



# Pinellas County

## Staff Report

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File #: 20-1936A, Version: 1

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### **Subject:**

Petition of Lynne Atwood Williams and Joseph Williams, as Trustees of The Williams Family Revocable Trust dated April 9, 2015, to vacate a portion of the 4th Avenue Southeast right-of-way (60-foot-wide) lying south of and being coincident with Lot 14, Block E, Floral Gardens Unit One, according to the Map or Plat thereof as being recorded in Plat Book 51, Pages 8 and 9 of the public records of Pinellas County, Florida and lying north of and being coincident with Lot 1, Floral Gardens-Unit Two, according to the Map or Plat thereof as being recorded in Plat Book 62, Page 14 of the public records of Pinellas County, Florida, lying in Section 36-29-15. (Legislative Hearing)

### **Recommended Action:**

Consider granting the petition to vacate, and if granted, adopt the attached resolution pursuant to §336, Florida State Statutes.

- There is a 60-foot-wide platted and unimproved right-of-way lying south of and adjacent to the petitioners' property located at 397 36<sup>th</sup> Street Southeast, Largo.
- The petitioners are requesting the vacation to allow for an increase in property size and to install a new fence.
- County staff recommend approval of the vacation request.
- If vacated, a public utility easement will be retained over portions of the vacated right-of-way.

Authorize the Clerk of the Circuit Court to 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 the request is to vacate a portion of the sixty (60) foot-wide platted and unimproved right-of-way lying south of and adjacent to the petitioners' property located at 397 36<sup>th</sup> Street Southeast, Largo. This action will increase the petitioners' property size and allow them to install a new fence.

### **Background Information:**

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

Letters of no objection were received from Pinellas County Utilities, TECO Electric, and TECO Gas. Bright House requested that the applicant be aware that if the possibility of relocation occurs, the relocation will be at the expense of the Petitioner. Wow! requested that the applicant grant

easements for their facilities or that the applicant bear the entire expense for relocation of associated Wow! services. The City of Largo's letter of no objection is contingent upon the granting of an easement to the City of Largo due to the presence of their reclaimed water facilities in a portion of the right-of-way. Duke Energy's letter of no objection is contingent upon the granting of an easement to Duke Energy over a portion of the right-of-way. Frontier's letter of no objection is contingent upon the granting of an easement to Frontier over a portion of the right-of-way. County staff recommends including the retention of a public utility easement over portions of the right-of-way in the resolution to satisfy the objections, notwithstanding the fact that Duke Energy, Frontier, and the City of Largo are seeking easements be granted in their own names.

The petition was properly advertised in accordance with §336, Florida State Statutes. Pursuant to the Real Property Division Procedures, notice was mailed by the Clerk of the Court to property owners within two hundred fifty (250) feet of the subject property and two (2) 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, Division Director, Facilities and Real Property, Administrative Services

**Partners:**

N/A

**Attachments:**

Resolution

Exhibit A

Location Map

Advertising Packet

Petitioner Application