

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

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA; VACATING THAT PORTION OF A 60 FOOT WIDE RIGHT OF WAY KNOWN AS 37<sup>TH</sup> STREET NORTH LYING BETWEEN WAREHOUSE B, REPLAT OF MOHAWK PARK SUBDIVISION, PLAT BOOK 19, PAGE 78 AND LOTS 1 AND 2, BLOCK C, REVISED PLAT OF NORTON'S SUBDIVISION NO. 3, PLAT BOOK 19, PAGE 57, LYING IN SECTION 3-31-16, PINELLAS COUNTY, FLORIDA; RETAINING A UTILITY EASEMENT OVER THE VACATED AREA; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Richard Orr, on behalf of Aprola, LLC, (the Petitioner) has petitioned this Board of County Commissioners (BCC) 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 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**, a full-width utility easement will be retained over the vacated area; 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 and plat be hereby vacated, insofar as this Board of County Commissioners has the authority to do so pursuant to §336.09, Florida Statutes, subject to the retention of a utility easement over the entire vacated area.

**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: Chelsen Hardy  
Office of the County Attorney