



# Pinellas County

## Legislation Details (With Text)

**File #:** 19-682A **Version:** 1

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

**File created:** 4/26/2019 **In control:** Board of County Commissioners

**On agenda:** 6/18/2019 **Final action:** 6/18/2019

**Title:** Petition of Habitat for Humanity of Pinellas County to vacate public road right-of-way lying over the east 20 feet of Lot 15, Baskin Heights Subdivision, Plat Book 28, Page 34 of the public records of Pinellas County, Florida, previously dedicated as public road right-of way per Board of County Commissioners Resolution Number 13-53, as recorded in Official Record Book 18037, Page 1170, lying in section 4-30-15, and reservation of a drainage, utility, and sidewalk easement over a portion the vacated property. (Legislative Hearing)

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Final Letter to Petitioner with Recorded RES 19-39, 2. Recorded RES 19-39, 3. Affidavit of Publication for Public Notice - Adopted Resolution for PTV Approval, 4. Comment Card Submitted for Public Comment, 5. Adopted RES 19-39, 6. Resolution (002), 7. Affidavit of Publication - Notice of Public Hearing, 8. Notification Mailing to Affected Property Owners, 9. Ad Packet - Letters of No Objection - PTV Application, 10. Resolution 13-53.pdf, 11. Location Map.pdf, 12. Exhibit B - Sketch and Legal.pdf, 13. Exhibit A - Sketch and Legal .pdf

Date	Ver.	Action By	Action	Result
6/18/2019	1	Board of County Commissioners	approved	Pass

### Subject:

Petition of Habitat for Humanity of Pinellas County to vacate public road right-of-way lying over the east 20 feet of Lot 15, Baskin Heights Subdivision, Plat Book 28, Page 34 of the public records of Pinellas County, Florida, previously dedicated as public road right-of way per Board of County Commissioners Resolution Number 13-53, as recorded in Official Record Book 18037, Page 1170, lying in section 4-30-15, and reservation of a drainage, utility, and sidewalk easement over a portion the vacated property. (Legislative Hearing)

### Recommended Action:

Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to Florida State Statutes 336. Authorize the Clerk of the Court to attest and record the resolution in the Public Records of Pinellas County.

- The adjacent property was acquired by Habitat for Humanity (Habitat) and a portion of the right-of-way is requested to be released to allow for an affordable housing project to be built on the property.
- The County is retaining a drainage, utility and sidewalk easement over a portion of the released property.
- Staff supports this petition to vacate request.

### Strategic Plan:

Deliver First Class Service to the Public and Our Customers

- 5.1 Maximize partner relationships and public outreach
- 5.2 Be responsible stewards of the public's resources
- 5.3 Ensure effective and efficient delivery of county services and support
- 5.4 Strive to exceed customer expectations

**Summary:**

This action will release a previously reserved and recorded twenty (20) foot portion of right-of-way in the Baskin Heights Subdivision, Lot 15. A drainage, utility, and sidewalk easement will be reserved, described as approximately the east fifteen (15) feet of Lot 15, for the Gooden Crossing sidewalk and drainage improvement project.

The portion of Lot 15 released will make the parcel buildable and allow for affordable housing construction.

**Background Information:**

Resolution 13-53 dedicated certain portions of County-owned property as public road right of way for Gooden Crossing from 119th Street to the Pinellas Trail in June of 2013. Habitat acquired Lot 15 and is requesting that a portion of the previously dedicated right-of-way be released to make Lot 15 a buildable lot. By releasing the right-of-way and keeping an easement over a portion of it, lot 15 becomes buildable and the County retains the ability to use the easement. Alternatively, lot 15 would become a remnant lot with no development potential.

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

Letters of no objection were received from Bright House, Clearwater Gas System, Duke Energy, Frontier, Pinellas County Utilities Engineering, SWFMWD, 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:**

N/A

**Staff Member Responsible:**

Renea Vincent, Director, Planning  
Andrew W. Pupke, Director, Real Estate Management

**Partners:**

Habitat for Humanity of Pinellas County

**Attachments:**

Resolution  
Sketch and Legal - Exhibit "A"  
Easement Sketch - Exhibit "B"  
Resolution 13-53

## Location Map