

RESOLUTION NO. 24-78

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA. VACATING THE SOUTH 10 FEET OF THE 70 FOOT DRAINAGE EASEMENT LYING ALONG THE NORTH BOUNDARY OF LOT 11, PAMELA ESTATES, PLAT BOOK 71, PAGE 20, LYING IN SECTION 20-30-15, PINELLAS COUNTY, FLORIDA.

WHEREAS, Dustin W. Chisholm and Donna M. Chisholm (“Petitioners”) have petitioned this Board of County Commissioners (“Board”) to vacate the following described property:

Lands more fully described in Exhibit “A”, attached hereto and fully incorporated herein; and;

WHEREAS, Petitioners have shown that the vacation of such easements 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 has been received by the Board; and

WHEREAS, the Board finds that the portions of the platted easements that are the subject of this Resolution no longer serve a public purpose and are a proper subject for vacation pursuant to Section §177.101, Florida Statutes.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pinellas County, Florida that:

1. The above-described property depicted in Exhibit “A” shall be vacated, insofar as this Board has the authority to do so pursuant to Section 177.101, Florida Statutes.

KEN BURKE, CLERK OF COURT
AND COMPTROLLER PINELLAS COUNTY, FL
INST# 2024270618 11/01/2024 09:17 AM
OFF REC BK: 22961 PG: 550-554
DocType:GOV

2. To the extent that the vacated area overlaps with any other public easement or right-of-way created by deed, plat, petition, maintenance, or otherwise, the subject vacation shall have no effect thereon.
3. The Clerk shall record this Resolution in the Public Records of Pinellas County, Florida.
4. This Resolution shall become effective upon recordation in the public records of Pinellas County, Florida.

In a regular meeting duly assembled on the 29th day of October, 2024, Commissioner Scott offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner Eggers, and upon roll call the vote was:

AYES: Peters, Scott, Eggers, Flowers, Justice, Latvala, and Long.

NAYS: None.

Absent and not voting: None.

APPROVED AS TO FORM

By: Derrill McAteer
Office of the County Attorney

B M BENCHMARK SURVEYS, INC.

2149 SUGARBUSH DRIVE
Voice (727) 847-5544

HOLIDAY, FLORIDA 34690
Fax (727) 940-7265

SEC 20 TWP 30S RND 15 E
PINELLAS COUNTY, FLORIDA

SKETCH AND DESCRIPTION FOR VACATING PORTION OF DRAINAGE EASEMENT

PINELLAS GROVES
(Plat Book 1, Page 55)

Certified To:

DUSTIN & DONNA CHISHOLM

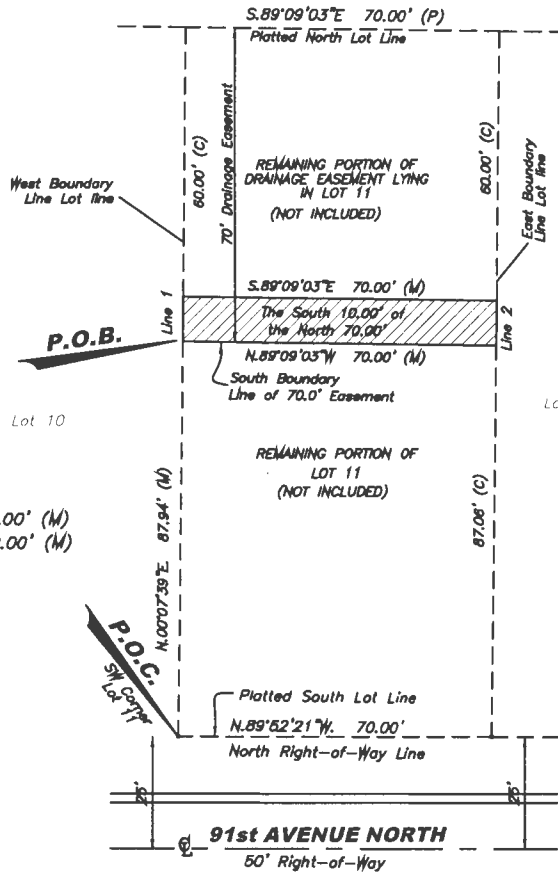
BOUNDARY SKETCH AND REPORT ONLY NOT A BOUNDARY SURVEY

Legal Description:

A portion of a 70.00 foot Platted Drainage Easement Lying within Lot 11 located on the North Side of Lot 11, PAMELA ESTATES, as shown in Plat Book 71, Page 20 of the Public Records of Pinellas County, Florida, being described as follows: The South 10.00 feet of the North 70.00 feet of Lot 11, and being more particularly described as follows:

