBOR VIEW #1
LESS & EXCEPT
THE EAST 39 FEET

EAST LINE
EXTENDED,
LOT 39

AREA OF PROPOSED
VACATION

BEACH PARKWAY
100' RIGHT-OF-WAY
(NOTE: THE 100' RIGHT-OF-WAY IS NOT CLEARLY
LABELED ON P.B. & PG. 4 BUT IS LABELED AS SUCH
ON SOME OF THE OTHER PLATS)

APPROXIMATE
SOUTH LINE OF
100' RIGHT-OF-WAY

APPROXIMATE
MEAN HIGH WATER LINE
(ELEV. 0.49' NAVD 1988)

APPROXIMATE
HIGH WATER MARK
LOCATED IN FIELD

BOCA CIEGA BAY

Reviewed by: CH 58
Date: 11-24-15
SFN #: 501-1496

SKETCH ONLY - NOT A SURVEY

JOB NO. 2015-0304



L.R. PENNY AND ASSOCIATES, INC.
10730 102nd AVE. N., UNIT A
SEMINOLE, FLORIDA 33778
PHONE: (727) 398-4360
FAX: (727) 319-6051
FLORIDA P.S.M. # 4931

SIGNATURE: Lauren Penny

LAUREN R. PENNY P.S.M. # 4931

Serial Number
16-07007N

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 October 11, 2016 at 9:30 am

in the Court, was published in said newspaper in the

issues of 9/23/2016

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.

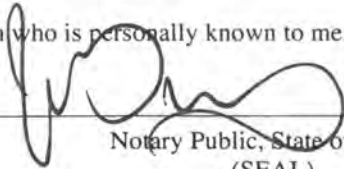
*This Notice was placed on the newspaper's website and floridapublicnotices.com on the same day the notice appeared in the newspaper.


Kelly Martin

Sworn to and subscribed before me this

23rd day of September, 2016 A.D.

by Kelly Martin who is personally known to me.


Notary Public, State of Florida
(SEAL)

NOTICE OF PUBLIC HEARING

Notice is hereby given that on October 11, 2016, beginning at 9:30A.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 Joseph and Eva Fuchs to vacate, abandon and/or close the following:

That portion of Beach Parkway, lying south of the east 20 feet of Lot 37 and south of Lots 38 and 39 and south of the 60 foot wide un-named right of way now known as 129th Street, being bounded on the west by the southerly extension of the west line of the east 20 feet of said Lot 37 and bounded on the east by the southerly extension of a line being 39 feet west of and parallel to the west line of Lot 40, all lying within Section 29, Township 30 South, Range 15 East, as shown on the plat of Harbor View #1, as recorded in Plat Book 6, Page 4 in the public records of Pinellas County.

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

September 23, 2016

16-07007

2016 SEP 23 PM 1:06

Serial Number
16-07511N

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 Public Notice

in the matter of Meeting on October 11, 2016

in the Court, was published in said newspaper in the

issues of 10/14/2016

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.

PUBLIC NOTICE

You will please take notice that the Pinellas County Board of County Commissioners at its regular meeting of October 11, 2016, in the County Commission Assembly Room, Pinellas County Courthouse, Clearwater, Florida, adopted a resolution vacating the following legally described property as petitioned by Joseph and Eva Fuchs.

Resolution vacating a portion of Harbor View #1 Beach Parkway right of way, as recorded in Plat Book 6, Page 4, in Section 29, Township 30 South, Range 15 East, of the Public Records of Pinellas County, Florida, and providing for an effective date.

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

October 14, 2016

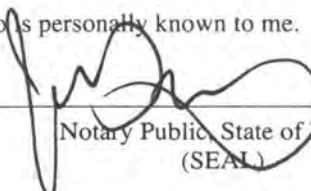
16-07511N


Kelly Martin

Sworn to and subscribed before me this

14th day of October, 2016 A.D.

by Kelly Martin who is personally known to me.


Notary Public, State of Florida
(SEAL)



Johanna Beitz
COMMISSION # EE858923
EXPIRES: DECEMBER 16, 2016
WWW.AARONNOTARY.COM

2016 OCT 14 PM 12:08



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 18 day of OCTOBER A.D. 20 16

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

By *James Burdette*
Deputy Clerk