

6

R-97-25-V
LABELLE/B. FOGARTY'S SUBDIVISION

RESOLUTION VACATING CERTAIN STREETS, ROADS
OR OTHER APPROPRIATE PROPERTY
PURSUANT TO SECTION 336.09 ET SEQ., FLORIDA STATUTES

WHEREAS, an Application for the Vacation of Certain Streets, Roads or Other Appropriate Property has been filed before the Board of County Commissioners of Manatee County, Florida, by ELISABETH LABELLE, and

WHEREAS, a Resolution Declaring Notice of Public Hearing on Application for the Vacation of Streets, Roads or Other Appropriate Property in connection therewith was duly adopted by said Board of County Commissioners and a copy thereof was duly published in a newspaper of general circulation in Manatee County, Florida, and

WHEREAS, a public hearing by said Board of County Commissioners was duly held considering the advisability of granting said Application, or some portion thereof, and the Board of County Commissioners was fully advised and informed in the premises.

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

1. There is hereby vacated, abandoned, discontinued and closed all of that part or portion of the particular street, road or other appropriate property in an unincorporated area of Manatee County, Florida, pursuant to the enabling legislation of Chapters 336.09 through 336.12, Florida Statutes, pertaining to the County vacating streets and other appropriate property and Chapter 177.101, Florida Statutes, pertaining to subdivision plats and land boundaries, described as follows:

SEE EXHIBIT "A" ATTACHED

2. No portion of the above described property constitutes or was acquired for a state or federal highway.

3. Any right of the County of Manatee, Florida, and the public in and to the above described real property is hereby renounced and disclaimed.

4. The above-identified Applicant shall give notice of their intention to apply to the governing body of the County to vacate said plat or part thereof by publishing legal notice in a newspaper of general circulation in the County in which the tract or parcel of land is located, in not less than one weekly issue of said paper, and must attach to the petition for vacation the proof of such publication.

5. This vacation serves a valid public purpose and is in the public interest in that the County will be relieved of maintenance obligations and any liability associated with this right-of-way as well as adding it to the tax roll.

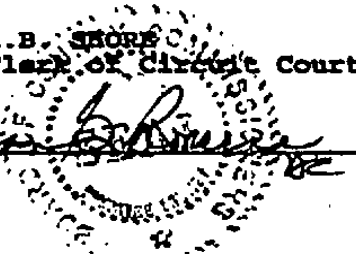
DULY ADOPTED, with a quorum present and voting, this the 22nd day of April, 1997.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

BY: Patricia M. Glass
Chairman

ATTEST: R.B. STONE
Clerk of Circuit Court

BY: [Signature]



R-97-25-V

EXHIBIT "A"

THAT CERTAIN PORTION OF THIRTY SIX (36)TH. STREET WEST RIGHT OF WAY, LYING SOUTH OF FIRST AVENUE WEST AND NORTH OF SECOND AVENUE WEST, ADJOINING BLOCK 14 AND 15, OF B. FOGARTY'S SUBDIVISION, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 1 PAGE 75, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEASTERLY CORNER OF SAID BLOCK 15; THENCE SOUTHERLY ALONG THE EASTERLY LINE OF SAID BLOCK 15, A DISTANCE OF 288.76 FEET TO THE SOUTHEASTERLY CORNER OF SAID BLOCK 15; THENCE EASTERLY ALONG THE NORTHERLY RIGHT OF WAY LINE OF SAID SECOND AVENUE WEST, A DISTANCE OF 30.00 FEET TO THE SOUTHWESTERLY CORNER OF SAID BLOCK 14; THENCE NORTHERLY ALONG WESTERLY LINE OF SAID BLOCK 14, A DISTANCE OF 288.83 FEET TO THE NORTHWESTERLY CORNER OF SAID BLOCK 14; THENCE WESTERLY ALONG THE SOUTHERLY RIGHT OF WAY LINE OF SAID FIRST AVENUE WEST, A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING, BEING AND LYING IN SECTION 28, TOWNSHIP 34 SOUTH, RANGE 17 EAST, MANATEE COUNTY, FLORIDA.

CONTAINING 8,663.80 SQUARE FEET MORE OR LESS.

