



# Pinellas County

## Legislation Details (With Text)

**File #:** 16-643A      **Version:** 1

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

**File created:** 4/18/2016      **In control:** Real Estate Management

**On agenda:** 10/11/2016      **Final action:** 10/11/2016

**Title:** Petition of Joseph and Eva Fuchs to vacate a portion of Beach Parkway right-of-way (legislative hearing).

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Final Letter to Petitioner, 2. Recorded RES 16-75, 3. Affidavit of Publication - Resolution Adoption Public Notice, 4. Adopted RES 16-75, 5. Affidavit of Publication - Notice of Public Hearing, 6. PTV 1496 Location Maps.pdf, 7. Resolution Fuchs, 8. PTV 1496 Fuchs Advertising Packet .pdf, 9. PTV 1496 Sketch and Legal Fuchs.pdf

Date	Ver.	Action By	Action	Result
10/11/2016	1	Board of County Commissioners	approved	Pass

**Subject:**

Petition of Joseph and Eva Fuchs to vacate a portion of Beach Parkway right-of-way (legislative hearing).

**Recommended Action:**

Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to Florida State Statute 336, 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 a portion of a 100’ right-of-way (ROW) known as Beach Parkway which lies south of the east 20 feet of lot 37, south of all of lots 38 and 39 and that part of a strip of land lying between the southerly extension of the east line of lot 39 and the west lines of lot 40, less and except the east 39 feet as shown on the plat of Harbor View #1, as recorded in Plat Book 6, Page 4 in the public records of Pinellas County. A sketch is attached to the file.

The petitioner is seeking to vacate a portion of this ROW to better accommodate potential construction on their property.

**Background Information:**

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

Letters of no objection were received from Bright House, Duke Energy, Verizon, TECO Electric 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 three yard signs were installed, two on the subject property and one north 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:**

Bill Breckinridge, Assistant County Administrator  
Andrew W. Pupke, Director, Real Estate Management  
Rahim Harji, Division Manager, Public Works

**Partners:**

N/A

**Attachments:**

Resolution  
Location Map  
Sketch and Legal  
Advertising Packet