



# Pinellas County

## Legislation Details (With Text)

**File #:** 18-258A **Version:** 1

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

**File created:** 2/14/2018 **In control:** Board of County Commissioners

**On agenda:** 4/10/2018 **Final action:** 4/10/2018

**Title:** Petition of JoAnne S. Frank to release a portion of a 30 foot drainage and utility easement lying within Lot 13, Lake Seminole Village Stage 3, Plat Book 89, Pages 15-16, lying in Section 14-30-15, Pinellas County, Florida. (Quasi-Judicial Hearing)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Final Letter to Petitioner with Recorded Resolution, 2. Recorded RES 18-42, 3. Comment Card Submitted by BCC Meeting Attendee, 4. Adopted RES 18-42, 5. Affidavit of Publication - Notice of Public Hearing, 6. Notice of Public Hearing Mailing to Affected Property Owners, 7. Approved Sketch and Legal.pdf, 8. Advertising Packet.pdf, 9. Location MAP Frank.pdf, 10. 18-258A AATF Resolution.PDF, 11. Resolution.pdf

Date	Ver.	Action By	Action	Result
4/10/2018	1	Board of County Commissioners	approved	Pass

### **Subject:**

Petition of JoAnne S. Frank to release a portion of a 30 foot drainage and utility easement lying within Lot 13, Lake Seminole Village Stage 3, Plat Book 89, Pages 15-16, lying in Section 14-30-15, Pinellas County, Florida. (Quasi-Judicial Hearing)

### **Recommended Action:**

Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to Florida State Statute 177 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 purpose of this petition to vacate request is to clear a building encroachment into a drainage easement caused by the installation of an aluminum screened Florida room. The petitioner is seeking a four and one-half (4.5) foot vacation of the drainage easement.

### **Background Information:**

There is a thirty (30) foot drainage easement, by plat, across the rear of the petitioner's property. A large drainage pipe is located within the easement which conveys storm water through a public drainage system. A portion of this screened room encroaches into the easement. In 2002, the County issued a building permit for construction of the aluminum screened Florida room, with a

twenty-five (25) foot setback.

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

Letters of no objection were received from Bright House, Duke Energy, Frontier, Pinellas County Utilities Engineering, TECO Electric, TECO Gas and WOW!

The petition was properly advertised in accordance with Florida State Statute 177.101. 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. 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

Blake Lyon, Director, DRS

Rahim Harji, Director, Public Works

Renea Vincent, Director, Planning

**Partners:**

N/A

**Attachments:**

Resolution

Exhibit A - Sketch and Legal

Location Map

Advertising Packet