

MANATEE COUNTY GOVERNMENT
AGENDA MEMORANDUM

SUBJECT South Braden Castle Camp Street Vacation TYPE AGENDA ITEM Consent

DATE REQUESTED July 7, 1998 DATE SUBMITTED/REVISED June 25, 1998

BRIEFINGS?/WHO? Commissioner Brown CONSEQUENCES IF DEFERRED N/A

DEPARTMENT/DIVISION Transportation Land Acquisition AUTHORIZED BY Larry R. Mau, P.E. TITLE Transportation Director *[Signature]*

CONTACT PERSON Jim Staples PRESENTER/TITLE Jim Staples, Land Acquisition Manager TELEPHONE/EXTENSION 5007 TELEPHONE/EXTENSION 5007 *[Signature]*

ADMINISTRATIVE APPROVAL *[Signature]*

ACTION DESIRED

INDICATE WHETHER "REPORT or "DISCUSSION, "FORM OF MOTION, or "OTHER ACTION REQUIRED

Adoption of Resolution R-96-97-V declaring a public hearing to vacate various portions of platted rights-of-way in South Braden Castle Camp subdivision to be held on August 25, 1998, at 9:00 a.m., or as soon thereafter as possible.

ENABLING/REGULATING AUTHORITY

Federal/State law(s), administrative ruling(s), Manatee County Comp Plan/Land Development Code, ordinances, resolutions, etc.,)

Land Development Code - Chapter 9, Sections 911.3, regarding public hearing requirements on vacation of streets and transfer of plats and 911.3.1 on public hearing and notice.

Florida Statute -Sections: 336.09, addresses closing and abandonment of roads; authority; and 177.101, vacation and annulment of plats subdividing land

BACKGROUND/DISCUSSION

Continued on Page 2.

HAS COUNTY ATTORNEY REVIEW BEEN REQUESTED? Indicate "NO" or "YES" @ right. (If "NO," proceed to 1) below; and if "YES," proceed to 2) below) NO

- 1) IF "NO" TO ABOVE:
- A) PLEASE EXPLAIN BELOW: (see also following section 1B) re: contract, agreement, lease, etc.
- Procedure previously approved by the County Attorney's Office.
- B) IF A CONTRACT, AGREEMENT, LEASE OR OTHER DOCUMENT WAS PREVIOUSLY APPROVED, STATE YEAR OF LAST USE @ RIGHT N/A
- 2) IF "YES" TO FIRST QUESTION IN THIS SECTION:
- A) HAS ENTIRE MATTER, OR ONLY A PORTION, BEEN REVIEWED? IF ONLY A PORTION, WHICH PORTION?
- B) HAVE ALL COMMENTS/SUGGESTIONS RAISED BY COUNTY ATTORNEY BEEN ADDRESSED/INCORPORATED, IF NOT, PLEASE EXPLAIN. A COPY OF FINAL COUNTY ATTORNEY MEMO RE THIS MATTER MUST BE ATTACHED (if comments were verbal, so indicate.)

ATTACHMENTS: (List in order as attached)	INSTRUCTIONS TO BOARD RECORDS
1) Resolution R-96-97-V 2) Vacation Application w/Exhibits "A" & "B" 3) Copies of two deeds 4) Location Map	Return signed resolution to Land Acquisition Transportation Department
COST No cost to County	SOURCE (ACCT# & NAME) N/A
COMMENTS N/A	AMT./FREQ. OF RECURRING COSTS (ATTACH FISCAL IMPACT STATEMENT) N/A

