



Pinellas County

Legislation Details (With Text)

File #: 18-1426A **Version:** 1
Type: Petition to Vacate **Status:** Public Hearing
File created: 9/5/2018 **In control:** Board of County Commissioners
On agenda: 11/20/2018 **Final action:** 11/20/2018
Title: Petition of Tommy G. Mathison to vacate that portion of 74th Street North lying west of Lots 11 through 14, Block D, Bon Creek Park, Plat Book 24, Page 81, lying in Section 6/31/16, Pinellas County, Florida. (Legislative Hearing)

Sponsors:

Indexes:

Code sections:

Attachments: 1. Notification Mailing to Affected Property Owners, 2. Affidavit of Publication - Notice of Public Hearing, 3. Location Map.pdf, 4. Resolution.pdf, 5. Resolution.pdf, 6. Advertising Packet.pdf, 7. Approved Legal.pdf, 8. New Easement.pdf

Date	Ver.	Action By	Action	Result
11/20/2018	1	Board of County Commissioners	deferred	

Subject:

Petition of Tommy G. Mathison to vacate that portion of 74th Street North lying west of Lots 11 through 14, Block D, Bon Creek Park, Plat Book 24, Page 81, lying in Section 6/31/16, Pinellas County, Florida. (Legislative Hearing)

Recommended Action:

Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to Florida State Statute 336 and authorize the Clerk of the Court to attest and record the resolution and the new easement in the public records of Pinellas County.

- The petitioner is the owner of the adjacent lots 1-4 and 11-14. The right of way (ROW) is on the petitioner's plat. To assure maintenance access for repair and replacement of the creek wall system, Pinellas County Stormwater & Vegetation Division will retain a ten foot easement along the south side of Lots 4 and 11 in exchange for the ROW that will be vacated. A drainage and access easement has been submitted by the Petitioner and will be recorded after the approval of the petition to vacate by the Board of County Commissioners.
- County departments were queried and have no objection to the vacation request.
- 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 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 two yard signs were placed on the property. The Deputy Clerk will report to the Board any citizen support or

opposition.

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 an unopened twenty (20) foot right of way (ROW) adjacent to the petitioner's property to allow for future development.

Background Information:

The petitioner is the owner of the adjacent lots 1-4 and 11-14. The ROW is on the petitioner's plat. To assure maintenance access for repair and replacement of the creek wall system, Pinellas County Stormwater & Vegetation Division will retain a ten foot easement along the south side of Lots 4 and 11 in exchange for the ROW that will be vacated. A drainage and access easement has been submitted by the Petitioner and will be recorded after the approval of the petition to vacate by the Board of County Commissioners.

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

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 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 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:

Rahim Harji, Assistant County Administrator

Andrew W. Pupke, Director, Real Estate Management

Partners:

N/A

Attachments:

Resolution

Exhibit A - Sketch and Legal

Location Map

Advertising Packet