Bradenton Herald

102 MANATEE AVE WEST, P.O. BOX 821
BRADENTON, FLORIDA 34208
TELEPHONE (813) 748-0411

Bradenton Herald
Published Daily
Bradenton, Manatee, Florida

STATE OF FLORIDA COUNTY OF MANATEE:

Before the undersigned authority personally appeared Jill Headings, who on oath says that she is Legal Advertising Representative of the Bradenton Herald, a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy of the advertisement, being a Legal Advertisement in the matter of

Notice of Public Hearing

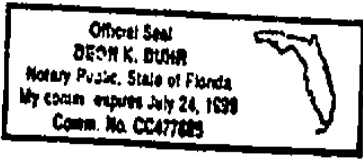
_____ in the _____ Court,
was published in said newspaper in the issues of

3/19/97

Affiant further says that the said publication is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Manatee County, Florida, each day and has been entered as second-class mail matter at the post office in Bradenton, in said Manatee County, Florida, for a period of 1 year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Jill Headings
(Signature of Affiant)

Sworn to and subscribed before me this
20th day of March, 1997
Debra K. Bush
SEAL & Notary Public



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Personally Known _____ or Produced Identification _____
Type of Identification Produced _____

MANATEE COUNTY'S
REGULATIONS CONCERNING
PUBLIC HEARING ON
APPLICATION FOR THE
VACATION OF STREETS,
ROADS OR OTHER
APPROPRIATE PROPERTY
GENERAL: AN APPLICATION
has been made to the Board of
County Commissioners of
Manatee County, Florida, for
the vacation of the hereinafter
more particularly described
street, roads or other appro-
priate property by
ELIZABETH LAGELLE.
WHEREAS, said Association
seeks the vacation of that part
or portion of the street, road
or other appropriate property
in an unincorporated area of
Manatee County, Florida, de-
scribed as follows:
THAT CERTAIN PORTION
OF THIRTY SIX (36) FEET
STREET WEST SIDE OF
WAY LYING SOUTH OF
FIRST AVENUE WEST AND
SOUTH OF SECOND AVENUE
WEST, ADJOINING
BLOCK 14 AND U. OF S.
FOOTBALL'S SUBDIVISION
AS PER PLAN THEREOF,
RECORDED IN PLAT BOOK
184821 OF THE PUBLIC
RECORDS OF MANATEE
COUNTY, FLORIDA, BEING
BOOK PARTICULARLY DE-
SCRIBED AS FOLLOWS:
BEGAN AT THE NORTH-
EASTERLY CORNER OF
SAID BLOCK 14; THENCE
SOUTHERLY ALONG THE
EASTERLY LINE OF SAID
BLOCK 14 A DISTANCE OF
300 FEET TO THE
SOUTHWESTERLY CORNER
OF SAID BLOCK 14;
THENCE EASTERLY
ALONG THE NORTHERLY
FRONT OF WAY LINE OF
SAID SECOND AVENUE
WEST A DISTANCE OF 300
FEET TO THE SOUTH-
WESTERLY CORNER OF
SAID BLOCK 14; THENCE
NORTHERLY ALONG
WESTERLY LINE OF SAID
BLOCK 14 A DISTANCE OF
300 FEET TO THE
NORTHWESTERLY COR-
NER OF SAID BLOCK 14;
THENCE WESTERLY
ALONG THE SOUTHERLY
FRONT OF WAY LINE OF
SAID FIRST AVENUE WEST,
A DISTANCE OF 300 FEET
TO THE POINT OF BEGIN-
NING SAID AND LYING IN
SECTION 26 TOWNSHIP 21
SOUTH-RANGE 17 EAST,
MANATEE COUNTY, FLOR-
IDA
CONTAINING 0.0000
SQUARE FEET MORE OR
LESS.

