

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA; VACATING PUBLIC RIGHT OF WAY LYING OVER THE EAST 20 FEET OF LOT 15, BASKINS HEIGHTS SUBDIVISION AS RECORDED IN PLAT BOOK 28, PAGE 34 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, BEING PREVIOUSLY DEDICATED AS PUBLIC ROAD RIGHT-OF-WAY PER BOARD OF COUNTY COMMISSIONERS' RESOLUTION NUMBER 13-53, AS RECORDED IN OFFICIAL RECORDS BOOK 18037, PAGE 1170, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA LYING IN SECTION 4-30-15, IN PINELLAS COUNTY, FLORIDA, RETAINING A DRAINAGE, UTILITY AND SIDEWALK EASEMENT AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Habitat for Humanity of Pinellas County (the Petitioner) has petitioned this Board of County Commissioners to vacate 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**, the Petitioner has shown that the vacation of public right-of-way recorded in Official Records Book 18037, Page 1170 will not affect the ownership or right of convenient access of persons owning other parts of the subdivision; and

**WHEREAS**, a drainage, utility and sidewalk easement will be retained over the vacated area described in the legal description attached hereto as Exhibit "B"; and

**WHEREAS**, the Petitioner's affidavit 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 as further described in Exhibit A is hereby vacated, subject to the retention of a drainage, utility and sidewalk easement over the portion of Palm Avenue hereby being vacated as referenced in Exhibit B, insofar as this Board of County Commissioners has the authority to do so, pursuant to Chapter 336, 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 \_\_\_\_\_ day of \_\_\_\_\_, 2019, 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: Chelsea Mandy  
Office of the County Attorney