



# Pinellas County

## Legislation Details (With Text)

**File #:** 20-1239A      **Version:** 1

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

**File created:** 7/2/2020      **In control:** Board of County Commissioners

**On agenda:** 11/17/2020      **Final action:** 12/15/2020

**Title:** Petition of Wat Lao Mixayaram, Inc. to vacate the sixteen-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. (Legislative Hearing)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Recorded RES 20-172, 2. Adopted RES 20-172, 3. Affidavit of Publication, 4. Wat Lao Resolution\_Final.pdf, 5. Resolution\_Redined, 6. Exhibit A, 7. Location Map, 8. Petitioner Application, 9. Advertising Packet, 10. Petition to Vacate Presentation, 11. Notification letter to affected property owners - Wat Lao Mixayaram, 12. Correspondence returned unclaimed, 13. Petitioner Documents, 14. Public Comment Cards #48 - For, 15. Affidavit of Publication\_Notice of PTV Approval

| Date       | Ver. | Action By                     | Action                   | Result |
|------------|------|-------------------------------|--------------------------|--------|
| 12/15/2020 | 1    | Board of County Commissioners | approved with conditions | Pass   |

**Subject:**

Petition of Wat Lao Mixayaram, Inc. to vacate the sixteen-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. (Legislative Hearing)

**Recommended Action:**

Denial of the petition to vacate the sixteen-foot-wide alley based on County staff objections. If granted, adopt the attached resolution pursuant to §336, Florida State Statutes.

- There is a sixteen-foot-wide platted and unimproved alley that separates properties owned by the petitioner on either side of the alley.
- The petitioner is requesting the vacation to allow for development of the subject property.
- County staff recommend denial of the vacation request based on future needs identified in the Linking Lealman Plan.
- If vacated, County staff has requested that the vacation be contingent upon the Petitioner bringing the property in compliance with the Pinellas County Code within six months of the passage of the resolution.

Authorize the Clerk of the Circuit Court to 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 the request is to vacate a sixteen (16) foot-wide platted and unimproved alley that bifurcates the petitioner's property. The petitioner is requesting the vacation to allow for development of the property.

**Background Information:**

County departments were queried and have objections to the vacation request.

Letters of no objection were received from Pinellas County Utilities, Duke Energy, Frontier, TECO Electric, TECO Gas and WOW! Bright House requested that the applicant be aware that if the possibility of relocation occurs, the relocation will be at the expense of the Petitioner.

The petition was properly advertised in accordance with §336, Florida State Statutes. Pursuant to the Real Property Division Procedures, notice was mailed by the Clerk of the Court to property owners within two hundred fifty 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:**

Andrew W. Pupke, Division Director, Facilities and Real Property Division

Kelli Levy, Director, Public Works

Blake Lyon, Director, Building Development and Review Services

Carol Stricklin, Director, Housing and Community Development

**Partners:**

N/A

**Attachments:**

Resolution

Exhibit A

Location Map

Advertising Packet

Petitioner Application