APPROVED IN OPEN SESSION

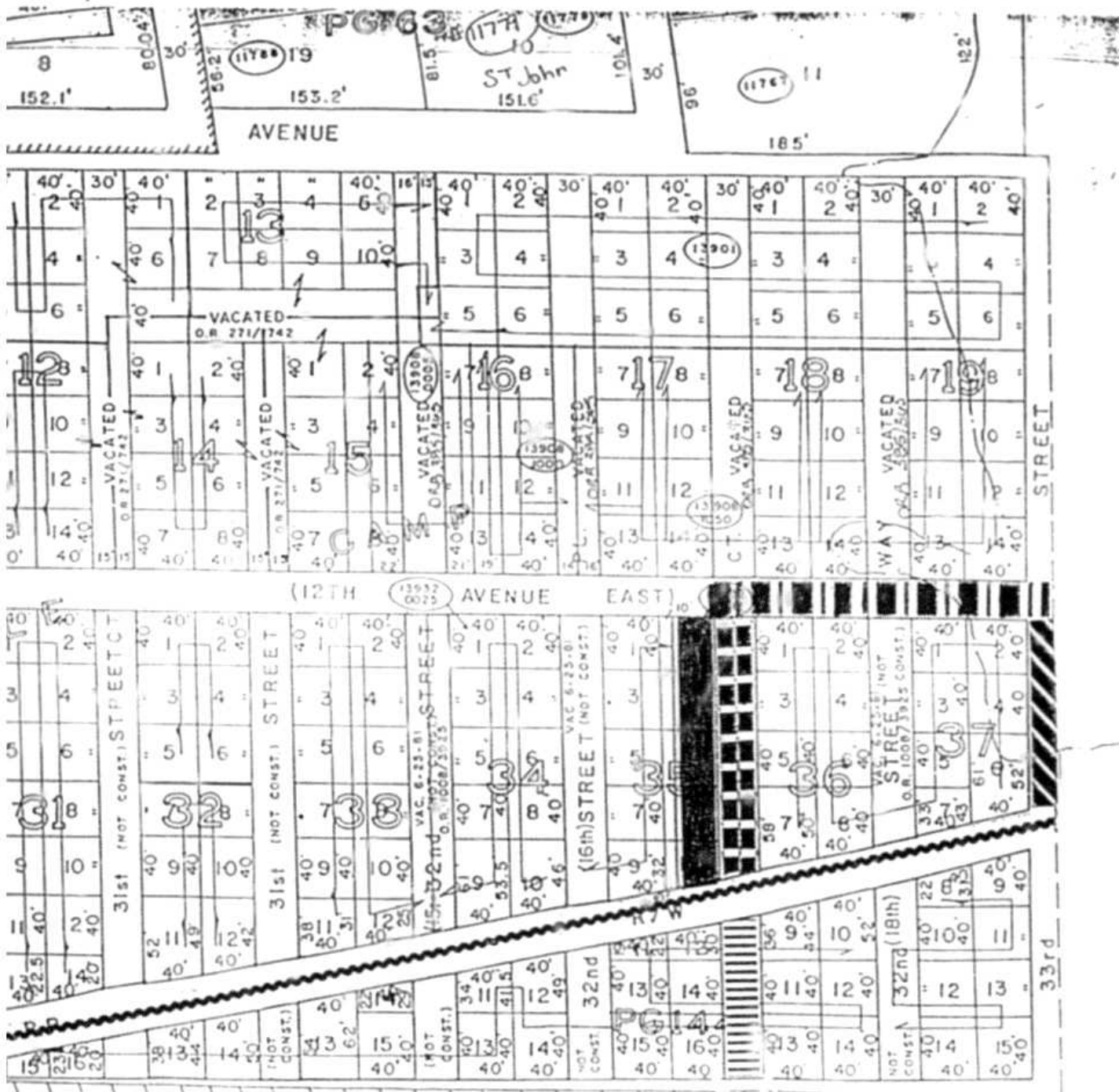
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




BOARD OF COUNTY COMMISSIONERS

66.

BACKGROUND/DISCUSSION

- The applicant is requesting four areas to be vacated as outlined below.
- The right-of-way segment of 12th Avenue East (Jackson) lying east of the west line of 32nd (17th) Street Court to the river. The Applicant owns a boat dock and ramp which lie within this portion of the right-of-way. In return for this vacation, the owner has purchased from FP&L an abandoned 30' right-of-way track to allow public access to the river. This right-of-way will be conveyed to the County (see deed attached).
- The 30' portion of 32nd (17th) Street Court lying south of 12th Avenue East and north of the abandoned railroad right-of-way to be vacated. The property owner will then convey the east 30' of Lots 2, 4, 6, 8, and 10 of Block 35 in exchange for that portion of the vacated right-of-way. This will give the owner continuous, uninterrupted use of his property.
- The portion known as 33rd Street adjacent to Lots 2, 4, and 6 of Block 37, can be vacated since this is a paper right-of-way adjacent to the river.
- As a continuation of 32nd (17th) Street Court, the portion lying south of the abandoned railroad right-of-way is also requested to be vacated at this time.
- Approval of the vacation will not deny access to their property.
- Continued access to the Braden River will remain (FP&L deeds 30' right-of-way to County).
- There were no objections from the reviewing agencies or departments.
- The adjoining property owners have agreed to these sections being vacated (letters on file).
- All costs will be borne by the applicant.



-  12TH AVENUE EAST TO THE RIVER (AREA TO BE VACATED)
-  ABANDONED RAILROAD R/W
-  32ND STREET COURT EAST (AREA TO BE VACATED)
-  DEEDED TO COUNTY IN EXCHANGE FOR THAT PORTION OF 32ND STREET COURT EAST
-  33RD STREET PAPER R/W (AREA TO BE VACATED)
-  CONTINUATION OF 32ND STREET COURT EAST (AREA TO BE VACATED)

