

RESOLUTION NO. 23-64

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA. VACATING A 16 FOOT PLATTED ALLEY LYING NORTH OF LOT 23 AND THE EAST 1/2 OF LOT 22 AND LYING SOUTH OF LOT 10 AND THE EAST 1/2 OF LOT 11, AND A 16 FOOT PUBLIC ALLEY EASEMENT LYING WITHIN THE EAST 1.5 FEET OF LOT 22 AND THE WEST 14.5 FEET OF LOT 23, BLOCK 4, FIRST SECTION LELLMAN HEIGHTS, PLAT BOOK 14, PAGE 15, LYING IN SECTION 03-31-16, PINELLAS COUNTY, FLORIDA.

WHEREAS, Hawkins Family Partnership, LLC a Florida Limited Partnership, (“Petitioner”) has petitioned this Board of County Commissioners (“Board”) to vacate the following described property:

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

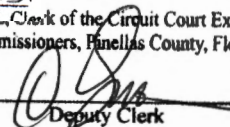
WHEREAS, Petitioner has shown that the vacation of such portions of the plat will not affect the ownership or right of convenient access of persons owning other parts of the subdivision; and

WHEREAS, the Petitioner’s affidavit has been received by the Board; and

WHEREAS, the Petitioner, through its authorized agents has executed a public ingress/egress easement over the portion of the lands further described in Exhibit C.

WHEREAS, the Board finds that the portions of the platted right-of-way that are the subject of this Resolution no longer serve a public purpose and are a proper subject for vacation pursuant to Section 336.09, Florida Statutes.



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 6 day of September, 2023.
KENNETH P. BURKE, Clerk of the Circuit Court Ex-Officio Clerk of the Board of County Commissioners, Pinellas County, Florida.

Deputy Clerk

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

1. The above-described property and plat depicted in Exhibit A shall be vacated, insofar as this Board 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 County hereby releases and relinquishes all claim and rights evidenced in the document recorded at OR Book 5623 Page 5, Public Records of Pinellas County, Florida.
4. The Clerk shall record this Resolution in the Public Records of Pinellas County, Florida.
5. This Resolution shall become effective upon recordation in the public records of Pinellas County, Florida.

In a regular meeting duly assembled on the 15th day of August, 2023, Commissioner Justice offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner Flowers, and upon roll call the vote was:

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

NAYS: None.

Absent and not voting: None.

APPROVED AS TO FORM

By: Derrill McAteer
Office of the County Attorney

EXHIBIT "A"

