



Facilities & Real Property

### **MEMORANDUM**

TO:

Katherine Carpenter, Deputy Clerk

**BCC Records** 

FROM:

Sean P. Griffin

Real Property Manager

SUBJECT:

PETITION TO VACATE - Submitted by Melissa Marie Bonilla and Michael

Allen Copp

File No. 1601

**CATS 52377** 

Legistar 20-1638A

Property Address: 3937 Lake Shore Drive, Palm Harbor, FL 34684

DATE:

September 3, 2020

Enclosed herewith are the following originals:

Petition to Vacate

Copy of the Legal Description (Original signed and sealed Legal is attached to the Resolution) Application and Findings of Fact

Letters of no objection from:

Lake Saint George HOA

Bright House Duke Energy Frontier

Pinellas County Utilities Engineering

TECO Electric
TECO Peoples Gas

WOW!

Receipt dated 25-JUNE-2020 and 29-AUG-2020 and copy of checks #1991 and #1952 in the amount of \$750.00.

Please set the public hearing for the BCC meeting of October 20, 2020, place the necessary newspaper advertising in accordance with State Statute 177.101 (which requires advertising in two weekly issues prior to the meeting, with no advertising requirement after the meeting), and mail notices of the public hearing date to the owners shown on the attached list. Thank you.

509 East Avenue South Clearwater, FL 33756 Phone (727) 464-3496 Fax (727) 464-5251 V/TDD (727) 464-4062 www.pinellascounty.org

## APPLICATION AND FINDINGS OF FACT

### FOR PETITION TO RELEASE PLATS OR PORTIONS OF PLAT (EASEMENTS)

APPLICANT(S): MELISSA M. BONILLA
Address: 3937 LAKE SHORE DR
City, State, Zip: PALM HARBOR FL 34684
Daytime Telephone Number: \$ 727-742-3625
melissa bonilla 24@ smail. com SUBJECT PROPERTY ADDRESS: 3937 LAKE SHORE PR
City, State, Zip: PALM HARBOR, FL. 34684
Property Appraiser Parcel Number: 08-28-16-48763-001-005
PLEASE ANSWER THE FOLLOWING QUESTIONS TO THE BEST OF YOUR KNOWLEDGE
1. The right-of-way or alley is:open and usedunopened "paper" street
2. Is there a pending "Contract for Sale"? Yes No
If yes, please list all parties involved in the sales contract:
3. Is a corporation involved as owner or buyer?
If yes, please give corporation name and list corporate officers:
4. Complete subdivision name as shown on the subdivision plat:
LAKE ST GEORGE - UNIT 1
5. Subdivision Plat Book Number 78 Page number(s) 65
6. Is there a Homeowners Association? YesNo
7. Reason(s) for requesting this release – check all that apply:
-Need to release to clear an existing encroachment:
Pool Screened Pool & Deck Building Other
-Need to release to clear title:YesNo

-Want to release to allow for:
Pool Screened Pool Deck Building Addition Other
-Want to vacate to include the vacated right of way or alley into my property for:  Increased property size Prohibiting unwanted use of the area Other:
To determine if a variance is required, please call the BUILDING DEVELOPMENT REVIEW SERVICES DEPARTMENT at 464-3888.
9. Please provide any relevant additional comments:  PETITION TO RELEASE A PORTION OF  THE BACK EASEMENT, (12 FEET)
10. If anyone has assisted you with the preparation of this form, gathering of information or requesting information on your behalf, please list their name, title, address and phone number below.
NameTitle
Address Phone
Address Phone CITIZEN DISCLOSURE
CITIZEN DISCLOSURE  11. 1) I have a current family relationship to an employee, or an elected official, of Pinellas County Government. That person is
CITIZEN DISCLOSURE  11. 1) I have a current family relationship to an employee, or an elected official, of Pinellas County Government. That person is, employed in the Department of, or Office of, Elected Official.
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### SUPPLEMENTAL PAGE FOR ADDITIONAL APPLICANTS/PETITIONERS