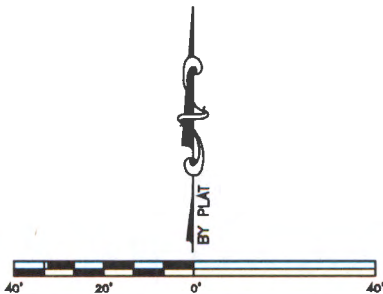
Commence at the Southwest corner of said Lot 11, PAMELA ESTATES as recorded in Plat Book 71, Page 20 of the Public Records of Pinellas County Florida, go thence along the West boundary of Lot 11 N.00°07'39"E, a distance of 87.94 feet to the South Boundary of said 70.00 foot drainage easement line and to the Point of Beginning; thence continue along said West Boundary of said Lot 11, N.00°07'39"E, a distance of 10.00 feet, thence along a line that is parallel to the North Boundary Line of said Lot 11, S.89°09'03"E, a distance of 70.00 feet to the East Boundary Line of said Lot 11; thence along the East Boundary line of said Lot 11, S.00°07'39"W, a distance of 10.00 feet; thence along a line that is parallel to the North Boundary Line of said Lot 11; N.89°09'03"W, and along the South boundary of a 70' feet Drainage Easement a distance of 70.00 feet to the West Boundary Line of said Lot 11, and to The Point of Beginning.

Area Containing 0.0725 Acres or 5149.54 Sq Ft. (More or Less)



Line No. 1 = N.00°07'39"E 10.00' (M)
Line No. 2 = S.00°07'39"W 10.00' (M)

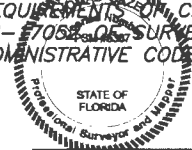
Reviewed by: AZ TS
Date: 07/01/2024
SFN#: 501_01752



CERTIFICATE NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

I HEREBY CERTIFY THAT THIS SKETCH REPRESENTS WHEREON MEETS THE MINIMUM REQUIREMENTS OF CHAPTER 61, Part 1, F.S. AS REQUIRED BY 6J-7082, SURVEY OF THE FLORIDA ADMINISTRATIVE CODE.

Digitally signed by
Thomas N Gazell
Date: 2024.06.24
14:21:42 -04'00'



THOMAS N. GAZELL PSM NO. 5387
STATE OF FLORIDA - LB # 6869

- Legend:**
- FCM = Found Concrete Monument
 - ELB = Easement Land Boundary
 - FCIR = Found Capped Iron Rod
 - BCIR = Set Capped Iron Rod
 - PIP = Found Iron Pipe
 - FPP = Found Pinched Pipe
 - FIR = Found Iron Rod
 - LB = Licensed Business
 - PSM = Professional Surveyor and Mapper
 - (P) = Plat Measurement
 - (M) = Field Measurement
 - (D) = Dead Measurement
 - (C) = Calculated Measurement
 - ± = Centerline
 - P.O.C. = Point of Commencement
 - P.O.B. = Point of Beginning

Surveyors Notes:

1. Legal Description provided by client.
2. Bearings are based on the North Right-of-Way line of 91st Avenue North. Said Line bears (S)N.89°52'21"W(E). As per plat.
3. Benchmark Surveys, Inc. makes no representations or guarantees as to easements, right-of-ways, set back lines, reservations, agreements or other similar matters.
4. Per The National Flood Insurance Rate Map, Pinellas County, Florida, Community Panel Number 125139 0177 H, Map Revised August 24 2021, this property appears to be located in Flood Zone "X".
5. No underground utilities or improvements were located except as shown.

DWG #2024.006 DATE: 02/23/2024 Dwn By: gt
Ckd by: TG
FB #in file Crew: tg,dy

Serial Number
24-04414N

Business Observer

Published Weekly
Clearwater, Pinellas County, Florida

COUNTY OF PINELLAS

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,

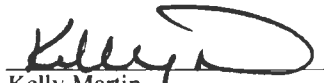
being a Proposed Petition to Vacate

in the matter of Public Hearing on October 29, 2024 at 6:00pm; Dustin W Chisholm et al

in the Court, was published in said newspaper by print in the issues of 10/11/2024, 10/18/2024

Affiant further says that the Business Observer complies with all legal requirements for publication in chapter 50, Florida Statutes.

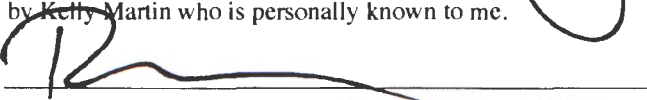
*This Notice was placed on the newspaper's website and floridapublicnotices.com on the same day the notice appeared in the newspaper.