SECTION 3, TOWNSHIP 31 SOUTH, RANGE 16 EAST
PINELLAS COUNTY, FLORIDA

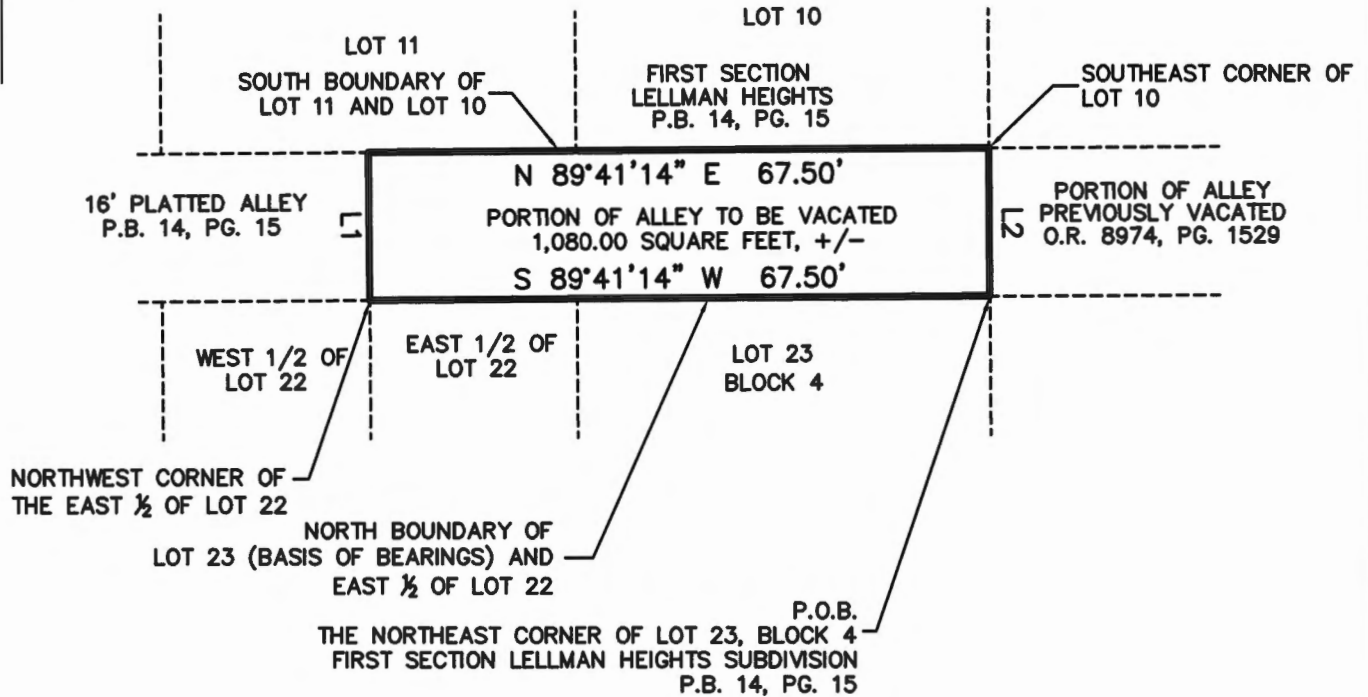
LEGEND

- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- P.S.M. PROFESSIONAL SURVEYOR AND MAPPER
- O.R. OFFICIAL RECORDS BOOK
- P.B. PLAT BOOK
- PG. PAGE

Scale 1" = 20'



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N 00°17'34" W	16.00'
L2	S 00°17'34" E	16.00'



SURVEYOR'S NOTES:

- 1.) This is not a Boundary Survey.
- 2.) Bearings are based on an assumed datum and referenced to the North Boundary of Lot 23, First Section Lellman Heights Subdivision, as per Plat thereof, as recorded in Plat Book 14, Page 15, Public Records of Pinellas County, Florida, as being South 89°41'14" West.
- 3.) This sketch not valid without the signature and digital seal of a Florida Licensed Surveyor and Mapper.

David F Peach Digitally signed by David F Peach
Date: 2023.07.10 16:32:52 -04'00'



Reviewed by: AZ TS
Date: 07/11/2023
SFN#: 0501_01731

David F. Peach, P.S.M.
Registered Surveyor and Mapper
State of Florida No. 5931

SKETCH ONLY—NOT A SURVEY

SHEET 1 OF 2

SCALE: 1" = 20'
DRAWN BY: DFP
DWG. No. 2023-0107ALV
PROJ. No. 2023-0107-7

ALLEY VACATION PARCEL
CROWN GENESIS
PINELLAS COUNTY, FLORIDA

JMPACT SURVEYING AND MAPPING, INC.
7815 NORTH DALE MABRY HIGHWAY,
SUITE 107, TAMPA, FLORIDA 33614
PHONE: (813) 644-6570 E-MAIL: psm5931@msn.com
L.B.# 7934 www.impactsurveyingandmapping.com

Exhibit "A "

LEGAL DESCRIPTION:

