



# Pinellas County

## Legislation Details (With Text)

**File #:** 19-171A      **Version:** 1

**Type:** Petition to Vacate      **Status:** Passed

**File created:** 1/28/2019      **In control:** Board of County Commissioners

**On agenda:** 4/9/2019      **Final action:** 4/9/2019

**Title:** Petition of the Estate of Roger Labelle by Lisa A. Baith and Sharon Zomerfeld to vacate that portion of 15-foot right-of-way lying south of Lot 12 (2352 Keystone Road), Tampa & Tarpon Springs Land Co., Plat Book H1, Page 116, lying in Section 8-27-16, Pinellas County, Florida. (Legislative Hearing)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Final Letter to Petitioner with Recorded Corrected RES 19-15, 2. Recorded Corrected RES 19-15, 3. CORRECTED Adopted RES 19-15, 4. Affidavit of Publication - Adopted RES 19-15, 5. Final Letter to Petitioner - Resolution Adopted - PTV Approved, 6. Recorded RES 19-15 - Do Not Use - See CORRECTED, 7. Adopted RES 19-15 - Do Not Use - See Corrected RES 19-15, 8. Final Resolution\_Updated.pdf, 9. Affidavit of Publication - Notice of Public Hearing, 10. Notification Mailing - Notice of Public Hearing, 11. LaBelle Ad Packet.pdf, 12. Resolution.pdf, 13. Resolution.pdf, 14. Location Map.pdf, 15. Exhibit "A".pdf

Date	Ver.	Action By	Action	Result
4/9/2019	1	Board of County Commissioners	approved	Pass

**Subject:**

Petition of the Estate of Roger Labelle by Lisa A. Baith and Sharon Zomerfeld to vacate that portion of 15-foot right-of-way lying south of Lot 12 (2352 Keystone Road), Tampa & Tarpon Springs Land Co., Plat Book H1, Page 116, lying in Section 8-27-16, Pinellas County, Florida. (Legislative Hearing)

**Recommended Action:**

Approval of the petition to vacate, and if granted, adopt the attached resolution pursuant to Florida State Statute 336.

- The purpose of this request is to vacate and remove the unopened platted right-of-way between Tracts I and II, allowing the parcels to be contiguous to provide better property sale marketability.
- The Petitioners are the co-personal representatives of the estate.
- The existing easements on the property shall not be affected by the vacation and will remain in place.

Authorize the Clerk of the Court to attest and record the resolution in the public records of Pinellas County.

**Strategic Plan:**

- Deliver First Class Services to the Public and Our Customers
- 5.2 Be responsible stewards of the public’s resources
- 5.3 Ensure effective and efficient delivery of county services and support

**Summary:**

The purpose of this request is to vacate and remove the unopened platted right-of-way between Tracts I and II so that the parcels become marketable together.

**Background Information:**

The estate owns the referenced real property near Lake Tarpon through which runs an unnamed, unopened platted right-of-way along the south boundary of Tract I and the north boundary of Tract II. In order for the estate to market the property for sale, the unused right-of-way that lies between the tracts needs to be vacated. The existing drainage easements running north/south along the west boundaries will remain unchanged if the vacation is approved. The Petitioners will have access to the property from Old Keystone Road.

County departments were queried and have no objection to the vacation request.

Letters of no objection were received from Bright House, Department of Transportation, Duke Energy, Florida Department of Environmental Protection, Frontier, Pinellas County Utilities Engineering, TECO Electric, TECO Gas and WOW! The petition was properly advertised in accordance with Florida State Statute 336. Pursuant to the Real Property Division Procedures, notice was mailed by the Clerk of the Court to property owners within two hundred feet of the subject property and two yard signs were placed on the property. The Deputy Clerk will report to the Board any citizen support or opposition.

**Fiscal Impact:**

\$750.00 has been received for this request

**Staff Member Responsible:**

Rahim Harji, Assistant County Administrator  
Andrew W. Pupke, Director, Real Estate Management

**Partners:**

N/A

**Attachments:**

Resolution  
Exhibit A - Sketch and Legal  
Location Map  
Advertising Packet