

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA; VACATING PLATTED UTILITY EASEMENTS, VACATING EASEMENTS CREATED BY SEPARATE INSTRUMENT; AND RELEASING POSSIBLE UNRECORDED EASEMENT TO THE EXTENT PINELLAS COUNTY MAY HAVE AN INTEREST LOCATED IN THE KEN-TRE ADDITION SUBDIVISION IN SECTION 31-30-16, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Circle K Stores, Inc., (PETITIONER), on behalf of Paul J. Skipper of the Paul J. Skipper Family Trust, fee owner, has petitioned this Board of County Commissioners (COUNTY) to vacate and release the following described property:

Lands described in the legal description attached hereto as Exhibit “A” and by this reference made a part hereof; and

WHEREAS, Paul J. Skipper of the Paul J. Skipper Family Trust, is the fee simple owner to that part of the tract covered by the plat sought to be vacated; and

WHEREAS, the PETITIONER has 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 PETITIONER’S 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, a roadway, drainage, utility and sidewalk easement was entered into on April 3, 1991, by and between Joseph W. Klingel and Paul J. Skipper, and COUNTY,

recorded in Official Records Book 7541, Page 654 thru 655, the nature and description of which are further described in the attached Exhibit “A”; and

WHEREAS, the following sewer easements were entered into in favor of South Cross Bayou Sanitary District: an easement entered into by Irene Simmons on November 9, 1961 and recorded in Official Record Book 1384, Page 61; a sewer easement granted by Glenn L. Miller and Rose E. Miller on November 14, 1961, recorded in Official Records Book 1384, Page 64; a sewer easement granted by Cuthbert Kennedy and Gladys Kennedy, on November 14, 1961 and recorded in Official Records Book 1384, Page 65; a sewer easement granted by Leroy G. Parker and Tessie Parker on November 8, 1961, and recorded in Official Records Book 1384, Page 68; a sewer easement granted by Leroy G. Parker and Tessie Parker on November 8, 1961, and recorded in Official Records Book 1384, Page 69, the nature and description of which are further described in the attached Exhibit “B”, and

WHEREAS, possible unrecorded sewer easements in favor of South Cross Bayou Sanitary District over or across the rear five feet of lots 15 to 18 and 26 to 30 to connect with sewer easements recorded in Official Records Book 1384, Pages 61, 63, 65, 68 and 69 may exist on the subject property.

WHEREAS, South Cross Bayou Sanitary District was dissolved and consolidated into the Pinellas County Sewer System pursuant to 69-1479, Special Laws of Florida, and Resolution 69-363 of the Board of County Commissioners, dated September 9, 1969.

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, pursuant to 177.101, Florida Statutes, and that the

above-referenced recorded easements be released, and the possible unrecorded easements be released insofar as this Board of County Commissioners has the authority to do so.

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 ___ day of _____, 20_ Commissioner _____ offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner _____, and upon roll call the vote was:

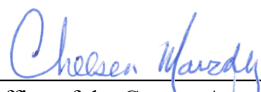
AYES:

NAYS:

Absent and not voting:

APPROVED AS TO FORM

By:



Office of the County Attorney