AND THEREFORE, BE IT
RESOLVED, by the Board of
County Commissioners of
Manatee County, Florida, that
a public hearing will be held by
the Board of County Commis-
sioners of Manatee County,
Florida, in the Commissioners'/
Chambers on the 1st Floor of
The Manatee County Adminis-
trative Center, 1112 Manatee
Avenue West, Bradenton,
Florida, at 10:00 A.M. or as
soon thereafter as 10:00 A.M. may
be heard, on the 22nd day of
APRIL, 1997, to consider the
suitability of granting said
Application, or some portion
thereof. All interested persons,
firms, corporations or other
entities and organizations shall
appear thereat accordingly.
According to Florida Statutes,
Section 216.10(2), any
action desiring to appeal any
decision made by the Board of
County Commissioners with
respect to any matter consid-
ered at said Public Hearing
will need a record of the pro-
ceedings, and for such pur-
poses it is hereby ordered that
a verbatim record of the
proceedings be made, which
record includes the testimony
and evidence upon which the
Board is to be based.
Steps in procedure for this
public hearing are in effect
pursuant to Resolution 96-70.
Copies of this Resolution are
available for review at the Cit-
izens Action Center at the
North Side of the County Ad-
ministrative Building, 1112
Manatee Avenue West, Brad-
enton, Florida, and are avail-
able for purchase from the
County Administrator's Office
at cost.
BUTLY ADOPTED, with a
motion passed and voting
this 18th day of MARCH,
1997.
Board of
County Commissioners
of Manatee County, Florida
By: _____ Chairman
ATTEST: R.D. MOORE
Clerk of Circuit Court

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**AFFIDAVIT OF POSTING OF PUBLIC NOTICE SIGN, AND
NOTIFICATION BY MAIL TO CONTIGUOUS PROPERTY OWNERS**

STATE OF FLORIDA
COUNTY OF MANATEE

BEFORE ME, the undersigned authority, personally appeared Elisabeth Labelle, who, after having been first duly sworn and put upon oath, says as follows:

1. That he/she is the Owner (owner, agent for owner, attorney in fact for owner, etc.) of the property identified in the application for Official Street Vacation No. 97-V-1 Resolution No. R-97-25-V, to be heard on April 22, 1997, and as such, is authorized to execute and make this Affidavit and is familiar with the matters set forth herein and they are true to the best of his/her knowledge, information and belief.

2. That the Affiant has caused the required public notice sign be posted pursuant to Manatee County Ordinance No. 90-01, on the property identified in said application and the sign was conspicuously posted as follows:

3. That the Affiant has caused the mailing of the required letter of notification to contiguous property owners pursuant to Manatee County Ordinance 90-01, by 1st Class Mail, on the 19th day of March, 1997.

4. That Affiant is aware of and understands that failure to adhere to the provisions of Manatee County Ordinance No. 90-01 as it relates to the above matters, may cause the above identified application and any public hearing held thereon to be ineffective and a nullity.

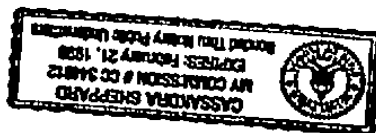
FURTHER YOUR AFFIANT SAITH NOT.

Elisabeth Labelle
Elisabeth Labelle
Affiant's Signature

SWORN TO AND subscribed before me on this 19th day of March, 1997, who is/are personally known to me or who has/have produced FDL as identification.

Cassandra Sheppard
NOTARY PUBLIC
Cassandra Sheppard
Name Typed or Printed

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R-97-25-V

LABELLE/B. FOGARTY'S SUBDIVISION STREET VACATION

CONTIGUOUS PROPERTY OWNER LIST

EPISCOPAL DAY PRIVATE SCHOOL OF MANATEE COUNTY, INC. 315 41ST STREET WEST BRADENTON, FL. 34209	BABER, RONALD E. 3504 2ND AVENUE WEST BRADENTON, FL. 34205
YANT, LINDA ANN & DANNY L. 207 37TH STREET WEST BRADENTON, FL. 34205	PARKER, STEVE F. & SHIRLEY C. 204 36TH STREET WEST BRADENTON, FL. 34205
RIDDICK, ROBERT B. & NANCY A. 201 36TH STREET WEST BRADENTON, FL. 34205	GROVE, ROBERT G. & FRANCES R. 3618 1ST AVENUE WEST BRADENTON, FL. 34205
ZIMMERMAN, FREDERIC HUTCHINSON, LAURIE F. 3630 1ST AVENUE WEST BRADENTON, FL. 34205	DEMO, NEVILLE C. & REBECCA L. 101 35TH STREET N.W. BRADENTON, FL. 34205
PERKINS, THOMAS H. & JUDITH D. 102 35TH STREET N.W. BRADENTON, FL. 34205	DURRANCE, TONI M. 102 34TH STREET N.W. BRADENTON, FL. 34205