or Property Address: 3937 LAKE SHORE DRIVE			
APPLICANT: MICHAEL A. COPP	_		
address: 3937 LAKE SHORE DR			
City, State, Zip: PALM HARBOR, FL 34684			
Paytime Telephone Number: F13-220-8151			
DATE: _/- 8-20 APPLICANT SIGNATURE			
APPLICANT:			
Address:			
City, State, Zip:			
Paytime Telephone Number:			
APPLICANT SIGNATURE			
DATE:			
APPLICANT:	_		
Address:	_		
City, State, Zip:			
Daytime Telephone Number:			
APPLICANT SIGNATURE			
DATE:			
APPLICANT:			
Address:			
City, State, Zip:	_		
Daytime Telephone Number:			
APPLICANT SIGNATURE			
DATE:			

# SUBMITTED TO THE BOARD OF COUNTY COMMISSIONERS OF PINELLAS COUNTY, FLORIDA

#### PETITION TO VACATE, PLAT OR PORTION OF PLAT (EASEMENT)

Cornes now your Petitioners. Metissa Marie Homila and Michael Allen Copp.

Name of Petitioner

and respectfully requests this Honorable Board of County Commissioners to adopt a resolution vacating.

Lands described in legal description attached hereto soid by this reference made a part hereof.

Your petitioners represent that: 1) the petitioners own the fee simple title to the whole or that portion of the plat (casement) that is sought to be vacated, 2) the petitioners have provided certificates showing that all state and county taxes have been paid; 3) the vacation request herein will not cause injury to any surrounding property or property owners, and that the above described property does not now serve and is not needed for any public puspose. 4) the interest of the public will not be adversely affected by this vacation, not will such vacation affect the ownership, or the right of convenient access, of persons owning any other parts of said subdivision.

	The charge and a Office that the foreign decreases we have
	Thereby swear and or affirm that the forgoing structments are true
	Mellea Marie Bonilla
	Thereby stages and or utilize that the forgoing statements are true.
	Michael Allen Copp
Flacida	
STATE OF Florida COUNTY OF FINELLY	<del></del>
The foregoing instrument wa	is acknowledged before me by means of physical presence of contine notarization this
must check applicable box.	, 2020, by Preurya Parina & Prevent Copp. Such person(s) Notary Public
	are personally known to me.
	produced her current driver license.
	M produced Drivers Guens & sidentification.
	1011
(Notary Seal)	
(,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	Notary Public
	Printed Name of Notary Thomas William Staffard
	Commission Number: 66 924000
	My Commission Expires: 10/20/2023
Thomas William Sta	afford
** * * * * * * * * * * * * * * * * * * *	

Notary Public
State of Florida
My Commission Expires 10/20/2023
Commission No. GG 924020

W.O. 6008 SKETCH-OF-LEGAL SECTION 8, TOWNSHIP 28 S., RANGE. 16 E. PINELLAS COUNTY, FLORIDA VACATION OF EASEMENT LOT 4 NORTHERLY BOUNDARY LOT 5, BLOCK "A" PLATTED EASEMENT LINE LOT 5, BLOCK "A" LOT 5 BLOCK "A" \_DRAINAGE, UTILITY &/OR NATURAL AREA EASEMENT PER PLAT SW CORNER LOT 5, BLOCK "A" LOT 6 BLOCK "A"

#### PROPERTY ADDRESS:

3937 LAKE SHORE DRIVE PALM HARBOR, FLORIDA

#### **SURVEYOR'S NOTES:**

I. BASIS OF BEARINGS IS THE EASTERLY RIGHT-OF-WAY LINE OF LAKE SHORE DRIVE BEING: N22°00'34"E, PER PLAT

2. THIS SKETCH IS NOT TO SCALE

	LINE TABLE			
LINE	LENGTH	BEARING		
L1	12.00	S67*59'26'E		
L2	12.00	N67°59'26"W		

#### THIS IS NOT A BOUNDARY SURVEY

EGEND: DRAWN BY: HW A.K.A.= Also Known As CHECKED BY: DJE GOVT.= Government O.R. = Official Records Book DATE: JANUARY 24, 2020 PG. = PageSCALE: NOT TO SCALE POB = Point of Beginning POC = Point of Commencement SHEET 1 of 2 R/W = Right-of-WayW.O. 6008

#### NAME AND ADDRESS OF THE PREPARER:

GEODATA SERVICES
1166 KAPP DRIVE

CLEARWATER, FL 33765

PHONE: (727)447-1763 LB 7466



W.O. 6008

VACATION OF EASEMENT

SECTION 8, TOWNSHIP 28 S., RANGE, 16 E. PINELLAS COUNTY, FLORIDA

#### **DESCRIPTION:**

A PORTION OF A DRAINAGE, UTILITY &/OR NATURAL AREA EASEMENT LOCATED IN LOT 5, BLOCK "A", LAKE ST. GEORGE-UNIT I, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 78, PAGE 65 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID LOT 5, SAID POINT LYING ON THE EASTERLY RIGHT-OF-WAY LINE OF LAKE SHORE DRIVE, THENCE SOUTH 67'59'26" EAST, ALONG THE SOUTHERLY BOUNDARY OF SAID LOT 5, FOR A DISTANCE OF 80.00 FEET TO THE POINT OF BEGINNING; THENCE LEAVING SAID SOUTHERLY BOUNDARY OF SAID LOT 5, NORTH 22"00"34 EAST ALONG THE PLATTED EASEMENT LINE OF SAID LOT 5, FOR A DISTANCE OF 80.00 FEET TO A POINT ON THE NORTHERLY BOUNDARY OF SAID LOT 5; THENCE SOUTH 67'59'26" EAST, ALONG SAID NORTHERLY BOUNDARY OF SAID LOT 5, FOR A DISTANCE OF 12.00 FEET; THENCE LEAVING SAID NORTH BOUNDARY OF SAID LOT 5, SOUTH 22'00'34" WEST, FOR A DISTANCE OF 80.00 FEET TO A POINT ON THE SOUTHERLY BOUNDARY OF SAID LOT 5; THENCE NORTH 67'59'26" WEST ALONG SAID SOUTHERLY BOUNDARY OF SAID LOT 5, FOR A DISTANCE OF 12.00 FEET TO THE POINT OF BEGINNING.

> Reviewed by: CH GD Date: 5/4/2020 SFN#\_\_\_\_ 501-1601

### PROPERTY ADDRESS:

3937 LAKE SHORE DRIVE PALM HARBOR, FLORIDA

#### **SURVEYOR'S NOTES:**

I. BASIS OF BEARINGS IS THE EASTERLY RIGHT-OF-WAY LINE OF LAKE SHORE DRIVE BEING: N22°00'34"E, PER PLAT 2. THIS SKETCH IS NOT TO SCALE

#### THIS IS NOT A BOUNDARY SURVEY

DRAWN BY:	HW	LEGEND:
CHECKED BY:	DJE	A.K.A.= Also Known As GOVT.= Government
DATE: JANUARY	24, 2020	O.R. = Official Records Book PG. = Page POB = Point of Beginning
SHEET 2 of 2		POC = Point of Commencement
W.O. 6008		R/W = Right-of-Way

#### SURVEYOR'S CERTIFICATION:

I, DENNIS J. EYRE, THE SURVEYOR IN RESPONSIBLE CHARGE, HEREBY CERTIFY THAT THE SURVEY REPRESENTED HEREON AND THAT SAID ABOVE SKETCH IS ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF. SURVEY NOT VALID WITHOUT THE SIGNATURE AND: ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

O DATE: JANUARY 2 NAME AND ADDRESS OF THE PREPARER

GEODATA SERVICES 1166 KAPP DRIVE

CLEARWATER, FL 33765

PHONE: (727)447-1763 LB 7466





Date: November 13, 2019

Re: 3937 Lake Shore Dr. Palm harbor, Florida 34684 Lot 5, Block A, Lake ST George Unit 1 Book 78 Page 65 Pinellas County, Florida

Bright House Networks has no objections.

