

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA; VACATING THAT PORTION OF 34TH STREET NORTH EXTENSION (COUNTY ROAD NUMBER 265), DECLARED TO BE A PUBLIC ROAD IN BOARD OF COUNTY COMMISSIONERS MINUTES BOOK 23, PAGE 253, FILED ON APRIL 12, 1949, BEING 100 FEET IN WIDTH, LYING WITHIN PROPERTY OWNED BY APARTMENTS AT GATEWAY, LLC, AS RECORDED IN OFFICIAL RECORDS BOOK 17960, PAGE 495, AND WITHIN PROPERTY OWNED BY APARTMENTS AT GATEWAY II, LLC, AS RECORDED IN OFFICIAL RECORDS BOOK 17960, PAGE 512, ALL IN SECTIONS 22, 23, 26, & 27-30-16, PINELLAS COUNTY, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Apartments at Gateway II LLC, (“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 fully incorporated herein (the “Site”);

WHEREAS, the Petitioner has shown that the portions of county road rights of way as depicted in Exhibit “A” and Exhibit “B” 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, Section §336.09, Florida Statutes authorizes this Board to vacate roads and streets and any right of Pinellas County and the public in any land or interest therein; and

WHEREAS, the Board finds that the portions of the above-described property 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.

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

1. The portions of County Road rights of way depicted in Exhibit “A” and Exhibit “B” will 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 rights-of-way created by deed, plat, petition, maintenance, or otherwise, the subject vacation will have no effect thereon.
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 [] day of [], 2025, 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: