

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

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA; VACATING THE NORTH ONE HALF OF THE SIXTY-FOOT RIGHT-OF-WAY KNOWN AS RUSSELL AVENUE, LYING ADJACENT TO LOT 11, BLOCK 5, MUNDAY'S ADDITION TO CHESTERVILLA, PLAT BOOK 21, PAGE 22, LYING IN SECTION 33-29-16; RETAINING A TEN-FOOT WIDE UTILITY EASEMENT OVER THE NORTHERN PORTION OF THE VACATED RIGHT-OF-WAY AND A DRAINAGE EASEMENT OVER THE VACATED PROPERTY; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Joseph McDonald and Alexandria McDonald (the Petitioners) have 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 Petitioners have shown that they are the fee simple owners of the property covered by the portion of the plat sought to be vacated; 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' 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 ten-foot wide utility easement over the northern portion of the vacated right-of-way and a drainage easement over the vacated property.

**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 \_\_\_\_\_, 2020,  
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: Chelsea Maudy  
Office of the County Attorney