

RESOLUTION R-90-65

A RESOLUTION APPROVING THE CONCEPT OF INITIATING PROCEEDINGS TO VACATE COUNTY RIGHT-OF-WAY LOCATED AT HERNANDO AVENUE, EAST OF U.S. 41, NEAR "THE ATRIUMS."

WHEREAS, the late Donald L. Porter of D. L. Porter Construction, Inc. posted a performance bond in the amount of \$15,000.00 to secure the improvement of a short strip of right-of-way at Hernando Avenue, east of U.S. 41, near "the Atriums;" and

WHEREAS, such improvement had been required in connection with final site plan approval in 1985; and

WHEREAS, the subject right-of-way dead-ends into the Sarasota-Bradenton Airport; and

WHEREAS, the subject right-of-way is of little use to the public; and

WHEREAS, the Public Works Department recommends vacation of the subject right-of-way; and

WHEREAS, Florida Statute Section 336.09 authorizes the Board of County Commissioners to vacate property on its own motion.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, as follows:

The Public Works Department is directed to schedule a public hearing regarding vacation of the County right-of-way located at Hernando Avenue, east of U.S. 41, near "the Atriums," and take all steps necessary to initiate vacation proceedings pursuant to Florida statute and Manatee County ordinance as long as such vacation will not impair adjoining property owners' right of access to their properties.

This Resolution shall take effect immediately upon its adoption.

ADOPTED, with a quorum present and voting this 20th day of March, 1990.

BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA

BY: Kenneth M. Glass
Chairman

ATTEST: S. R. B. SHORE
Clerk of the Circuit Court

