



Pinellas County

Legislation Details (With Text)

File #: 18-530A **Version:** 1

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

File created: 4/4/2018 **In control:** Real Estate Management

On agenda: 6/5/2018 **Final action:** 6/5/2018

Title: Petition of Hickory Point RV Park to vacate a portion of Anclote Avenue lying adjacent to Lots 3 and 4, Block 3, and that portion of the unnamed street, formerly known as Wacassassa Street, as shown on Capt. S.E. Hope's Subdivision of Anclote Florida, Hillsborough Deed Book Q, Page 342, being bounded on the northeast by the southwesterly right of way of Seminole Avenue and bounded on the southwest by the northeasterly right of way of Anclote Avenue, lying in Section 2/31/16, Pinellas County, Florida. (Legislative Hearing)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Final Letter to Petitioner with Recorded RES 18-28, 2. Affidavit of Publication - Public Notice - Resolution Adopted, 3. Recorded RES 18-28 - Approval of PTV, 4. Adopted RES 18-28, 5. Affidavit of Publication - Notice of Public Hearing, 6. Notification Mailing to Affected Property Owners, 7. Resolution.pdf, 8. LOCATION MAP, 9. Exhibit A & B Sketch and Legal.pdf

| Date | Ver. | Action By | Action | Result |
|----------|------|-------------------------------|----------|--------|
| 6/5/2018 | 1 | Board of County Commissioners | approved | Pass |

Subject:

Petition of Hickory Point RV Park to vacate a portion of Anclote Avenue lying adjacent to Lots 3 and 4, Block 3, and that portion of the unnamed street, formerly known as Wacassassa Street, as shown on Capt. S.E. Hope's Subdivision of Anclote Florida, Hillsborough Deed Book Q, Page 342, being bounded on the northeast by the southwesterly right of way of Seminole Avenue and bounded on the southwest by the northeasterly right of way of Anclote Avenue, lying in Section 2/31/16, Pinellas County, Florida. (Legislative Hearing)

Recommended Action:

Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to Florida State Statutes 336.10 and authorize the Clerk 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 subject petition seeks to vacate two rights of way: a portion of Anclote Avenue, and the unnamed, unopened street known in historical records as Wacassassa Street. Vacation of the rights of way will result in one contiguous parcel for the petitioner. The County will reserve a drainage and

utility easement over and across the Anclote Avenue vacated right of way.

Background Information:

The Anclote Avenue right of way follows the shoreline contour along the Anclote River in this area. The Anclote Avenue right of way north of the petitioner's location was vacated in 1982, and includes a drainage and utility easement. The petitioner is seeking to vacate this right of way as part of the assemblage of one contiguous parcel.

Historical records indicate the unnamed, unopened street (right of way) was once intended to be Wacassassa Street. This did not occur and a public right-of way to the south was named Wacassassa Street. Vacation of this right of way will also facilitate the petitioner's assemblage of one contiguous parcel. Historical data is unclear which of the two roads, if either, was meant to extend to the water. The Public Works Survey Division has concluded neither right of way extends to the water. Therefore, this vacation request is not in contradiction with the County's Code of Ordinances (170-238) regarding vacation of right of way to publicly accessible waters.

County departments were queried and have no objection to the vacation of both right of ways.

Letters of no objection were received from Charter, City of Tarpon Springs, Duke Energy, Frontier, Pinellas County Utilities Engineering, TECO Electric, TECO Gas and WOW!

The petition was properly advertised in accordance with Florida State Statute 336.10. Pursuant to the Real Property Division Procedures, notice was mailed by the Clerk of the Court to property owners within three 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:

Andrew W. Pupke, Director, Real Estate Management
Rahim Harji, Director, Public Works

Partners:

N/A

Attachments:

Resolution
Exhibit A - Sketch and Legal
Location Map