Bright House Networks has no objections provided easements for our facilities are Retained / granted

	Bright House has no objections provided applicant bears the expense for relocation of any Bright House facilities to maintain service to customers affected by the proposed Vacate.
	In order to properly evaluate this request, Bright House will need detailed plans of facilities proposed for subject areas.
	Bright House has facilities within this area, which may conflict with subject project Please call one call locating. SEE NOTES
and the same of	Bright House requires 30 days written notice prior to construction start date to relocate their facilities.

Ozzie Perez

Bright House Networks

Field Engineer Pinellas County 727-329-2817

I accept the terms stated above:

Melissa Marie Bonilla

9-24-20 Date

I accept the terms stated above:

BONILLA, MELISSA MARIE COPP, MICHAEL ALLEN 3937 LAKE SHORE DR PALM HARBOR FL 34684-4210

RE:

Vacation of Platted Utility and Drainage Easement Address: 3937 LAKE SHORE DR., PALM HARBOR FL 34684-4210 Parcel ID No.: 08-28-16-48763-001-0050

#### Dear Ms. BONILLA and Mr. COPP:

Please be advised that Lake St. George HOA has "NO OBJECTIONS" to the approval of a vacation of a portion of the Platted Utility Easement and Drainage Easement for the above referenced parcel as shown on enclosed Exhibit, lying along the rear of house. This Platted Utility and Drainage Easement is referenced on the Plat Book 78, Page 65, Public Records of Pinellas County, Florida.

Please be advised that any future utility or drainage issues within this referenced parcel will be the responsibility of the parcel owner.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,
Dawn W. Bringe, LCAM
Ameri-Tech Community Management
On behalf of LSG Homeowners Association, Inc.



Nov 13, 2019

Melissa M Bonilla Michael A. Copp 3937 Lake Shore Dr. Palm Harbor, Fl. 34684

Attn: Melissa M. Bonilla / Micheal A. Copp

Re: 3937 Lake Shore Dr., Palm Harbor Fl. 34684

Thank you for advising Wide Open West (WOWI) of the subject project.

\_XXX\_ WOW! Has "NO Objection "with this proposed project or plat Adjustment. But any changes to this or our facilities being damaged would be the sole responsibility of the applicant.

Please refer any further correspondence to:

WOW!
Dave Hamlin
Construction Coordinator
3001 Gandy Blvd. N.
Pinelias Park, FL 33782

1/2/

David E. Hamlin Jr.

Construction Project Coordinator

WOW!

Sincerely

(727) - 239-0156 Office (678) - 409-8721 Cell



Dave Eggers
Pat Gerard
Charlie Justice
Janet C. Long
Kathleen Peters
Karen Williams Seel
Kenneth T. Welch



November 12, 2019

Melissa M Bonilla & Michael A Copp 3937 Lake Shore Dr. Palm Harbor, Fl. 34684

RE: Petition to Release: Lot 5 Block A Lake St. George Unit 1 10' X 19.9" portion of a Drainage/ Utility Easement located in the rear of Residence. PID: 08-26-16-48763-001-0050

Dear Melissa Bonilla and Michael A Copp,

I am in receipt of your Letter dated October 27<sup>th</sup> 2019., Pinellas County Utilities does not have any utilities located within the petition. PCU has "No Objection" with the vacation as it is presented. If you have any questions, please do not hesitate to contact me at (727) 464-8418.

Sincerely, Junyane of the

Raymond S Letts Engineering Specialist II Pinellas County Utilities

> Pinellas County Utilities Engineering 14 S. Fort Harrison Ave. Clearwater, FL 33756 Phone: 727-464-5899

S:\Shared\Engineering\DRS\Easement Reviews\2020\3937 Lake Shore Dr. No Objection 20191112.d92Y464-3595









November 15, 2019

BONILLA, MELISSA MARIE COPP, MICHAEL ALLEN 3937 LAKE SHORE DR PALM HARBOR FL 34684-4210

RE:

Vacation of Platted Utility and Drainage Easement

Address: 3937 LAKE SHORE DR., PALM HARBOR FL 34684-4210

Parcel ID No.: 08-28-16-48763-001-0050

Dear Ms. BONILLA and Mr. COPP:

Please be advised that **DUKE ENERGY FLORIDA**, **LLC.**, d/b/a **DUKE ENERGY** Distribution Department and Transmission Department have "NO OBJECTIONS" to the approval of a vacation of a portion of the Platted Utility Easement and Drainage Easement for the above referenced parcel as shown on enclosed Exhibit, lying along the rear of house. This Platted Utility and Drainage Easement is referenced on the Plat Book 78, Page 65, Public Records of Pinellas County, Florida.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,

### Jonathan Kasper

Jonathan Kasper Research Specialist-Land Services Duke Energy Florida



Frontier Communications 1280 Cleveland Street Clearwater, FL 33755 Tel: 727-562-1101

Fax: 727-562-1175

November 5, 2019

Attn: Melissa M Bonilla

Michael A Copp

3937 Lake Shore Drive Palm Harbor, FL 34684

727-742-3625 813-220-8151

RE: Petition to Release

Sincerely,

Granville Stephens Granville Stephens Network Engineer, Sr.

Lot 5, Block A, Lake St George Unit 1 Parcel ID: 08-28-16-48763-001-0050 Street Address: 3937 Lake Shore Drive

M Our records do not indicate that there are Frontier Communications facilities in the area of the Plat request as per the attachment provided. ☑ Frontier Communications has no objection to the above referenced request as per the attachment. ☐ Frontier Communications has facilities within the proposed vacate area. A recordable non-exclusive Easement in favor of Frontier will be required for Frontier Communications facilities to remain in the proposed vacated R.O.W. ☐ Frontier Communications has facilities in the area, which may be in conflict with your proposed construction plans. Please contact Sunshine 811 by dialing 811, 2 full business days prior to the start of your work to have these facilities located for you. Please take all necessary precautions to protect and avoid damage of these facilities during your construction. ☐ Frontier Communications has facilities in the area, which may be in conflict with your proposed construction plans. Please send a set of construction plans and references to the Frontier Communications Engineering Department in regards to the above project. ☐ Frontier Communications has facilities in the area of your proposed construction. Frontier has no objections provided the applicant/requestor bears the expense for removals/relocations of all Frontier Communications facilities, along with providing a new easement needed to accommodate the proposed construction project. Please call me if you have any questions or need any additional information at (727) 562-1190.



#### AN EMERA COMPANY

November 5, 2019

Melissa M Bonilla Michael A Copp 3937 Lake Shore Drive Palm Harbor, Florida 34684

RE: Petition to Release: See attached Legal Description

Lot 5, Block A, Lake St George Unit 1 Parcel ID: 08-2816-48763-001-0050 Street Address: 3937 Lake Shore Drive

Dear Ms. Bonilla,

Tampa Electric Company does not serve the subject area therefore does not object to the Petition to Release for the abovementioned property; more particularly described as follows:

See Legal Description attached hereto and by reference made a part hereof.

If you have any questions or concerns, you may contact me at (813) 228-1424 or tileggatt@tecoenergy.com.

Sincerely,

Taylor J. Leggatt Real Estate Services

**Distribution Easement Coordinator** 



11/13/2019

To: Melissa Bonilla Michael A Copp 3937 Lake Shore Drive Palm Harbor, Fl 34684

**RE: Vacation of Easement** 

Lot 5, Block A. Leke St George Unit 1 Parcel ID: 08-2816-48763-001-0050 Street Address: 3937 Lake Shore Drive

From: TFCO Peoples Gas

To whom it may concern:

Thank you for contacting TECO Peoples Gas Company regarding vacate of easement at the above referenced location. After reviewing the documents provided, TECO-PGS has <u>NO</u> objection to this vacate.

