

RESOLUTION NO. 20-156

**A RESOLUTION OF THE BOARD OF COUNTY
COMMISSIONERS OF PINELLAS COUNTY, FLORIDA;
VACATING A 10-FOOT-WIDE STRIP OF RIGHT-OF-
WAY ACQUIRED BY PINELLAS COUNTY BY AND
FURTHER DESCRIBED IN OFFICIAL RECORDS BOOK
5977, PAGE 1991, PINELLAS COUNTY, FLORIDA;
PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, 201 Alt 19 North LLC. (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 County originally acquired the above-referenced strip of property for right-of-way purposes and subsequently constructed a sidewalk on portions thereof; and

WHEREAS, the County subsequently relocated the sidewalk outside of said property and no longer has a present need to retain said strip of right-of-way; and

WHEREAS, the Petitioner has shown that the vacation of such portions of right-of-way will not affect the ownership or right of convenient access of the public; 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 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 submit a signed affidavit within 30 days of this Resolution, wherein the Petitioner acknowledges the existence of sidewalk segments on the property subject to the vacation request, acknowledges the County's abandonment and relinquishment of all interest, control, and liability thereof effective today's date, and agrees to be solely responsible for any and all damage caused to or by the sidewalk segments.

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 Petitioner's completion of the conditions referenced herein, as acknowledged in writing by the County's Director of Building and Development Review Services. If said conditions are not completed within the time allotted, this Resolution shall be of no force and effect.

In a regular meeting duly assembled on the 17th day of November, 2020, Commissioner Eggers offered the foregoing Resolution and moved its adoption, which was seconded by Commissioner Justice, and upon roll call the vote was:

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

NAYS: None.

Absent and not voting: None.

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 20 day of December, 2020.
KENNETH P. BURKE, Clerk of the Circuit Court Ex-Officio Clerk of the Board of County Commissioners, Pinellas County, Florida.
By [Signature]
Deputy Clerk

APPROVED AS TO FORM

By: Chelsea Hardy at 8:03 am, Oct 28, 2020
Office of the County Attorney

EXHIBIT A

THE EASTERLY 10 FEET OF THE FOLLOWING DESCRIBED PARCEL.

FROM THE CENTER OF SECTION 11, TOWNSHIP 28 SOUTH, RANGE 15 EAST, RUN SOUTH $89^{\circ}19'10''$ E, ALONG THE EAST-WEST CENTERLINE OF SAID SECTION 11, 137.95 FEET TO THE INTERSECTION WITH THE WESTERLY RIGHT-OF-WAY LINE OF ALTERNATE U.S. HIGHWAY NO. 19; THENCE N $24^{\circ}20'20''$ E, ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 971.80 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N $24^{\circ}20'20''$ E, ALONG SAID WESTERLY RIGHT-OF-WAY LINE, 100.00 FEET; THENCE N $65^{\circ}39'40''$ W, 200.00 FEET; THENCE S $24^{\circ}20'20''$ W, 100.00 FEET; THENCE S $65^{\circ}39'40''$ E, 200.00 FEET TO THE POINT OF BEGINNING.