



Pinellas County

Legislation Details (With Text)

File #: 19-1886A **Version:** 1
Type: Petition to Vacate **Status:** Passed
File created: 10/9/2019 **In control:** Administrative Services
On agenda: 11/12/2019 **Final action:** 11/12/2019

Title: Petition of Frank Liberio to vacate a private drainage easement located across the southwesterly portion of Lot 3 and a portion of the 15-foot-wide private drainage and utility easement located along the westerly boundary of Lot 3 (3620 Shady Lane), Shady Lane, Plat Book 102, Page 6, lying in Section 26-27-15, Pinellas County, Florida. (Quasi-Judicial Hearing)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Final Letter to Petitioner with Recorded RES 19-88, 2. Recorded RES 19-88, 3. Adopted RES 19-88, 4. Comment Card Submitted for Public Comment - Support, 5. Affidavit of Publication - Notice of Public Hearing, 6. Liberio Resolution.pdf, 7. Notification Mailing to Affected Property Owners, 8. Resolution draft, 9. Petitioners Application, 10. Exhibit A, 11. Advertising Packet, 12. Location Map

Date	Ver.	Action By	Action	Result
11/12/2019	1	Board of County Commissioners	approved	Pass

Subject:

Petition of Frank Liberio to vacate a private drainage easement located across the southwesterly portion of Lot 3 and a portion of the 15-foot-wide private drainage and utility easement located along the westerly boundary of Lot 3 (3620 Shady Lane), Shady Lane, Plat Book 102, Page 6, lying in Section 26-27-15, Pinellas County, Florida. (Quasi-Judicial Hearing)

Recommended Action:

Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to §177, Florida State Statutes.

- A portion of the vacation request is part of a larger easement platted by the developer of the Shady Lane Subdivision
- The private drainage and utility easement were platted to allow stormwater runoff for the subdivision.
- Staff is recommending approval of the vacation request contingent upon confirmation that the stormwater requirements for the subject property have been adequately addressed elsewhere on the property. The construction of this re-design shall begin within one and one-half years from the approval of the resolution.
- The vacation of the drainage easement and a portion of the fifteen-foot-wide private drainage and utility easement will allow the petitioner to construct a pool.

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 a private drainage easement and approximately eight foot wide of a fifteen foot wide private drainage and utility easement lying within the boundary lines of the petitioner's property. This action will allow the petitioner to construct a new pool.

Background Information:

County departments were queried and have no objections to the vacation request contingent upon confirmation that the stormwater requirements for the subject property have been adequately addressed elsewhere on the property. Construction of the new drainage system shall begin within one and one-half (1.5) years from the approval of the resolution. The contingencies are reflected in the accompanying resolution.

Letters of No Objection were received from Shady Lane Home Owners Association, Bright House, Duke Energy, Frontier, Pinellas County Utilities Engineering, TECO Electric, TECO Peoples Gas and WOW!.

The petition was properly advertised in accordance with §177, Florida State Statutes.

Pursuant to Real Property Division Procedures, notices were mailed out by the Clerk of the Court to all property owners within two-hundred-feet of the subject 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, Division Director, Facilities and Real Property Division

Blake Lyon, Director, Development Review Services

Addie Javed, Director, Public Works

Partners:

N/A

Attachments:

Resolution

Exhibit A

Location Map

Petitioner Application

Advertising Packet