If you have further questions, please do not hesitate to call.

Sincerely,

Joan Domning

Administrative Specialist, Senior Peoples Gas-Distribution Engineering

8416 Palm River Road Tampa, FL 33619

Office: 813-275-3783

#### PETITION TO RELEASE PUBLIC HEARING

For your information, below please find the steps necessary for the Real Estate Division to prepare your petition for the public hearing.

At the time you bring in the completed application, letters of no objection and all documents requested, a \$350.00 non-refundable application fee is required to begin the petition to release or release of easement application. When the County staff review and approval of the application is complete, you will be notified by mail and requested to submit the Petition to Release form together with the \$400.00 filing and advertising fee, and all pertinent fees associated with approval of the request. Upon receipt of the check, made payable to the Board of County Commissioners (BOCC), and the Petition, the PETITION TO RELEASE PACKAGE is prepared by County staff for presentation to the BOARD OF COUNTY COMMISSIONERS as a public hearing agenda item.

FYI, below are the steps necessary for the Real Estate Division to prepare for the public hearing include:

#### ADVERTISEMENT

In accordance with Florida State Statute 177.101, the date of the public hearing will be advertised "
by publishing legal notice in a newspaper of general circulation in the county in which the parcel of
land is

located, in not less than two weekly issues of said paper'. The advertisement is placed in the paper by the Clerk of the Circuit Court, Board Records Section.

#### ADVERTISEMENT

In accordance with Florida State Statute 336.09, 336.10, & 336.12, "the Commissioners shall hold a public hearing and shall publish notice thereof, one time in a newspaper of general circulation in the county in

which the parcel of land is located, at least two weeks prior to the date stated therein for such hearing". Following the Public Hearing, "Notice of the adoption of the Resolution by the Commissioners shall be

published one time, within 30 days following its adoption, in one issue of a newspaper of general circulation. These advertisements are placed in the paper by the Clerk of the Circuit Court, Board Records Section.

A STATE OF THE PROPERTY OF THE	The state of the s	
MELISSA MARIE BONILLA  3731 CHELTENHAM DR. PALM HARBOR, FI 34684	63-8413 2670 49201	1991
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#### PETITION TO RELEASE PUBLIC HEARING

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#### **ADVERTISEMENT**

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located, in not less than two weekly issues of said paper". The advertisement is placed in the paper by the Clerk of the Circuit Court, Board Records Section.

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		1 - 20 - 150 more - 200 more - 20
MELISSA MARIE BONILLA 9701 CHELTENHAM DR. 3937	- \$5 \\ \frac{63-8413}{2670} 49201	1952
PALM HARBOR, FL 34684	DATE 8 - 29-	20'
PAYTO THE BOARD OF	County Commissioners	\$ 400,00
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JPMorgan Chase Bank, N.A. www.Chase.com	6	
MEMO Filing Fee Ea	camera L	
#267084131#	3132943726#1952	

FILE	No.: 1601 - Bonilla	
BCC:	October 20, 2020	

# SPECIAL INSTRUCTIONS

- 5 weeks prior to Public Hearing date:

Tuesday of that week Real Property (Josh Rosado) 9/15/20 coordinates with Jo Lugo for availability on the proposed agenda and gives notice of the proposed number of Petition to Release packages.

- 4 weeks prior to Public Hearing date:

Tuesday of that week Real Property (Josh Rosado) 9/22/20 Notifies Jo the actual number of petitions and the names of the petitioners projected to go to the agenda.

- **ADVERTISEMENT ACTION:**
- 3 weeks prior to Public Hearing date (for F.S. 177.101:) (for F.S. 336.09, 10, 12)

Wednesday of that week, the Request to Advertise package for each petition must be delivered to BCC Records (Norman Loy) to meet State Statute advertising requirements. (If any petition package is not approved as of this day, please notify Jo ASAP so they can PULL the item from the Board agenda.)

PLEASE NOTE: When the Request to Advertise package is delivered to Board Records/Norman, a copy of the ad is provided to Jo. Thank you.