Kelly Martin

Sworn to and subscribed, and personally appeared by physical presence before me,
18th day of October, 2024 A.D.

by Kelly Martin who is personally known to me.



Notary Public, State of Florida
(SEAL)



Pamela A Nelson
Comm.: HH 277515
Expires: Aug. 23, 2026
Notary Public - State of Florida

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PROPOSED PETITION TO VACATE

Notice is hereby given that the Board of County Commissioners will hold a public hearing during its regularly scheduled public meeting, with virtual public participation and an on-site participation option, to be held on Tuesday, October 29, 2024, at 6:00 P.M. or thereafter in 333 Chestnut Street, Palm Room, Pinellas County Communications Building, Clearwater, Florida 33756, with virtual participation utilizing Communications Media Technology (CMT) on the Zoom platform.

The hearing is to consider the petition of Dustin W Chisholm and Donna M Chisholm to vacate, abandon and/or close the following:

THE SOUTH 10 FEET OF THE 70 FOOT DRAINAGE EASEMENT LYING ALONG THE NORTH BOUNDARY OF LOT 11 (12745 91ST AVE), PAMELA ESTATES, PLAT BOOK 71, PAGE 20, LYING IN SECTION 20-80-15, PINELLAS COUNTY, FLORIDA.

Questions can be sent to the Pinellas County Building and Development Review Services Department, Project Management Section, located at 440 Court Street, Fourth Floor, Clearwater, Florida 33756, email petitiontovacate@pinellas.gov or by calling (727) 464-4013.

The public hearing will be streamed live at <https://youtube.com/pocvt1> and www.pinellas.gov/TV, and broadcast on the Pinellas County cable public access channels:

Spectrum Channel 637 Frontier Channel 44 WOW! Channel 18

Members of the public wishing to address the body may attend in person, attend virtually or provide comments in advance.

To address the County Commission in person, members of the public are encouraged to preregister at pinellas.gov/comment. Preregistration is encouraged but not required if individuals plan to attend the meeting at the Assembly Room. Those who have not preregistered may register when they arrive.

Members of the public wishing to address the body virtually via Zoom or by phone are required to preregister by 5:00 P.M. the day before the meeting by visiting pinellas.gov/comment. The registration form requires full name, address and telephone number if joining by phone, along with the topic or agenda item to be addressed. Members of the public who cannot access the registration form via the internet may call (727) 464-3000 to request assistance preregistering. Only members of the public who have preregistered by 5:00 P.M. the day before the meeting will be recognized and unmuted to offer comments. If a member of the public does not log in with the same Zoom name or phone number provided in the registration form, they may not be recognized to speak.

Members of the public wishing to provide comments in advance may call the Agenda Comment Line at (727) 464-4400 or complete the online comment form at pinellas.gov/bccagendacomment. Comments on any agenda item must be submitted by 5:00 P.M. the day before the meeting.

Persons who are deaf or hard of hearing may provide public input on any agenda item through use of the State of Florida's relay service at 7-1-1.

All comments on any agenda item received by 5:00 P.M. the day before the meeting will be included as part of the official record for this meeting and will be available to be considered by the County Commission prior to any action taken.

The agenda for this meeting and information about participation options can be found at pinellas.gov/bcc.

Persons are advised that if they decide to appeal any decision made at the meeting/hearing, they will need a record of the proceedings, and, for such purposes, they may 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.

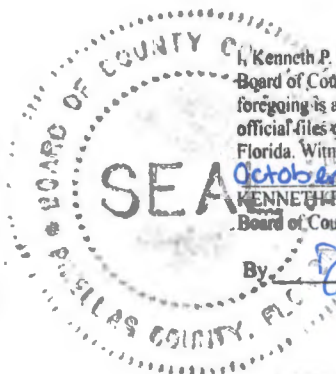
SPECIAL ACCOMMODATIONS

Persons with disabilities who need reasonable accommodations to effectively participate in this meeting are asked to contact Pinellas County's Office of Human Rights by e-mailing such requests to accommodations@pinellas.gov at least three (3) business days in advance of the need for reasonable accommodation. You may also call (727) 464-4882.

**KEN BURKE, CLERK TO
THE BOARD OF COUNTY COMMISSIONERS**
By: Dorelynn Revie, Deputy Clerk

October 11, 18, 2024

24-04414N



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 31 day of October, 2024.

KENNETH P. BURKE, Clerk of the Circuit Court Ex-Officio Clerk of the Board of County Commissioners, Pinellas County, Florida.
By: Dorelynn Revie
Deputy Clerk

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