ALLEY VACATION PARCEL

A PARCEL OF LAND LYING IN SECTION 3, TOWNSHIP 31 SOUTH, RANGE 16 EAST, PINELLAS COUNTY, FLORIDA. SAID PARCEL BEING A PORTION OF THAT CERTAIN EAST-WEST ALLEY BEING PART OF, BLOCK 4, FIRST SECTION LELLMAN HEIGHTS SUBDIVISION, AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK 14, PAGE 15, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 23, BLOCK 4, FIRST SECTION LELLMAN HEIGHTS SUBDIVISION, AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK 14, PAGE 15, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA; THENCE ALONG THE NORTH BOUNDARY OF SAID LOT 23, AND THE EAST $\frac{1}{2}$ OF LOT 22, BLOCK 4, SOUTH $89^{\circ}41'14''$ WEST, 67.50 FEET TO THE NORTHWEST CORNER OF THE EAST $\frac{1}{2}$ OF SAID LOT 22; THENCE DEPARTING SAID NORTH BOUNDARY, NORTH $00^{\circ}17'34''$ WEST, 16.00 FEET TO A POINT ON THE SOUTH BOUNDARY OF LOT 11, BLOCK 4; THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT 11, AND LOT 10, BLOCK 4, NORTH $89^{\circ}41'14''$ EAST, 67.50 FEET TO THE SOUTHEAST CORNER OF SAID LOT 10; BLOCK 4; THENCE DEPARTING SAID SOUTH BOUNDARY, SOUTH $00^{\circ}17'34''$ EAST, 16.00 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 1,080.00 SQUARE FEET, MORE OR LESS.

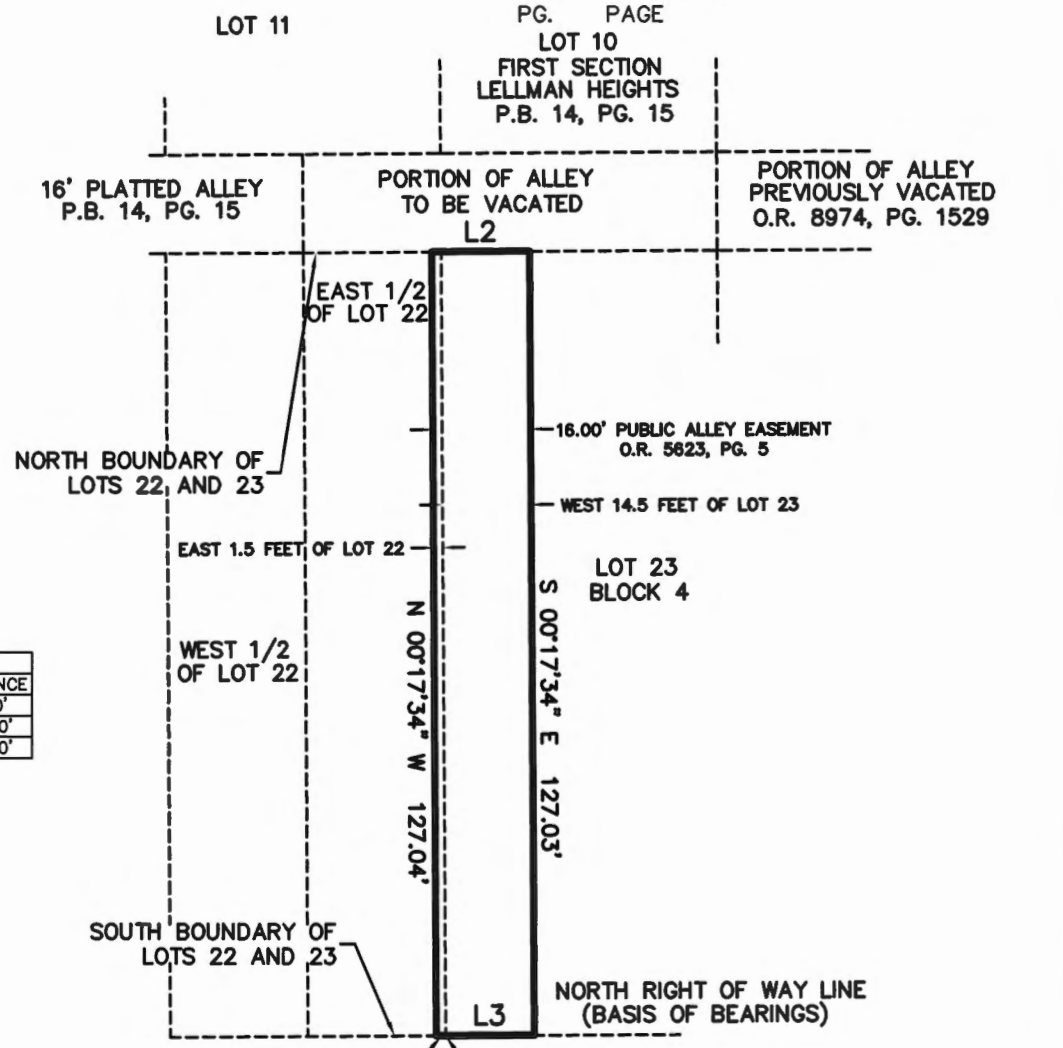
Prepared by:
Impact Surveying and Mapping, Inc.
7815 North Dale Mabry Highway
Suite 107
Tampa, Fl. 33625
L.B.#7934

SHEET 2 OF 2

SECTION 3, TOWNSHIP 31 SOUTH, RANGE 16 EAST
PINELLAS COUNTY, FLORIDA

LEGEND

- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- P.S.M. PROFESSIONAL SURVEYOR AND MAPPER
- O.R. OFFICIAL RECORDS BOOK
- P.B. PLAT BOOK
- PG. PAGE



LINE TABLE		
LINE	BEARING	DISTANCE
L1	S 89°39'13" W	1.50'
L2	N 89°41'14" E	16.00'
L3	S 89°39'13" W	14.50'

SURVEYOR'S NOTES:

- 1.) This is not a Boundary Survey.
- 2.) Bearings are based on an assumed datum and referenced to the North Right of Way line of 53rd Avenue North, First Section Leliman Heights Subdivision, as per Plat thereof, as recorded in Plat Book 14, Page 15, Public Records of Pinellas County, Florida, as being South 89°39'13" West. (Assumed Datum).
- 3.) This sketch not valid without the signature and digital seal of a Florida Licensed Surveyor and Mapper.

David F Peach Digitally signed by David F Peach
Date: 2023.07.10 16:34:45 -04'00'



Reviewed by: AZ TS
Date: 07/11/2023
SFN#: 0501_01731

David F. Peach, P.S.M.
Registered Surveyor and Mapper
State of Florida No. 5931

SKETCH ONLY—NOT A SURVEY

SHEET 1 OF 2

SCALE: 1"= 30'
DRAWN BY: DFP
DWG. No. 2023-0107EV
PROJ. No. 2023-0107-7

EASEMENT VACATION PARCEL
CROWN GENESIS
PINELLAS COUNTY, FLORIDA

IMPACT SURVEYING AND MAPPING, INC.
7815 NORTH DALE MABRY HIGHWAY,
SUITE 107, TAMPA, FLORIDA 33614
PHONE: (813) 644-6570 E-MAIL: psm5931@msn.com
L.B.# 7934 www.impactsurveyingandmapping.com

Exhibit "B "

LEGAL DESCRIPTION:

PUBLIC ALLEY VACATION PARCEL

A PARCEL OF LAND LYING IN SECTION 3, TOWNSHIP 31 SOUTH, RANGE 16 EAST, PINELLAS COUNTY, FLORIDA. SAID PARCEL BEING A PORTION OF LOTS 22 AND 23, BLOCK 4, FIRST SECTION LELLMAN HEIGHTS SUBDIVISION, AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK 14, PAGE 15, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 23, BLOCK 4, FIRST SECTION LELLMAN HEIGHTS SUBDIVISION, AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK 14, PAGE 15, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA; THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT 22, SOUTH 89°39'13" WEST, 1.50 FEET; THENCE DEPARTING SAID SOUTH BOUNDARY, NORTH 00°17'34" WEST, 127.04 FEET TO A POINT ON THE NORTH BOUNDARY OF SAID LOT 22, BLOCK 4,; THENCE ALONG THE NORTH BOUNDARY OF SAID LOT 22, AND THE NORTH BOUNDARY OF SAID LOT 23, BLOCK 4, NORTH 89°41'14" EAST, 16.00 FEET; THENCE DEPARTING SAID NORTH BOUNDARY, SOUTH 00°17'34" EAST, 127.03 FEET TO A POINT ON THE SOUTH BOUNDARY OF SAID LOT 23; THENCE ALONG SAID SOUTH BOUNDARY, SOUTH 89°39'13" WEST, 14.50 FEET TO THE POINT OF BEGINNING.

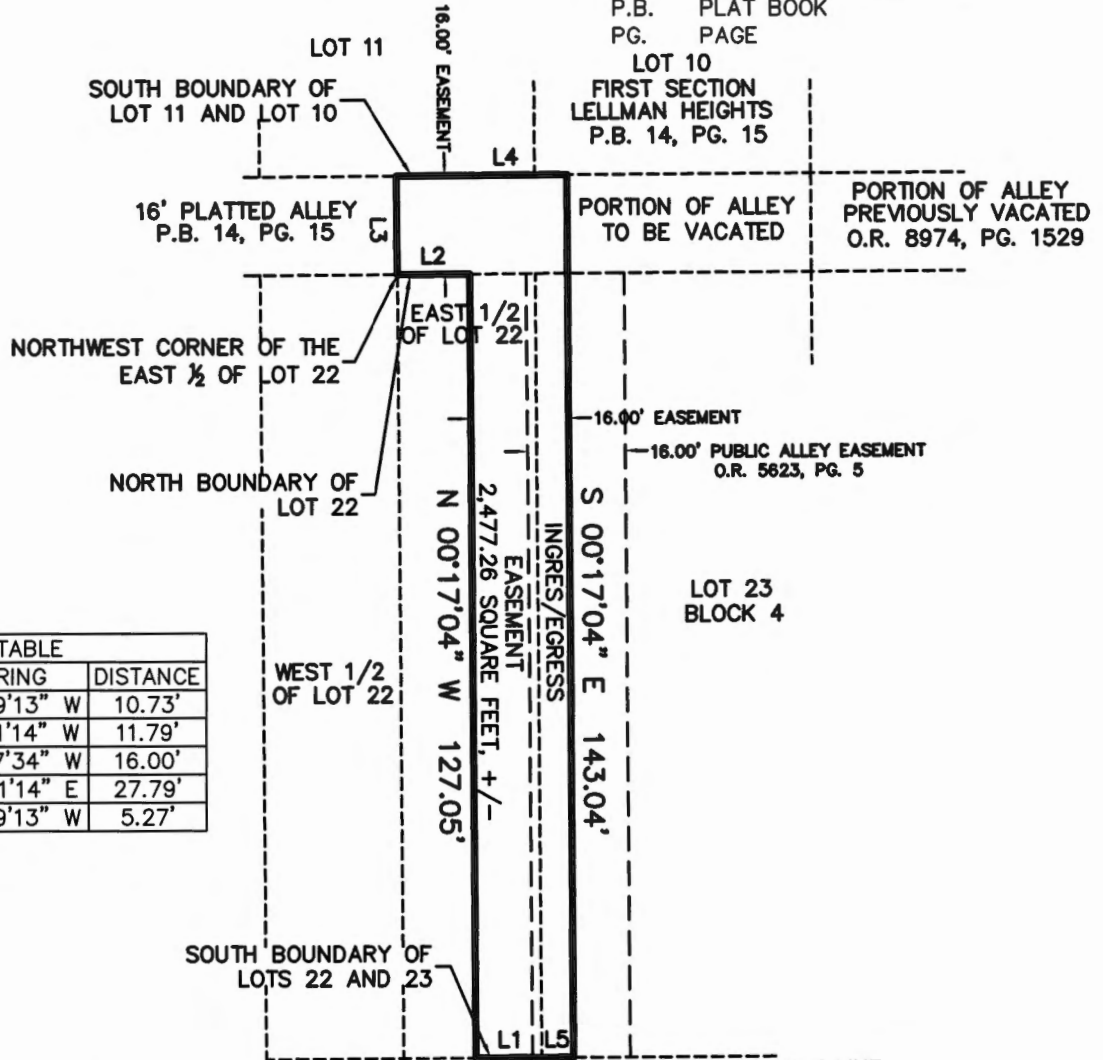
SAID PARCEL CONTAINS 2,032.59 SQUARE FEET, MORE OR LESS.

Prepared by:
Impact Surveying and Mapping, Inc.
7815 North Dale Mabry Highway
Suite 107
Tampa, Fl. 33625
L.B.#7934

SECTION 3, TOWNSHIP 31 SOUTH, RANGE 16 EAST
PINELLAS COUNTY, FLORIDA

LEGEND

- P.O.B. POINT OF BEGINNING
- P.O.C. POINT OF COMMENCEMENT
- P.S.M. PROFESSIONAL SURVEYOR AND MAPPER
- O.R. OFFICIAL RECORDS BOOK
- P.B. PLAT BOOK
- PG. PAGE



LINE TABLE		
LINE	BEARING	DISTANCE
L1	S 89°39'13" W	10.73'
L2	S 89°41'14" W	11.79'
L3	N 00°17'34" W	16.00'
L4	N 89°41'14" E	27.79'
L5	S 89°39'13" W	5.27'

THE SOUTHWEST CORNER OF LOT 23, BLOCK 4
SURVEYOR'S NOTES: FIRST SECTION LELLMAN HEIGHTS SUBDIVISION P.B. 14, PG. 15
P.O.B. 53RD AVENUE NORTH 60' PUBLIC RIGHT OF WAY P.B. 14, PG. 15
NORTH RIGHT OF WAY LINE (BASIS OF BEARINGS)

- 1.) This is not a Boundary Survey.
- 2.) Bearings are based on an assumed datum and referenced to the North Right of Way line of 53rd Avenue North, First Section Lellman Heights Subdivision, as per Plat thereof, as recorded in Plat Book 14, Page 15, Public Records of Pinellas County, Florida, as being South 89°39'13" West. (Assumed Datum).
- 3.) This sketch not valid without the signature and digital seal of a Florida Licensed Surveyor and Mapper.

David F Peach Digitally signed by David F Peach
Date: 2023.07.10 16:33:48 -04'00'



Reviewed by: AZ TS
Date: 07/11/2023
SFN#: 0501_01731

David F. Peach, P.S.M.
Registered Surveyor and Mapper
State of Florida No. 5931

SKETCH ONLY—NOT A SURVEY

SHEET 1 OF 2

SCALE: 1" = 30'
DRAWN BY: DFP
DWG. No. 2023-0107ES
PROJ. No. 2023-0107-7

PROPOSED EASEMENT PARCEL
CROWN GENESIS
PINELLAS COUNTY, FLORIDA

IMPACT SURVEYING AND MAPPING, INC.
7815 NORTH DALE MABRY HIGHWAY,
SUITE 107, TAMPA, FLORIDA 33614
PHONE: (813) 644-6570 E-MAIL: psm5931@msn.com
L.B.# 7934 www.impactsurveyingandmapping.com

EXHIBIT " C "

LEGAL DESCRIPTION:

INGRESS/ EGRESS EASEMENT PARCEL

A PARCEL OF LAND LYING IN SECTION 3, TOWNSHIP 31 SOUTH, RANGE 16 EAST, PINELLAS COUNTY, FLORIDA. SAID PARCEL BEING A PORTION OF LOTS 22 AND 23, TOGETHER WITH THAT CERTAIN EAST-WEST ALLEY, ALL BEING PART OF BLOCK 4, FIRST SECTION LELLMAN HEIGHTS SUBDIVISION, AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK 14, PAGE 15, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 23, BLOCK 4, FIRST SECTION LELLMAN HEIGHTS SUBDIVISION, AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK 14, PAGE 15, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA; THENCE ALONG THE SOUTH BOUNDARY OF SAID LOT 22, SOUTH 89°39'13" WEST, 10.73 FEET; THENCE DEPARTING SAID SOUTH BOUNDARY, NORTH 00°17'04" WEST, 127.05 FEET TO A POINT ON THE NORTH BOUNDARY OF SAID LOT 22; THENCE ALONG SAID NORTH BOUNDARY, SOUTH 89°41'14" WEST, 11.79 FEET TO THE NORTHWEST CORNER OF THE EAST ½ OF SAID LOT 22; THENCE DEPARTING SAID NORTH BOUNDARY, NORTH 00°17'34" WEST, 16.00 FEET TO A POINT ON THE SOUTH BOUNDARY OF LOT 11, BLOCK 4; THENCE ALONG SAID SOUTH BOUNDARY, AND THE SOUTH BOUNDARY OF LOT 10, BLOCK 4, NORTH 89°41'14" EAST, 27.79 FEET; THENCE DEPARTING SAID SOUTH BOUNDARY, SOUTH 00°17'04" EAST, 143.03 FEET TO A POINT ON THE SOUTH BOUNDARY OF SAID LOT 23; THENCE ALONG SAID SOUTH BOUNDARY, SOUTH 89°39'13" WEST, 5.27 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 2,477.26 SQUARE FEET, MORE OR LESS.

Prepared by:
Impact Surveying and Mapping, Inc.
7815 North Dale Mabry Highway
Suite 107
Tampa, Fl. 33625
L.B.#7934

Serial Number
23-03194N

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,

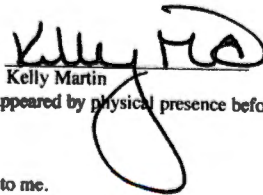
being a Proposed Petition to Vacate

in the matter of Public Hearing on August 15, 2023 at 6:00pm: Hawkins Family Partnership LLC

in the Court, was published in said newspaper by print in the issues of 7/28/2023

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, 28th day of July, 2023 A.D.

by Kelly Martin who is personally known to me.

Notary Public, State of Florida
(SEAL)



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

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, August 15, 2023, at 6:00 P.M. or thereafter in the County Commission Assembly Room, Fifth Floor, Pinellas County Courthouse, 315 Court Street, Clearwater, Florida 33756, with virtual participation utilizing Communications Media Technology (CMT) on the Zoom platform.

The hearing is to consider the petition of Hawkins Family Partnership, LLC, to vacate abandon and/or close the following:

A 16 FOOT PLATTED ALLEY LYING NORTH OF LOT 23 AND THE EAST 1/2 OF LOT 23 AND LYING SOUTH OF LOT 10 AND THE EAST 1/2 OF LOT 11 (8886 34TH ST N) AND A 16 FOOT PUBLIC ALLEY EASEMENT LYING WITHIN THE EAST 1.5 FEET OF LOT 23 AND THE WEST 14.5 FEET OF LOT 23, BLOCK 4, FIRST SECTION LKILMAN HEIGHTS, PLAT BOOK 14, PAGE 16, LYING IN SECTION 08-21-16, PINELLAS COUNTY, FLORIDA.

The public hearing will be streamed live at <https://youtube.com/pctv1> 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/EC/AgendaComment. 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 Revis, Deputy Clerk

July 28, 2023

23-03194N

Serial Number
23-03651N

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 Public Notice

in the matter of Adoption of Resolution - Hawkins Family Partnership LLC

in the Court, was published in said newspaper by print in the issues of 8/25/2023

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.

PUBLIC NOTICE

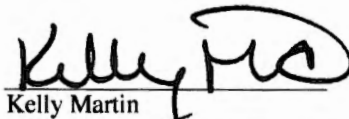
You will please take notice that the Pinellas County Board of County Commissioners at its regular meeting of August 15, 2023, in the County Commission Assembly Room, Fifth Floor, Pinellas County Courthouse, 315 Court Street, Clearwater, Florida 33756, adopted a resolution vacating the following legally described property as petitioned by Hawkins Family Partnership, LLC, a Florida Limited Partnership company

VACATING A 16 FOOT PLATTED ALLEY LYING NORTH OF LOT 23 AND THE EAST 1/2 OF LOT 22 AND LYING SOUTH OF LOT 10 AND THE EAST 1/2 OF LOT 11, AND A 16 FOOT PUBLIC ALLEY EASEMENT LYING WITHIN THE EAST 1.5 FEET OF LOT 22 AND THE WEST 14.5 FEET OF LOT 23, BLOCK 4, FIRST SECTION LELLMAN HEIGHTS, PLAT BOOK 14, PAGE 15, LYING IN SECTION 03-31-16, PINELLAS COUNTY, FLORIDA.

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

August 25, 2023

23-03651N

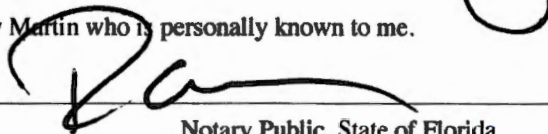


Kelly Martin

Sworn to and subscribed, and personally appeared by physical presence before me,

25th day of August, 2023 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