

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

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA; VACATING THE 50-FOOT-WIDE RIGHT-OF-WAY OF PALMETTO AVENUE LYING EAST OF ELM STREET AND WEST OF CHURCH STREET AND A PART OF JACKSON PARK SUBDIVISION, PLAT BOOK 4, PAGE 1, LYING IN SECTION 33-28-16, PINELLAS COUNTY, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Mikhail A. Fokin, Zilya Ruga, Hugo E. Gonzalez, Rosemary Craig Gonzalez, Kimble McNeal, and Mary McNeal, (“the Petitioners”) have petitioned this Board of County Commissioners (“Board”) to vacate the 50-foot wide right-of-way of Palmetto Avenue on 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 Petitioners have 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**, the Petitioners’ affidavits have been received by the Board; and

**WHEREAS**, the Board finds that the platted right-of-way which is the subject of this Resolution no longer serves a public purpose and is a proper subject for vacation pursuant to §336.09, Florida Statutes.

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

1. The above-described property and plat shall be vacated, insofar as this Board of County Commissioners has the authority to do so pursuant to Section 336.09, Florida Statutes.

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 \_\_\_\_\_ day of \_\_\_\_\_, 2022, 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: