

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF PINELLAS COUNTY, FLORIDA;
VACATING THE 16 FOOT WIDE ALLEY LYING
EASTERLY OF LOT 7, BLOCK 9 AND WESTERLY OF
LOTS 5, 6, AND A PORTION OF LOT 4, BLOCK 9, ANN
PARK HEIGHTS, PLAT BOOK 6, PAGE 100, LYING IN
SECTION 3-31-16, PINELLAS COUNTY, FLORIDA;
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, Wat Lao Mixayaram, Inc., (the Petitioner) has petitioned this Board of County Commissioners 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, 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 vacated, insofar as this Board of County Commissioners has the authority to do so, pursuant to §336.09, Florida Statutes, subject however, to the following:

1. Petitioner must bring the property into compliance with the Pinellas County Code within twelve (12) months of passage of this Resolution, which excludes remediation of the current encroachment into the subject property for which this vacation is sought in part to remedy. Compliance shall be verified in writing by the Director of the Pinellas County Building & Development Review Services Department (BDRS).

2. Any new easement necessitated by virtue of this vacation and subsequent site plan approval process shall be mutually agreed upon by the Petitioner and the County, which may be agreed and accepted on behalf of the County by the County Administrator or the Administrator's designee.

NOW THEREFORE, 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 but the vacation shall not take effect until completion of all terms and conditions contained herein, which in no event shall exceed twelve (12) months from the date of adoption of this Resolution. If the conditions are not satisfied within this designated timeframe, the above-referenced property will not be vacated, and this Resolution will become null and void.

In a regular meeting duly assembled on the 15th day of December, 2020, Commissioner Long offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner Peters, and upon roll call the vote was:

AYES: Gerard, Eggers, Flowers, Justice, Long, Peters, and Seel.

NAYS: None.

Absent and not voting: None.

APPROVED AS TO FORM

By: Chelsea Hardy
Office of the County Attorney